

1 **BY AUTHORITY**

2 RESOLUTION NO. CR23-1217

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 Three  
8 Hundred Twenty Thousand dollars (\$320,000.00) made payable to Gabriel  
9 Thorn and Loevy & Loevy, in full payment and satisfaction of all claims related  
10 to the civil action captioned *Agazi Abay, et al. v. the City and County of*  
11 *Denver, Colorado*, which was filed in the U.S. District Court, State of Colorado,  
12 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 Three Hundred Twenty Thousand dollars  
19 (\$320,000.00) made payable to Gabriel Thorn and Loevy & Loevy, in full payment and satisfaction  
20 of all claims related to the civil action captioned *Agazi Abay, et al. v. the City and County of Denver,*  
21 *Colorado*, which was filed in the U.S. District Court, State of Colorado, Case No. 20-cv-01616-RBJ.

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

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

27 [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: September 7, 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: \_\_\_\_\_