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RESOLUTION NO. 2012-65

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 FIGUEREDO & BOUTSIS, P.A. IN THE AMOUNT OF \$15,527.29; 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, FIGUEREDO & BOUTSIS, P.A., submitted its statements to the village for legal services rendered, and costs advanced, for the period ending August 28, 2012, in the amount of \$15,527.29; and,

WHEREAS, the amounts are reasonable and were necessarily incurred.

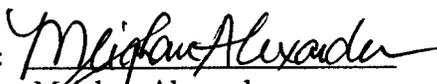
NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, AS FOLLOWS:

Section 1. The statements for attorneys' fees and costs received from FIGUEREDO & BOUTSIS, P.A., in the total amount of \$15,527.29, copies of which are attached, are approved for payment.

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

PASSED and ADOPTED this 10th day of September, 2012.

Attest:


Meighan Alexander
Village Clerk


Shelley Stanczyk
Mayor

APPROVED AS TO FORM:


Eve A. Boutsis,
FIGUEREDO & BOUTSIS, P.A., as Office
of the Village Attorney

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FINAL VOTE AT ADOPTION:

- Council Member Patrick Fiore YES _____
- Council Member Howard J. Tendrich YES _____
- Council Member Joan Lindsay YES _____
- Vice-Mayor Brian W. Pariser YES _____
- Mayor Shelley Stanczyk. YES _____

FIGUEREDO & BOUTSIS, P.A.

Attorneys & Counselors

18001 Old Cutler Road - Fifth Floor

Telephone: (305) 235-9344

Miami, Florida 33157-6417

Facsimile: (305) 235-9372

August 28, 2012

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 invoices for professional services rendered and for costs advanced for the period ending August 28, 2012 in the amount of **\$15,527.79**. I have tabulated the amounts *currently due* on each individual file as follows:

Please deduct from Village Attorney Account No. 5143110, General Legal.			
0293-001	Non-Retainer Legal Services <i>Invoice No. 20429 dated 8/28/12</i>	Prof'l Services Disbursements Total Due	\$ 10,693.00 213.86 10,906.86
	Total		\$ 10,906.86
Please deduct from Village Attorney Account No. 5143140, Code Enforcement.			
0293-002	Zoning Application <i>Invoice No. 20430 dated 8/28/12</i>	Prof'l Services Disbursements Total Due	\$ 1,313.50 26.27 1,339.77
	Total		\$ 1,339.77
0293-004	Code Enforcement <i>Invoice No. 20431 dated 8/28/12</i>	Prof'l Services Disbursements Total Due	\$ 185.00 3.70 188.70

PO. NO. _____
AMOUNT APPROVED <u>15,527.79</u>
APPROVED BY _____

0293-027	<i>Palmer Trinity vs. VPB Invoice No. 20432 dated 8/28/12</i>	Prof'l Services Disbursements Total Due	\$ 377.40	370.00 7.40
0293-029	<i>Palmer Trinity Private School (Appeal) Invoice No. 20433 dated 8/28/12</i>	Prof'l Services Disbursements Total Due	\$ 1,943.61	1,905.50 38.11
0293-042	<i>Joseph Hagan, et. al. vs. VPB Invoice No. 20434 dated 8/28/12</i>	Prof'l Services Disbursements Total Due	\$ 111.00	111.00 0.00
0293-060	<i>Shores of Palmetto Bay vs. VPB Invoice No. 20435 dated 8/28/12</i>	Prof'l Services Disbursements Total Due	\$ 660.45	647.50 12.95
	Grand Total		\$ 15,527.29	

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/lcm
Enclosures
cc: Mayor and Village Council

RESOLUTION NO. _____

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 FIGUEREDO & BOUTSIS, P.A. IN THE AMOUNT OF \$15,527.29; 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,

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

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

PASSED and ADOPTED this _____ day of September, 2012.

