

★ Roll Call Number

12.0891

Agenda Item Number

30

Date June 11, 2012

WHEREAS, Gerald Marchant, a City Manager's office employee, injured his left shoulder and suffered hearing loss during his employment with the City; and

WHEREAS, Mr. Marchant incurred these injuries within the course and scope of his employment; and

WHEREAS, Mr. Marchant has now received a rating from the treating doctors with respect to the hearing loss and the left shoulder; and

WHEREAS, the City has negotiated a proposed settlement of these injuries; and

WHEREAS, it is the opinion of the Legal Department that payment of the proposed settlement agreement would be in the best interest of the City of Des Moines; NOW, THEREFORE,

BE IT RESOLVED by the City Council of the City of Des Moines, Iowa:

That payment of \$80,000.00 to Gerald Marchant and his attorney, Larry Krpan, 2700 Westown Parkway, Ste. 300, West Des Moines, IA 50266, be made and the same is hereby approved and the Finance Director is authorized and directed to draw a warrant accordingly under Fund Codes 529810 IS010 CMO010401.

FORM APPROVED:

MOVED BY Hensley TO ADOPT

Angela T. Althoff
Assistant City Attorney

Table with 5 columns: COUNCIL ACTION, YEAS, NAYS, PASS, ABSENT. Rows include COWNIE, COLEMAN, GRIESS, HENSLEY, MAHAFFEY, MEYER, MOORE, and TOTAL.

CERTIFICATE

I, DIANE RAUH, City Clerk of said City hereby certify that at a meeting of the City Council of said City of Des Moines, held on the above date, among other proceedings the above was adopted.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.

T. M. Franklin Council Mayor

Diane Rauh City Clerk