

**Memorandum
Public Works Department**



To: City Manager
Subject: Wastewater Treatment System, Project 2624
Date: June 27, 2013
Number: 2013-128

DrinkerBiddle & Reath is due payment for legal services provided through April 30, 2013 for the Wastewater Treatment System, Project 2624.

Recommendation

The Public Works Department recommends that the City Council approve the payment to DrinkerBiddle & Reath in the amount of \$15,100.44.

Vendor: DrinkerBiddle & Reath
Payment Amount: \$15,100.44

Fund:	506	Wastewater Operations and Maintenance
Department:	618	Utilities Services
Cost Center:	341	Wastewater Mill Street Plant
Object Code:	56503	Legal Services
Project:	2624	Wastewater Treatment System

Purchase Order: P003691

Submitted by: Randall D. Tweet, Public Works Director
Michael J. Kane, P.E., City Engineer

Approved by: Thomas Thomas, City Manager

2009 /

LAW OFFICES

Drinker Biddle & Reath LLP

191 N. Wacker Drive
Suite 3700
Chicago, IL 60606-1698
312-569-1000

REMITTANCE PAGE

05/31/2013

City of Rock Island
Mr. Robert Hawes
1528 Third Avenue
Rock Island, IL 61201

Invoice No. 14674104

For services through 30 APRIL 2013 as follows:

<u>Our File</u>	<u>Matter Name</u>	<u>Amount</u>
321140	Environmental Law	
	Current Fees	14,809.50
	Expenses and Charges	<u>290.94</u>
	Total Amount Due This Invoice Per Attached Detail	<u>\$ 15,100.44</u>

Please return this remittance copy with your payment.
Payment for legal services is due within 30 days of invoice date.

Wire Payments:

Bank: Citibank – New York, NY
ABA #: 021000089
Payee: Brown Brothers Harriman & Co.
Acct. No.: 09250276
Further Credit: Drinker Biddle & Reath LLP
Account No. 3485513
Reference: 160805/14674104

Checks:

Drinker Biddle & Reath LLP
One Logan Square, Ste. 2000
Philadelphia, PA 19103-6996

ACH Payments:

Bank: Brown Brothers Harriman & Co.
Acct Name: Drinker Biddle & Reath LLP
ABA #: 026-004-802
Acct. No. : 3485513

(160805)

2013-128
V 09763

506-618341-56503-2624000

PO-003691
R004038

LAW OFFICES

Drinker Biddle & Reath
L L P191 N. Wacker Drive
Suite 3700
Chicago, IL 60606-1698
312-569-1000City of Rock Island
Mr. Robert Hawes
1528 Third Avenue
Rock Island, IL 61201Invoice Number: 14674104
Invoice Date: 05/31/2013
Client Number: 160805
Matter Number: 321140
Page: 1**RE: Environmental Law**

FOR PROFESSIONAL SERVICES RENDERED THROUGH 30 APRIL 2013

			<u>Hours</u>	<u>Amount</u>
EM		Environmental Law		
03/01/13	RM Harsch	Review draft reply to USEPA from Mr. Butt.	0.40	198.00
03/05/13	RM Harsch	Review final draft Symbiont memo; e-mail and phone call to Mr. Chow at USEPA and Mr. Middleton and Ms. Marshall; reply to e-mail from Mr. Chow regarding his vacation.	1.10	544.50
03/19/13	RM Harsch	Review e-mail of USEPA questions from Mr. Till; respond to Mr. Till.	0.90	445.50
		TOTAL Environmental Law	2.40	1,188.00
			<u>Hours</u>	<u>Amount</u>
LTCP		Long Term Control Plan		
03/03/13	RM Harsch	Revise draft response and return to Symbiont and Rock Island; e-mail response to Mr. Kane regarding new bacterial standard and LTCP.	0.60	297.00
04/10/13	RM Harsch	LTCP - Work on Symbiont's letter; e-mail reply from Mr. Kutsunis; e-mail Mr. till; respond to his question.	0.50	247.50
04/11/13	RM Harsch	LTCP - Phone call with Mr. Till regarding submission of forms for air permit to IEPA; e-mail to Mr. Chow regarding need for meeting.	0.50	247.50
04/15/13	RM Harsch	LTCP - Review Mr. Butts letter to Middleton; follow-up e-mail to Mr. Chow.	0.40	198.00
04/19/13	RM Harsch	LTCP - Review e-mails from Mr. Butt for further USEPA questions; e-mail Mr. Chow with objections; telephone call with Mr. Butts.	1.00	495.00

