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**RESOLUTION NO. 2012-28**

**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 FIGUEREDO & BOUTSIS, P.A. IN THE AMOUNT OF \$16,888.82; PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the Village Council of the Village of Palmetto Bay approved resolution no. 02-05, authorizing payment of Village Attorney non-retainer attorneys' fees and costs; and,

**WHEREAS**, FIGUEREDO & BOUTSIS, P.A., submitted its statements to the village for legal services rendered, and costs advanced, for the period ending March 20, 2012, in the amount of \$16,888.82; 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:**

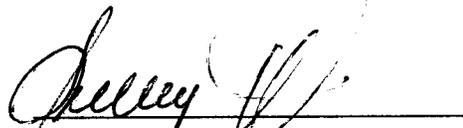
**Section 1.** The statements for attorneys' fees and costs received from FIGUEREDO & BOUTSIS, P.A., in the total amount of \$16,888.82, copies of which are attached, are approved for payment.

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

PASSED and ADOPTED this 2<sup>nd</sup> day of April, 2012.

Attest:

  
\_\_\_\_\_  
Meighan Alexander  
Village Clerk

  
\_\_\_\_\_  
Shelley Stanczyk  
Mayor

APPROVED AS TO FORM:

  
\_\_\_\_\_  
Eve A. Boutsis,  
FIGUEREDO & BOUTSIS, P.A., as Office  
of the Village Attorney

1  
2  
3 FINAL VOTE AT ADOPTION:  
4  
5 Council Member Patrick Fiore YES  
6  
7 Council Member Howard J. Tendrich YES  
8  
9 Council Member Joan Lindsay YES  
10  
11 Vice-Mayor Brian W. Pariser YES  
12  
13 Mayor Shelley Stanczyk. YES

# FIGUEREDO & BOUTSIS, P.A.

## Attorneys & Counselors

18001 Old Cutler Road - Fifth Floor

Telephone: (305) 235-9344

Miami, Florida 33157-6417

Facsimile: (305) 235-9372

March 20, 2012

Ron Williams, