

**Memorandum
Public Works Department**



To: City Manager
Subject: Drinker, Biddle & Reath Charges
Date: January 9, 2012
Number: 2011-012

The City's environmental attorneys at Drinker, Biddle & Reath are entitled to the following payment.

Environmental Services \$17,764.51

This account is used for environmental issues that arise in the course of Public Works Department activities.

Recommendation

The Public Works Department recommends that the City Council authorize a payment in the amount of \$17,764.51 to Drinker, Biddle & Reath for legal services.

Vendor: Drinker, Biddle & Reath, LLP

Payment Amount: \$11,526.51

Account Chargeable:

Fund	506	Wastewater Operations and Maintenance
Division:	618	Utilities Services
Cost Center:	041	Administration
Object Code:	53101	Legal Services

Payment Amount: \$6,238.00

Account Chargeable:

Fund	501	Water Operations and Maintenance
Division:	618	Utilities Services
Cost Center:	041	Administration
Object Code:	53101	Legal Services

Requisition Number: R002977

Purchase Order Number:

Submitted by: Robert T. Hawes, P.E., Assistant City Manager/Public Works Director

Approved by: Thomas Thomas, City Manager

LAW OFFICES

Drinker Biddle & Reath
LLP

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

REMITTANCE PAGE

01/06/2012

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

Invoice No. 14526496

For services through 31 DECEMBER 2011 as follows:

<u>Our File</u>	<u>Matter Name</u>	<u>Amount</u>
321140	Environmental Law	
	Current Fees	17,173.00
	Expenses and Charges	<u>591.51</u>
	Total Amount Due This Invoice Per Attached Detail	\$ <u>17,764.51</u>

(Handwritten circle around the total amount)

RTH
1.9.12

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: 160805/14526496

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

LAW OFFICES

Drinker Biddle & Reath L L P

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

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

Invoice Number: 14526496
Invoice Date: 01/06/2012
Client Number: 160805
Matter Number: 321140
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RE: Environmental Law

FOR PROFESSIONAL SERVICES RENDERED THROUGH 31 DECEMBER 2011

<u>Date</u>			<u>Hours</u>		
09/08/10	RM HARSCH	Telephone conference and e-mail from Mr. Hawes regarding mixing zone and zinc limit; review permit; review rules; draft letter to IEPA.	1.70	841.50	\$
09/09/10	RM HARSCH	Finalize letter.	0.40	198.00	\$
09/09/10	Y VILLASENOR-RODRIGUEZ	Review correspondence from Mr. Harsch regarding comments to IEPA regarding comments to client's NPDES zinc limitations; work on draft letter to IEPA with same.	1.10	379.50	\$
09/10/10	Y VILLASENOR-RODRIGUEZ	Revise letter to IEPA regarding comments to client's NPDES zinc limitations per Mr. Harsch's request; draft correspondence to client with same.	0.50	172.50	\$
09/13/10	RM HARSCH	Telephone conference with Ms. Villasenor-Rodriguez regarding letter to IEPA regarding permit.	0.50	247.50	\$
10/11/10	RM HARSCH	Respond to Mr. Hawes.	0.20	99.00	\$
11/11/10	RM HARSCH	Respond to Mr. Hawes regarding zinc issue.	0.30	148.50	\$
11/12/10	RM HARSCH	E-mail to Ms. Tonsor regarding rule change; evaluate ability to seek reconsideration by Pollution Control Board.	0.80	396.00	\$
11/16/10	RM HARSCH	E-mail IEPA attorneys regarding rule change; telephone conference with Ms. Tonsor; telephone call with Mr. Roman regarding same.	1.10	544.50	\$
11/16/10	RM HARSCH	Phone call from Mr. Hawes regarding Southwest Plant Zinc issue; review e-mail regarding same.	0.60	297.00	\$

