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RESOLUTION NO. 2014-36

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 GRAYROBINSON, P.A. IN THE AMOUNT OF \$20,333.62; PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Village Council of the Village of Palmetto Bay engaged the law firm of GrayRobinson, P.A. to provide interim Village Attorney legal services for the Village; and,

WHEREAS, GrayRobinson, P.A., submitted its statements to the Village for legal services rendered, and costs advanced, for the period ending March 31, 2014, in the amount of \$20,333.62; 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 recital are true and correct and incorporated herein by this reference.

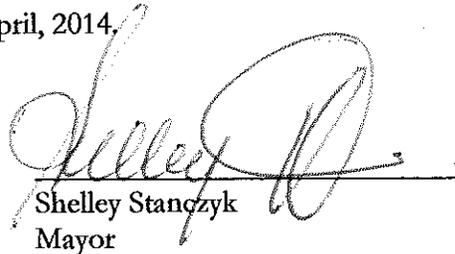
Section 2. Approval. The statements for attorneys' fees and costs received from GrayRobinson, P.A., in the total amount of \$20,333.62, copies of which are attached, are approved for payment.

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

PASSED and ADOPTED this 7th day of April, 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 Lehtinen
Village Attorney

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2 FINAL VOTE AT ADOPTION:
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4 Council Member Patrick Fiore YES
5
6 Council Member Tim Schaffer YES
7
8 Council Member Joan Lindsay YES
9
10 Vice-Mayor John DuBois YES
11
12 Mayor Shelley Stanczyk YES

GRAY ROBINSON

Attorneys At Law
Suite 1400
301 E. Pine Street
Post Office Box 3068
Orlando, Florida 32802
Telephone (407) 843-8880
Federal ID # 59-1300132

Village of Palmetto Bay
Attn: Ron E. Williams
9705 East Hibiscus Street
Palmetto Bay, FL 33157

Remittance Address: P.O. Box 3068 Orlando, Florida 32802-3068
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Attorney: Herin, John

Statement of Account as of March 31, 2014 For Client Account No.: 824204

Invoice Number	Invoice Date	Mat #	Matter Name	Amount Billed	Amount Received	Balance Due
10419840	03/26/14	2	Land Use Matters	\$2,053.50	\$0.00	\$2,053.50
10419841	03/26/14	4	Adv. Shores at Palmetto Bay, LLC	\$44.00	\$0.00	\$44.00
10419842	03/26/14	7	Palmer Trinity Land Use Dispute	\$925.00	\$0.00	\$925.00
10419843	03/26/14	5	Palmetto Bay Foreclosures	\$980.50	\$0.00	\$980.50
10419844	03/26/14	9	EQCB Application	\$1,228.54	\$0.00	\$1,228.54
10419845	03/26/14	10	Real Estate Matters	\$1,591.00	\$0.00	\$1,591.00
10420072	03/31/14	1	General	\$13,511.08	\$0.00	\$13,511.08
Totals:				\$20,333.62	\$0.00	\$20,333.62

0-30 Days	31-60 Days	61-90 Days	91+days	Balance Due
\$20,333.62	\$0.00	\$0.00	\$0.00	\$20,333.62

Note: Payments received after the statement date will be reflected on your next statement.

GRAYROBINSON

Attorneys At Law
Suite 1400
301 E. Pine Street
Post Office Box 3068
Orlando, Florida 32802

Telephone (407) 843-8880
Federal ID # 59-1300132

Village of Palmetto Bay
Attn: Ron E. Williams
9705 East Hibiscus Street
Palmetto Bay, FL 33157

March 31, 2014
FILE # 824204 - 1

Invoice # 10420072
Re: General

This summary includes all transactions on the above matter processed up to and including the date of the last transaction shown on this invoice. Any transactions, including credits or receipts processed after that date will be reflected on a future statement.

CURRENT FEES:	\$ 13,509.00
CURRENT DISBURSEMENTS:	\$ 2.08
CURRENT BALANCE DUE:	\$ 13,511.08

0734

CLIENT COPY
PAYMENT IS DUE UPON RECEIPT

Professional Services:

