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**RESOLUTION NO. 08-48**

A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, RELATING TO ATTORNEYS' FEES; APPROVING ATTORNEYS' FEES AND COSTS FOR NAGIN GALLOP FIGUEREDO, P.A. IN THE AMOUNT OF \$23,849.53; PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Village Council of the Village of Palmetto Bay approved resolution no. 02-05, authorizing payment of Village Attorney non-retainer attorneys' fees and costs; and,

WHEREAS, Nagin Gallop Figueredo, P.A., submitted its statements to the village for legal services rendered, and costs advanced, for the period ending May 27, 2008, in the amount of \$23,849.53; and,

WHEREAS, the amounts are reasonable and were necessarily incurred.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, AS FOLLOWS:

Section 1. The statements for attorneys' fees and costs received from Nagin Gallop Figueredo, P.A., in the total amount of \$23,849.53, copies of which are attached, are approved for payment.

Section 2. This resolution shall take effect immediately upon approval.

PASSED and ADOPTED this 2<sup>nd</sup> day of June, 2008.

Attest:

  
Meighan Rader  
Village Clerk

  
Eugene P. Flinn, Jr.  
Mayor

APPROVED AS TO FORM:

  
Eve A. Boutsis,  
Nagin Gallop Figueredo, P.A., as Office  
of the Village Attorney

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FINAL VOTE AT ADOPTION:

Council Member Ed Feller	<u>YES</u>
Council Member Paul Neidhart	<u>YES</u>
Council Member Shelley Stanczyk	<u>YES</u>
Vice-Mayor Linda Robinson	<u>YES</u>
Mayor Eugene P. Flinn, Jr.	<u>YES</u>

# NAGIN GALLOP FIGUEREDO<sup>PA.</sup>

*Attorneys & Counselors*

18001 Old Cutler Road – Suite 556  
Telephone: (305) 854-5353 Miami, Florida 33157-6416 Facsimile: (305) 854-5351

May 28, 2008

Ron Williams, Village Manager  
Village of Palmetto Bay  
8950 SW 152nd Street  
Palmetto Bay, FL 33157

Re: STATEMENTS FOR PROFESSIONAL SERVICES  
The Village of Palmetto Bay

Dear Mr. Williams:

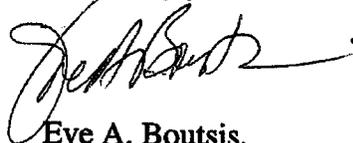
Enclosed are our statements for professional services rendered and for fees costs advanced for the period ending May 27, 2008. The amounts due are as follows:

0293-001	Non-Retainer Legal Services <i>Statement No. 19599 dated 5/27/08</i>	Prof'l Services	\$	14,527.00
		Disbursements		318.01
		Total		14,845.01
0293-002	Non-Retainer Legal Services <i>Statement No. 19600 dated 5/27/08</i>	Prof'l Services	\$	2,146.00
		Disbursements		42.92
		Total		2,188.92
0293-004	Code Enforcement <i>Statement No. 19601 dated 5/27/08</i>	Prof'l Services	\$	2,353.00
		Disbursements		46.07
		Total		2,400.06
0293-019	VPB et al. - Constitutional Suit <i>Statement No. 19602 dated 5/27/08</i>	Prof'l Services	\$	444.00
		Disbursements		204.49
		Total		648.49

0293-022	Village of Palmetto Bay - Mitigation suit against County <i>Statement No. 19618 dated 5/27/08</i>	Prof'l Services Disbursements Total	\$	3,116.00 631.55 3,747.55
0293-027	Palmer Trinity Private School v. VPB <i>Statement No. 19604 dated 5/27/08</i>	Prof'l Services Disbursements Total	\$	19.50 19.50
<b>TOTAL CURRENTLY DUE</b>			<b>\$</b>	<b>23,849.53</b>

Pease do not hesitate to call me if you have any questions regarding these statements.

Very truly yours,



Eve A. Boutsis,  
Office of the Village Attorney

EAB/ss

Enclosures

cc: Mayor and Village Council

**NAGIN GALLOP FIGUEREDO<sup>RA</sup>***Attorneys & Counselors*

Telephone: (305) 854-5353

Facsimile: (305) 854-5351

Eugene P. Flinn, Jr.  
 Village of Palmetto Bay  
 8950 SW 152nd Street  
 Palmetto Bay, Florida 33157

