

Date..... August 23, 2010

**RESOLUTION AUTHORIZING RETENTION OF HALL & ASSOCIATES FOR REPRESENTATION IN THE MATTER ENTITLED IOWA LEAGUE OF CITIES V. UNITED STATES ENVIRONMENTAL PROTECTION AGENCY**

WHEREAS, the Legal Department recommends that outside counsel be retained for representation in the matter entitled Iowa League of Cities v. United States Environmental Protection Agency.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Des Moines, Iowa:

1. That it hereby authorizes retention of John Hall & Associates for representation in the action entitled Iowa League of Cities v. United States Environmental Protection Agency at hourly rates for the lawyers and staff as follows:

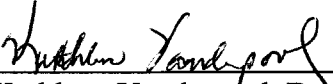
John Hall	\$325.00
Gary Cohen	\$295.00
Bill Hall	\$235.00
Philip Rosenman and other junior attorneys	\$165.00
Legal Assistant	\$ 80.00

not to exceed \$25,000, including out of pocket expenses.

2. That it authorizes and directs the City Attorney to sign a Joint Litigation Agreement, an engagement letter and or other agreement as is necessary to secure such joint representation with John Hall & Associates and authorizes the City Attorney and Finance Department to make payments in accordance with any agreement or engagement letter.

APPROVED AS TO FORM:

Moved by \_\_\_\_\_ to adopt.

  
Kathleen Vanderpool, Deputy City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
GRIESS				
HENSLEY				
MAHAFFEY				
MEYER				
MOORE				
TOTAL				

**CERTIFICATE**

I, DIANE RAUH, 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.

MOTION CARRIED APPROVED

\_\_\_\_\_ Mayor

\_\_\_\_\_ City Clerk