

MEMORANDUM
ADMINISTRATIVE SERVICES DEPARTMENT

TO: Thomas E. thomas, City Manager

SUBJECT: Legal Bills for Califf and Harper

Date: December 1, 2011

Califf and Harper has submitted a bill for legal services rendered during the month of October 2011. The bill includes legal services primarily surrounding a settlement agreement, preparation for an arbitration case, unfair labor practices and other legal questions. The invoice has been reviewed and determined to be accurate and complete.

Recommendation: Payment in the amount of \$15,389.58 be approved for Califf and Harper, P.C. for legal services rendered for the month of October 2011.

Califf and Harper Invoice: #67697

Account: 101-155101-53101-000000
Fund: General Fund
Division: Personnel Administration
Cost Center: Employee Services
Object Class: Legal Services

Requisition: #002834

Submitted By: John Thorson, Administrative Services Director



CALIFF & HARPER, P.C.

600 FIRST MIDWEST BANK BUILDING
506 - 15TH STREET
P.O. BOX 719
MOLINE, ILLINOIS 61266-0719
TELEPHONE: (309) 764-8361
FACSIMILE: (309) 764-8394

Tax I.D. 36-2894106
November 11, 2011

City of Rock Island
PERSONAL & CONFIDENTIAL
1528 3rd Avenue
Rock Island, IL 61201

Re: General

File # 5698-0001 AWE

Invoice # 67697

Date	Description of Services	Atty	Hours
10-03-11	Work on Sullivan settlement agreement.	AWE	0.4
10-03-11	Phone conference with union, Arbitrator Finkin and J. Thorson re Millwood arbitration.	AWE	0.6
10-03-11	Correspondence to J. Thorson re Sullivan.	AWE	0.2
10-03-11	Research deferral and past practice cases for Motion for Deferral in Fraternal Order of Police and International Association of Fire Fighters unfair labor practice cases; draft Motion to Defer.	SUZ	4.2
10-04-11	Phone conference with C. Struzynski re Sullivan.	AWE	0.3
10-04-11	Correspondence to M. Bailey re Millwood arbitration.	AWE	0.2
10-04-11	Correspondence to J. Thorson re Sullivan settlement agreement.	AWE	0.2
10-04-11	Research past practice cases and Collyer deferral cases for Motion to Defer in take home vehicle case.	SUZ	3.8
10-05-11	Legal research re take home cars unfair labor practice charge.	AWE	1.8
10-05-11	Receipt and review of correspondence from administrative law judge; work on case; phone conference with J. Thorson re unfair labor practice hearing.	AWE	1.4
10-05-11	Correspondence to Administrative Law Judge Owen; correspondence to J. Thorson re availability of witnesses.	AWE	0.4
10-05-11	Draft motions for deferral re Fraternal Order of Police and International		

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Date	Description of Services	Atty	Hours
10-06-11	Association of Fire Fighters unfair labor practices concerning take home cars.	SUZ	4.8
10-06-11	Conference re Labor Relations Act application to our Motion to Defer arguments; research past practice and Section 14 cases.	SUZ	6.5
10-06-11	Phone conference with Union Attorney Struzynski re Sullivan case.	AWE	0.3
10-06-11	Phone conferences with T. Edstrom and Arbitrator Finkin re Millwood arbitration.	AWE	0.6
10-06-11	Receipt and review of correspondence from C. Struzynski re consolidated unfair labor practice case.	AWE	0.2
10-06-11	Research re take home car unfair labor practices.	AWE	1.2
10-06-11	Correspondence to C. Struzynski; correspondence to J. Thorson re Sullivan settlement agreement.	AWE	0.4
10-06-11	Correspondence to Arbitrator Finkin; correspondence to J. Thorson re Millwood arbitration.	AWE	0.4
10-07-11	Receipt and review of correspondence from the Union re Sullivan arbitration.	AWE	0.2
10-07-11	Conference call with Arbitrator Finkin and T. Edstrom re Millwood arbitration.	AWE	0.3
10-07-11	Correspondence to J. Thorson re consolidated unfair labor practice hearing date.	AWE	0.2
10-07-11	Correspondence to Arbitrator Nathan re Sullivan arbitration.	AWE	0.2
10-07-11	Correspondence to J. Thorson re December 15 arbitration re Millwood.	AWE	0.2
10-07-11	Correspondence to J. Thorson re settlement agreement re Sullivan.	AWE	0.2
10-07-11	Research whether take home vehicles are mandatory subject of bargaining/term or condition of employment; research National Labor Relations Board cases and Labor Arbitration reports; revise Motion to Defer to Arbitration.	SUZ	2.9
10-10-11	Receipt and review of correspondence from J.		