May 27, 2008  
 Matter ID: 0293-001  
 General Municipal  
 Invoice Number 19599

			Hours	Amount
4/29/2008	EAB	Attention to agenda items; MIS contract; ordinances; procedures for second reading on comp plan amendment; attention to Broncos matter; and attention to water retention issues and enforcement of same.	2.00	370.00
4/29/2008	EAB	Meeting with Mr. Ed Silva, Ms. Corrice Patterson, Mr. Ron Williams, Ms. Arleen Weintraub.	2.00	370.00
4/30/2008	EAB	Meeting with Mr. Williams, Mr. Figueredo, Mr. Miguel de la Portilla, and Matute; meeting with Mr. Williams and Mr. Silva on pending personnel and contract matters; attention to public record request; telephone conference with Ms. Rader on PBVC, on public records, and pending agenda items; communications with council on pending items; communications with CP Shelly Stanczyk, Dr. Ed Feller, and Mayor Eugene Flinn on pending items.	4.00	740.00
5/1/2008	EAB	Revised resolution and memorandum for upcoming agenda items; telephone conference with Mr. John Phillips regarding same; attention to pending building items; drafted letters relating to same; telephone conference with Ms. Meighan Rader, Mr. Silva, Mr. Williams on pending items.	2.00	370.00
5/2/2008	EAB	Meeting with Ms. Weintraub on pending items, drafting environmental regulations, revising upcoming P&Z agenda items; attention to contract items for GIS; attention to code compliance matters; meeting with Mr. Silva on pending items; and meeting with Ms. Rader on pending items, revision to PT resolution, attention to agenda items, and past actions/minutes.	7.00	1,295.00
5/5/2008	EAB	Analyzed agenda in anticipation of council meeting; telephone conference with VM Linda Robinson, CP Stanczyk, Mayor Flinn (separately); communications with CP Neidhart; attended SFRPC meeting regarding comprehensive plan amendment (3.5 hours, Broward County, courtesy discount to 2 hours); drafted conflict/investigation memorandum and analysis; communications with Mr. Scott Silver regarding PBVC and VMU; communications with Mr. Silva regarding pending items; communications with park staff regarding park uses; telephone conference with CP Paul	7.00	1,295.00

Payment is due upon receipt. Please notify us within 10 days of any questions you have regarding this invoice. Interest at a rate of 1.5% per month will be charged if payment is not received within 30 days.

## CONFIDENTIAL - ATTORNEY/CLIENT PRIVILEGE

Neidhart, CP Feller regarding agenda items and pending matters;  
and attention to new lawsuit.

5/5/2008	EAB	Attended council meeting.	3.00	555.00
5/6/2008	EAB	Attention to annexation process; telephone conference with Dr. Feller; telephone conference with Mr. Silva, telephone conference with Mr. Raul Rodriguez; coordinating meetings with Ms. Weintraub; coordinating meeting with Mr. Rodriguez and Mr. Silva; analyzed county code relating to annexation; telephone conference with CP Stanczyk; telephone conference with Mr. Bill Kress; telephone conference with Dr. Feller; meeting with Ms. Weintraub and South Motors; telephone conference with Mr. Williams on pending items; attention to Matute matter.	3.40	629.00
5/7/2008	EAB	Meeting with Hess representatives and Ms. Weintraub; attention to South Motors; attention to and provided direction of Mr. Efen Nunez regarding Neighbors property; researched and drafted conflict resolution memorandum; meeting with Mr. Williams, Ms. Rader and Dr. Feller; telephone conferences with (several) with CP Stanczyk, CP Neidhart, Mayor Flinn, Ms. Rader, County Attorneys Craig Collier and Cynthia Johnson-Stacks; communications with MDC regarding same; research on stop work orders and application of same; analyzed credit card agreement and provided comments to same; telephone conference with Mr. Bill Irvine regarding road closures, telephone conference with Ms. Rizzo of MDC regarding road closure; communications with Mr. Rogow, telephone conference with Mr. John Hearn; communications with Ms. Boniske; telephone conference with Mr. Craig Zimmert; communications with Special Master regarding emergency hearing; analyzed section 20-4, MDC; attention to Temp CO and counsel for same; communications with Ms. Vola; and discussion with Ms. Weintraub regarding Vola matter.	7.50	1,387.50
5/8/2008	EAB	Analyzed Sunstate Bank contract; communicated with Mr. Chin regarding same; and telephone conference with Mr. Williams and Ms. Rader.	0.80	148.00
5/9/2008	EAB	Drafted revision to VMU district to include public access to paths and greenways; follow up on pending litigation; follow up on new assignments; and telephone conference with Mr. Williams.	0.60	111.00
5/12/2008	EAB	Responded to contract inquiry relating to charge cards by Mr. Chin; drafted Shannon Melendi background check ordinance regarding parks employees and staffers; and cover memorandum; attention to Matute matter, analyzed communication by Mr. Diaz de la Portilla; and communications with village council.	1.90	351.50
5/13/2008	EAB	Attention to Matute matter; attention to Broncos matter; meeting with Ms. Patterson and Mr. Chin regarding the Metro litigation; meeting with Mr. Williams regarding same; attention to Matute matter and analyzed same; provided update to council (.3 no charge to Mayor Flinn.2 no charge to CP Stanczyk).	2.50	462.50
5/14/2008	EAB	Meeting with staff; telephone conference with Mr. Williams; discussion with Ms. Patterson; meeting with Ms. Garcia and Mr.	2.00	370.00

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## CONFIDENTIAL - ATTORNEY/CLIENT PRIVILEGE

Orbin regarding Broncos use agreement; telephone conference with Mayor Flinn (.3 no charge).

