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Date March 12, 2012

**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, those resolutions authorized the City Attorney to secure such representation in accordance with an agreement or engagement letter; and

WHEREAS, that engagement letter provides for hourly rates to be updated periodically and such fees were updated for 2012; 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 February 9, 2012 in the total amount of \$820.93; 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.

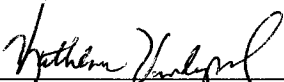
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NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Des Moines, Iowa:

That pursuant to the agreement, the hourly rates have increased for 2012 which are hereby approved and 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 \$820.93 to Husch Blackwell LLP with \$820.93 to be paid by the City.

Moved by _____ to adopt.

APPROVED AS TO FORM:



 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