



Roll Call Number

21-0198

Agenda Item Number

30

Date February 8, 2021

APPROVING PAYMENT FOR THE PROPERTY CLAIM OF OWNERS INSURANCE COMPANY AS SUBROGEE FOR BERNADINE REWALT

WHEREAS, Bernadine Rewalt has a property damage claim against the City of Des Moines; and

WHEREAS, Owners Insurance Company covered its insured's costs; and

WHEREAS, Owners Insurance Company now seeks reimbursement from the City; and

WHEREAS, a settlement agreement has been negotiated with Owners Insurance Company as subrogee for Bernadine Rewalt; and

WHEREAS, it is the opinion of the Legal Department that payment 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 Galto TO ADOPT.

Form Approved:

/s/: Carol J. Moser

Deputy City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
BOESEN	✓			
GATTO	✓			
GRAY	✓			
MANDELBAUM	✓			
VOSS	✓			
WESTERGAARD	✓			
TOTAL	7			

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.

MOTION CARRIED

APPROVED

J. M. Franklin Cownie Mayor

P. Kay Cmelik

City Clerk