



**Roll Call Number**

**Agenda Item Number**

26

**Date** August 29, 2011

**APPROVING PAYMENT OF BILLING FROM HUSCH BLACKWELL LLP  
FOR SERVICES RELATED TO LEVEE SYSTEM ISSUES**

WHEREAS, on February 14, 2011, pursuant to Roll Call No. 11-0222, this City Council authorized the retention of Husch Blackwell LLP to provide joint representation with the Des Moines Metropolitan Wastewater Reclamation Authority (WRA) on levee system issues ; and

WHEREAS, on February 15, 2011, pursuant to WRA Board Resolution No. 11-019 the WRA Board authorized the retention of Husch Blackwell LLP to provide joint representation with the City of Des Moines on levee system issues; and

WHEREAS, the fees for such services are being allocated with the City paying 75% and the WRA paying 25%, except for any matter that is unique to either entity, then that entity shall pay such costs related to that matter; and

WHEREAS, Husch Blackwell LLP has submitted a billing dated August 8, 2011 in the total amount of \$13,872.15; and

WHEREAS, the City Legal Department and Public Works Director have reviewed said billing and the Legal Department has verified it 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 \$13,872.15 to Husch Blackwell LLP with \$5,281.88 to be paid by the City and \$8,590.27 to be paid by the WRA.

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          |      |      |          |        |
| 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