

★ **Roll Call Number**

Agenda Item Number

24

Date August 24, 2009

WHEREAS, the City has been presented with a billing for services in the amount of \$25,376.13 rendered by Ahlers & Cooney, P.C., with respect to General Obligation Bonds, Series 2009E, Series 2009F and Series 2009G; and

WHEREAS, the City Legal Department has reviewed such billing and recommends payment.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Des Moines, Iowa, that the billing be forwarded to the Finance Department for payment from the appropriate accounts; and the Finance Director is directed to cause such check to be issued in the amount of \$25,376.13.

Moved by _____ to adopt.

APPROVED AS TO FORM:



Lawrence R. McDowell
Deputy City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
HENSLEY				
KIERNAN				
MAHAFFEY				
MEYER				
VLASSIS				
TOTAL				

MOTION CARRIED

APPROVED

.....
Mayor

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.

City Clerk

24

AHLERS & COONEY, P.C.
ATTORNEYS AT LAW
100 COURT AVENUE, SUITE 600
DES MOINES, IOWA 50309-2231
515-243-7611
FEDERAL ID 42-1323559

CITY OF DES MOINES, IOWA
ALLEN MC KINLEY, FINANCE DIR./TREAS.
CITY HALL, 400 ROBERT D. RAY DRIVE
DES MOINES, IA 50309

ATTORNEY - WJN
INVOICE # 577126
JULY 24, 2009

CLIENT NUMBER - 10387

FOR PROFESSIONAL SERVICES RENDERED
THROUGH JULY 19, 2009

RE: FY10 CIP BONDS

MATTER NUMBER - 221

3/04/09	WJN	1.70	ANALYSIS OF APPLICABLE AUTHORITIES RE CIP PROJECTS AS ESSENTIAL OR GENERAL CORPORATE PURPOSES
3/05/09	WJN	.40	CONFER WITH FINANCE DIRECTOR RE PROJECT CLASSIFICATIONS AND COUNCIL ELECTIONS RE SAME
3/06/09	WJN	.80	REVIEW BOND SIZING MEMO AND CIP DESCRIPTIONS OF CERTAIN PROJECTS; ATTENTION TO CORRESPONDENCE FROM FINANCE DIRECTOR
3/20/09	WJN	.30	DRAFT ADVICE TO FINANCE DIRECTOR RE REFINANCING OF STATE LOAN FOR I-235 SEWER IMPROVEMENTS
3/24/09	WJN	.30	ATTENTION TO STATE FUNDING AGREEMENT RE I-235 SEWER IMPROVEMENTS
4/02/09	WJN	1.80	ATTENTION TO PROPOSED CIP BOND PROJECTS AND MEMORANDUM FROM FINANCE DIRECTOR RE SAME; DRAFT ADVICE TO HIM RE HEARING CLASSIFICATIONS AND REVISIONS TO BOND SIZING MEMO
4/03/09	WJN	2.30	REVISE BOND SIZING MEMO; DRAFT ADVICE TO FINANCE DIRECTOR RE SAME; ADDITIONAL ADVICE RE PUBLIC HOUSING IMPROVEMENTS; BEGIN DRAFTING OF ROLL CALLS TO SET HEARINGS ON BOND PROPOSALS
4/06/09	WJN	1.70	REVIEW CHANGES TO BOND SIZING MEMO; ADVICE TO FINANCE DIRECTOR AND STAFF RE SAME; DRAFT ROLL CALLS TO SET HEARINGS ON BOND PROPOSALS
4/07/09	WJN	1.40	CONFER WITH FINANCE DIRECTOR; ATTENTION TO ADDITIONAL REVISIONS TO BOND SIZING MEMO; REVISE ROLL CALLS TO SET HEARINGS ON BOND PROPOSALS AND LETTER TO FINANCE DIRECTOR RE SAME
4/09/09	WJN	.80	PROOF AND REVISE ROLL CALLS TO SET HEARINGS ON BOND PROPOSALS AND LETTER TO FINANCE DIRECTOR RE SAME

