



Roll Call Number

23-0303

Agenda Item Number

26

Date March 6, 2023

APPROVING PAYMENT TO THE DES MOINES AREA COMMUNITY COLLEGE FOR A PROPERTY DAMAGE CLAIM AND AUTHORIZING EXECUTION OF A RELEASE AND SETTLEMENT AGREEMENT

WHEREAS, the Des Moines Area Community College (DMACC) has a civil claim against the City of Des Moines; and

WHEREAS, a settlement agreement has been negotiated with DMACC; 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 payment of the settlement amount hereby is approved, and the Finance Director is authorized and directed to draw a warrant accordingly.

BE IT FURTHER RESOLVED, that the Mayor is authorized and directed to sign the Settlement and Release Agreement in this matter.

MOVED BY Gatto TO ADOPT

SECOND BY Voss

Form Approved:

[Signature]

Carol J. Moser Deputy City Attorney

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

CERTIFICATE

I, LAURA BAUMGARTNER, 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.

[Signature] Mayor

[Signature] City Clerk