



Roll Call Number

19-1726

Agenda Item Number

34

Date November 4, 2019

APPROVING PAYMENT FOR THE PROPERTY CLAIM OF FARMERS INSURANCE EXCHANGE AS SUBROGEE FOR KOENIG ENGINEERING INC.

WHEREAS, Farmers Insurance Exchange as subrogee for Koenig Insurance Inc. has filed a property damage claim against the City of Des Moines; and

WHEREAS, a settlement agreement has been negotiated with Farmers Insurance Exchange as subrogee for Koenig Engineering Inc.; and

WHEREAS, it is the opinion of the Legal Department that approval of the settlement agreement and payment of the settlement amount 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 the Legal Department is authorized to enter into the settlement agreement negotiated in this matter, execute any documents necessary to effectuate the terms of the settlement agreement and that payment of the settlement amount hereby is approved, and the Finance Director is authorized and directed to draw a warrant accordingly.

MOVED BY Gatto TO ADOPT.

Form Approved:

Carol J. Moser

Deputy City Attorney

CERTIFICATE

I, P. Kay Cmelik, 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.

Table with 5 columns: COUNCIL ACTION, YEAS, NAYS, PASS, ABSENT. Rows include COWNIE, BOESEN, COLEMAN, GATTO, GRAY, MANDELBAUM, WESTERGAARD, and TOTAL.

MOTION CARRIED

APPROVED

J. M. Frank Cownie Mayor

P. Kay Cmelik City Clerk