CITY OF DES MOINES, IOWA
10387 / 221

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4/10/09	WJN	.20	REVIEW CORRESPONDENCE FROM CITY MANAGER AND FINANCE DIRECTOR
4/22/09	WJN	.20	REVIEW PUBLISHED NOTICES OF BOND HEARINGS
4/24/09	WJN	1.30	DRAFT AND REVISE ROLL CALLS FOR PUBLIC HEARINGS AND TAKING ADDITIONAL ACTION ON BOND PROPOSALS; DRAFT LETTER TO FINANCE DIRECTOR RE SAME
4/27/09	WJN	.90	REVIEW PROPOSED BOND SIZING SCHEDULES FROM FINANCIAL ADVISOR; DRAFT ADVICE TO FINANCE DIRECTOR RE OPEN TAX ISSUES; REVIEW BLUE LETTER AND CORRESPONDENCE FROM FINANCE DIRECTOR
4/30/09	WJN	.20	REVIEW AND ADVICE TO FINANCE DIRECTOR RE GRANDVIEW CLUBHOUSE PROJECT
5/04/09	WJN	.20	ATTENTION TO CORRESPONDENCE FROM FINANCIAL ADVISOR RE PRIVATE ACTIVITY PROJECTS TO BE INCLUDED IN TAXABLE SERIES
5/06/09	WJN	1.80	REVIEW CORRESPONDENCE AND PROPOSED FINANCING SCHEDULES FROM FINANCIAL ADVISOR; DRAFT ADVICE TO FINANCIAL ADVISOR RE BAB OPTION; ATTENTION TO BAB DISCLOSURES AND OFFERING TERMS AT PUBLIC SALE
5/07/09	WJN	1.40	REVIEW SALE DETAILS AND CORRESPONDENCE FROM FINANCIAL ADVISOR; DRAFT AND REVISE ROLL CALL TO DIRECT ADVERTISEMENT OF BONDS FOR SALE AND LETTER TO FINANCE DIRECTOR RE SAME; ATTENTION TO BAB PROVISIONS FOR NOTICE OF BOND SALE
5/11/09	WJN	1.20	DRAFT ROLL CALL TO AWARD SALE OF BONDS TO BEST BIDDERS AND LETTER TO FINANCE DIRECTOR RE SAME; CONFER WITH FINANCE DIRECTOR
5/13/09	WJN	2.70	ATTENTION TO NOTICE OF BOND SALE; REVIEW CORRESPONDENCE FROM FINANCIAL ADVISOR RE PRELIMINARY OFFICIAL STATEMENT; TAX ANALYSIS RE CAPITAL EXPENDITURE LIMITATION ON BABS; ADVICE TO FINANCE DIRECTOR RE SAME
5/14/09	WJN	3.20	ADDITIONAL ATTENTION TO CAPITAL EXPENDITURE ISSUES; ADVICE TO FINANCE DIRECTOR RE SAME; REVIEW AND REVISE DRAFT OFFICIAL STATEMENT
5/15/09	WJN	1.80	REVIEW DRAFT OFFICIAL STATEMENT; ADVICE TO CITY ATTORNEY RE LITIGATION DISCLOSURE; ADVICE TO FINANCIAL ADVISOR RE COMMENTS ON OFFICIAL STATEMENT
5/18/09	WJN	2.70	ATTENTION TO LETTER TO FINANCE DIRECTOR RE ROLL CALLS FOR DATE OF BOND SALE; REVIEW REVISIONS TO PRELIMINARY OFFICIAL STATEMENT; PREPARE ADDITIONAL REVISIONS TO SAME; DRAFT FORMS OF LEGAL OPINIONS FOR INCLUSION IN OFFICIAL STATEMENT

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10387 / 221

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5/19/09 WJN 1.30 REVISE FORMS OF LEGAL OPINIONS; DRAFT DISCLOSURE
CERTIFICATES FOR EACH SERIES; ADVICE TO FINANCIAL
ADVISOR RE SAME; CONFER WITH SAME

5/21/09 WJN .90 DRAFT ROLL CALLS AUTHORIZING ISSUANCE OF SERIES
2009F AND TAXABLE SERIES 2009G BONDS

5/23/09 WJN .30 REVISE ROLL CALLS TO AUTHORIZE ISSUANCE OF SERIES
2009F AND 2009G BONDS

6/03/09 WJN 7.80 TO CITY HALL FOR RECEIPT OF BIDS; MEETING WITH
FINANCE DIRECTOR AND FINANCIAL ADVISOR RE SAME;
CONFERENCES WITH FINANCE DIRECTOR, FINANCIAL
ADVISOR, RATING AGENCIES AND BOND PURCHASERS RE
DISTRICT COURT RULING IN FRANCHISE FEE CASE;
DRAFTING OF ADDENDUM TO OFFICIAL STATEMENT RE
SAME; ATTEND CITY COUNCIL MEETING FOR AWARD OF
BONDS TO BEST BIDDERS FOR SAME; BEGIN DRAFTING OF
ROLL CALLS AUTHORIZING ISSUANCE OF BONDS