5/15/2008	EAB	Finalized Broncos agreement, indemnification agreement; communications with Mr. Orban of Broncos; telephone conference with Mr. Williams; follow up on Rogow litigation; coordinated with Mr. Robert Meyers and Mr. Joe Centorino regarding ethics seminar; discussion with Ms. Gladys Javier and Mr. Silva regarding pending building items; telephone conference with County Attorney's office relating to Deering Estate request re: easement agreement; and attention to public records requests; research on chapter 316, Fla. Stat. relating to traffic; research on referendum and annexation; drafted golf cart ordinance, research relating to same and chapter 316, F.S., and application of county code; telephone conference with Mayor Flinn (.3 no charge); telephone conference with CP Feller (.4 no charge).	6.00	1,110.00
5/16/2008	EAB	Telephone conference with Mayor Flinn (.3 no charge); analyzed and revised PW permitting application, bonding and conditions for permits; researched and analyzed MDC Charter and Village Charter relating to referendum and initiatives, application of same to and/or charter amendment to provide vote of residents relating to annexation, application of charter referendum/initiative relating to village funding projects(inapplicability); communications with Mr. Orban; meeting with Mr. Williams on pending items; meeting with Mr. Williams and Ms. Garcia on parks related items; meeting with Ms. Weintraub regarding fire station, revising VMU; email communications with village council regarding VMU; communications and attention to mitigation litigation; communications with Dr. Feller regarding follow up on initiative item; follow up with MDC and MDPD regarding 316, F.S. and speed limits; follow up with Mayor flinn on his inquiry relating to funding and initiatives; and telephone conference with Dr. Feller on residential streets and mph and referendum (.4 no charge).	6.50	1,202.50
5/19/2008	EAB	Legal research on straw ballots; analyzed MDC Charter and Chapter 20; drafted ordinance relating to voter referendum on annexation; communications with Dr. Feller on same; analyzed chapter 316, F.S. and provided direction to Dr. Feller regarding same; attention to unsafe structure and revised notice of same; communications with Mr. Silva regarding same; drafted letter to Mr. Carlos Heredia, of MDC Fire Rescue; telephone conference with Attorney for Metro Express in an attempt to resolve the contract litigation; analyzed draft construction contract for bid documents; finalized PW permit application and conditions; provided comments to Ms. Patterson regarding same; telephone conference with mayor Flinn (.3 no charge); analyzed Rogow, mitigation opposition to summary judgment; and communications with Ms. Cynthia Gunther.	5.40	999.00
5/19/2008	SS	Letter to Metro Express confirming extension of time to answer complaint.	0.30	19.50
5/20/2008	EAB	Attention to Broncos matter; communications with Mr. Orban regarding same; telephone conference with Mayor Flinn on pending	1.00	185.00

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items (.3 no charge); attention to Rogow matter; follow up regarding same; telephone conference with Ms. Fried; communications with Ms. Weintraub; communications with Mr. Hefernan re: Broncos; and communications with Mr. diaz de la Portilla.

5/21/2008	EAB	Drafted Coral Reef Concessions RFP/Contractor selection and contract; attention to Broncos matter; communications with Mr. Hefernan and Mr. Orban; telephone conference with Mayor Flinn (.3 no charge); meeting with Mr. Williams on pending items; telephone conference with Dr. Feller regarding application of VMU, pending litigation and assignments going forward; drafted chapter 14 relating to speed zones and traffic; drafted 30 mph resolution per Dr. Feller's request; telephone conference with Mr. Williams and Ms. Weintraub on pending items; and telephone conference with Ms. Rader on pending agenda items.	5.00	925.00
5/21/2008	SS	Worked on draft right-of-way agreements concerning street signs for five homeowners associations.	4.10	266.50
5/22/2008	EAB	Drafted charter amendment; meeting with Ms. Cadaval and Mr. Silva on construction contract documents; revised speed ordinance; analyzed VMU matter; communications on Broncos matter; telephone conference with Mr. Williams; telephone conference with Mayor Flinn on pending items (.3 no charge); drafted resolution on parks use agreement; telephone conference with Ms. Deas on litigation; attention to Matute matter; and communications with Mr. Diaz de la Portilla.	6.50	1,202.50
5/22/2008	SS	Created resolution and updated park use form agreement; and worked on ordinance for Village speed zones.	1.20	78.00
5/23/2008	SS	Drafted form consultant agreement.	1.30	84.50
				14,527.00
<b>Total Professional Services</b>				

