



Roll Call Number

14-1633

Agenda Item Number

22

Date October 20, 2014

APPROVING PAYMENT OF BILLING FROM HALL & ASSOCIATES FOR REPRESENTATION IN THE MATTER ENTITLED IOWA LEAGUE OF CITIES V. UNITED STATES ENVIRONMENTAL PROTECTION AGENCY AND INCREASING AUTHORIZATION IN AN AMOUNT NOT TO EXCEED \$2,500.00

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, on July 14, 2014, by Roll Call No. 14-1059, the City Council authorized an additional amount of not to exceed \$1,500.00; and

WHEREAS, Hall & Associates has submitted a billing dated September 29, 2014 in the amount of \$12,354.72 with the City's portion being \$1,029.56 and

WHEREAS, the City Legal Department has reviewed said billing and 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 \$1,029.56 to Hall & Associates and that an additional amount of not to exceed \$2,500.00 is hereby authorized.

APPROVED AS TO FORM:

[Signature of Kathleen Vanderpool]

Kathleen Vanderpool, Deputy City Attorney

Moved by Hensley to adopt.

[Signature of Hensley]

Table with columns: COUNCIL ACTION, YEAS, NAYS, PASS, ABSENT. Rows include COWNIE, COLEMAN, GATTO, GRAY, HENSLEY, MAHAFFEY, MOORE, and TOTAL (7). Includes MOTION CARRIED and APPROVED indicators.

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.

[Signature of Mayor]

[Signature of Diane Rauh, City Clerk]