



**City of Rochester Hills  
AGENDA SUMMARY  
FINANCIAL ITEMS**

**1000 Rochester Hills Dr.  
Rochester Hills, MI 48309  
248.656.4630  
[www.rochesterhills.org](http://www.rochesterhills.org)**

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**Legislative File No:** 2005-0504

**TO:** Mayor and City Council Members

**FROM:** Jane Leslie, City Clerk

**DATE:** July 21, 2005

**SUBJECT:** City Attorney

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**REQUEST:**

Appointment of John D. Staran and Hafeli, Staran, Hallahan, Christ and Dudek, P.C. as City Attorneys; Waiver of Section 2-276(b) (Professional Services more than \$50,000) of the Purchasing Ordinance pursuant to Section 2-281 (Waiver by City Council); Authorization of a blanket purchase order to Hafeli, Staran, Hallahan, Christ and Dudek, P.C. in the amount remaining on the existing purchase order after payment of all outstanding invoices; Authorization for the Clerk's Office to provide Beier Howlett, P.C., a copy of Council's decision.

**REASON FOR PURCHASE:**

Pursuant to Section 8.7 of the City Charter, City Council shall appoint the City Attorney. The City Attorney provides general legal services to the City, including representation on lawsuits, consultation, contract review, legal opinions and prosecution.

Prior to 1987, Patterson & Patterson, Whitfield, Manikoff, Ternan and White handled the City/Township legal work. Beier Howlett, P.C. was appointed City Attorneys in 1987, when Larry Ternan and John Staran joined the law firm. John Staran has served as assistant city attorney and city attorney since its incorporation in 1984. John Staran has announced he will be leaving Beier Howlett, P.C. as of September 1, 2005, to start a new law firm. A major part of the City's current legal representatives will be included in the formation of Hafeli, Staran, Hallahan, Christ and Dudek, P.C. The existing hourly rates for legal services will remain unchanged.

In connection with the appointment of Hafeli, Staran, Hallahan, Christ and Dudek, P.C., Section 2-276(b) of the Purchasing Ordinance, requiring a request for proposals or quality based selection for professional services exceeding \$50,000, needs to be waived. City Council reserves the authority to waive procedures pertaining to purchases under Section 2-281, if deemed in the best interest of the City.

A blanket purchase order was authorized for legal services for 2005 in the amount of \$385,000 through December 31, 2005. With invoices paid through June 30, 2005, a balance remains of \$155,873.00. After receipt of the final invoices from Beier Howlett, P.C., the remaining balance will be transferred to a blanket purchase order for Hafeli, Staran, Hallahan, Christ and Dudek, P.C.

The City Clerk at the direction of City Council will provide written notice to Beier Howlett, P.C. of Council's decision including a 30-day notice. Instructions will further be provided to release and transfer all active and inactive City files. Finally, the documentation will express the City Council's appreciation to Beier Howlett for their years of service to the City.

**PROCESS:**

**Vendor Name and Address:**

Hafeli, Staran, Hallahan, Christ and Dudek, P.C.  
4190 Telegraph Road, Suite 3000  
Bloomfield Hills, Michigan 48302

**Reason for Selection:**

City Council Appointment

**Method of Purchase:**

Blanket Purchase Order

**BUDGET:**

<b>Fund Name</b>	<b>Department Account No</b>	<b>Account No. Description</b>	<b>Budget Amount</b>	<b>Cost</b>	<b>Remaining Budget</b>
General Fund	210-805001	Legal Fees – City Attorney	\$385,000	\$385,000	0

**RECOMMENDATION:**

Appointment of John D. Staran and Hafeli, Staran, Hallahan, Christ and Dudek, P.C. as City Attorneys; Waiver of Section 2-276(b) (Professional Services more than \$50,000) of the Purchasing Ordinance pursuant to Section 2-281 (Waiver by City Council); Authorization of a blanket purchase order to Hafeli, Staran, Hallahan, Christ and Dudek, P.C. in the amount remaining on the existing purchase order after payment of all outstanding invoices; Authorization for the Clerk’s Office to provide Beier Howlett, P.C., a copy of Council’s decision.

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**RESOLUTION**

**NEXT AGENDA ITEM**

**RETURN TO AGENDA**

<b>APPROVALS:</b>	<b>SIGNATURE</b>	<b>DATE</b>
<b>Department Review</b>		
<b>Department Director</b>		
<b>Budget Content: Finance Director</b>		
<b>Purchasing Process: Supervisor of Procurement</b>		
<b>Mayor</b>		
<b>City Council Liaison</b>		