

RESOLUTION NO. 2015-55

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 \$10,186; AND 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 May 31, 2015, in the amount of \$10,186; 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:

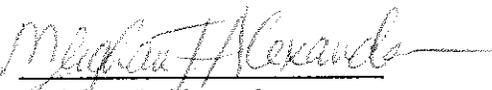
Section 1. Recitals. The above recitals are true and correct and incorporated herein by this reference.

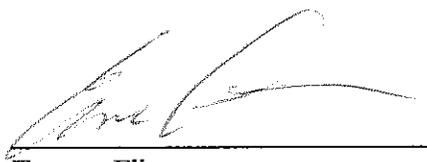
Section 2. Approval. The statements for attorneys' fees and costs received from Lehtinen Schultz Riedi Catalano Fuente, PLLC, in the total amount of \$10,186, copies of which are attached, are approved for payment.

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

PASSED and ADOPTED this 13th day of July, 2015.

Attest:


Meighan J. Alexander
Village Clerk


Eugene Flinn
Mayor

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


Dexter W. Lehtinen
Village Attorney

FINAL VOTE AT ADOPTION:

Council Member Katyn Cunningham	<u>YES</u>
Council Member Tim Schaffer	<u>YES</u>
Council Member Larissa Siegel Lara	<u>YES</u>
Vice-Mayor John DuBois	<u>YES</u>
Mayor Eugene Flinn	<u>YES</u>

Lehtinen Schultz Riedi Catalano Fuente

1111 Brickell Avenue, Suite 2200
Miami, Florida 33131

May 2015

Village of Palmetto Bay

Statement Period: May 2015

Client: Village of Palmetto Bay, Florida

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

5/4	DL	Village of Palmetto Bay Council meeting ; preparation for meeting; meetings with staff prior to Council meeting	6.8
5/14	DL	Meeting to review upcoming Council agenda; meet with staff and Clerk following meeting	2.6
5/18	DL	Special meeting of Palmetto Bay Village Council; preparation for Council meeting	1.5
5/19	DL	Meet with Planning Dept regarding resolutions and parking ordinance; meet with Manager; meet with Clerk	2.6
5/27	DL	Meeting with Village Manager; meeting with Council member, staff regarding pending issues	2.4
5/22	JC	Review file as to South Motors matter; follow-up with D. Delsalle regarding same	0.3
5/29	DL	Review materials prior Palmetto Bay Charter amendment proposals (both adopted and defeated), provided by Clerk in preparation for first meeting of Charter Revision Committee; research constitutional issues regarding Charter	2.3

Zoning/Land Use

5/16	DL	Review application and supporting materials for temporary fire station at Old Cutler Presbyterian Church (Miami-Dade Fire Rescue District) (Fire Station II)	1.9
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May 2015/Village of Palmetto Bay
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Zoning/Land Use (continued)

5/18	DL	Zoning meeting of Palmetto Bay Village Council, including temporary fire station by Miami-Dade Fire Rescue District at Old Cutler Presbyterian Church, 7055 SW 144 Street (near Old Cutler Road); preparation for meeting	3.8
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Litigation

5/7	CR	Schedule mediation (Fire Station II/Old Cutler Presbyterian Church site)	0.2
5/11	DL	Review pleadings and materials in connection with upcoming mediation (Fire Station II/Church site)	3.3
5/12	DL	Preparation for mediation session; outline positions (site issues and legal positions) (Fire Station II/Church site); review settlement possibilities	4.6
5/13	DL	Attend mediation session at Miami-Dade County offices; confer with Riedi regarding settlement possibilities ; review issues regarding inconsistency with comprehensive plan; analyze legal issues discussed in mediation (Fire Station II)	7.6
5/13	CR	Attend mediation session at Miami-Dade offices; confer with Lehtinen regarding settlement possibilities research proper processes for challenging lack of consistency with comprehensive master plan; e-mails to Lehtinen (Fire Station II)	5.8
5/14	CR	Review and research code issues prohibiting development pending appeal of land use decisions; e-mails to DWL regarding same (Fire Station II)	0.5
5/22	CR	E-mail opposing counsel regarding deposition dates for depositions of plaintiffs Passarellas (Fire Station II)	0.2

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Litigation (continued)

5/27	CR	Review court order; try to locate Appellate Division docket on-line; confer with DWL regarding court order denying Passarella motion for stay; confer with C. Herredia (Miami-Dade County) concerning temporary fire station; review procedure for show cause order in Eleventh Circuit (Fire Station II)	1.8
5/27	DL	Confer regarding, and review, order denying stay in Fire Station II case; analyze likely legal claims and likely responses	2.7
5/27	CR	Pileggi case: prepare witness and exhibit list; e-mail opposing counsel concerning settlement; research Florida law concerning priority of municipal liens	0.9

Total Fees

Monthly total hours.....	51.8
Total fees due (@ \$190/hour.....)	\$ 9,842

Reimbursable Expenses

WestLaw computer research charge (at cost) (January).....	\$ 344
Total Reimbursable Expenses.....	\$ 344

Total amount due (fees and expenses).....\$10,186

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