<u>Date</u>			<u>Hours</u>		
11/17/10	RM HARSCH	Telephone conference with IEPA regulatory attorney.	0.30	148.50	\$
11/18/10	RM HARSCH	Phone call with Mr. Rick Pinieo regarding Zinc crust.	0.50	247.50	\$
11/29/10	RM HARSCH	Review Mr. Twait's latest e-mail; review effluent past numbers; e-mail Mr. Jones.	0.50	247.50	\$
12/01/10	RM HARSCH	E-mails regarding Mill Creek discharge.	0.20	99.00	\$
12/06/10	RM HARSCH	Review e-mail from Mr. Hawes regarding e-mail from Mr. Twait to Mr. James; e-mail from Mr. James; e-mail to Mr. Twait after speaking with Mr. James; telephone call to Mr. Twait.	1.40	693.00	\$
12/07/10	RM HARSCH	Review data regarding testing; e-mails and telephone call to Mr. Twait; telephone call from Mr. Twait.	0.90	445.50	\$
02/18/11	Y VILLASENOR-RODRIGUEZ	Review electronic correspondence from Mr. Hawes regarding status of negotiations with IEPA concerning zinc permit limitations to be incorporated in NPDES permit renewal; draft correspondence to Mr. Harsch regarding same.	0.20	71.00	\$
02/24/11	Y VILLASENOR-RODRIGUEZ	Call with Mr. Hawes regarding NPDES permit zinc limits; draft e-mail to Mr. Harsch regarding same.	0.50	177.50	\$
02/25/11	RM HARSCH	Revise letter to IEPA on South West Plant NPDES Permit.	0.40	198.00	\$
02/25/11	Y VILLASENOR-RODRIGUEZ	Finalize letter to IEPA regarding zinc limitations in NPDES permit; phone conference with Mr. Tandon regarding same.	1.50	532.50	\$
04/08/11	RM HARSCH	Finalize letter to IEPA permits providing compliances schedule for zinc limit.	1.20	594.00	\$
04/11/11	RM HARSCH	Forward completed draft NPDES permit comment after correcting same.	1.20	594.00	\$
04/19/11	RM HARSCH	Respond to Mr. Hawes on meeting dates.	0.10	49.50	\$
05/03/11	RM HARSCH	E-mail and telephone call to Mr. Hawes regarding draft permit schedule and meeting on potential issues.	0.50	247.50	\$

<u>Date</u>			<u>Hours</u>		
05/05/11	RM HARSCH	E-mails and telephone call regarding construction schedule in draft permit; draft comment letter to Mr. Tandon.	0.90	445.50	S
05/06/11	RM HARSCH	Finalize permit comment letter regarding schedule to Mr. Tandon; e-mails to Mr. James.	0.70	346.50	S
05/20/11	RM HARSCH	Review Public Notice draft permit and forward to Rock Island; review and revise Complaint.	2.30	1,138.50	S
07/20/11	RM HARSCH	Telephone call with Mr. Hawes regarding same and Water Plant Operator issue; telephone call with Mr. Kim regarding plant issue; telephone call with Mr. Davis regarding same; reply to Mr. Kim; telephone call to Mr. Morrison and Ms. Wheeler; review Report and forward to Agency.	2.20	1,089.00	W
07/26/11	RM HARSCH	Review e-mail from Ms. Wheeler; telephone call with Mr. Hawes regarding private investigator observations over week end and City's plans; e-mail to Ms. Wheeler regarding call with Mr. Hawes.	0.50	247.50	W
07/26/11	RM HARSCH	Telephone conference with Mr. Hawes regarding request from Ms. Wheeler and results of private investigation surveyance; review information from Mr. Hawes and forward to Ms. Wheeler.	1.20	594.00	W
07/29/11	RM HARSCH	Review Mr. Hawes e-mail to City regarding investigations.	0.20	99.00	W
08/01/11	RM HARSCH	Telephone call with Ms. Wheeler; forward to Ms. Wheeler summary and review action.	0.20	99.00	W
08/04/11	RM HARSCH	Telephone call from Mr. Hawes; e-mail to Ms. Wheeler regarding materials from Mr. Hawes regarding Millwood.	1.20	594.00	W
08/05/11	RM HARSCH	Summary e-mail to Mr. Hawes after call with Ms. Wheeler and Mr. Marrese regarding John Millwood.	0.50	247.50	W
08/05/11	RM HARSCH	Review e-mail and forward e-mail from Mr. Nelson; reply with questions to Mr. Nelson; review revised recommendation and send to Ms. Wheeler; conference call with Ms. Wheeler.	3.50	1,732.50	W