**Rate Summary**

Eve A. Boutsis	76.10 hours at \$185.00/hr	14,078.50
Susan Snavelly	6.90 hours at \$ 65.00/hr	448.50
	Total hours: 83.00	14,527.00

**Disbursements**

4/11/2008	Database Legal research	27.47
5/27/2008	Disbursements incurred - 2.0%	290.54

**Payments and Credits**

5/13/2008	Check No. 7462	10,145.95
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5/23/2008

Write Off

9.00

Sub-total Payments: 10,154.95

For Professional Services	14,527.00
For Disbursements Incurred	318.01
	<u>14,845.01</u>
Current Balance:	
Previous Balance:	10,154.95
Payments - Thank you	10,154.95
<b>Total Due</b>	<b><u>14,845.01</u></b>

To be properly credited, please indicate Invoice Number on your remittance check.

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**NAGIN GALLOP FIGUEREDO<sup>BA.</sup>**

*Attorneys & Counselors*

Telephone: (305) 854-5353

Facsimile: (305) 854-5351

Eugene P. Flinn, Jr.  
 Village of Palmetto Bay  
 8950 SW 152nd Street  
 Palmetto Bay, Florida 33157

May 27, 2008  
 Matter ID: 0293-002  
 Zoning Applications  
 Invoice Number 19600

			Hours	Amount
5/8/2008	EAB	Attention to South Motors matter; analyzed MDC code; and telephone conference with Mr. Subrata Basu regarding same.	0.70	129.50
5/9/2008	EAB	Attention to South Motors inquiry; analyzed resolution, site plan, property appraiser records; and prepared memorandum regarding same.	1.40	259.00
5/12/2008	EAB	Analyzed agenda in anticipation of upcoming zoning hearing; telephone conference with Mayor Eugene Flinn and Mr. Ron Williams regarding same; revised ordinance on VMU; telephone conference with Mr. Scott Silver and Ms. Arleen Weintraub regarding same.	3.00	555.00
5/12/2008	EAB	Attended P&Z zoning hearing.	2.00	370.00
5/13/2008	EAB	Drafted Suarez resolution denying non-use variance.	0.50	92.50
5/14/2008	EAB	Meeting with Mr. Simm Ferro and South Motors.	1.00	185.00
5/19/2008	EAB	Meeting with Mr. Efren Nunez, Ms. Weintraub and Mr. Richard Bonilla regarding Neighbors property; revised VMU cover memorandum.	1.60	296.00
5/21/2008	EAB	Meeting with Palmer Trinity, Mr. Stan Price, Ms. Alex Deas regarding zoning and compliance; meeting with Ms. Weintraub regarding zoning code and administrative variance process; telephone conference with Mr. Ed Ludovici as to processing Nwadike application.	1.40	259.00
			<b>Total Professional Services</b>	<b>2,146.00</b>

**Rate Summary**

Eve A. Boutsis	11.60 hours at \$185.00/hr	2,146.00
<b>Total hours:</b>	<b>11.60</b>	<b>2,146.00</b>

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5/27/2008 Disbursements incurred - 2.0% 42.92

**Payments and Credits**

5/13/2008 Check No. 7462 11,246.52

Sub-total Payments: 11,246.52

For Professional Services 2,146.00

For Disbursements Incurred 42.92

Current Balance: 2,188.92

Previous Balance: 11,246.52

Payments - Thank you 11,246.52

**Total Due** 2,188.92

To be properly credited, please indicate Invoice Number on your remittance check.

Payment is due upon receipt. Please notify us within 10 days of any questions you have regarding this invoice. Interest at a rate of 1.5% per month will be charged if payment is not received within 30 days.

**NAGIN GALLOP FIGUEREDO<sup>PA.</sup>***Attorneys & Counselors*

Telephone: (305) 854-5353

Facsimile: (305) 854-5351

Eugene P. Flinn, Jr.  
 Village of Palmetto Bay  
 8950 SW 152nd Street  
 Palmetto Bay, Florida 33157

