

**cityclerk@stacymn.org**

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**From:** James Monge <JMonge@ck-law.com>  
**Sent:** Monday, October 17, 2022 4:46 PM  
**To:** 'cityclerk@stacymn.org'  
**Subject:** RE: Per Mar Security Agreement

Hi Sharon,

This Agreement:

1. Limits Per Mar's liability to the greater of \$1,000 or the amount due Per Mar for one year of Services.
2. Requires the City to defend and indemnify Per Mar from any claims by any person or entity arising out of or in connection with the operation or nonoperation of the System.
3. Requires the City to waive the right to trial by jury.
4. Requires all lawsuits to be brought within one year after the cause of action accrues or it is barred.
5. Requires the City to waive the right to bring a class action against Per Mar

These types of provisions are standard in security system contracts because the companies do not want to be liable if the system fails to prevent a break in.

**James J. Mongé III**

Attorney

**CAMPBELL KNUTSON, P.A.**

Grand Oak Office Center I

860 Blue Gentian Road, Suite 290

Eagan, MN 55121

Phone: (651) 234-6201 • Fax: (651) 234-6237

[jmonge@ck-law.com](mailto:jmonge@ck-law.com) • [www.ck-law.com](http://www.ck-law.com)



**CAMPBELL KNUTSON**  
PROFESSIONAL ♦ ASSOCIATION

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**From:** cityclerk@stacymn.org <cityclerk@stacymn.org>  
**Sent:** Thursday, October 13, 2022 9:15 AM  
**To:** James Monge <JMonge@ck-law.com>  
**Subject:** Per Mar Security Agreement

Hi,  
Please review the attached for the November 9<sup>th</sup> council meeting.  
Thank you.