<u>Date</u>			<u>Hours</u>		
08/06/11	RM HARSCH	E-mails regarding information requested by Ms. Wheeler and Mr. Marrese.	0.30	148.50	W
08/09/11	RM HARSCH	Telephone conference with Mr. Nelson regarding project; e-mail to Mr. Nelson with issues; e-mail from Mr. Ritter; reply.	0.80	396.00	W
08/31/11	RM HARSCH	Review e-mail and attachment from Mr. Nelson and reply; e-mail and telephone call with Mr. Ritter.	0.80	396.00	W
10/13/11	RM HARSCH	Answer questions from Mr. Merriman regarding Millwood.	0.20	99.00	W
10/19/11	RM HARSCH	E-mail from Mr. Hawes regarding John Millwood arbitration.	0.30	148.50	W
10/20/11	RM HARSCH	Conference call with Mr. Millwood.	0.10	49.50	W
10/24/11	RM HARSCH	Conference call with Mr. Hawes, Mr. Eggers and Mr. Thosen regarding Millwood issue.	0.60	297.00	W
11/08/11	RM HARSCH	E-mails to and from Mr. Till regarding air issue and need for a call.	0.30	148.50	S
11/09/11	RM HARSCH	Telephone call with Mr. Till to discuss potential air issues regarding new pumps.	0.90	445.50	S
11/10/11	RM HARSCH	Review background materials from Symbiont; e-mail to Symbiont our argument regarding prior history with the rule.	1.50	742.50	S
		CURRENT HOURS / FEES	35.80	\$17,173.00	

TIME AND FEE SUMMARY

TIMEKEEPER	RATE	HOURS	FEES
RM HARSCH	\$495.00	32.00	\$15,840.00
Y VILLASENOR-RODRIGUEZ	\$355.00	2.20	\$781.00
Y VILLASENOR-RODRIGUEZ	\$345.00	1.60	\$552.00
TOTALS		35.80	\$17,173.00

EXPENSES AND CHARGES

03/15/11	Duplicating User Marybeth Jasek made 27 copies on 03/15/2011 at 19:45 hrs	4.05
05/20/11	Duplicating User Roy M. Harsch made 230 copies on 05/20/2011 at 14:06 hrs	34.50
TOTAL:		38.55
06/28/11	Travel - Ground Transportation - Roy M. Harsch 5/23/11 R. Harsch-Chicago to Springfield, IL to meet with R. Hawes (City of Rock Island City Counsel and RI County)	162.90
TOTAL:		162.90
02/26/11	Fax Charges User Juanita Santos faxed 4 pages to 2177829891, on 02/26/2011 at 01:56 hrs	4.00
TOTAL:		4.00
09/22/11	Telecommunication Services User Roy M. Harsch called 13097322239 on 09/22/2011 at 10:29 hrs (for 29:18)	1.50
TOTAL:		1.50
06/28/11	Travel Meals - Roy M. Harsch 5/23/11 R. Harsch- Chicago to Springfield, IL to meet with R. Hawes (City of Rock Island City Counsel and RI County)	7.00
TOTAL:		7.00
02/10/11	Pacer Searches	0.08
02/10/11	Pacer Searches	2.48
04/06/11	Searches - Chicago Title Insurance Company Rock Island ownership search and copy of findings	375.00

City of Rock Island, IL
Environmental Law
Matter No. 321140

6 JANUARY 2012
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TOTAL:

377.56

CURRENT EXPENSES AND CHARGES

\$ 591.51

TOTAL THIS INVOICE

\$ 17,764.51

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