May 27, 2008  
 Matter ID: 0293-004  
 Code Enforcement  
 Invoice Number 19601

			Hours	Amount
4/29/2008	EAB	Analyzed code compliance file 9331 sw 165th Street; telephone conference with Mr. Craig Zimmert; drafted letter to Florida Default Law Group; analyzed certificate of title; follow up with code compliance, and Mr. Ron Williams regarding same; attention to Nwadike matter; and communications with Mr. Ludovici regarding same.	1.60	296.00
5/1/2008	EAB	Finalized motion for injunction and associated affidavits.	0.40	74.00
5/1/2008	SS	Prepared motion and order to special master for authorization to clean up 9331 SW 165th St. property	2.90	188.50
5/8/2008	EAB	Attention to compliance matter (gas and electric); telephone conferences with Mr. Ed Silva on tco matter, on stop work order matter, on building code requirements relating to specific site plans; attention to new code compliance matters relating to Fellowship House; telephone conference with Florida Default Law Group re: upcoming hearing; and attention to ROW/utility issues.	1.70	314.50
5/9/2008	EAB	Telephone conference with Ms. Arleen Weintraub on pending items.	0.40	74.00
5/12/2008	EAB	Attention to South Motors matter; attention to Fellowship House matter; telephone conference with Mr. Mike Esposito regarding code violations; drafted agreed order regarding same; telephone conference with Mr. Doody regarding agreed order; meeting with Officer White on pending items; and communications with Mr. Zimmert regarding same.	1.70	314.50
5/13/2008	EAB	Attention to building code compliance items; telephone conference with Mr. Esposito; attention to partial lien request relating to foreclosure property; telephone conference with Ms. Bencomo regarding same; telephone conference with attorney regarding work without permit, and liens filed against the property.	0.60	111.00
5/16/2008	EAB	Meeting with code compliance regarding pending special master hearing cases (approximately 50 cases).	1.50	277.50
5/20/2008	EAB	Telephone conference with Mr. Ludovici; telephone conference with staff in anticipation of special master hearing; attention to final	3.80	703.00

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foreclosure hearing and demolition of property; informed village council of same; telephone conference with Mr. Silva and his staff on special master agenda items; attended special master agenda and communication with Commander Truitt regarding water violations and special master hearings.

Total Professional Services 2,353.00

**Rate Summary**

Eve A. Boutsis	11.70 hours at \$185.00/hr	2,164.50
Susan Snaveley	2.90 hours at \$ 65.00/hr	188.50
	<u>Total hours:</u> 14.60	<u>2,353.00</u>

5/27/2008 Disbursements incurred - 2.0% 47.06

**Payments and Credits**

5/13/2008 Check No. 7462 1,503.18

Sub-total Payments: 1,503.18

For Professional Services	2,353.00
For Disbursements Incurred	47.06
	<u>2,400.06</u>
Current Balance:	
Previous Balance:	1,503.18
Payments - Thank you	1,503.18
<b>Total Due</b>	<u><b>2,400.06</b></u>

To be properly credited, please indicate Invoice Number on your remittance check.

**NAGIN GALLOP FIGUEREDO<sup>PA.</sup>**

*Attorneys & Counselors*

Telephone: (305) 854-5353

Facsimile: (305) 854-5351

Eugene P. Flinn, Jr.  
 Village of Palmetto Bay  
 8950 SW 152nd Street  
 Palmetto Bay, Florida 33157

May 27, 2008  
 Matter ID: 0293-019  
 Village of Palmetto  
 Invoice Number 19602

			Hours	Amount
5/14/2008	EAB	Attention to litigation and summary judgment; and communications with Ms. Nina Boniske regarding same.	0.60	111.00
5/21/2008	EAB	Communications with Mr. Bruce Rogow and Ms. Cynthia Gunther; revised affidavit; telephone conference with Mayor Eugene Flinn regarding same; and coordinated finalizing same.	0.80	148.00
5/22/2008	EAB	Attention to affidavits and opposition to summary judgment; telephone conference with Mr. John Hearn; communications with Ms. Boniske, Mr. Rogow and Ms. Gunther; follow up on same.	1.00	185.00
<b>Total Professional Services</b>				<b>444.00</b>

**Rate Summary**

Eve A. Boutsis 2.40 hours at \$185.00/hr 444.00

Total hours: 2.40 444.00

**Disbursements**

3/19/2008 Conference Call - Participants Eve Boutsis, three mayors, managers, attorneys and Mr. Rogow 195.61

5/27/2008 Disbursements incurred - 2.0% 8.88

**Payments and Credits**

4/14/2008 Check No. 7314 696.09

Sub-total Payments: 696.09

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CONFIDENTIAL - ATTORNEY/CLIENT PRIVILEGE

For Professional Services	444.00
For Disbursements Incurred	204.49
	<hr/>
Current Balance:	648.49
Previous Balance:	696.09
Payments - Thank you	696.09
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<b>Total Due</b>	<b>648.49</b>

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**NAGIN GALLOP FIGUEREDO<sup>RA</sup>***Attorneys & Counselors*

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Facsimile: (305) 854-5351

Eugene P. Flinn, Jr.  
 Village of Palmetto Bay  
 8950 SW 152nd Street  
 Palmetto Bay, Florida 33157