Attest:

Meighan Alexander
Village Clerk

Shelley Stanczyk
Mayor

APPROVED AS TO FORM:

Eve A. Boutsis,
FIGUEREDO & BOUTSIS, P.A., as Office
of the Village Attorney

FINAL VOTE AT ADOPTION:

Council Member Patrick Fiore _____

Council Member Howard J. Tendrich _____

Council Member Joan Lindsay _____

Vice-Mayor Brian W. Pariser _____

Mayor Shelley Stanczyk _____

FIGUEREDO & BOUTSIS, P.A.
ATTORNEYS & COUNSELORS

18001 Old Cutler Road, Suite 533, Miami, Florida 33157

Telephone No.: (305) 235-9344

Facsimile: (305) 235-9372

Shelley Stanczyk
 Village of Palmetto Bay
 9705 E. Hibiscus Street
 Palmetto Bay, Florida 33157

August 28, 2012
 Matter ID: 0293-001
 General Municipal-VPB
 Invoice Number 20429

			Hours	Amount
7/29/2012	EAB	Telephone conference with Mayor Shelley Stanczyk and telephone conference with Mr. Ron Williams.	0.50	92.50
7/30/2012	EAB	Attention to recall; communications with Mrs. Meighan Alexander, Mr. Williams and Council.	2.00	370.00
7/31/2012	EAB	Telephone conference with Mr. Darby Delsalle and reviewed workshop agenda item.	0.30	55.50
7/31/2012	EAB	Attention to logo infringement; and telephone conference with Mayor Stanczyk.	0.30	55.50
7/31/2012	EAB	Attention to pending items; telephone conference with Mr. Williams; and telephone conference with Mr. Delsalle.	0.60	111.00
8/1/2012	EAB	Telephone conference with Mrs. Alexander; meeting with Mrs. Alexander; attention to public records requests; and research relating to recall processes.	3.00	555.00
8/2/2012	EAB	Telephone conference with CP Joan Lindsay; telephone conference with Mr. Delsalle; and telephone conference with Mr. Williams.	0.80	148.00
8/2/2012	EAB	Attention to recall procedures, political committee handbook.	1.00	185.00
8/2/2012	EAB	Meeting with Mrs. Alexander regarding recall; revised security guard services contract for Parks Dept; telephone conference with Mayor Stanczyk; telephone conference with Mr. Ed Silva; and telephone conference with CP Howard Tendrich.	4.00	740.00
8/3/2012	EAB	Continued analysis and research relating recall; communications with Mr. Gene Stearn of Stearns Weaver; and telephone conference with Mr. Williams on pending items.	2.00	370.00
8/3/2012	EAB	Edited tennis independent contractor agreement.	0.70	129.50
8/3/2012	EAB	Meeting with Mr. Williams on pending items.	0.50	92.50
8/4/2012	EAB	Telephone conference with Mayor Stanczyk; telephone conference with Mr. Williams; and telephone conference with CP Tendrich.	0.80	148.00