02/03/14	PL	Reviewing due diligence e-mail replies and updating audit file	0.10	\$ 6.00
02/03/14	JRH	Office hours: Meet with Village Manager, Village Clerk and Department Directors to review pending matters and discuss agenda items scheduled for consideration by the Village Council; individually brief counsel members on agenda items; review and execute resolutions and corresponding professional service agreements; work with Village Clerk on responses to multiple public records request.	8.50	\$ 1,572.50
02/04/14	PL	Reviewing due diligence e-mail replies and updating audit file	0.10	\$ 6.00
02/07/14	BF	Review updated dress code and uniform policy; review manual for any potential revisions	0.90	\$ 166.50
02/07/14	PL	Preparing e-mail to timekeepers to follow up re: due diligence request	0.10	\$ 6.00
02/10/14	JRH	Respond to public inquiry regarding conflict of interest question and related public records request; meet with City Manager to discuss barking dog issue; follow up on charter questions; work on agenda items.	4.20	\$ 777.00
02/12/14	BF	Prepare e-mail correspondence to client regarding review of dress code revisions and new uniform policy; review dress code revisions in preparation of e-mail	0.40	\$ 74.00
02/12/14	PL	Preparing e-mail to timekeepers to follow up re: due diligence request	0.10	\$ 6.00
02/12/14	JRH	Follow up on inquiry by Vice Mayor DuBois concerning the Sunshine Law; review and revise letter to surety regarding deficient work at Thalatta Estate by General Contractor.	1.00	\$ 185.00
02/13/14	RR	Research into dog barking ordinance for Miami-Dade county and related enforcement procedures per Mayor Stanczyk's request	0.50	\$ 92.50
02/13/14	RR	Municode research regarding sound engineering and sound system planning ordinances for municipalities.	1.00	\$ 185.00
02/13/14	JRH	Continued attention to barking dog issue and confer with Mayor Stanczyk on potential related revisions to the Village Code; work on renewal of police services contract.	1.50	\$ 277.50
02/14/14	BF	Draft revisions to FMLA policy regarding leave for military care givers	1.70	\$ 314.50
02/14/14	RR	Additional research into sound planning ordinances in Municode.	2.00	\$ 370.00
02/14/14	JRH	Continued attention to proposed extension of police services contract.	0.30	\$ 55.50

02/17/14	BF	Draft revisions to FMLA policy regarding certification of medical provider, intermittent leave and notices to employees	1.60	\$ 296.00
02/17/14	PL	Preparing email to Bill Boyles requesting his follow up with timekeepers; reviewing due diligence email reply by John Herin confirming he has a summary to provide for our audit opinion letter	0.10	\$ 6.00
02/18/14	BF	Draft revisions to FMLA policy; prepare work sheet for internal use in complying with FMLA requirements; prepare eleven documents to be used in connection with different aspects of FMLA leave	3.20	\$ 592.00
02/18/14	RR	Review of Miami-Dade and Pinecrest animal noise ordinance. Drafted new proposed ordinance for VPB. Drafted barking complaint affidavit for VPB.	2.00	\$ 370.00
02/18/14	JRH	Participate in agenda discussion meeting with Village Manager and Department Directors; confer with Mayor and Council members concerning pending issues; review Vice Mayor DuBois' agenda items for legal sufficiency.	1.50	\$ 277.50
02/19/14	JRH	Confer with Village Manager and follow up with J. Shubin regarding status of the Burch property; continued attention to Police Services Contract with Miami-Dade.	0.60	\$ 111.00
02/20/14	JRH	Follow up with J. Shubin concerning Burch property; continued attention to the finalization of the Police Services Contract with Miami-Dade multiple communications with Village staff and Miami-Dade Police Legal Advisor; review legislative agenda items for legal sufficiency and placement on next agenda.	2.00	\$ 370.00
02/21/14	JRH	Examine and approve legislative agenda resolutions and work with Village staff and Mayor on barking dog issue; respond to Mr. Singer's inquiry regarding term limits.	1.80	\$ 333.00
02/24/14	PL	Preparing e-mail to John Herin to follow up re: due diligence request in order to complete the audit opinion letter	0.10	\$ 6.00
02/24/14	JRH	Meet with Village Manager and Director of Planning to discuss barking dog issues; work with Village Clerk to finalize agenda; prepare January legal report; continued work and communication with Village staff and the Miami-Dade Police Advisor to finalize the Police Services Contract.	3.00	\$ 555.00
02/28/14	JRH	Finalize Police Services Contract with Miami-Dade County; confer with R. Williams.	0.50	\$ 92.50
03/03/14	RR	Revisions to Verified Barking Dog Affidavit per J. Herin	0.50	\$ 92.50
03/03/14	PL	Reviewing due diligence reply email by John	0.30	\$ 18.00

