

**EMERGENCY FINANCIAL MANAGER OF THE CITY OF ECORSE
ORDER No. 081**

ORDER OF THE EMERGENCY MANAGER OF THE CITY OF ECORSE, COUNTY OF WAYNE, STATE OF MICHIGAN, AUTHORIZING AND APPROVING A THREE YEAR CONTRACT WITH PLANTE & MORAN, PLLC OF 27400 NORTHWESTERN HIGHWAY SOUTHFIELD, MI 48037 TO PROVIDE FINANCIAL AND ACCOUNTING SERVICES, INCLUDING THE PROVISION OF AN INDIVIDUAL TO SERVE AS THE CITY OF ECORSE'S FINANCIAL CONTROLLER FROM JULY 1, 2012 THROUGH JUNE 30, 2015.

WHEREAS, under the Local Government Fiscal Responsibility Act, Act 72, Public Acts of Michigan, 1990, as amended ("Act 72") and, since March 16TH of 2011, under the Local Government and School District Fiscal Accountability Act, Act 4, Public Acts of Michigan, 2011, as amended ("Act 4") and the Contract (the "Contract") between the State of Michigan and Joyce A. Parker, dated October 30, 2009, Joyce A. Parker has been appointed as the Emergency Manager (the "EM") of the City of Ecorse, County of Wayne, Michigan (the "City") and charged with the power and authority to take all actions necessary to develop and implement financial and operational plans to regulate expenditures, investments and the provision of services for the City of Ecorse in conformity with and using the powers set forth in Act 4; and

WHEREAS, pursuant to Public Act 4 of 2011, Section 19 (1) (a) an Emergency Manager may continue to analyze the factors and circumstances that contributed to the financial emergency of the local government and initiate steps that will continue to correct the condition and stabilize the operation;

WHEREAS, pursuant to Public Act 4 of 2011, Section 19 (g), the Emergency Manager, in her sole discretion, has the power and authority to make, approve, or disapprove any appropriation, contract, expenditure, or loan, or the filling of any vacancy in a position and, pursuant to Section 19 (1)(o) an Emergency Manager has the power and authority to employ or contract for, at the expense of the local government and with the approval of the state financial authority, auditors and other technical personnel the Emergency manager considers necessary to implement the purpose and goals of this Act;

WHEREAS, additionally, under Section 19 (1) (ee) the Emergency Manager can take any other action or exercise any power or authority of any position, whether elected or appointed relating to the operation of the local government; recognizing that the power of an Emergency Manager is superior to and supersedes the power of any officer or employee whether elected or appointed and, therefore, allows an Emergency Manager to exercise the power and authority necessary to properly accomplish the work of the municipality, including but not limited to ensuring long term fiscal responsibility;

WHEREAS, for many years between the two periods of emergency management, the City of Ecorse struggled with mismanagement of operations and, in particular, its finances to the detriment of its residents and the community;

WHEREAS, beginning in late 2009 pursuant to an appropriately authorized contract, the City's Emergency Manager retained Plante & Moran, PLLC to provide professional financial and accounting services, including serving as the City's exclusive financial controller exercising the type of activities listed in the attached Plante & Moran letter agreement **Scope of Services** provision. Additionally, the Emergency Manager acknowledges that Plante & Moran, PLLC is an independent and professional

firm capable of providing a broad spectrum of financial and accounting services to the City of Ecorse. Furthermore, that the extent and quality of professional financial and accounting services provided by Plante & Moran over the past almost three years have been critical in assisting the Emergency Manager in the execution of debt restructuring and financial recovery initiatives, as well as establishing trustworthy financial recording systems and records, instituting regulatory compliant financial processes and procedures, and providing other professional financial consulting services to the Emergency Manager as needed to help stabilize and restore the financial condition of the City of Ecorse.

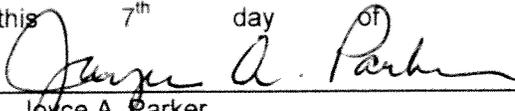
WHEREAS, the Emergency Manager has determined that it is in the best financial interest of the City to enter into a three year agreement with Plante & Moran, specifically commencing July 1, 2012 and continuing through June 30, 2015, to provide financial and accounting services to the City, including a qualified individual to continue as the City's Financial Controller during said period of time. Additionally, with the three year engagement of Plante & Moran for all purposes so stated in the Agreement between the Parties, the Emergency Manager intends to ensure continuity of quality and integrity in the financial aspect of the implementation of the City's financial operations in accordance with the Emergency Manager's financial and operational plan.

WHEREAS, pursuant to the state approval requirement, the Emergency Manager verifies that the State of Michigan Treasury has approved the City entering into a three year Agreement with Plante & Moran for the provision of financial and accounting services as stated above.

RESOLVED, IT IS HEREBY ORDERED BY THE EMERGENCY MANAGER OF THE CITY OF ECORSE, PURSUANT TO PUBLIC ACT 4 of 2011, PUBLIC ACT 72 AND THE CONTRACT, THAT:

1. The Emergency Manager is authorized pursuant to Public Act 72 and Public Act 4 to enter into an Agreement with Plante & Moran, PLLC of 27400 Northwestern Highway, Southfield, MI 48037 to provide financial and accounting services, as well as a qualified individual to serve as the City of Ecorse's Financial Controller pursuant to all terms and conditions and at such fee rate(s) as are set forth in the Agreement between the Parties.
2. The Emergency Manager shall enter into said Agreement with Plante & Moran PLLC for a period of not less than three (3) years commencing on July 1, 2012 and continuing through June 30, 2015.
3. Pursuant to the City of Ecorse's budget, the approval of the State Treasury and the Emergency Manager's intent to serve the best interests of the Ecorse community through the continued implementation of the Emergency Manager's financial and operational plan, Plante Moran PLLC shall serve for said term as the City of Ecorse's exclusive financial and accounting service, to include the provision of a qualified individual to serve as the City's exclusive Financial Controller.
4. Repeal. All orders of the Emergency Manager, resolutions of the City Council of the City, and parts of resolutions or orders in conflict with this Order are hereby repealed to the extent of such conflict.

IT IS SO ORDERED this 7th day of August, 2012.



Joyce A. Parker
Emergency Manager, City of Ecorse