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RESOLUTION NO. 2017-001

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 \$14,702 FOR PERIOD ENDING NOVEMBER 30, 2016; AND PROVIDING FOR AN EFFECTIVE DATE. (Sponsored by Administration)

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 November 30, 2016, in the amount of \$14,702; 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:

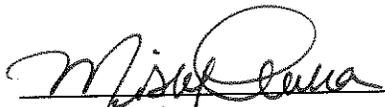
Section 1. Recitals. The above recitals are true and correct and incorporated herein by this reference.

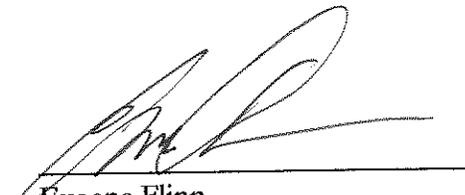
Section 2. Approval. The statements for attorneys' fees and costs received from Lehtinen Schultz Riedi Catalano Fuente, PLLC, in the total amount of \$14,702, copies of which are attached, are approved for payment.

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

PASSED and ADOPTED this 9th day of January, 2017.

Attest:


Missy Arocha
Village Clerk


Eugene Flinn
Mayor

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

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8 Dexter W. Lehtinen
9 Village Attorney

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12 FINAL VOTE AT ADOPTION:

13		
14	Council Member Karyn Cunningham	<u>YES</u>
15		
16	Council Member David Singer	<u>YES</u>
17		
18	Council Member Larissa Siegel Lara	<u>YES</u>
19		
20	Vice-Mayor John DuBois	<u>YES</u>
21		
22	Mayor Eugene Flinn	<u>YES</u>

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

November 2016
Village of Palmetto Bay

Statement Period: **November 2016** Client: **Village of Palmetto Bay, Florida**

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

11/3	DL	Research Miami-Dade County forest protection methodology and procedures	2.8
11/4	DL	Prepare for upcoming Village Council meeting; review issues and confer with staff	4.6
11/7	DL	Meeting with Clerk, Manager, Village staff regarding upcoming; draft emergency resolution for Unique Abilities Fair; confer with Council Members regarding Council meeting issues; attend Village Council meeting	10.7
11/15	DL	Meeting with newly-elected Council Member; meeting thereafter with staff regarding various upcoming issues	3.4
11/17	DL	Conference at Village Hall with Finance Director, Manager regarding CITT financing and audit; meet re: other issues	4.9
11/18	CR	Review election regulations regarding campaign finance reports; email/telephone call to Clerk Arocha	2.8
11/19	CR	Re-draft holiday carnival agreement	1.6
11/19	DL	Meeting at Village Hall with newly-elected Council Member; meet with Manager and staff regarding various land use issues, impact fee financing	3.8
11/21	DL	Draft numerous resolutions and ordinances at Village Hall; coner with Clerk, Manager, staff	4.2
11/22	DL	Conference at Village Hall with staff, Manager, Clerk	1.9

Lehtinen Schultz Riedi Catalano Fuente
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Miami, Florida 33131

November 2016/Village of Palmetto Bay

General Government (continued)

11/28	DL	Prepare resolutions at Village Hall; confer with staff	2.6
11/29	DL	Meeting with Council Member to draft various items; meeting with newly-elected Council Member re: intended actions; discussion with Clerk and Council Member; meeting with staff	4.5

Human Resources (Personnel)

11/1-11/30 none

Zoning and Land Use

11/31-11/30 none

Litigation

11/1	CR	Seal case; finalize discovery responses; email to opposing counsel	0.6
11/3	DL	Study all issues in Alexander School appeal in preparation for oral argument; analyze all briefs	4.3
11/8	CR	Krakowski foreclosure: email to D. Chin re: update of payoff; review from old payoff; email counsel	0.2
11/9	CR	Confer with DL regarding numerous issues in seal case; confer regarding Carlos Alumuina claim; call to staff concerning location of accident; draft letter to opposing counsel re: same; prepare for Krakowski trial; confer with opposing counsel concerning carve out of VPB claim	2.7
11/10	CR	Krakowski: attend foreclosure trial; secure order carving out lien and dismissing VPB	1.8

**Lehtinen Schultz Riedi Catalano Fuente
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Miami, Florida 33131**

November 2016/Village of Palmetto Bay

Litigation (continued)

11/10	DL	Study and analyze all VMU writ issues on appeal; review for error below; analyze Council options if reconsideration is proposed (res judicata; quasi-judicial decision-maker neutrality; presumptive bias from ex parte communications and state law remedy for presumptive bias)	4.7
11/23	CR	Email from client with new case; draft appearance and motion o dismiss; email to client concerning same; confer with DL	1.2
11/21	DL	Confer with CR regarding new case and all current litigation	1.1
11/28	CR	Draft first set of interrogatories in seal case; draft first request for production; consult with DL; email to opposing counsel	2.1
11/28	DL	Review issues in seal case; confer with CR	1.2
11/29	CR	Finalize/serve discovery requests (seal case); confer with DL and Alan White concerning further code enforcement issues	1.4
11/29	DL	Analyze code enforcement issues, including enforcement by injunction in addition to citations and hearing officer	1.1
11/30	CR	Meet with Alan White concerning enforcement v, Wen Liu and code enforcement review files; confer with DL; begin drafting complaint	3.3
11/30	DL	Confer regarding code enforcement through injunction and other equitable relief, with CR and Code Officer; analyze case law	2.2

(continued on next page)

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

November 2016/Village of Palmetto Bay

Total Fees

Monthly total hours..... 75.7
Total fees due (@ \$190/hour.....) \$ 14,307

Reimbursable Expenses

WestLaw computer research charge.....\$ 395
Total Reimbursable Expenses.....\$ 395

Total amount due (fees and expenses).....\$14,702

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