

1 **BY AUTHORITY**

2 RESOLUTION NO. 23-1471

COMMITTEE OF REFERENCE

3
4 SERIES OF 2023

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 Million**
8 **Four Hundred Thirty-Eight Thousand Five Hundred Dollars and No Cents**
9 **(\$1,438,500.00) made payable to Baumgartner Law, L.L.C. and the following:**
10 **Alexis Mendez, Alexis Morris-Phillips, Alisa Guy, Asa Briggs, Azria Arroyo,**
11 **Benjamin Bialy, Branden Rich, Brandi Smith, Chelsea Smith, Christopher Lo**
12 **Coco, Dan Delany, Dana Bergren, David Chapman, David Hagan, Elizabeth**
13 **Werren, Em Heydt, Fernando Garcia, Forrest Elliot, James Stacey, James**
14 **Sweetman, John Cameron, Jonathan Ziegler, Kassandrah Mashino, Lily**
15 **Knowles, Luna Rose Lo Coco, Pamela Keltie, Porshai Campbell, Rebecca**
16 **Agwu, Ryan Jon Pflanzner, Sable Spottswood, Scarlett Barnhill, Theresa**
17 **Dougherty, Timmy Lomas, Victoria Brown, and Alexis Mendez in full payment**
18 **and satisfaction of all claims related to the civil action captioned Rebecca**
19 **Agwu, et. al. v. City and County of Denver, which was filed in the United States**
20 **District Court for the District of Colorado, Case No. 21-cv-02478-RBJ.**

21
22 **BE IT RESOLVED BY THE COUNCIL OF THE CITY AND COUNTY OF DENVER:**

23
24 **Section 1.** That the Council of the City and County of Denver hereby approves and authorizes
25 the expenditure and payment from the 2023 appropriation account designated as “Liability Claims”
26 (Accounting Number 11827 4511001), the sum of One Million Four Hundred Thirty-Eight Thousand
27 Five Hundred Dollars and No Cents (\$1,438,500.00) made payable to Baumgartner Law, L.L.C. and
28 the following: Alexis Mendez, Alexis Morris-Phillips, Alisa Guy, Asa Briggs, Azria Arroyo, Benjamin
29 Bialy, Branden Rich, Brandi Smith, Chelsea Smith, Christopher Lo Coco, Dan Delany, Dana Bergren,
30 David Chapman, David Hagan, Elizabeth Werren, Em Heydt, Fernando Garcia, Forrest Elliot, James
31 Stacey, James Sweetman, John Cameron, Jonathan Ziegler, Kassandrah Mashino, Lily Knowles,
32 Luna Rose Lo Coco, Pamela Keltie, Porshai Campbell, Rebecca Agwu, Ryan Jon Pflanzner, Sable
33 Spottswood, Scarlett Barnhill, Theresa Dougherty, Timmy Lomas, Victoria Brown, and Alexis
34 Mendez in full payment and satisfaction of all claims related to the civil action captioned Rebecca
35 Agwu, et. al. v. City and County of Denver, which was filed in the United States District Court for the
36 District of Colorado, Case No. 21-cv-02478-RBJ.

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

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

4
5 COMMITTEE APPROVAL DATE: N/A

6 MAYOR-COUNCIL DATE: October 3, 2023

7 PASSED BY THE COUNCIL: October 9, 2023

8  _____ - PRESIDENT

9 ATTEST: _____ - CLERK AND RECORDER,
10 EX-OFFICIO CLERK OF THE
11 CITY AND COUNTY OF DENVER
12

13 PREPARED BY: Ashley Kelliher, Assistant City Attorney DATE: 9/28/2023

14 Pursuant to section 13-9, D.R.M.C., this proposed resolution has been reviewed by the Office of the
15 City Attorney. We find no irregularity as to form and have no legal objection to the proposed
16 resolution. The proposed resolution is not submitted to the City Council for approval pursuant to §
17 3.2.6 of the Charter.

18 Kerry Tipper, City Attorney

19
20 BY: Anshul Bagga, Assistant City Attorney

DATE: Oct 5, 2023