

21-0199

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Date February 8, 2021

**APPROVING PAYMENT FOR THE CLAIM OF POLITO'S LA PIZZA HOUSE**

WHEREAS, Polito's La Pizza House has a property damage claim against the City of Des Moines; and

WHEREAS, a partial settlement agreement has been negotiated with Polito's La Pizza House; and

WHEREAS, it is the opinion of the Legal Department that partial 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 partial 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:

/s/: Carol J. Moser

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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. Frank Cownie  
Mayor

P. Kay Cmelik

City Clerk