

BY AUTHORITY

RESOLUTION NO. 53  
SERIES OF 2009

COMMITTEE OF REFERENCE  
Safety

A RESOLUTION

authorizing and approving the expenditure and payment from the appropriation account designated "liability claims," the sum of Fifteen Thousand Dollars (\$15,000.00) payable to Brice A. Tondre, Esq., on behalf of Michael Wayne Fleming, in full payment and satisfaction of all claims in Civil Action No. 07-cv-00118-MSK-CBS in the United States District Court for the District of Colorado.

BE IT RESOLVED BY THE COUNCIL OF THE CITY AND COUNTY OF DENVER:

**Section 1.** That the Council of the City and County of Denver hereby approves and authorizes the expenditure and payment from the 2009 appropriation account designated as "Liability Claims" (Auditor's Fund 11827, Org. 4511001), the sum of Fifteen Thousand Dollars (\$15,000.00) in full settlement of all claims in Civil Action No. 07-cv-00118-MSK-CBS in the United States District Court for the District of Colorado.

Payment to be made upon the execution and delivery of such release or releases as is or are satisfactory to the attorney for the City and County of Denver.

**Section 2.** The Auditor is hereby authorized and directed to make such book and record such entries and to do such other things as may be necessary to accomplish the purposes of this resolution.

COMMITTEE APPROVAL DATE: N/A

MAYOR-COUNCIL DATE: April 28, 2009.

PASSED BY THE COUNCIL May 4, 2009.

Jeannette Robb - PRESIDENT

ATTEST: Stephanie J. O'Malley CLERK AND RECORDER,  
EX-OFFICIO CLERK OF THE  
CITY AND COUNTY OF DENVER

PREPARED BY: JOHN ECKHARDT Assistant City Attorney - DATE: April 29, 2009

Pursuant to section 13-12, D.R.M.C., this proposed resolution has been reviewed by the office of the City Attorney. We find no irregularity as to form, and have no legal objection to the proposed resolution. The proposed resolution is **not** submitted to the City Council for approval pursuant to § 3.2.6 of the Charter.

David R. Fine, City Attorney

BY: [Signature], Asst. City Attorney

DATE: 20 Apr, 2009.