6/04/09 WJN 3.30 REVISE LITIGATION DISCLOSURE; ADVICE TO CITY
ATTORNEY AND FINANCE DIRECTOR RE SAME; DRAFT ROLL
CALLS TO AUTHORIZE ISSUANCE OF THREE SERIES OF
BONDS; DRAFT TAX CERTIFICATES FOR BUILD AMERICA
BONDS AND URBAN RENEWAL BONDS; DRAFT LETTER TO
FINANCE DIRECTOR RE ROLL CALLS AND TAX
CERTIFICATES

6/05/09 WJN 3.20 DRAFT CLOSING CERTIFICATES FOR EACH SERIES; DRAFT
LETTERS TO FINANCE DIRECTOR AND PURCHASERS OF
SERIES 2009E AND 2009F BONDS; ATTENTION TO
PREPARATION OF ORIGINAL BONDS FOR SERIES 2009E
(20 BONDS), SERIES 2009F (8 BONDS) AND SERIES
2009G (10 BONDS); PREPARE SPECIAL FORM 8038-G
REPORT FOR SERIES 2009E BUILD AMERICA BONDS;
DRAFT LETTER TO FINANCE DIRECTOR RE FORM 8038-CP
AND ADVICE RE COMPLETING AND FILING OF SAME

6/08/09 WJN .90 REVISE LETTER TO FINANCE DIRECTOR RE IRS FORM
8038-CP FOR CLAIMING SUBSIDY PAYMENTS; PROOF AND
REVISE CLOSING CERTIFICATES, ORIGINAL BONDS, AND
LETTERS RE SAME

6/11/09 WJN .60 REVIEW DRAFT OF FINAL OFFICIAL STATEMENT; PROVIDE
COMMENTS ON SAME TO FINANCIAL ADVISOR

6/16/09 WJN .90 ATTENTION TO REVIEW OF ORIGINAL EXECUTED BONDS;
DRAFT LETTERS TO DTC RE SAME; REVIEW EXECUTED
CLOSING DOCUMENTS

6/17/09 KLB 1.00 CALCULATE DEBT SERVICE SCHEDULES FOR SERIES E &
F; COMPLETE TAX CERTIFICATES AND 8038-GS

6/18/09 WJN 1.20 ATTENTION TO FORMS 8038-G FOR SERIES 2009E AND
2009F BONDS; CONFER WITH FINANCIAL ADVISOR RE

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		SPECIAL BAB SCHEDULE FOR SERIES 2009E FILING; ATTENTION TO PRE-CLOSING TRANSCRIPT REVIEW
6/19/09 WJN	.80	PREPARE FORM 8038-G FOR 2009F BONDS; FINALIZE TAX CERTIFICATE FOR SAME
6/22/09 WJN	1.20	ATTENTION TO SCHEDULE FOR FORM 8038-G FOR 2009E (BAB) BONDS; FINAL TRANSCRIPT REVIEW; ATTENTION TO CLOSING LETTERS FROM FINANCIAL ADVISOR
6/25/09 WJN	1.20	ATTENTION TO CLOSING OF ISSUES; DRAFT LETTERS RE CLOSING DOCUMENTS TO FINANCE DIRECTOR AND PURCHASERS OF EACH SERIES OF BONDS; ATTENTION TO FILING FORMS 8038-G RE SERIES 2009E AND 2009F BONDS
7/08/09 WJN	.30	DRAFT LETTER TO FINANCE DIRECTOR RE CAPITAL EXPENDITURES
7/10/09 WJN	.50	DRAFT LETTER TO FINANCE DIRECTOR RE AFFIDAVITS OF MAILING; ATTENTION TO CLOSING FILES

PROFESSIONAL SERVICES

25,050.00

SUMMARY OF PROFESSIONAL SERVICES

	HOURS
WJN	53.70
KLB	1.00
	54.70

COSTS ADVANCED

FEDERAL EXPRESS CHARGES	74.13
PHOTOCOPIES	252.00

TOTAL COSTS ADVANCED

326.13

INVOICE TOTAL

25,376.13