May 27, 2008  
 Matter ID: 0293-022  
 Village of Palmetto Bay -  
 Invoice Number 19618

			Hours	Amount
5/1/2008	HSK	4/30-5-1 study of discovery matters and answer of Miami-Dade County; attendance at 4-30 conference call with Eve Boutsis, Steph Nagin, Jim Montavalo and Susan Snavelly regarding discovery, summary judgment; further review of strategy regarding document requests and interrogatory answers; in re VPB v. MDC	3.60	666.00
5/1/2008	EAB	Group meeting relating to strategy and discovery; telephone conferences with Mr. Craig Collier; telephone conference with Ms. Boniske; communications with council regarding same.	2.00	0.00
5/1/2008	SS	Prepared document comparing the answer to the complaint; attended meeting with Mr. Nagin (by telephone), Ms. Boutsis, Mr. Montalvo and Mr. Kaplan and discussed discussed answer and discovery.	2.20	0.00
5/2/2008	SS	Revised answer comparison document.	0.70	0.00
5/9/2008	SEN	Received and briefly reviewed defendant's Amended Answer and Counterclaim (dated 5/05/08); received and reviewed e-mails from Ms. Boutsis; prepared and sent e-mail to legal team concerning immediate assignments; requested meeting of legal team, next week; e-mail to Ms. Boutsis concerning matter.	0.70	129.50
5/14/2008	HSK	Study counterclaim filed by MDC, conference with Eve Boutsis and Jim Montavalo regarding response to amended answer and counterclaim; in re VPB v. MDC lawsuit	1.50	0.00
5/15/2008	HJM	Received and reviewed Counterclaim and conducted legal research re: same.	1.80	333.00
5/16/2008	HJM	Conducted conference with Ms. Boutsis and Mr. Kaplan re: strategy concerning counterclaim (0.3); Reviewed file in preparation for conference.	0.00	0.00
5/16/2008	EAB	Attended group strategy session (.4 no charge).	0.40	0.00
5/19/2008	SS	Discussion with Mr. Henry Kaplan concerning Miami Lakes document request; gathered Miami Lakes discovery requests in preparation for document review; telephone call to Ms. Diamond	0.90	0.00

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## CONFIDENTIAL - ATTORNEY/CLIENT PRIVILEGE

		concerning document review at Mr. Dorta's office; performed internet research on background of judge Gill S. Freeman.		
5/20/2008	HSK	Attendance at document review at office of G. Dorta, attorney for Miami Lakes; and conference with Mr. Dorta; in re VPB v. MDC lawsuit	5.50	1,017.50
5/20/2008	SS	Traveled to and from and participated in review of Miami Lakes documents at Mr. Dorta's office.	5.80	377.00
5/21/2008	SEN	Reviewed a ".pdf" of the Amended Answer and Counterclaim and considered a cost effective strategy to respond; over-lined specific portions for discussion with the legal team; e-mails from and to legal team concerning scheduling teleconference to discuss the response to the Counterclaim; participated in afternoon teleconference and directed Mr. Kaplan to prepare a draft response to the Counterclaim based on comments made during the team discussion; Ms. Boutsis recommended limited discovery on one factual issue related to several paragraphs of the Counterclaim; requested Ms. Boutsis to seek an extension of time to file the response to the Counterclaim; agreed to meet on Wednesday afternoon on May 28th to review the draft Counterclaim.	2.20	407.00
5/21/2008	SEN	Received and reviewed draft affidavit by Mayor Flinn concerning payment of mitigation fees, and failure of Miami-Dade County to provide certain services that should have been provided without additional cost to Client; and considered applicability to issues in the Counterclaim. [0.2 Hours]	0.20	37.00
5/21/2008	EAB	Attended staff meeting on drafting answer to counter-claim and discovery related matters.	1.00	0.00
5/21/2008	SS	Attended teleconference with Mr. Nagin (by telephone), Ms. Boutsis, Mr. Montalvo, and Mr. Kaplan to discuss counterclaim; and arranged for courier to pick up Mayor Affidavits and deliver to Mr. Rogow's office.	0.80	0.00
5/22/2008	SEN	Received and reviewed final, filed Response (and attached affidavit of Mayor Flinn) to the County's Motion for Summary Judgment and considered potential affect on the separate mitigation suit [0.3]; telephone conference with Ms. Boustis concerning lack of affidavits by other mayors and her telephonic attempts to get the same filed by other cities counsel, by tomorrow (Friday) [0.2].	0.50	92.50
5/22/2008	SS	Drafted and sent letter to Mr. Collier confirming two-week extension to respond to counterclaim.	0.30	19.50
5/24/2008	SEN	Received and reviewed e-mail from Ms. Boutsis with attached affidavit from Mayor of Doral, for the Constitutional suit [which has ramifications for potential mediation receptiveness of Miami-Dade County in the companion suit by the Village to terminate mitigation payments]; responded to Ms. Boutsis concerning lack of factual specificity that would enhance and reinforce the existing filed affidavit of Mayor Flinn; responsive e-mail from Ms. Boutsis.	0.20	37.00

Payment is due upon receipt. Please notify us within 10 days of any questions you have regarding this invoice. Interest at a rate of 1.5% per month will be charged if payment is not received within 30 days.

