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RESOLUTION NO. 2014-59

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 LEHTINEN SCHULTZ RIEDI CATALANO FUENTE, PLLC IN THE AMOUNT OF \$13,319; PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Village Council of the Village of Palmetto Bay engaged the law firm of Lehtinen Schultz Riedi Catalano Fuente, PLLC to provide Village Attorney legal services for the Village; and,

WHEREAS, Lehtinen Schultz Riedi Catalano Fuente, PLLC, submitted its statements to the Village for legal services rendered, and costs advanced, for the period ending July 31, 2014, in the amount of \$13,319.00; 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. Recitals. The above recitals are true and correct and incorporated herein by this reference.

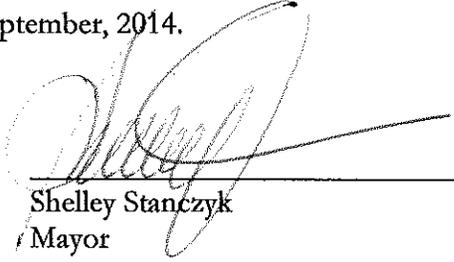
Section 2. Approval. The statements for attorneys' fees and costs received from Lehtinen Schultz Riedi Catalano Fuente, PLLC, in the total amount of \$13,319.00, copies of which are attached, are approved for payment.

Section 3. Effective Date. This resolution shall take effect immediately upon approval.

PASSED and ADOPTED this 8th day of September, 2014.

Attest:


Meighan Alexander
Village Clerk


Shelley Stanczyk
Mayor

1 APPROVED AS TO FORM AND LEGAL SUFFICIENCY FOR THE USE
2 AND RELIANCE OF THE VILLAGE OF PALMETTO BAY, FLORIDA ONLY:
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4 
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6 Dexter W. Lehtinen
7 Village Attorney
8

9
10 FINAL VOTE AT ADOPTION:

- | | | |
|----|------------------------------|------------|
| 11 | | |
| 12 | Council Member Patrick Fiore | <u>YES</u> |
| 13 | | |
| 14 | Council Member Tim Schaffer | <u>YES</u> |
| 15 | | |
| 16 | Council Member Joan Lindsay | <u>YES</u> |
| 17 | | |
| 18 | Vice-Mayor John DuBois | <u>YES</u> |
| 19 | | |
| 20 | Mayor Shelley Stanczyk | <u>YES</u> |

Lehtinen Schultz Riedi Catalano Fuente

1111 Brickell Avenue, Suite 2200

Miami, Florida 33131

June 2014

Village of Palmetto Bay

Statement Period: **June 2014**

Client: Village of Palmetto Bay, Florida

<u>Date</u>	<u>Individual</u>	<u>Subject</u>	<u>Time</u>
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General Government

6-2	DL:	Meeting of Palmetto Bay Village Council; prepare for meeting	4.5
6-18	DL	Village Council Committee of the Whole meeting; prepare for meeting; confer with officials prior to meeting	3.7
6-23	DL	Special Meeting of Village Council; prepare for meeting; confer with officials prior to meeting	4.1
6-27	DL	Conferences with Village officials (Clerk, Mayor, others) re: Charter amendments procedures, general Village business	2.2

Zoning

6-11	DL	Attend Community Zoning Meeting at Palmer Trinity School (held pursuant to Village Code); discussion with Village officials and applicant prior to meeting	2.1
6-18	jc	Work on matters relating to South Motors (easement, site plan, etc); communicate with R. Lujan	0.5
6-19	DL	Study and analyze Village zoning code and Charter provisions regarding land use	2.8
6-25	JC	South Motors issues; telephone call with J. Loumiet; mark up unity of title and transmit to attorney	1.3
6-27	DL	Discussion with Planning/& Zoning Dept (Darby) re: Palmer Trinity School zoning matters, other issues	1.9

(continued)

**Lehtinen Schultz Riedi Catalano Fuente
1111 Brickell Avenue, Suite 2200
Miami, Florida 33131**

**June 2014
Village of Palmetto Bay**

(continued – page two)

Litigation

6-9	DL	Analysis and review of pending Palmer Trinity litigation and relationship to pending zoning applications; analyze cases	3.7
6-20	DL	Continued analysis of potential issues in litigation and possible interpretation of case law	2.3