		Herin with 6 summaries and incorporating same into audit opinion letter; reply re: same; finalizing audit opinion letter for attorney review and signature		
03/03/14	JRH	Revise draft FY 2012-2013 audit letter; attend to Sunshine law question regarding Mayor's meeting called by Mayor MacDougall of Cutler Bay; prepare for and attend Council meeting.	6.70	\$ 1,239.50
03/03/14	JRH	Review and comment on draft barking dog affidavit.	0.20	\$ 37.00
03/04/14	RR	Drafted revisions to Proposed Ordinance re: dog barking.	1.50	\$ 277.50
03/04/14	PL	Finalizing audit opinion letter; preparing facsimile cover sheet to auditors; transmitting original, signed letter to auditors by facsimile and mail and copy to client by e-mail; updating audit file	0.30	\$ 18.00
03/04/14	JRH	Continued work on proposed barking dog affidavit and related code amendments.	0.40	\$ 74.00
03/04/14	JRH	Conference with L. Dannheisser regarding proposed ILA with Miami-Dade County School Board for use of City park facilities.	0.20	\$ 37.00
03/05/14	RR	Research into Municode for VPB sections governing "notices of violation". Revisions to draft dog barking ordinance.	2.00	\$ 370.00
03/06/14	LMD	Receipt and review of various e-mails regarding agreement; prepare e-mails regarding timing.	0.20	\$ 37.00
03/06/14	RR	Review of proposed changes to dog barking ordinance and implementing warning process prior to issuance of citation. Research into Municode for similar ordinances in analogous municipalities.	1.50	\$ 277.50
03/06/14	LMD	Kimley Horn - Receipt, review and response to e-mail regarding legal concern; review resolution and prepare e-mail to Darby DeSalle regarding same.	0.40	\$ 74.00
03/06/14	LMD	Softball ILA - Receipt, review and response regarding interlocal agreement.	0.20	\$ 37.00
03/07/14	LMD	Softball ILA - Prepare draft ILA with MD School Board.	3.00	\$ 555.00
03/07/14	LMD	Review Shannon Melendi Act and Affidavit proposed by Parks and Recreation Director; research and revise same; prepare correspondence to client regarding same.	2.50	\$ 462.50
03/07/14	LMD	Kimley Horn - Review Kimley Horn continuing services agreement; prepare e-mail to J. Herin regarding same.	0.80	\$ 148.00
03/10/14	RR	Additional research into Municode for code violation provisions in Village Code. Finalized revisions to draft barking ordinance per JRH.	1.00	\$ 185.00
03/10/14	JRH	Office hours: Meet with City Manager and	7.00	\$ 1,295.00

Department Directors to review and discuss pending matters; work on new Village Attorney engagement agreement; work on agenda items (Kimley Horn agreement, softball ILA, use affidavit).

03/11/14	LMD	ILA Softball - Complete revisions and prepare e-mail to J. Herin regarding same.	3.80	\$ 703.00
03/17/14	LMD	E-mail from J. Herin regarding ILA and prepare e-mail to client regarding same.	0.30	\$ 55.50
03/17/14	JRH	Review and approve new Village Attorney engagement agreement and related resolution; follow up with L. Dannheisser on softball ILA and professional services agreement with Kimley-Horn.	1.00	\$ 185.00
03/19/14	RR	Emails to/from Darby Desalle re: nuisance animal ordinance.	0.20	\$ 37.00
03/19/14	JRH	Confer with Village staff concerning barking dog issue and follow up to Monday's Council meeting; preparation of files for transfer to new Village Attorney.	1.00	\$ 185.00
03/20/14	PL	Reviewing email by Melissa Gurlacz requesting to close audit file due to no longer representing client; noting audit file re: same	0.10	\$ 6.00

<u>NAME</u>	<u>HOURS</u>	<u>RATE</u>	<u>AMOUNT</u>
Law, Peter	1.30	\$ 60.00	\$ 78.00
Herin, John	41.40	\$ 185.00	\$ 7,659.00
Furgala, Brian	7.80	\$ 185.00	\$ 1,443.00
Dannheisser, Lynn M	11.20	\$ 185.00	\$ 2,072.00
Rodriguez, Rebecca	12.20	\$ 185.00	\$ 2,257.00

Current Fees: \$ 13,509.00

Disbursements:

03/04/14	Internal Reproduction Costs	\$1.60
03/04/14	Postage and Handling	\$0.48

<u>Description</u>	<u>Amount</u>
Internal Reproduction Costs	\$ 1.60
Postage and Handling	\$ 0.48
Current Disbursements	\$2.08