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RESOLUTION NO. 2015-80

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 \$8,899; 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 August 31, 2015, in the amount of \$8,899; 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 \$8,899, 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 5th day of October, 2015.

Attest:


Meighan J. Alexander
Village Clerk


Eugene Flinn
Mayor

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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 Karyn Cunningham YES
- Council Member Tim Schaffer YES
- Council Member Larissa Siegel Lara YES
- Vice-Mayor John DuBois YES
- Mayor Eugene Flinn YES

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

August 2015
Village of Palmetto Bay

Statement Period: **August 2015**
Client: **Village of Palmetto Bay, Florida**

<u>Date</u>	<u>Individual</u>	<u>Subject</u>	<u>Time</u>
<u>General Government</u>			
8/13	DL	Attend Palmetto Bay Services Committee meeting; explain Sunshine Law (public meetings and public records) and continue attendance; prepare for meeting	2.2
8/17	DL	Agenda review meeting at Village Hall; meet with Clerk and Manager regarding upcoming issues	1.6
8/18	DL	Attend Special Village Council meeting regarding strategic plan consultant selection; prepare for meeting	3.9
8/18	JC	Attend to various questions and issues raised in connection with procurement	0.3
8/21	DL	Meeting with Manager regarding budgets and code interpretations regarding allocation of authority and conflicts; meet with Clerk	2.3
8/21	CR	Confer with Lehtinen and Manager regarding Village code interpretations regarding conflicts	0.4
8/22	DL	Meeting of Village Council for visioning session; attend pre-consultant portion of meeting (incl. lobbyist report, etc)	2.4
8/25	CR	Review conflict of interest ordinances for Village; prepare memorandum concerning same	2.8

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

August 2015/Village of Palmetto Bay
(continued – page two)

General Government (continued)

8/27	CR	Review bond agreements for Village Manager and Planning Director; telephone call to Planning Director; review North Miami ordinance regarding speed limits for boats on canals for possible application within Palmetto Bay; e-mail Lehtinen regarding same	1.8
8/27	DL	Attend meeting of Charter Revision Committee at Village Hall; prepare for meeting	1.9

Zoning/Land Use

8/4	BF	Conference with E. Hernandez regarding violations at 14197 South Dixie Highway; conference call with Lehtinen, Planning Director, and Code Officer re: options	0.4
8/13	DL	Meeting with Planning Department regarding draft ordinances and resolutions	2.7
8/24	DL	Confer with Planning Director on zoning and downtown development issues	1.4
8/26	DL	Meet with Manager, Mayor and Planning Director regarding zoning issues, including downtown development and funding, meet with Planning thereafter regarding zoning issues	2.9
8/28	DL	Analyze drafts of various downtown development proposals; conference with Planning Department regarding downtown development ordinance; review substantive issues and drafting issues; review various other ordinance proposals	3.8

Human Resources (Personnel)

8/28	CR	Review employment agreement; confer with Manager	0.3
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Lehtinen Schultz Riedi Catalano Fuente
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Miami, Florida 33131

August 2015/Village of Palmetto Bay
(continued – page three)

Litigation

8/10	CR	Attend status conference and motion for continuance of trial before Judge Miller in Palmer Trinity case	1.2
8/12	CR	E-mail from/to Olga Cadaval regarding deposition of Village employee	0.4
8/21	CR	Research Florida law regarding sovereign immunity for negligence in maintenance of public facilities; confer with Lehtinen regarding potential remedies	2.2
8/24	CR	Research regarding governmental sovereign immunity; draft memorandum and confer with Lehtinen concerning same	2.8
8/25	CR	Review settlement agreement and release; e-mail concerning same to Lehtinen	0.2
8/26	DL	Meet with Manager and Mayor regarding various litigation issues, including sovereign immunity	1.7
8/26	CR	Meet with client representative regarding various litigation issues, including liability of government for negligent maintenance of public facilities; continued research	2.3
8/30	CR	Research Fla. Statute Chapter 164 regarding requirements for inter-governmental dispute resolution as relating to potential legal actions	1.5
8/31	DL	Review and analyze proposed draft settlement agreement for consistency with prior agreements (Palmer Trinity)	1.1
8/31	CR	Review and revise Mutual Release and Settlement Agreement in Palmer Trinity case; confer with Lehtinen and e-mail opposing counsel concerning same	1.3

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

August 2015/Village of Palmetto Bay
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Total Fees

Monthly total hours..... 45.8
Total fees due (@ \$190/hour.....\$ 8,702

Reimbursable Expenses

WestLaw computer research charge (at cost) (January).....\$ 101
Copies of survey of Coral Reef Park.....\$ 96
Total Reimbursable Expenses.....\$ 197

Total amount due (fees and expenses).....\$ 8,899

DL = Dexter Lehtinen
BF = Bob de la Fuente

CR = Claudio Riedi
TS – Tom Schultz

JC = John Catalano