CONFIDENTIAL - ATTORNEY/CLIENT PRIVILEGE

Total Professional Services	3,116.00
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**Rate Summary**

Henry S. Kaplan	1.50 hours at \$ 0.00/hr	0.00
Henry S. Kaplan	9.10 hours at \$185.00/hr	1,683.50
H. James Montalvo	0.00 hours at \$ 0.00/hr	0.00
H. James Montalvo	1.80 hours at \$185.00/hr	333.00
Stephen E. Nagin	3.80 hours at \$185.00/hr	703.00
Eve A. Boutsis	3.40 hours at \$ 0.00/hr	0.00
Susan Snavelly	4.60 hours at \$ 0.00/hr	0.00
Susan Snavelly	6.10 hours at \$ 65.00/hr	396.50

Total hours:	30.30	3,116.00
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**Disbursements**

4/8/2008	Database Legal research	34.88
4/28/2008	Database Legal research	11.26
5/23/2008	Outside copy job - Gonzalo R. Dorta, P.A.	482.75
5/23/2008	Mileage	11.42
5/27/2008	Disbursements incurred - 2.0%	91.24

**Payments and Credits**

5/13/2008	Check No. 7462	5,841.08
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Sub-total Payments:	5,841.08
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Payment is due upon receipt. Please notify us within 10 days of any questions you have regarding this invoice. Interest at a rate of 1.5% per month will be charged if payment is not received within 30 days.

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For Professional Services	3,116.00
For Disbursements Incurred	631.55
Current Balance:	<u>3,747.55</u>
Previous Balance:	5,841.08
Payments - Thank you	5,841.08
<b>Total Due</b>	<b><u>3,747.55</u></b>

To be properly credited, please indicate Invoice Number on your remittance check.

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**NAGIN GALLOP FIGUEREDO<sup>PA.</sup>**

*Attorneys & Counselors*

Telephone: (305) 854-5353

Facsimile: (305) 854-5351

Eugene P. Flinn, Jr.  
 Village of Palmetto Bay  
 8950 SW 152nd Street  
 Palmetto Bay, Florida 33157

May 27, 2008  
 Matter ID: 0293-027  
 Palmer Trinity Private School,  
 Invoice Number 19604

			Hours	Amount
5/23/2008	SS	Received lawsuit for new matter; created ProLaw number and file; forwarded documents to Village council; and docketed response deadline.	0.30	19.50
			Total Professional Services 19.50	

**Rate Summary**

	Susan Snavelly	0.30 hours at \$ 65.00/hr	19.50
		Total hours: 0.30	19.50
5/27/2008	Disbursements incurred - 2.0%		0.39
	For Professional Services		19.50
	For Disbursements Incurred		0.39
	Current Balance:		19.89
	Previous Balance:		0.00
	Payments - Thank you		0.00
	<b>Total Due</b>		<b>19.89</b>

To be properly credited, please indicate Invoice Number on your remittance check.

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**GONZALO R. DORTA, P.A.**

ATTORNEYS AT LAW  
334 MINORCA AVENUE  
CORAL GABLES, FLORIDA 33134

TELEPHONE (305) 441-2299  
TELEFAX (305) 441-8849  
E-MAIL: GRD@DORTALAW.COM

May 23, 2008

**Susan Snavey, CP**  
Certified Paralegal  
Nagin, Gallop & Figueredo, PA  
18001 Old Cutler Road  
Miami, Florida 33157  
Telephone: (305) 854-5353

**DOCUMENTS REQUESTED**

**RE: *Town of Miami Lakes vs. Miami-Dade County***  
***(Case No. 07-30357-31)***  
**Subject: *Litigation Fee/Mitigation Case***

Dear Susan:

Enclosed you will find the copies of all the documents that you requested to be copied. As you remember, I informed you on May 22, 2008 that our office charges .25 cents per page. The breakdown for the copies is as follows:

**BOX 1: 744 pages**  
**BOX 2: 103 pages**  
**BOX 3: 458 pages**  
**BOX 4 : 626 pages**

**Total : 1,931 pages @ .25 cents per page = \$482.75**

If you have any questions, please feel free to contact me directly at our office.  
Thank you very much!!