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Date	Description of Services	Atty	Hours
	Thorson re Sullivan case.	AWE	0.2
10-10-11	Work on take home car unfair labor practice cases.	AWE	0.8
10-10-11	Receipt and review of correspondence from court report re Millwood arbitration.	AWE	0.2
10-10-11	Correspondence to C. Struzynski re fully signed settlement agreement; correspondence to J. Thorson re same.	AWE	0.4
10-10-11	Research take home vehicle cases; research permissive/mandatory subject of bargaining cases; discuss status with J. Thorson; revise Motions for Deferral; conference re Motion for Deferral; revise Answers to Unfair Labor Practices re take home vehicle.	SUZ	4.8
10-11-11	Work on answer and request to defer re take home car unfair labor practice cases.	AWE	0.8
10-11-11	Revise/draft Motions for Deferral regarding take home vehicle Unfair Labor Practices.	SUZ	2.7
10-12-11	Revise Answers to International Association of Fire Fighters/Fraternal Order of Police unfair labor practices charges; contact Illinois Labor Relations Board re proper sending address; contact J. Thorson re meeting dates for negotiations session.	SUZ	1.7
10-14-11	Review correspondence re unfair labor practices proceedings on take home cars.	SUZ	0.1
10-17-11	Receipt and review of correspondence from state labor board re consolidated unfair labor practice cases.	AWE	0.2
10-17-11	Correspondence to J. Thorson re consolidated unfair labor practice case.	AWE	0.2
10-17-11	Correspondence to J. Thorson re union's document request re Millwood.	AWE	0.2
10-17-11	Correspondence to T. Edstrom re information request re Millwood arbitration.	AWE	0.2
10-17-11	Preparation for meeting and meeting with client re Millwood arbitration.	AWE	3.4
10-20-11	Phone conference with TEPA.	AWE	0.8
10-20-11	Phone conference with J. Thorson re Millwood arbitration.	AWE	0.3

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Date	Description of Services	Atty	Hours
10-20-11	Receipt and review of correspondence from Arbitrator Finkin; phone conference with J. Thorson re Millwood arbitration.	AWE	0.5
10-20-11	Research re water testing reports.	ACW	0.5
10-21-11	Receipt and review of Resistance to Motion to Defer re take home car issue re Fraternal Order of Police.	AWE	1.2
10-21-11	Review union's response to our Motion for Deferral to Arbitration in fire fighters unfair labor practices cases; send status letter to J. Thorson.	SUZ	1.1
10-21-11	Review file re Milwood discharge.	ACW	0.4
10-22-11	Research re requirements for reporting and penalties for falsification of records.	ACW	1.5
10-23-11	Research and memo re water treatment operator requirements and consequences for noncompliance.	ACW	4.8
10-24-11	Phone conference with J. Thorson re AFSCME Negotiations.	AWE	0.3
10-24-11	Preparation for meeting and meeting with J. Thorson re Millwood arbitration.	AWE	1.8
10-24-11	Review pre-trial memorandum for unfair labor practice case and send correspondence to J. Thorson re upcoming unfair labor practice case regarding hat, pin, threat and yard waste; conference re settlement agreement.	SUZ	0.6
10-24-11	Additional research re water treatment operator requirements; revisions to memo.	ACW	2.2
10-25-11	Receipt and review of correspondence from R. Harsch re Millwood.	AWE	0.2
10-25-11	Receipt and review of correspondence from state labor board re take home car unfair labor practice case re Fraternal Order of Police.	AWE	0.2
10-25-11	Correspondence to R. Harsch re outline re Millwood arbitration.	AWE	0.2
10-25-11	Draft replies to Fire Fighter and Fraternal Order of Police Responses to Motions for Deferral in unfair labor practices cases regarding take home vehicles; draft		

