



Charlotte Taravella <taravellac@rochesterhills.org>

RE: Contract

Staran, John D. <jstaran@hshclaw.com>

Tue, Sep 20, 2011 at 10:06 AM

To: Charlotte Taravella <taravellac@rochesterhills.org>, "Barnett, Bryan" <barnettb@rochesterhills.org>

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I have reviewed the proposed 2012 Law Enforcement Agreement and find that it is the same form of agreement as the current 2011 version except for 2 noteworthy changes:

- Paragraph 9 has been re-written. This paragraph deals with nonpayment by the municipality and authorizes the County to setoff the nonpayment by withholding other funds payable by the county to the municipality from the delinquent tax revolving fund or other source. I have never liked this "self-help" provision in the agreement, but I acknowledge that it has been in prior versions of the law enforcement agreement and is also found in most other agreements with Oakland County. Hence, I don't object to the rewritten paragraph as it is substantively the same as in prior agreements.
- The other difference is the pricing in the schedules attached to the proposed 2012 agreement. I have no comment about that other than to recommend the pricing be reviewed for consistency with what the City Administration has discussed w/ OCSD.

**John D. Staran**

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