

1 **BY AUTHORITY**

2 RESOLUTION NO. CR23-1215
3
4 SERIES OF 2023

COMMITTEE OF REFERENCE

Safety, Housing, Education & Homelessness

5 **A RESOLUTION**

6 Authorizing and approving the expenditure and payment from the
7 appropriation account designated “liability claims,” the sum of One Hundred
8 Thousand dollars (\$100,000.00) made payable to Michael McDaniel and
9 attorneys, Ascend Counsel, LLC, in full payment and satisfaction of all claims
10 related to the civil action captioned *Agazi Abay, et al. v. the City and County*
11 *of Denver, Colorado*, which was filed in the U.S. District Court, State of
12 Colorado, Case No. 20-cv-01616-RBJ.
13

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

15
16 **Section 1.** That the Council of the City and County of Denver hereby approves and authorizes
17 the expenditure and payment from the 2023 appropriation account designated as “Liability Claims”
18 (Accounting Number 11827 4511001), the sum of One Hundred Thousand dollars (\$100,000.00)
19 made payable to Michael McDaniel and attorneys, Ascend Counsel, LLC, in full payment and
20 satisfaction of all claims related to the civil action captioned *Agazi Abay, et al. v. the City and County*
21 *of Denver, Colorado*, which was filed in the U.S. District Court, State of Colorado, Case No. 20-cv-
22 01616-RBJ.

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

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

28 [BALANCE OF PAGE INTENTIONALLY LEFT BLANK]

1 COMMITTEE APPROVAL DATE: N/A

2 MAYOR-COUNCIL DATE: August 29, 2023

3 PASSED BY THE COUNCIL: _____

4 _____ - PRESIDENT

5 ATTEST: _____ - CLERK AND RECORDER,
6 EX-OFFICIO CLERK OF THE
7 CITY AND COUNTY OF DENVER
8

9 PREPARED BY: Ashley M. Kelliher, Assistant City Attorney DATE: August 29, 2023

10 Pursuant to section 13-9, D.R.M.C., this proposed resolution has been reviewed by the Office of the
11 City Attorney. We find no irregularity as to form and have no legal objection to the proposed
12 resolution. The proposed resolution is not submitted to the City Council for approval pursuant to §
13 3.2.6 of the Charter.

14 Kerry Tipper, City Attorney

15 BY: _____, Assistant City Attorney DATE: _____