

★ Roll Call Number

14-0146

Agenda Item Number

28

Date January 27, 2014

APPROVING PAYMENT OF BILLINGS FROM HALL & ASSOCIATES FOR REPRESENTATION IN THE MATTER ENTITLED IOWA LEAGUE OF CITIES V. UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

WHEREAS, on August 23, 2010, by Roll Call No. 10-1373, the City Council authorized the retention of Hall & Associates for representation in the action entitled Iowa League of Cities v. United States Environmental Protection Agency in an amount not to exceed \$25,000.00, and authorized the City Attorney to sign a joint Litigation Agreement, an engagement letter and or other agreement as necessary to secure such joint representation; and

WHEREAS, on May 20, 2013, by Roll Call No. 13-0801, the City Council authorized an additional amount of not to exceed \$1,500.00, and directed the City Attorney to sign an amendment to the Joint Litigation Agreement or other agreement, if necessary, for the additional authorization with Hall & Association; and

WHEREAS, on December 23, 2013, by Roll Call No. 13-1967, the City Council authorized an additional amount of not to exceed \$1,500.00, and directed the City Attorney to sign an amendment to the Joint Litigation Agreement or other agreement, if necessary, for the additional authorization with Hall & Association; and

WHEREAS, Hall & Associates has submitted a billing dated November 15, 2013 in the amount of \$12,477.24 with the City's portion being \$1,039.77 and a billing dated December 17, 2013 in the amount of \$2,352.00 with the City's portion being \$196.00 for a total amount of due \$1,235.77; and

WHEREAS, the City Legal Department has reviewed said billings and verified them to be correct and recommends payment.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Des Moines, Iowa, that the billings 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 \$1,235.77 to Hall & Associates.

Moved by Mahaffey to adopt.

APPROVED AS TO FORM:

Kathleen Vanderpool, Deputy City Attorney

Table with 5 columns: COUNCIL ACTION, YEAS, NAYS, PASS, ABSENT. Rows include COWNIE, COLEMAN, GRAY, HENSLEY, MAHAFFEY, MOORE, VOSS, and TOTAL (5 YEAS, 2 ABSENT).

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.

Y. M. Franklin Council Mayor

Diane Rauh City Clerk