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3 **RESOLUTION NO. 04-54**  
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6 A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF THE  
7 VILLAGE OF PALMETTO BAY, FLORIDA, RELATING TO  
8 ATTORNEYS' FEES; APPROVING ATTORNEYS' FEES AND COSTS  
9 FOR LOTT & LEVINE IN THE AMOUNT OF \$6,841.35; PROVIDING  
10 AN EFFECTIVE DATE.  
11

12 WHEREAS, the Mayor and Village Council of the Village of Palmetto Bay  
13 approved the retention of George Lott of Lott & Levine at the recommendation of the  
14 village attorney, to represent the village in a quiet title action relating to certain forfeited  
15 property acquired by the village from Miami-Dade County, located at 17641 Old Cutler  
16 Road; and  
17

18 WHEREAS, Lott & Levine submitted its statement to the village for legal services  
19 rendered, and costs advanced, for the period ending June 1, 2004, in the amount of  
20 \$6,841.35; and,  
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22 WHEREAS, the village attorney recommends payment of the attached invoice as  
23 the amount of fees and costs are reasonable and necessary.  
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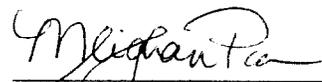
25 NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND VILLAGE  
26 COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, AS FOLLOWS:  
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28 Section 1. The statement for attorneys' fees and costs received from Lott &  
29 Levine, in the total amount of \$6,841.35, a copy of which is attached, is approved for  
30 payment  
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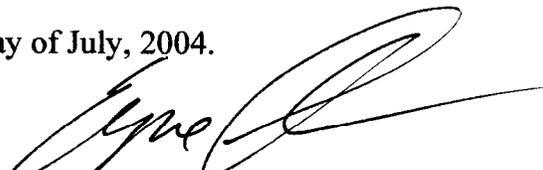
32 Section 2. This resolution shall take effect immediately upon approval.

33 PASSED and ADOPTED this 6<sup>th</sup> day of July, 2004.

34  
35 Attest:



36 Meighan Pier  
37 Village Clerk  
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Eugene P. Flinn, Jr.  
Mayor

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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>

\\02srvplaw\prolaw\Documents\0293\EGG\23874.doc - Lott & Levine Invoice No. 6838



## VILLAGE OF PALMETTO BAY

### Memorandum

To: Mayor and Village Council

From: Eve A. Boutsis, Office of the Village Attorney 

Date: June 28, 2004

Re: Invoice from Lott & Levine re: Purchase from Miami-Dade County of Forfeited Property – 17641 Old Cutler Road

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#### REQUEST

Payment of Lott & Levine invoice numbered 6838 dated June 4, 2004 for \$6,841.35, for services rendered in connection with the matter referenced above.

#### BACKGROUND AND ANALYSIS

Mr. George Lott of Lott & Levine was retained on behalf of the village to proceed with a quiet title action relating to the village's acquisition of the forfeited property located at 17641 Old Cutler Road. The expenditures related to the property survey and quiet title action are reasonable and necessary.

#### RECOMMENDATION

The finance department issue payment to Lott & Levine.

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

VILLAGE OF PALMETTO BAY  
EARL GALLOP, VILLAGE ATTORNEY  
3225 AVIATION AVENUE  
THIRD FLOOR  
MIAMI, FL 33133

June 4, 2004  
Reference No. 6838

For Professional Services Concerning:  
Matter Number: VILL1.03126

Title: PURCHASE FROM DADE COUNTY  
17641 OLD CUTLER ROAD

		Hours
01/15/04	RECEIVED AND REVIEWED FAX FROM FUND - REVISIONS TO FORM OF EXCEPTION FOR USE IN TITLE POLICY.	0.20
01/20/04	TELEPHONE CONFERENCES WITH SURVEYOR, PRIOR OWNER, PRIOR SURVEYOR, AND ATTORNEY FOR SHERIFF'S DEPARTMENT; CALL TO ATTORNEY, SANTISTEBAN, TO OBTAIN COPY OF PRIOR SURVEY, IF ANY.	0.50
01/21/04	TELEPHONE CONFERENCE WITH FIALLO; TELEPHONE CONFERENCE WITH DELTA SURVEYORS; TELEPHONE CONFERENCE WITH BLANCO SURVEYOR.	0.40
02/03/04	TELEPHONE CONFERENCE WITH SURVEYOR.	0.20
02/04/04	TELEPHONE CONFERENCE WITH SURVEYOR - STATUS OF COMPLETION.	0.20
02/27/04	RECEIVED AND REVIEWED SURVEY; FORWARD SURVEY TO EVE BOUTSIS, ESQUIRE AND OLGA CADAVAL; CALL TO SURVEYOR - NEED AUTOCAD DISK.	0.50
03/23/04	PREPARED CORRECTIVE DEED AND LETTER TO PRIOR OWNER TO CLEAR TITLE.	1.00
04/09/04	MEETING WITH SURVEYOR; DROPPED OFF AUTOCAD DISK TO OLGA.	0.50
04/13/04	RECEIVED AND REVIEWED SIGNED CORRECTIVE WARRANTY DEED.	0.20

