

RESOLUTION NO. 04-80

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 LOTT & LEVINE IN THE AMOUNT OF \$3,380.53; PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Mayor and Village Council of the Village of Palmetto Bay approved the retention of George Lott of Lott & Levine at the recommendation of the village attorney, to represent the village in a quiet title action relating to certain forfeited property acquired by the village from Miami-Dade County, located at 17641 Old Cutler Road; and

WHEREAS, Lott & Levine submitted its statement to the village for legal services rendered, and costs advanced, for the period ending October 4, 2004, in the amount of \$3,380.53; and,

WHEREAS, the village attorney recommends payment of the attached invoice as the amount of fees and costs are reasonable and necessary.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, AS FOLLOWS:

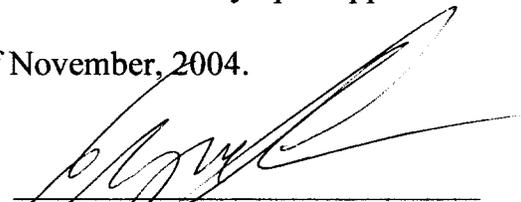
Section 1. The statement for attorneys' fees and costs received from Lott & Levine, in the total amount of \$3,380.53, a copy of which is attached, is approved for payment

Section 2. This resolution shall take effect immediately upon approval.

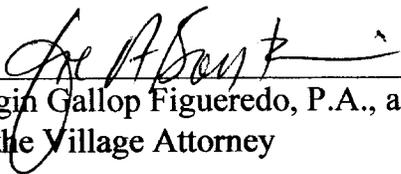
PASSED and ADOPTED this 1st day of November, 2004.

Attest:


Meighan Pier
Village Clerk


Eugene P. Flinn, Jr.
Mayor

APPROVED AS TO FORM:


Nagin Gallop Figueredo, P.A., as Office
of the Village Attorney

FINAL VOTE AT ADOPTION:

Council Member Ed Feller	<u>YES</u>
Council Member Paul Neidhart	<u>YES</u>
Council Member John Breder	<u>YES</u>
Vice-Mayor Linda Robinson	<u>YES</u>
Mayor Eugene P. Flinn, Jr.	<u>YES</u>

LOTT & LEVINE
DADELAND CENTRE, SUITE 1014
9155 SOUTH DADELAND BOULEVARD
MIAMI, FLORIDA 33156

VILLAGE OF PALMETTO BAY
EVE BOUTSIS
3225 AVIATION AVENUE
THIRD FLOOR
MIAMI, FL 33133

October 8, 2004
Reference No. 7036

For Professional Services Concerning:
Matter Number: VILL1.03126

Title: 17641 OLD CUTLER ROAD
CELESTIA DELAMOUR

		Hours
06/17/04	RECEIVED AND REVIEWED PROOF OF PUBLICATION FROM MIAMI DAILY BUSINESS REVIEW.	0.20
06/18/04	RECEIVED AND REVIEWED VERIFIED RETURN OF SERVICE ON CELESTIA DELAMOUR - UNABLE TO SERVE, ADDRESS IS AN EMPTY LOT - FROM ATTORNEY SERVICES.	0.20
06/29/04	PREPARED PLAINTIFF'S MOTION TO APPOINT ADMINISTRATOR, GUARDIAN AND ATTORNEY AD LITEM.	0.50
07/02/04	OBTAINED AND POSTED HEARING DATE; PREPARED NOTICE OF HEARING.	0.50
07/13/04	CONFIRMED THROUGH MIAMI REVIEW THAT HEARING MADE CALENDAR.	0.20
07/14/04	ATTENDED HEARING ON MOTION TO APPOINT GUARDIAN AD LITEM; PREPARED ORDER; LETTER TO JUDGE ENCLOSING ORDER.	2.50
07/22/04	RECEIVED AND REVIEWED FROM COURT ORDER APPOINTING MARTIN KAHN AS GUARDIAN, ADMINISTRATOR AND ATTORNEY AD LITEM; COPIED PLEADING FILE AND SHERIFF'S COMPLAINT, ORDER AND RELATED DOCUMENTS; LETTER TO GUARDIAN AD LITEM ENCLOSING COPIES OF PLEADINGS, SHERIFF'S COMPLAINT, ETC.	1.00
07/28/04	TELEPHONE CONFERENCE WITH GUARDIAN AD LITEM.	0.20

