

Date December 21, 2015

**APPROVING PAYMENT OF BILLING FROM HALL & ASSOCIATES FOR SERVICES RELATED TO NPDES PERMIT FOR THE CITY IN THE AMOUNT OF \$885.88**

WHEREAS, on February 23, 2015, pursuant to Roll Call No. 15-0305, this City Council authorized the retention of Hall & Associates to provide consultation and representation services related to the negotiation of a "Special Conditions – Combined Sewer Overflows" included as a part of the WRA's NPDES Permit and consented to joint representation and consent to waiver of any conflict of interest with joint representation with the Des Moines Metropolitan Wastewater Reclamation Authority ("WRA"); and

WHEREAS, on February 17, 2015, pursuant to WRA Board Resolution No. 15-21, the WRA authorized retention of Hall & Associates to provide consultation and representation services to the WRA regarding negotiation of its NPDES Permit and consented to joint representation and consent to waiver of any conflict of interest with joint representation with the City of Des Moines; and

WHEREAS, on December 15, 2015, the WRA authorized an additional \$25,000 for the employment of Hall & Associates for consultation and representation services related to the negotiation of the WRA's NPDES Permit and the DNR's proposed waste load allocation; and

WHEREAS, originally it was thought that Hall & Associates would bill the WRA and the City separately for the representation, but after services began it became evident it was easier and more cost effective for the WRA Director and the City Public Works Director to determine the appropriate billing between the City and the WRA; and

WHEREAS, Hall & Associates has submitted a billing dated November 25, 2015 in the amount of \$3,401.57 to the WRA and City; and.

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

1. The WRA Director and City Public Works Director have reviewed the invoices and determined how that the billings should be allocated between the City and WRA.
2. The payment of \$885.88 is hereby authorized to be paid by the City for work on the "Special Conditions – Combined Sewer Overflows" included as a part of the WRA's NPDES Permit and the payment of \$2,515.69 to be paid by the WRA regarding negotiations of the NPDES Permit and has been authorized by the WRA Director.

★ Roll Call Number

Agenda Item Number

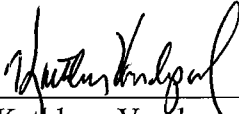
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- 3. That the payment for the total billing be forwarded to the Finance Department, and that the Finance Director be and is hereby authorized and directed to issue a check consistent with this roll call.

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

APPROVED AS TO FORM:

  
 Kathleen Vanderpool  
 Deputy City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
GATTO				
GRAY				
HENSLEY				
MAHAFFEY				
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