04/19/04	PREPARED DRAFT OF COMPLAINT AND LIS PENDENS.	1.00	
05/20/04	REVISED DRAFTS OF COMPLAINT TO QUIET TITLE AND LIS PENDENS; ORDERED UP-DATE TO TSR TO FINALIZE COMPLAINT.	1.00	
04/29/04	FILED COMPLAINT.	0.20	
05/06/04	RECORDED LIS PENDENS; TELEPHONE CONFERENCE WITH SURVEYOR - STATUS OF PAYMENT.	0.75	
05/08/04	LETTER TO PRIVATE INVESTIGATOR - SUMMARY OF CASE AND EFFORTS IN PRIOR CASE TO LOCATE.	0.50	
05/14/04	RECEIVED AND REVIEWED SKIP TRACE ON CELESTIA DE LAMOUR FROM PRIVATE INVESTIGATOR, GIBSON.	0.20	
05/20/04	RECEIVED AND REVIEWED PRIVATE INVESTIGATOR'S REPORT; PREPARED REQUEST FOR JUDICIAL NOTICE, AFFIDAVIT FOR CONSTRUCTIVE SERVICE AND NOTICE OF ACTION; TELEPHONE CONFERENCES WITH SURVEYOR AND OLGA.	2.00	
05/20/04	MEETING WITH CLERK TO FILE AFFIDAVIT AND NOTICE FOR CONSTRUCTIVE SERVICE, AND TO OBTAIN DATE ANSWER DUE; STATUS REPORT TO VILLAGE.	1.00	
05/24/04	PREPARED CIVIL ACTION SUMMONS; CALL TO PROCESS SERVER - SPECIAL INSTRUCTIONS.	0.50	
05/26/04	TELEPHONE CONFERENCE WITH SURVEYOR, SURVEYOR'S TECHNICIAN, AND VILLAGE'S TECHNICIAN; RECEIVED E-MAIL ADDRESS AND FAXED SAME TO SURVEYOR'S TECH; RECEIVED CONFIRMATION COPY OF AUTOCAD DISK E-MAILED TO AND RECEIVED BY VILLAGE'S TECHNICIAN.	0.50	
	Total Hours and Fees:	11.35	\$1,986.25

**COSTS ADVANCED**

Date	Description	Cost Amount
04/29/04	Disbursement to: CLERK OF COURT: FILING FEE	\$215.00

04/29/04	Disbursement to: MIAMI PARKING AUTHORITY: PARKING	\$3.00
6/04	Disbursement to: CLERK OF COURT: RECORDING FEE - CORRECTIVE WARRANTY DEED	\$15.60
05/06/04	Disbursement to: CLERK OF COURT: RECORDING FEE - LIS PENDENS	\$10.50
05/06/04	MIAMI PARKING AUTHORITY: PARKING	\$4.00
05/26/04	Disbursement to: BLANCO SURVEYORS, INC.: SURVEY, TREE SURVEY AND ELEVATIONS	\$4,500.00
06/01/04	Disbursement to: ROGER P. GIBSON, INC.: SKIP TRACE ON CELESTIA DE LAMOUR WITH DILIGENT SEARCH AFFIDAVIT	\$107.00
	Total Costs:	----- \$4,855.10
	Matter Summary:	
	Total Fees:	\$1,986.25
	Total Cost:	\$4,855.10
	Sub-Total Current Fees and Costs:	----- \$6,841.35
	Amount Due:	=====
		\$6,841.35

PAYMENT IS DUE ON OR BEFORE JUNE 22, 2004.  
PLEASE INCLUDE THE BILL OR REFERENCE NUMBER ON YOUR REMITTANCE.  
THANK YOU.