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8/6/2012	EAB	Attended meeting with Mr. Williams, Mr. Delsalle, and Mr. Bill Kress on pending items and workshop.	2.30	425.50
8/6/2012	EAB	Research of Hatch Act, research of Florida AGOs and opinions; telephone conference with MDCCEPT, Ms. Miriam Ramos.	2.00	370.00
8/7/2012	EAB	Telephone conference with Mr. Williams; telephone conference with Mr. Kress; telephone conference with Mrs. Alexander; attention to certain pending public records requests; and attention to pan handling inquiries of Mayor Stanczyk.	1.00	185.00
8/7/2012	EAB	Telephone conference with Mr. Delsalle and Mr. Silva on moratorium implementation.	0.40	74.00
8/8/2012	EAB	Telephone conference and discussion with Mr. Delsalle on pending items.	1.00	185.00
8/8/2012	EAB	Telephone conferences with and communications with MDC P&Z on release of covenants; telephone conference with Mr. Ron Connally; telephone conference with Ms. Illeana Cea; telephone conference with Ms. Claudia Ruiz; communications with Mr. Nick Nitti; communications with Mr. Jack Osterholt; and telephone conference with Mr. Simon Ferro.	2.00	370.00
8/8/2012	EAB	Attention to Floodplain.	0.40	74.00
8/8/2012	EAB	Attended meeting with Mr. Williams and Mr. Delsalle; prepared for COW; and attended COW meeting.	5.30	980.50
8/9/2012	EAB	Attention to campaigning issue and provided direction regarding same.	0.40	74.00
8/9/2012	EAB	Research and analysis on BJ Harris and drafted memorandum regarding same.	2.50	462.50
8/10/2012	EAB	Telephone conference with Mr. David Storey and Ms. Irma Cohen of the League; and provided update to VM Brian Pariser and Mr. Desmond Chin.	0.60	111.00
8/10/2012	EAB	Finalized security guard contract.	1.00	185.00
8/10/2012	EAB	Telephone conference with Ms. Olga Cadaval regarding personnel matter; and telephone conference with Ms. Cadaval and Mr. Silva on contractual matter.	0.40	74.00
8/10/2012	EAB	Attention to traffic engineer analysis for Westminster.	0.20	37.00
8/13/2012	EAB	Communications with MDCCEPT and Mayor Stanczyk; telephone conference with Mr. Williams; attention to subcontract with security system; telephone conference with Mr. Silva on pending items; and telephone conference with Mr. Delsalle.	1.50	277.50
8/14/2012	EAB	Attention to Quality Paving matter; communications with Mr. John Shubin regarding Burch property; and communications with Mr. Hearin regarding bond.	0.60	111.00
8/14/2012	EAB	Attention to elections related matters.	2.50	462.50

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CONFIDENTIAL - ATTORNEY/CLIENT PRIVILEGE

8/15/2012	EAB	Attended meeting with Mr. Delsalle regarding NPO.	7.00	1,295.00	
8/15/2012	EAB	Telephone conference with Mr. Silva; and attention to pending issues.	1.00	185.00	
8/16/2012	EAB	Attention to Quality Paving; telephone conference with Mr. Williams, Mr. Silva, Mrs. Alexander, and Mr. Delsalle; and attention to elections matters; and telephone conference with Mayor Stanczyk.	2.00	370.00	
8/17/2012	EAB	Attention to election matters.	0.30	55.50	
8/17/2012	EAB	Worked with Mr. Delsalle regarding NPO.	4.50	832.50	
8/20/2012	EAB	Revised and finalized contract for lawn services.	1.40	259.00	
8/21/2012	EAB	Attention to public records requests; communications with Mr. Silva on pending matters; telephone conference with Mr. Delsalle; communications with Mr. Proctor; follow up with Quality Paving; and follow up with Mr. Shubin.	1.00	185.00	
				Total Professional Services	10,693.00

Rate Summary

	Eve A. Boutsis	57.80 hours at \$185.00/hr	10,693.00
		Total hours: 57.80	10,693.00
8/28/2012	Disbursements incurred - 2.0%		213.86
	For Professional Services		10,693.00
	For Disbursements Incurred		213.86
	Current Balance:		10,906.86
	Previous Balance:		17,569.60
	Payments - Thank you		0.00
		Total Due	28,476.46

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.

FIGUEREDO & BOUTSIS, P.A.
ATTORNEYS & COUNSELORS

18001 Old Cutler Road, Suite 533, Miami, Florida 33157

Telephone No.: (305) 235-9344

Facsimile: (305) 235-9372

Shelley Stanczyk
 Village of Palmetto Bay
 9705 E. Hibiscus Street
 Palmetto Bay, Florida 33157

