

**Memorandum
Public Works Department**



To: City Manager
Subject: Long Term Control Plan
Date: May 26, 2015
Number: 2015-095

DrinkerBiddle & Reath is due payment for legal services provided through March 31, 2015 for the Long Term Control Plan.

Recommendation

The Public Works Department recommends that the City Council approve the payment to DrinkerBiddle & Reath in the amount of \$17,640.00.

Vendor: DrinkerBiddle & Reath
Payment Amount: \$17,640.00

Fund:	506	Wastewater Operations and Maintenance	(\$8,820.00)
Department:	618	Utilities Services	
Cost Center:	341	Wastewater Mill Street Plant	
Object Code:	56503	Legal Services	
Project:	2687	Farmall Storage Tanks	

Fund:	506	Wastewater Operations and Maintenance	(\$8,820.00)
Department:	618	Utilities Services	
Cost Center:	341	Wastewater Mill Street Plant	
Object Code:	56503	Legal Services	
Project:	2624	WWTP	

Requisition Number: R005480

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

Approved by: Thomas Thomas, City Manager



191 N. Wacker Dr., Ste. 3700
 Chicago, IL 60606-1698
 (312) 569-1000 *office*
 (312) 569-3000 *fax*
 TAX I.D. #23-1423089

REMITTANCE ADVICE

Mr. Randall D. Tweet
 Public Works Director
 City of Rock Island
 Public Works Department
 1528 Third Avenue
 Rock Island, IL 61201

Invoice Number: 14855605
 Invoice Date: 04/30/2015
 Client Number: 160805
 Matter Number: 321140

Re: Environmental Law

For services through March 31, 2015

Current Fees 17,640.00

Total Amount Due This Invoice \$17,640.00

Wire or ACH Payments:

Beneficiary: DRINKER BIDDLE & REATH LLP
 Credit Account #: 6232743478
 ABA: 036076150
 SWIFT: CTZIUS33
 Bank: Citizens Bank
 Bank Address: 1 Citizens Drive
 Riverside, RI 02915
 Reference: 160805/14855605

Checks:

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

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

✓ 09763

R 005480



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Mr. Randall D. Tweet
Public Works Director
City of Rock Island
Public Works Department
1528 Third Avenue
Rock Island, IL 61201

Invoice Number: 14855605
Invoice Date: 04/30/2015
Client Number: 160805
Matter Number: 321140

Re: Environmental Law

For professional services rendered through March 31, 2015

Fees

			<u>Hours</u>	<u>Amount</u>
	LTCP	Long Term Control Plan		
01/12/15	RM Harsch	Review questions from Mr. Till regarding Blackhawk Creek project; email Mr. Till regarding discussions and reply to his email.	1.20	630.00
01/13/15	RM Harsch	Review emailed questions from Mr. Till regarding issues with the Blackhawk Creek project and email Mr. Till regarding call; call with Mr. Till to discuss issue and needed information; Review additional information sent my Mr. Till; compare draft NPDES Permit to that provided by City; discuss missing pages with Mr. Till and need for timely renewal application; email Mr. Kane regarding renewal.	3.20	1,680.00
01/14/15	RM Harsch	Email to Mr. Cook regarding correct expiration date and due date for renewal application.	0.20	105.00
01/19/15	RM Harsch	Review marked up version of email from Mr. Till and respond.	0.50	262.50
01/20/15	RM Harsch	Review draft letter from Mr. Till regarding Blackhawk Park project; emails from City regarding call to discuss; email to Mr. Till and City regarding my thoughts on necessary revisions; revise draft letter and forward same to City and Mr. Till for review and comment; emails regarding questions and setting up conference call for Friday.	2.90	1,522.50
01/21/15	RM Harsch	Review email from Mr. Kane; respond to Mr. Kane's email.	0.20	105.00
01/22/15	RM Harsch	Various emails regarding Blackhawk Creek Project.	0.30	157.50
01/23/15	RM Harsch	Conference call to discuss LTCP aspects of the Blackhawk Creek Project and the need to proceed with construction permits.	1.20	630.00
03/16/15	RM Harsch	Exchange emails with Mr. Till regarding need to talk about Quarterly Report.	0.40	210.00

LTCP		Long Term Control Plan	<u>Hours</u>	<u>Amount</u>
03/18/15	RM Harsch	Emails and phone call with Mr. Brian Till of Symbiont regarding his preparation of Quarterly Report and determination that City will not complete construction by deadline in LTCP Schedule, review LTCP Schedule Attachment and review Consent Decree Language with Mr. Till; Send email to Mr. Chow notifying him about delay and City position that IEPA and USEPA delays constitutes Force Majeure; Reply from Mr. Chow; forward emails to Symbiont and City.	3.20	1,680.00
03/19/15	RM Harsch	Review email from Mr. Till regarding his determination and forward same to Mr. Chow; discuss delay with Mr. Chow and potential approval as a Force Majeure as set forth in Consent Decree; send update email to client and Mr. Till; respond to reply from City Attorney Morrison; prepare and send an outline of a time line of events and send same to Symbiont for assistance in preparing a letter to Mr. Chow.	2.90	1,522.50
03/20/15	RM Harsch	Begin work on letter to Mr. Chow; phone call with Mr. Till.	0.90	472.50
03/23/15	RM Harsch	Finish reviewing and revising Symbiont Timeline; various emails back and forth with Symbiont; conference call with Symbiont and City; work on drafting a letter to Mr. Chow; Phone call with Mr. Morrison regarding notice and call with Mr. Chow.	4.20	2,205.00
03/24/15	RM Harsch	Respond to Mr. Morrison's email and work on letter to Chow; emails back and forth with Mr. Till.	1.50	787.50
03/25/15	RM Harsch	Work on letter and provide comments to Symbiont regarding their timeline.	2.50	1,312.50
03/26/15	RM Harsch	Work on letter to Mr. Chow.	0.90	472.50
03/27/15	RM Harsch	Review emails and attachments sent by Mr. Till and Mr. Butts of Symbiont; finish draft of letter to Mr. Chow and send to client and Symbiont for review and comment; review comments and revise draft and resend same; email and phone call to Mr. Morrison; finalize draft; phone call from Mr. Morrison regarding review; send email to Mr. Chow regarding delay in sending letter.	4.60	2,415.00
03/30/15	RM Harsch	Review comments from Mr. Till and circulate final draft for review and comment; final revisions including comments from Mr. Morrison; send letter to Mr. Chow and circulate same to client and Symbiont.	2.80	1,470.00
Total Long Term Control Plan			33.60	17,640.00
Current Fees				\$17,640.00

Time and Fee Summary

Timekeeper	Rate	Hours	Fees
RM Harsch	\$525.00	33.60	\$17,640.00
Totals		33.60	\$17,640.00

Total this Invoice

\$17,640.00

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