

★ Roll Call Number
18-0993

Agenda Item Number
37

Date June 11, 2018

AUTHORIZING THE MAYOR TO EXECUTE A CONFLICT AND WAIVER FORM

WHEREAS, an action has been filed in case number LACL140301 against Defendants the Des Moines Airport Authority, the Des Moines Airport Authority Board, James Welker and the City of Des Moines; and

WHEREAS, the Ahlers & Cooney, P.C. firm represents the Des Moines Airport Authority, the Des Moines Airport Authority Board and James Welker in the above-described litigation; and

WHEREAS, the Ahlers & Cooney, P.C. firm also provides certain advice and counsel as to bonds and other matters for the City of Des Moines; and

WHEREAS, James Wainwright of the Ahlers & Cooney, P.C. law firm has requested, a waiver of conflict of interest be signed by the City; and

WHEREAS, representation of the Des Moines Airport Authority, its board and James Welker by Ahlers & Cooney, P.C. does not jeopardize the City's interest in this action.

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

The Des Moines City Council acknowledges the waiver and consent to any conflict, express or implied, regarding the representation by the Ahlers & Cooney, P.C. law firm of the Des Moines Airport Authority, the Des Moines Airport Authority Board and James Welker with respect to case number LACL140301 and authorizes the Mayor to execute a conflict and waiver form evidencing the same.

Moved by Gatto to adopt.

Approved as to Form:

Michelle Mackel-Wiederanders
 Michelle Mackel-Wiederanders, Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
BOESEN	✓			
COLEMAN	✓			
GATTO	✓			
GRAY	✓			
MANDELBAUM	✓			
WESTERGAARD	✓			
TOTAL	7			

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 7 APPROVED
T. M. Franklin Cooney Mayor

Diane Rauh City Clerk