			<u>Hours</u>	<u>Amount</u>
LTCP		Long Term Control Plan		
04/24/13	RM Harsch	LTCP - Revise Mr. Butts draft letter; response from Mr. Butts; e-mail from Mr. Chow; respond to Mr. Chow; forward Mr. Chow's response question for Symbiont; response.	1.80	891.00
04/29/13	RM Harsch	Long Term Control Plan - Review issues and reply to e-mails.	0.40	198.00
04/30/13	RM Harsch	LTCP - Telephone call with Mr. Till regarding USEPA inaction and impact on the Long Term Control Plan; impact of delay on either project; invoking dispute resolution; e-mails to Ms. Flynn regarding consent decree impact; conference with a stack testing consultant and e-mail to Mr. Till regarding call.	1.20	594.00
04/30/13	T Flynn	Receipt and review of e-mail from Mr. Harsch and attached consent agreement regarding LTCP; receipt and cursory review of numerous e-mails and attachments related to engine testing.	2.10	651.00
TOTAL Long Term Control Plan			8.50	3,819.00
			<u>Hours</u>	<u>Amount</u>
MILL		Mill Creek		
03/12/13	RM Harsch	E-mail Mr. Brost regarding 60-day notice and review responses of mail delivery; send status of mail receipts to Mr. Thomas add running of 60-days.	1.60	792.00
03/14/13	RM Harsch	E-mail to Mr. Brost; telephone call from Mr. Brost regarding ACOE work; 60-day Notice and request for meeting refer his e-mail to City of Rock Island.	1.30	643.50
03/15/13	RM Harsch	Meet with Mr. Kutsunis to discuss issues.	0.30	148.50
03/21/13	RM Harsch	Mill Creek - E-mails regarding meeting with ACOE; respond to Mr. Thomas regarding meeting with City Council.	0.30	148.50

			<u>Hours</u>	<u>Amount</u>
MILL		Mill Creek		
03/22/13	RM Harsch	Telephone call with Mr. Kutsunis regarding need for call with Rock Island County and City of Milan and decision on meeting with ACOE; telephone call and e-mail with Mr. Seiver.	0.50	247.50
03/25/13	RM Harsch	Telephone call with Mr. Seiver regarding status and meeting with ACOE; e-mail to Mr. Davis.	0.50	247.50
03/27/13	RM Harsch	E-mails regarding meeting; call Mr. Davis.	0.30	148.50
04/03/13	RM Harsch	E-mail to Mr. Thomas regarding need to reply; response from Mr. Kutsunis; reply from Mr. Thomas; set up meeting.	1.20	594.00
04/05/13	RM Harsch	E-mail regarding meeting with ACOE.	0.40	198.00
04/09/13	RM Harsch	Mill Creek - Conference call with Mr. Kutsunis, Ms. Castro; move forward with meeting.	1.10	544.50
04/10/13	RM Harsch	Mill Creek - E-mails regarding meeting with ACOE and City of Rock Island Counsel; e-mail cost estimate for 60 day notice for County.	0.70	346.50
04/22/13	RM Harsch	Mill Creek - Meeting with Mr. Brost and Rock Island District ACOE, Rock Island County Assistant, State's Attorney Dott Castre, Mr. Kutsunis, Mr. Kane and Mr. Tweet; follow-up meeting with Mr. Thomas and Rock Island attendees.	8.00	3,960.00
04/23/13	RM Harsch	Mill Creek - Search for Supreme Court taking decision regarding ACOE flood of State and send same to Mr. Davis; conference call with Ms. Flynn regarding need for changes to complaint; review Citizen's Group objection letter to ACOE dredging.	1.10	544.50
04/23/13	RM Harsch	Mill Creek - Review draft letter to USEPA from Mr. Butt and comment.	0.50	247.50
04/23/13	T Flynn	Exchanges of e-mails and telephone discussion with Mr. Harsch regarding draft complaint; review of draft complaint to determine status of same.	0.30	93.00