07/29/04	FOLLOW UP TELEPHONE CONFERENCE WITH GUARDIAN AD LITEM.	0.20
08/10/04	RECEIVED AND REVIEWED FAX FROM VILLAGE ATTORNEY AND FOLLOW UP TELEPHONE CONFERENCE; FAXED STATUS REPORT.	0.30
08/16/04	RECEIVED AND REVIEWED REPORT AND ANSWER OF GUARDIAN AD LITEM, ATTORNEY AD LITEM AND ADMINISTRATOR AD LITEM.	0.20
08/18/04	MEETING WITH JUDGE'S JUDICIAL ASSISTANT TO OBTAIN APPROVAL TO SCHEDULE MOTION FOR SUMMARY JUDGMENT ON MOTION CALENDAR; TELEPHONE CONFERENCE WITH VILLAGE ATTORNEY; RECEIVED AND REVIEWED FAX FROM VILLAGE ATTORNEY REGARDING GRANT OF FUNDS FOR PURCHASE AND ISSUANCE OF TITLE COMMITMENT.	1.00
08/21/04	PREPARED DRAFT OF 30 YEAR OWNERSHIP AND ENCUMBRANCE SEARCH REPORT.	1.00
08/23/04	REVISED DRAFT OF 30 YEAR REPORT; CALLED TAX COLLECTOR TO VERIFY STATUS OF PAYMENT OF TAXES - INFORMED THAT OLD FOLIO NUMBER CANCELLED.	0.50
08/24/04	MEETING AT TAX COLLECTOR'S OFFICE.	0.50
08/25/04	PREPARED MOTION FOR SUMMARY JUDGMENT AND AFFIDAVIT SUPPORTING MOTION; OBTAINED DATE AND PREPARED NOTICE OF HEARING; POSTED HEARING DATE; MAILED COPIES OF DOCUMENTS TO VILLAGE ATTORNEY; MAILED COPIES OF NOTICE AND MOTION TO GUARDIAN AD LITEM AND CLERK.	2.00
08/26/04	TELEPHONE CONFERENCE WITH VILLAGE ATTORNEY - PAYMENT OF TAXES.	0.20
08/30/04	COMPLETED 30 YEAR REPORT; TELEPHONE CONFERENCE WITH VILLAGE ATTORNEY; FAXED COPY OF 30 YEAR REPORT; LETTER TO VILLAGE ATTORNEY ENCLOSING REPORT.	0.50

09/13/04	RECEIVED AND REVIEWED FAX FROM VILLAGE ATTORNEY - NEED ADDITIONAL COPIES OF SEALED SURVEY; CALL TO SURVEYOR TO ORDER COPIES.	0.30	
09/17/04	PREPARED PROPOSED JUDGMENT.	1.00	
09/20/04	ORDERED UPDATE OF TITLE PRINT OUT.	0.25	
09/20/04	ATTENDED HEARING FOR ENTRY OF SUMMARY FINAL JUDGMENT; OBTAINED AND RECORDED CERTIFIED COPY OF JUDGMENT; RECEIVED AND REVIEWED TITLE SEARCH UP-DATE; LETTER TO VILLAGE ATTORNEY ENCLOSING COPY OF SUMMARY JUDGEMENT; RECEIVED AND FEDERAL EXPRESSED COPIES OF SURVEYS TO VILLAGE ATTORNEY.	3.50	
09/23/04	POSTED EXPIRATION OF 30 DAY APPELLATE PENDENCY, AND MAILED COPY OF SUMMARY JUDGMENT TO GUARDIAN AD LITEM.	0.20	
Total Hours and Fees:		16.95	\$2,966.25

COSTS ADVANCED

Date	Description	Cost Amount
06/23/04	Disbursement to: ATTORNEY SERVICES, INC.: SVC OF SUMMONS ON CELESTIA DELAMOUR, 6/8/04	\$25.00
06/23/04	Disbursement to: DAILY BUSINESS REVIEW: PUBLICATION FEE NOTICE OF ACTION	\$368.80
08/18/04	Disbursement to: MIAMI PARKING AUTHORITY	\$4.00
09/20/04	Disbursement to: CLERK OF COURT: CERTIFIED COPY OF JUDGMENT	\$3.50
10/04/04	Disbursement to: FEDERAL EXPRESS: TO VILLAGE OF PALMETTO BAY, 9/20	\$12.98
Total Costs:		\$414.28
Matter Summary:		
Total Fees:		\$2,966.25
Total Cost:		\$414.28
Sub-Total Current Fees and Costs:		\$3,380.53
Amount Due:		\$3,380.53