August 28, 2012
 Matter ID: 0293-002
 Zoning Applications
 Invoice Number 20430

			Hours	Amount
7/31/2012	EAB	Telephone conference with Mr. Simon Ferro and Mr. Darby Delsalle.	0.40	74.00
8/1/2012	EAB	Attention to pending applications for public hearing and zoning matters with Mr. Delsalle and Mr. Efrain Nunez.	2.00	370.00
8/1/2012	EAB	Discussion with Mr. Ronnie Mateo.	0.30	55.50
8/3/2012	EAB	Communications with Mr. Ferro.	0.20	37.00
8/3/2012	EAB	Attended meeting with Mr. Delsalle and Mr. Ferro.	2.00	370.00
8/6/2012	EAB	Review advertisement for September P&Z hearing items.	0.20	37.00
8/6/2012	EAB	Telephone conference with Mr. Ferro; communications with Mr. Jack Osterholt of MDC; and telephone conference with Mr. Tim Himon.	0.50	92.50
8/7/2012	EAB	Communications with Mr. Craig Collier regarding South Motors restrictive covenant.	0.30	55.50
8/10/2012	EAB	Attention to PT zoning hearing item and updated same.	0.40	74.00
8/14/2012	EAB	Attention to South Motors request; follow up with County regarding same; and follow up with Mr. Himon regarding same.	0.80	148.00
			Total Professional Services	1,313.50

Rate Summary

Eve A. Boutsis	7.10 hours at \$185.00/hr	1,313.50
	Total hours: 7.10	1,313.50

8/28/2012 Disbursements incurred - 2.0% 26.27

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For Professional Services	1,313.50
For Disbursements Incurred	26.27
Current Balance:	<u>1,339.77</u>
Previous Balance:	717.06
Payments - Thank you	0.00
Total Due	<u>2,056.83</u>

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

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Shelley Stanczyk
 Village of Palmetto Bay
 9705 E. Hibiscus Street
 Palmetto Bay, Florida 33157

August 28, 2012
 Matter ID: 0293-004
 Code Enforcement
 Invoice Number 20431

			Hours	Amount
7/30/2012	EAB	Attention to building permit inspection, and telephone conference with Mr. Ed Silva and Mr. Darby Delsalle.	1.00	185.00
			Total Professional Services 185.00	

Rate Summary

	Eve A. Boutsis	1.00 hours at \$185.00/hr	185.00
		Total hours: 1.00	185.00
8/28/2012	Disbursements incurred - 2.0%		3.70
	For Professional Services		185.00
	For Disbursements Incurred		3.70
	Current Balance:		188.70
	Previous Balance:		509.49
	Payments - Thank you		0.00
	Total Due		698.19

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

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Shelley Stanczyk
 Village of Palmetto Bay
 9705 E. Hibiscus Street
 Palmetto Bay, Florida 33157

August 28, 2012
 Matter ID: 0293-027
 Palmer Trinity Private School,
 Invoice Number 20432

			Hours	Amount
8/9/2012	EAB	Attention to PT order of Judge Langer; and telephone conferences with Council Persons.	2.00	370.00
			Total Professional Services 370.00	

Rate Summary

	Eve A. Boutsis	2.00 hours at \$185.00/hr	370.00
		Total hours: 2.00	370.00
8/28/2012	Disbursements incurred - 2.0%		7.40
	For Professional Services		370.00
	For Disbursements Incurred		7.40
	Current Balance:		377.40
	Previous Balance:		434.01
	Payments - Thank you		0.00
	Total Due		811.41

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

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Facsimile: (305) 235-9372

Shelley Stanczyk
 Village of Palmetto Bay
 9705 E. Hibiscus Street
 Palmetto Bay, Florida 33157

August 28, 2012
 Matter ID: 0293-029
 Palmer Trinity v. VPB - Appeal
 Invoice Number 20433

			Hours	Amount
7/30/2012	EAB	Follow up on Motion for Reconsideration for Attorney's Fees.	0.60	111.00
7/31/2012	EAB	Telephone conference with Justice Cantero; communications regarding settlement; telephone conference with Mr. Ron Williams; and communications with Mr. Cohen.	1.70	314.50
8/1/2012	EAB	Telephone conference with Ms. Eileen Mehta.	0.30	55.50
8/2/2012	EAB	Follow up conversation with Ms. Mehta; and communications with Mr. Jeffrey Hochman.	0.40	74.00
8/2/2012	EAB	Provided direction to Ms. Joan Lindsay and Mr. Ron Williams.	0.30	55.50
8/3/2012	EAB	Telephone conference with Bilzin firm regarding PT settlement.	0.40	74.00
8/3/2012	EAB	Attention to mandate.	0.20	37.00
8/7/2012	EAB	Finalized agenda items for hearing of 8/29/2012; communications with Mr. Darby Delsalle.	3.00	555.00
8/7/2012	EAB	Telephone conference with Ms. Mehta; and update to council regarding same.	3.00	555.00
8/21/2012	EAB	Telephone conference with Ms. Mehta.	0.40	74.00
			Total Professional Services	1,905.50