Respectfully,

  
Fernando A. Prego

**NAGIN GALLOP FIGUEREDO<sup>RA</sup>***Attorneys & Counselors*

Telephone: (305) 854-5353

Facsimile: (305) 854-5351

Eugene P. Flinn, Jr.  
 Village of Palmetto Bay  
 8950 SW 152nd Street  
 Palmetto Bay, Florida 33157

May 27, 2008  
 Matter ID: 0293-022  
 Village of Palmetto Bay -  
 Invoice Number 19618

			Hours	Amount
5/1/2008	HSK	4/30-5-1 study of discovery matters and answer of Miami-Dade County; attendance at 4-30 conference call with Eve Boutsis, Steph Nagin, Jim Montavalo and Susan Snavelly regarding discovery, summary judgment; further review of strategy regarding document requests and interrogatory answers; in re VPB v. MDC	3.60	666.00
5/1/2008	EAB	Group meeting relating to strategy and discovery; telephone conferences with Mr. Craig Coller; telephone conference with Ms. Boniske; communications with council regarding same.	2.00	0.00
5/1/2008	SS	Prepared document comparing the answer to the complaint; attended meeting with Mr. Nagin (by telephone), Ms. Boutsis, Mr. Montalvo and Mr. Kaplan and discussed discussed answer and discovery.	2.20	0.00
5/2/2008	SS	Revised answer comparison document.	0.70	0.00
5/9/2008	SEN	Received and briefly reviewed defendant's Amended Answer and Counterclaim (dated 5/05/08); received and reviewed e-mails from Ms. Boutsis; prepared and sent e-mail to legal team concerning immediate assignments; requested meeting of legal team, next week; e-mail to Ms. Boutsis concerning matter.	0.70	129.50
5/14/2008	HSK	Study counterclaim filed by MDC, conference with Eve Boutsis and Jim Montavalo regarding response to amended answer and counterclaim; in re VPB v. MDC lawsuit	1.50	0.00
5/15/2008	HJM	Received and reviewed Counterclaim and conducted legal research re: same.	1.80	333.00
5/16/2008	HJM	Conducted conference with Ms. Boutsis and Mr. Kaplan re: strategy concerning counterclaim (0.3); Reviewed file in preparation for conference.	0.00	0.00
5/16/2008	EAB	Attended group strategy session (.4 no charge).	0.40	0.00
5/19/2008	SS	Discussion with Mr. Henry Kaplan concerning Miami Lakes document request; gathered Miami Lakes discovery requests in preparation for document review; telephone call to Ms. Diamond	0.90	0.00

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For Professional Services	444.00
For Disbursements Incurred	204.49
	<hr/>
Current Balance:	648.49
Previous Balance:	696.09
Payments - Thank you	696.09
	<hr/>
<b>Total Due</b>	<b>648.49</b>

To be properly credited, please indicate Invoice Number on your remittance check.

Payment is due upon receipt. Please notify us within 10 days of any questions you have regarding this invoice. Interest at a rate of 1.5% per month will be charged if payment is not received within 30 days.

**NAGIN GALLOP FIGUEREDO<sup>PA.</sup>**

*Attorneys & Counselors*

Telephone: (305) 854-5353

Facsimile: (305) 854-5351

Eugene P. Flinn, Jr.  
 Village of Palmetto Bay  
 8950 SW 152nd Street  
 Palmetto Bay, Florida 33157

May 27, 2008  
 Matter ID: 0293-019  
 Village of Palmetto  
 Invoice Number 19602

			Hours	Amount
5/14/2008	EAB	Attention to litigation and summary judgment; and communications with Ms. Nina Boniske regarding same.	0.60	111.00
5/21/2008	EAB	Communications with Mr. Bruce Rogow and Ms. Cynthia Gunther; revised affidavit; telephone conference with Mayor Eugene Flinn regarding same; and coordinated finalizing same.	0.80	148.00
5/22/2008	EAB	Attention to affidavits and opposition to summary judgment; telephone conference with Mr. John Hearn; communications with Ms. Boniske, Mr. Rogow and Ms. Gunther; follow up on same.	1.00	185.00
<b>Total Professional Services</b>				<b>444.00</b>

**Rate Summary**

Eve A. Boutsis	2.40 hours at \$185.00/hr	444.00
<b>Total hours:</b>		<b>2.40</b>
		<b>444.00</b>

**Disbursements**

3/19/2008	Conference Call - Participants Eve Boutsis, three mayors, managers, attorneys and Mr. Rogow	195.61
5/27/2008	Disbursements incurred - 2.0%	8.88

**Payments and Credits**

4/14/2008	Check No. 7314	696.09
<b>Sub-total Payments:</b>		<b>696.09</b>

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