

**Bid on RFP #6524**

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**WASHTENAW COUNTY**

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**RESPONSE TO REQUEST FOR PROPOSAL  
FOR BOND COUNSEL ADVISOR**

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**FROM  
AXE & ECKLUND, P.C.**

FOR ADDITIONAL INFORMATION  
PLEASE WRITE OR CALL:

Axe & Ecklund, P.C.  
Suite 355  
21 Kercheval Avenue  
Grosse Pointe Farms, Michigan 48236  
(313) 884-9811  
Fax (313) 884-0626

March 2, 2010

## SCHEDULE OF BOND COUNSEL FEES

FOR

### BUILDING AUTHORITY AND CAPITAL IMPROVEMENT BONDS

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<u>Face Amount of Bonds</u>	<u>Fee</u>
Less than \$500,000	\$5,000 (for any issue of \$500,000 or less)
\$500,000 or more but than \$1,000,000	\$5,000 plus 3/4 of 1% (.005) of the amount in excess of \$500,000
\$1,000,000 or more but less than \$2,000,000	\$8,750 plus 3/8 of 1% (.00375) of the amount in excess of \$1,000,000
\$2,000,000 or more	\$12,500 plus 1/4 of 1% (.0025) of the amount in excess of \$2,000,000

The services to be performed for such fee consist of preparing and/or examining all proceedings prior to action being taken thereon by the administrative or governing body involved; preparation of contracts and authorizing resolutions for the issuer and such municipalities as are agreeing to pay the capital cost of the project; conferring with and advising finance officers and consultants with respect to the proceedings and procedures required to finance the project; conferring with financial consultants with respect to the details of proposed bonds in connection with the public or private sale thereof; preparation of all closing papers and transcripts of proceedings; if necessary, conferring with the Municipal Finance Division, Michigan Department of Treasury, with respect to the legal details of a proposed bond issue and the approval thereof; attendance at such meetings, conferences, public hearings and closings as may be

required; and issuing Bond Counsel's final approving opinion to the purchaser of the bonds.

Extraordinary Services. Such fees do not include extraordinary services such as the handling of litigation which may arise with respect to the project, services in connection with property acquisition and condemnation, advising in connection with construction contracts and construction bids, advising in connection with the preparation or examination of applications for state or federal grants or loans, participation in the preparation, negotiation or adoption of agreements with public corporations not involved in financing of the project, and other services which are agreed in advance to be of an extraordinary nature. Such work shall be performed at the established hourly rate(s) of the involved lawyer(s) for such actual time as is expended performing the work.

Attending Local Sale. An additional fee will be charged for an attorney to attend the sale at any location other than the offices of the Municipal Advisory Council of Michigan in Detroit. The amount of the additional fee will be based upon the established hourly rate of the attorney involved and the actual time (including travel time) required to attend.

Post-Delivery Tax-Related Requirements. The foregoing Bond Counsel fees do not include assisting the issuer with compliance with the issuer's post-delivery federal income tax-related covenants, such as rebate or redemption requirements, other than preparation and filing of Form 8038-G (or 8038-GC). Bond Counsel may be separately engaged to perform such services at a fee based upon the established

hourly rate(s) of the involved lawyer(s) for such actual time as is expended in performing the services.

Expenses and Disbursements: In addition to the applicable fees, the issuer will be billed for expenses incurred and disbursements made on its behalf. Expenses and disbursements generally will be billed after delivery of the issue, but may be billed on a monthly basis as they are incurred or made with a final billing after delivery.

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