



Roll Call Number

130724

Agenda Item Number

29B

Date May 6, 2013

WHEREAS, Robert Van Cleave, a former Public Works employee, injured his shoulder and neck; and

WHEREAS, Mr. Van Cleave incurred this injury within the course and scope of his employment; and

WHEREAS, the ruling on Mr. Van Cleave's case is on appeal; and

WHEREAS, while this case is upon appeal, it is the opinion of the Legal Department that a voluntary payment of 20% industrial disability plus interest due to date 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 \$70,013.19 to Robert Van Cleave and his attorney 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 SP360 PWK040400.

FORM APPROVED:

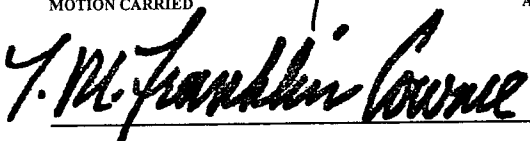
MOVED BY Mahaffey TO ADOPT.


Angela T. Althoff
Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
COLEMAN	✓			
GRIESS	✓			
HENSLEY	✓			
MAHAFFEY	✓			
MEYER	✓			
MOORE	✓			
TOTAL	7			

MOTION CARRIED

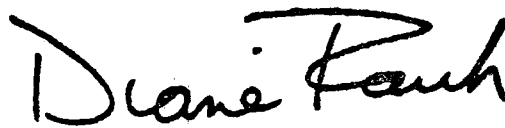
APPROVED


T. M. Franklin
Mayor

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.



City Clerk