

Date November 6, 2006

APPROVING PAYMENT OF BILLING FROM HALL & ASSOCIATES  
FOR SERVICES RELATED TO THE COMBINED SEWER SYSTEM  
AND COMBINED SEWER OVERFLOWS RELATED TO THE NPDES PERMIT

WHEREAS, on April 10, 2006, pursuant to Roll Call No. 06-651, this City Council authorized the retention of Hall & Associates to provide consultation and representation services regarding an Iowa Department of Natural Resources (IDNR) violation, the negotiation of a consent decree for the implementation of a Long Term Control Plan for the combined sewer system and combined sewer overflows required by the WRF National Pollution Discharge Elimination System (NPDES) Permit,

WHEREAS, the fees for such services will be allocated between the WRA and the City, as appropriate;

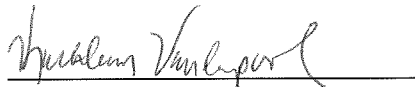
WHEREAS, Hall & Associates has submitted a billing dated October 5, 2006, in the amount of \$3,601.99;

WHEREAS, the City Legal Department has audited said billing and has verified the bill to be correct 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, and that the Finance Director be and is hereby authorized and directed to issue a check in the amount of \$3,601.99 to Hall & Associates.

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

APPROVED AS TO FORM:

  
Kathleen Vanderpool  
Deputy City Attorney

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

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Hall & Associates  
1101 Fifteenth Street, N.W.  
Suite 203  
Washington, DC 20005

Invoice submitted to:  
City of Des Moines  
Public Works Department  
Sewer Enterprise Division  
3000 Vandalia Road  
Des Moines IA 50317-1346  
William Stowe, Public Works Director

October 05, 2006  
In Reference To: Consent Decree Negotiation / LTCP  
Invoice #5370

Professional Services

			<u>Hrs/Rate</u>	<u>Amount</u>
9/5/2006	JCH	Discussion with G. Cohen re follow up on consent order.	0.50 250.00/hr	125.00
	GBC	Review documents; Meet with J. Hall re follow up on consent order; Meet with A. Ritter re statute of limitations.	1.75 250.00/hr	437.50
	AR	Conference with G. Cohen re statute of limitations.	0.25 150.00/hr	37.50
9/7/2006	AR	Review case law and regulations for statute of limitations for CWA violations under state law.	5.50 150.00/hr	825.00
9/12/2006	GBC	Research statute of limitations.	2.00 250.00/hr	500.00
9/13/2006	GBC	Review documents.	2.25 250.00/hr	562.50
9/14/2006	GBC	Review background documents.	2.00 250.00/hr	500.00
9/19/2006	GBC	Review documents; Discuss status with J. Hall.	0.75 250.00/hr	187.50
	JCH	Conference with G. Cohen re status of issue evaluation.	0.25 250.00/hr	62.50
9/22/2006	GBC	Review EPA guidance.	1.25 250.00/hr	312.50

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	<u>Hours</u>	<u>Amount</u>
For professional services rendered	16.50	\$3,550.00
Additional Charges :		
9/30/2006 Photocopies/Document Processing - September 2006.		9.02
Postage Charges - September 2006.		0.43
Local/Long Distance Telephone Charges - September 2006.		42.54
Total costs		<u>\$51.99</u>
Total amount of this bill		<u>\$3,601.99</u>
Previous balance		<u>\$2,906.24</u>
Balance due		<u><u>\$6,508.23</u></u>

\$3,601.99

\$2,906.24

\$6,508.23

Approved  
10/11/06  
y