



VILLAGE OF PALMETTO BAY
9705 E. HIBISCUS STREET
PALMETTO BAY, FLORIDA 33157
(305) 259-1234 Fax: (305) 259-1290

Approved
Edward Silva, Village Manager
Date

REQUEST FOR PUBLIC RECORDS

Requests are filled in accordance with the provisions of Chapters 119 and 257, Florida Statutes.

DATE: 9-20-19
NAME: Michael Moskowitz
COMPANY: Moskowitz, Mandelt, Salim & Simowitz, P.A.
ADDRESS: 800 Corporate Drive, Ste 500, Ft. Lauderdale, FL 33334
PHONE: 954-491-2000 FAX: _____
EMAIL: m.moskowitz@mmslaw.com

REQUEST (Attach additional page, if necessary): Copies of the following documents:

* Please see attached online requests.

FOR USE BY VILLAGE STAFF ONLY TRACKING NO.: 2019-301
DATE FORWARDED: 9-26-19 ASSIGNED DEPT: Administrative
DATE REQUEST FILLED: _____ NUMBER OF COPIES: _____
ESTIMATED TIME (IF APPLICABLE): _____ ESTIMATED COST: _____
HOW WAS REQUEST FILLED? _____
IF NOT FILLED, REASON: _____
BY: _____

Melissa Dodge

From: Missy Arocha
Sent: Wednesday, September 25, 2019 4:14 PM
To: Melissa Dodge
Subject: FW: Public Records Request - Village of Palmetto Bay (the "Village")
Attachments: AROCHA L01.pdf

Please log and print for me.

From: Karyn Cunningham <kcunningham@palmettobay-fl.gov>
Sent: Friday, September 20, 2019 5:42 PM
To: Missy Arocha <marocha@palmettobay-fl.gov>
Cc: Edward Silva <esilva@palmettobay-fl.gov>; Dexter Lehtinen <dwlehtinen@aol.com>
Subject: Fwd: Public Records Request - Village of Palmetto Bay (the "Village")

Let me know what you need from me. My Facebook is public but I can provide my newsletters and any texts messages that had reference to the property.

Thank you.

Get [Outlook for iOS](#)

From: Deborah Dietz <ddietz@MMSSLaw.com>
Sent: Friday, September 20, 2019 4:11 PM
To: Missy Arocha; Karyn Cunningham; 'dwlehtinen@aol.com'
Cc: Michael Moskowitz
Subject: Re: Public Records Request - Village of Palmetto Bay (the "Village")

CAUTION: EXTERNAL SENDER. PLEASE TAKE CARE IN OPENING UNEXPECTED ATTACHMENTS OR CLICKING ANY LINKS.

Dear Ms. Arocha: Attached please find Mr. Moskowitz's letter to you with reference to the above captioned matter. Thank you.

Deborah K. Dietz, Director of Human Resources
Legal Assistant to Michael W. Moskowitz, Esq.
Moskowitz Mandell Salim & Simowitz, P.A.
800 Corporate Drive, Suite 500
Ft. Lauderdale, FL 33334

(954) 776-9210 (Direct)
(954) 491-2000 (Office)
(954) 491-2051 (Telefax)

This message is intended only for the use of the individual or entity to which it is addressed, and may contain information that is privileged, confidential and exempt from disclosure under applicable law. If the reader of this message is not the intended recipient, or the employee or agent responsible for delivering the message to the intended recipient, you are hereby notified that any dissemination, distribution or reproduction of this communication is strictly prohibited. If you have received this communication in error, please delete it and notify us immediately.

CIRCULAR 230 DISCLAIMER: The IRS now requires written advice (including electronic communications) regarding one or more Federal (i.e., United States) tax issues to meet certain standards. Those standards involve a detailed and careful analysis of the facts and applicable law which we expect would be time consuming and costly. We have not made and have not been asked to make that type of analysis in connection with any advice given in this e-mail. As a result, we are required to advise you that any Federal tax advice rendered in this e-mail is not intended or written to be used and cannot be used for the purpose of avoiding penalties that may be imposed by the IRS.

In the event you would like us to perform the type of analysis that is necessary for us to provide an opinion that does not require the above disclaimer, as always, please feel free to contact us directly.

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ALSO ADMITTED IN NY[^]

CERTIFIED CIRCUIT COURT MEDIATOR¹

September 20, 2019

VIA E-MAIL - marocha@palmettobay-fl.gov

Missy Arocha, Village Clerk
Village Of Palmetto Bay Municipal Center
9705 E. Hibiscus Street
Palmetto Bay, FL 33157

Re: Public Records Request – Village Of Palmetto Bay (the “Village”)

Dear Ms. Arocha:

This firm represents Yacht Club By Luxcom, LLC (“Luxcom”).

Pursuant to the Public Records Act, Chapter 119 of the Florida Statutes, this letter serves as an official public records request for the following public records:

1. All internal and external correspondence, memoranda, letters, notes, e-mails, text messages, posts of any kind on Facebook, Twitter, Instagram or any other social media platform, electronic communications or other like documents **sent by Mayor Karyn Cunningham to anyone and received by Mayor Cunningham from anyone**, whether on the Mayor’s personal or Village issued computers, phones or any other communication devices concerning, mentioning or relating in any way to:
 - (i) The property located at the northeast corner of the intersection of S.W. 152nd Street and S.W. 67th Avenue identified by the Miami-Dade County Property Appraiser as Folio No. 33-5024-000-0025 or its previous Folio No. 33-5024-000-0020 (the “Property”);

BROWARD (954) 491-2000
BOCA RATON (561) 750-7700
TELECOPIER (954) 491-2051

OF COUNSEL

SHIRLEY D. WEISMAN, P.A.

Michael W. Moskowitz
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Direct (954) 776-9211

Luxcom's Public Records Request

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Where a record that is responsive to any request has an attachment or enclosure, your production should include the attachment or enclosure.

If the Village refuses to provide a copy of a particular record that is responsive to a request, Chapter 119 requires the Village to advise Luxcom in writing and indicate the applicable exemption to the Public Records Act. Also, please state with particularity the reasons for the Village's decision, as required by Section 119.07(2)(a), Fla. Stat. If the exemption the Village is claiming only applies to a portion of the records, please delete that portion and provide photocopies of the remainder of the records, according to Section 119.07(2)(a), Fla. Stat.

Luxcom agrees to pay the actual cost of duplication as defined in Section 119.07(1)(a), Fla. Stat. However, if the Village anticipates that in order to satisfy this request, "extensive use" of information technology resources or extensive clerical or supervisory assistance as defined in Section 119.07(1)(b), Fla. Stat., will be required, please provide a written estimate and justification.

Luxcom requests that all of the above requested public records be provided within the next ten (10) days. If some records are able to be provided more quickly than others please forward the records as they are available. If you have any questions or need more information in order to expedite this public records request, please contact me at (954) 491-2000.

Thank you for your assistance with this public records request.

Very truly yours,

MOSKOWITZ, MANDELL,
SALIM & SIMOWITZ, P.A.

BY: /s/ Michael W. Moskowitz

MICHAEL W. MOSKOWITZ
For The Firm

cc: Karyn Cunningham, Mayor
E-Mail: kcunningham@palmettobay-fl.gov
Dexter Lehtinen, Esquire – Village Attorney
E-Mail: dwlehtinen@aol.com