			<u>Hours</u>	<u>Amount</u>
MILL	Mill Creek			
04/24/13	T Flynn	Review and revise draft complaint; online research regarding Army Corps of Engineers funding; e-mails to Mr. Harsch.	2.10	651.00
04/29/13	RM Harsch	Mill Creek - Work on complaint and e-mail to Mr. Seiver.	0.50	247.50
TOTAL Mill Creek			20.70	9,802.50

CURRENT FEES

\$14,809.50

SUMMARY OF TASK AMOUNTS

<u>TASK</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>
EM	Environmental Law	1,188.00
LTCP	Long Term Control Plan	3,819.00
MILL	Mill Creek	9,802.50
TOTAL		14,809.50

TIME AND FEE SUMMARY

<u>TIMEKEEPER</u>	<u>RATE</u>	<u>HOURS</u>	<u>FEES</u>
RM Harsch	\$495.00	27.10	\$13,414.50
T Flynn	\$310.00	4.50	\$1,395.00
TOTALS		31.60	\$14,809.50

EXPENSES AND CHARGES

04/18/13	Duplicating User Roy M. Harsch made 3 copies on 04/18/2013 at 08:49 hrs	0.45
04/18/13	Duplicating User Roy M. Harsch made 6 copies on 04/18/2013 at 09:40 hrs	0.90
04/18/13	Duplicating User Roy M. Harsch made 4 copies on 04/18/2013 at 12:32 hrs	0.60

04/22/13	Duplicating User Roy M. Harsch made 10 copies on 04/22/2013 at 10:40 hrs	1.50
04/23/13	Duplicating User Roy M. Harsch made 1 copies on 04/23/2013 at 13:43 hrs	0.15
04/24/13	Duplicating User Roy M. Harsch made 2 copies on 04/24/2013 at 10:00 hrs	0.30
04/25/13	Duplicating User Roy M. Harsch made 8 copies on 04/25/2013 at 11:36 hrs	1.20
04/25/13	Duplicating User Roy M. Harsch made 2 copies on 04/25/2013 at 16:30 hrs	0.30
04/26/13	Duplicating User Roy M. Harsch made 2 copies on 04/26/2013 at 11:33 hrs	0.30
	TOTAL:	<u>5.70</u>
04/30/13	Travel - Ground Transportation - Roy M. Harsch Travel to Rock Island, IL to attend meeting with City of Rock Island 10/22-10/23/12	178.16
	TOTAL:	<u>178.16</u>
04/30/13	Travel - Lodging (Hotel, Apt, Other) - Roy M. Harsch Travel to Rock Island, IL to attend meeting with City of Rock Island 10/22-10/23/12	72.00
	TOTAL:	<u>72.00</u>
04/30/13	Travel - Meals - Roy M. Harsch Travel to Rock Island, IL to attend meeting with City of Rock Island 10/22-10/23/12	32.88
	TOTAL:	<u>32.88</u>
02/06/13	Telecommunication Services User Roy M. Harsch called 14147551180 on 02/06/2013 at 11:36 hrs (for 23:36)	1.20
12/14/12	Telecommunication Services User Roy M. Harsch called 13097322239 on 12/14/2012 at 15:57 hrs (for 19:30)	1.00
	TOTAL:	<u>2.20</u>
	CURRENT EXPENSES AND CHARGES	<u>\$ 290.94</u>
	TOTAL THIS INVOICE	<u>\$ 15,100.44</u>

Payment for legal services is due within 30 days of invoice date.

Law Offices

191 North Wacker Drive
Suite 3700
Chicago, IL
60606-1698

312-569-1000 phone
312-569-3000 fax
www.drinkerbiddle.com

CALIFORNIA
DELAWARE
ILLINOIS
NEW JERSEY
NEW YORK
PENNSYLVANIA
WASHINGTON DC
WISCONSIN

May 31, 2013

Mr. Robert Hawes P.E.
Director of Public Works
City of Rock Island
1528 Third Avenue
Rock Island, IL 61201

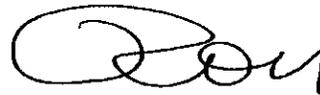
Re: Environmental Law, Long Term Control Plan, Mill Creek

Dear Bob:

Enclosed please find our invoice for services rendered March 1, 2013 through April 30, 2013 for the above-referenced matters.

If you have any questions regarding this or any other statement, please do not hesitate to contact me.

Very truly yours,



Roy M. Harsch

RMH/ad
Enclosure(s)

CH01/ 22434857.3