Rate Summary

Eve A. Boutsis	10.30 hours at \$185.00/hr	1,905.50
	Total hours: 10.30	1,905.50

8/28/2012 Disbursements incurred - 2.0% 38.11

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CONFIDENTIAL - ATTORNEY/CLIENT PRIVILEGE

For Professional Services	1,905.50
For Disbursements Incurred	38.11
Current Balance:	<u>1,943.61</u>
Previous Balance:	5,234.57
Payments - Thank you	0.00
Total Due	<u>7,178.18</u>

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

FIGUEREDO & BOUTSIS, P.A.

Attorneys & Counselors

18001 Old Cutler Road, Suite 533, Miami, Florida 33157

Telephone: (305) 235-9344

Facsimile: (305) 235-9372

Ron E. Williams
9705 E. Hibiscus Street
Palmetto Bay, Florida 33157

August 28, 2012
Matter ID: 0293-042
Joseph Hagan, et al. v. VPB

Invoice Number 20434

			Hours	Amount
7/31/2012	EAB	Follow up with Mr. Jerry Greenberg regarding lack of prosecution.	0.30	55.50
8/3/2012	EAB	Follow up on dismissal of action for lack of prosecution.	0.30	55.50
				<hr/>
			Total Professional Services	111.00

Rate Summary

Eve A. Boutsis	0.60 hours at \$	185.00/hr	111.00
			<hr/>
Total hours:		0.60	

Payments

11/12/2010	Payment	Check No.: 11898	55.50
			<hr/>
Sub-total Payments:			55.50

Payment is due upon receipt. Please notify us within 10 days of receipt 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.

Figueredo Boutsis & Montalvo,

Matter ID: 0293-042 Statement No.: 20434

Page: 2

For Professional Services	111.00
For Disbursements Incurred	0.00
Current Balance:	<hr/> 111.00
Previous Balance:	55.50
Payments - Thank you	55.50
Total Due	<hr/> 111.00

Invoice Number: 20434

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ATTORNEYS & COUNSELORS

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Telephone No.: (305) 235-9344

Facsimile: (305) 235-9372

Shelley Stanczyk
 Village of Palmetto Bay
 9705 E. Hibiscus Street
 Palmetto Bay, Florida 33157

August 28, 2012
 Matter ID: 0293-060
 Shores at Palmetto Bay vs. VPB
 Invoice Number 20435

			Hours	Amount
7/31/2012	EAB	Attention to shade session; communications with Council; and communications with Mr. JC Planas.	0.40	74.00
8/1/2012	EAB	Finalized meeting date and communications with Mr. Planas.	0.20	37.00
8/9/2012	EAB	Attended settlement discussions.	2.50	462.50
8/16/2012	EAB	Telephone conference with Mr. Planas; communications with Council; and telephone conference with Mr. Ron Williams.	0.40	74.00
				647.50
			Total Professional Services	647.50

Rate Summary

	Eve A. Boutsis	3.50 hours at \$185.00/hr	647.50
		Total hours: 3.50	647.50
8/28/2012	Disbursements incurred - 2.0%		12.95

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CONFIDENTIAL - ATTORNEY/CLIENT PRIVILEGE

For Professional Services	647.50
For Disbursements Incurred	12.95
	<hr/>
Current Balance:	660.45
Previous Balance:	188.70
Payments - Thank you	0.00
	<hr/>
Total Due	849.15

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