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Date	Description of Services	Atty	Hours
10-26-11	pre-arbitration memoranda regarding four consolidated unfair labor practices (hat, button, yard waste, "threat"); draft settlement agreement pertaining to unfair labor practices.	SUZ	2.9
10-26-11	Organize evidence in anticipation of the four consolidated ULPs hearing; draft/revise prehearing memorandum; conference with J. Thorson.	SUZ	3.7
10-27-11	Phone conference with J. Thorson re fire negotiations.	AWE	0.3
10-27-11	Receipt and review of arbitrator's award re work assignments arbitration; phone conference with J. Thorson.	AWE	0.8
10-27-11	Correspondence to R. Hawes and J. Thorson re award re work assignment arbitration.	AWE	0.2
10-27-11	Correspondence to J. Thorson re proposed settlement agreement re consolidated unfair labor practice cases.	AWE	0.2
10-27-11	Meeting with J. Thorson in preparation for Millwood arbitration.	AWE	4.4
10-27-11	Receipt and review of correspondence from J. Thorson re consolidated unfair labor practice cases.	AWE	0.2
10-27-11	Correspondence to C. Struyznski; correspondence to J. Thorson re proposed Settlement Agreement.	AWE	0.4
10-27-11	Revise settlement agreement regarding four consolidated unfair labor practices.	SUZ	0.3
10-27-11	Review Arbitrator Kerris opinion and award concerning the Leatherman out of classification grievance.	SUZ	0.5
10-27-11	Draft motion for leave to file reply to Fraternal Order of Police response to City's motion to defer vehicle unfair labor practices charge to arbitration; send letters/pleadings to Administrative Law Judge's regarding Fraternal Order of Police/International Association of Fire Fighters replies; review and revise replies.	SUZ	2.3

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003316
REQ #
PO BATCH #
PO #
CLAIMS BATCH #
CLAIMS #
ACCOUNT #

R002834
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Date	Description of Services	Atty	Hours
10-27-11	Work on file re finding expert witness re Millwood.	JSZ	0.3
10-31-11	Revise pre-hearing memorandum; send correspondence to client re consolidated unfair labor practices hearing and pre-hearing memorandum; correspond with client re hearing; review transcript re amendment of complaint.	SUZ	3.3
Total Fees		\$	12,777.00

Date	Disbursement Description	
10-03-11	Long Distance Telephone Tolls	0.60
10-03-11	Long Distance Telephone Tolls	0.30
10-05-11	Computer Research	52.00
10-06-11	Long Distance Telephone Tolls	2.10
10-06-11	Long Distance Telephone Tolls	1.05
10-06-11	Computer Research	65.00
10-07-11	Long Distance Telephone Tolls	0.45
10-07-11	Long Distance Telephone Tolls	0.45
10-10-11	Computer Research	21.00
10-12-11	Long Distance Telephone Tolls	0.30
10-23-11	Computer Research	40.00
10-27-11	Miscellaneous Expense; Professional fees and services re work assignment arb; Lisa Salkovitz Kohn	2,344.12
10-27-11	Photocopy Expense	15.75
10-27-11	Postage Expense	5.79
10-27-11	Postage Expense	5.79
10-31-11	Federal Express	15.03
10-31-11	Federal Express	15.03
10-31-11	Federal Express	15.03
10-31-11	Federal Express	11.89
10-31-11	Long Distance Telephone Tolls	0.90
Total Disbursements		\$ 2,612.58
Total Current Due		15,389.58

OK from Sharon 11/16/11
(101-155101-53101-000
transfr from 101-123041-53101-000)

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Total Due \$ 15,389.58
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	Hours	Rate	Amount
Arthur W. Eggers	28.5	175.00	4,987.50
James S. Zmuda	0.3	175.00	52.50
Sigrid U. Zaehring	46.2	140.00	6,468.00
Abigail C. Waeyaert	9.4	135.00	1,269.00