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RESOLUTION NO. 2014-71

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 \$4,883.00; 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 August 31, 2014, in the amount of \$4,883.00; 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 \$4,883.00, 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 6th day of October, 2014.

Attest:


Meighan Alexander
Village Clerk


Shelley Stanczyk
Mayor

APPROVED AS TO FORM AND LEGAL SUFFICIENCY FOR THE USE AND RELIANCE OF THE VILLAGE OF PALMETTO BAY, FLORIDA ONLY:


Dexter W. Lehtinen
Village Attorney

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FINAL VOTE AT ADOPTION:

- Council Member Patrick Fiore YES
- Council Member Tim Schaffer YES
- Council Member Joan Lindsay YES
- Vice-Mayor John DuBois YES
- Mayor Shelley Stanczyk YES

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

August 2014
Village of Palmetto Bay

Statement Period: **August 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

8-4	DL	Analyze procedures under Village Charter for amendment of Village Charter by initiative and referendum	1.1
8-20	DL	Agenda review meeting at Village Hall regarding upcoming September Village Council meeting; followed by meetings with Village Clerk and Village Manager on general issues	2.8
8-21	DL	Review Charter Officers contracts for methods of renewal and/or temporary extension and implications thereof	2.5

Zoning

8-5	DL	Review Palmer Trinity School zoning resolution and conditions imposed therein; analyze conditions compared to zoning code and other school requirements	2.3
8-7	DL	Analysis of various development conditions in prior zoning approval for Palmer Trinity School and issues regarding future application to amend zoning resolution conditions; study issues following meeting	1.9
8-12	DL	Review legal issues regarding restrictive covenants, zoning, and Comprehensive Development Master Plan (including Future Land Use Map) applicable to old Burger King property	2.4

(continued)

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

**August 2014
Village of Palmetto Bay**

(continued – page two)

Zoning (continued)

- | | | | |
|------|----|---|-----|
| 8-14 | DL | Review Palmer Trinity desire to amend zoning conditions; Meeting regarding Palmer Trinity development conditions in zoning resolution, with Planning Department and Palmer Trinity representatives and legal counsel | 1.8 |
| 8-15 | DL | Research relationship of CDMP and FLUM (Comprehensive Development Master Plan and Future Land Use Map) to underlying zoning, when zoning consistent with CDMP and FLUM i is rendered inconsistent by CDMP/FLUM amendments without zoning amendment (relevant to old Burger King property) | 2.2 |
| 8-20 | JC | Telephone conference with Simon Ferro regarding various matters relating to South Motors; further review of documents relating to same; communication with Brenda Fernandez counsel to South Motors regarding finalizing agreements and easements; follow-up correspondence | 1.3 |
| 8-28 | DL | Review issues regarding Palmer Trinity development conditions with Planning Department; review materials following meeting | 2.5 |

Litigation

- | | | | |
|-----|----|--|-----|
| 8-6 | DL | Review Village Council action regarding conditions under which meetings discussing Palmer Trinity zoning litigation should be released to public (release of "shade sessions") | 1.7 |
|-----|----|--|-----|

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Lehtinen Schultz Riedi Catalano Fuente
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Miami, Florida 33131

August 2014
Village of Palmetto Bay

(continued – page three)

Litigation (continued)

8-15	CR	Prepare motion for mediation participation; confer with Lehtinen regarding various foreclosure litigation issues	1.0
8-19	DL	Conference call with attorney Hochman (representing Village in litigation with Palmer Trinity School) regarding current status of litigation and materials needed to update status of litigation; review files before call	2.2

Total Fees

Monthly total hours.....	25.7.
Total fees due (@ \$190/hour.....)	\$ 4,883

Expenses

Total Reimbursable Expenses.....	\$ 0.00
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Total Amount Due (Fees and Expenses)

Total Fees.....	\$ 4,883
Expenses (rounded to nearest dollar).....	\$ 0

Total amount due (fees and expenses).....\$ 4,883

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