Total Fees

Monthly total hours.....	29.1
Total fees due (@ \$190/hour.....)	\$5,529

Expenses

6-11	CR	Reimbursable expenses: computer research costs	\$ 2.99
6-22	CR	Reimbursable expenses: postage	\$ 6.21
Total Reimbursable Expenses.....			\$ 9.20

Total Amount Due (Fees and Expenses)

Total Fees.....	\$5,529
Expenses (rounded to nearest dollar).....	\$ 9
Total amount due (fees and expenses).....	\$5,538

DL = Dexter Lehtinen
CR = Claudio Riedi
JC = John Catalano
BF = Bob de la Fuente

Lehtinen Schultz Riedi Catalano Fuente

1111 Brickell Avenue, Suite 2200

Miami, Florida 33131

July 2014

Village of Palmetto Bay

Statement Period: **July 2014**

Client: Village of Palmetto Bay, Florida

<u>Date</u>	<u>Individual</u>	<u>Subject</u>	<u>Time</u>
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General Government

7-2	DL	Discussion with Mayor, Clerk, other officials regarding Charter amendments, petitions; review and discussion of festival issues (permits, potential trespass, etc)	1.9
7-3	DL	Meeting with Deputy Clerk regarding Charter amendments; meeting with Palmetto Bay citizen regarding petition procedures	2.0
7-7	DL	Meet with Village Clerk to sign items, discuss and review Charter amendment procedures; meeting of Village Council; prepare for meeting	4.6
7-8	DL	Meeting with Village Clerk's office regarding Clerk duties	1.2
7-10	DL	Meet with Clerk regarding Charter amendments and other matters; review Village Code, County Charter, state law regarding municipal governance and charters	1.8

Zoning

7-8	DL	Discussion with Planning and Zoning Dept Director regarding old Burger King property; review of materials related to re-zoning and Comprehensive Plan amendments	2.6
7-9	DL	Review and study historical documents regarding land use restrictions on old Burger King property	1.9
7-2	CR	Call from Mayor regarding allowed actions on public property during July 4th festival; confer with Lehtinen	0.4

(continued)

**Lehtinen Schultz Riedi Catalano Fuente
1111 Brickell Avenue, Suite 2200
Miami, Florida 33131**

**July 2014
Village of Palmetto Bay**

(continued – page two)

Zoning (continued)

7-10	DL	Analyze legal issues regarding amendments to zoning and Comprehensive Plan (FLUM)/Future Land Use Map); meet with Planning and Zoning Dept	3.3
7-11	DL	Review site plan amendment issues regarding Palmer Trinity School	2.8
7-17	DL	Analyze sschool ite plan and old Burger King property legal issues (including covenants limiting zoning change applications and buffer zone language	3.1
u			
7-20	DL	Prepare for Council zoning hearings re: old Burger King property and Palmer Trinity School; review staff reports and resolutions	3.6
7-21	DL	Meeting of Land Planning Agency; meeting of Village Council regarding zoning (old Burger King property along Old Cutler Road and Palmer Trinity site plan amendments prepare prior to meeting; discussions prior to meeting	9.9

Litigation

7-11	CR	Prepare answer to Ben Tov foreclosure complaint and counterclaim in federal court; file same	1.8
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Total Feess

Monthly total hours.....	40.9
Total fees due (@ \$190/hour.....)	\$7,771

(continued)

Lehtinen Schultz Riedi Catalano Fuente
1111 Brickell Avenue, Suite 2200
Miami, Florida 33131

July 2014
Village of Palmetto Bay

(continued – page three)

Expenses

7-7	DL	Reimbursable expenses: postage charges	\$ 9
7-11	DL	Reimbursable expenses: postage charges	\$ 0.50
7-16	DL	Reimbursable expenses: postage charges	\$ 0.50
Total Reimbursable Expenses.....			\$ 10.00

Total Amount Due (Fees and Expenses)

Total Fees.....	\$7,771
Expenses (rounded to nearest dollar).....	\$ 10
Total amount due (fees and expenses).....	\$7,781

DL = Dexter Lehtinen
CR = Claudio Riedi
JC = John Catalano
BF = Bob de la Fuente