

Date February 14, 2011

**APPROVAL OF AGREEMENT BETWEEN THE
CITY OF DES MOINES AND BRUCE E. BERGMAN
AND AUTHORIZING THE CITY MANAGER TO EXECUTE THE AGREEMENT**

WHEREAS, it is the desire of the City of Des Moines (“City”) to receive legal advice from Bruce E. Bergman (“Bergman”) regarding matters about which he has unique knowledge from his tenure as Des Moines City Attorney; and

WHEREAS, it is anticipated that the advice which includes matters related to pending litigation will extend for several years; and

WHEREAS, Bergman is amenable to provide such legal advice to the Des Moines City Council, the City Manager and members of the Des Moines Legal Department as needed; and

WHEREAS, in consideration for Bergman’s services the City has agreed to continue to pay for Bergman’s health insurance premiums through May 1, 2013; and

WHEREAS, an agreement has been prepared, a copy of which is on file with the City Clerk.

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Des Moines, Iowa that the Agreement between the City of Des Moines, Iowa and Bruce E. Bergman is hereby approved through May 1, 2013 and the City Manager is authorized and directed to execute the Agreement.

Moved by _____ to adopt.

Approved as to form:



Carol J. Moser, Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
GRIESS				
HENSLEY				
MAHAFFEY				
MEYER				
MOORE				
TOTAL				
MOTION CARRIED			APPROVED	

CERTIFICATE

I, DIANE RAUH, 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.

Mayor

City Clerk