



Roll Call Number

24-1640

Agenda Item Number

23

December 9, 2024

Date

APPROVAL OF RETENTION OF OUTSIDE COUNSEL

WHEREAS, concerns have been raised regarding communications in the workplace; and
WHEREAS, it is legally necessary to investigate such concerns; and
WHEREAS, a conflict prevents typical investigation protocols from being used; and
WHEREAS, it is in the best interest of the City to retain outside counsel to conduct the investigation; and
WHEREAS, Attorneys William Graham and Wesley Graham of the law firm Duncan Green, PC have agreed to conduct the investigation.

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

That William Graham and Wesley Graham of the law firm Duncan Green, PC, 400 Locust Street, Suite 380, Des Moines, Iowa 50309, be and is retained by the City of Des Moines for the purpose of conducting a workplace investigation and providing an opinion at its conclusion. Such retention is at the rate of \$275 per hour plus reasonable expenses.

BE IT FURTHER RESOLVED that the attorneys are to provide detailed billing for such services and payment for such services may be periodic. The Finance Director is authorized to pay for such services and the City Attorney shall report such payments to the City Council on a quarterly basis.

Moved by Gatto to adopt.

Second by Voss.

Approved as to Form:

[Signature]

Carol J. Moser
Deputy City Attorney

Table with columns: COUNCIL ACTION, YEAS, NAYS, PASS, ABSENT. Rows include BOESEN, SIMONSON, VOSS, COLEMAN, WESTERGAARD, MANDELBAUM, GATTO, and TOTAL (7 yeas).

CERTIFICATE

I, LAURA BAUMGARTNER, 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] Mayor

[Signature] City Clerk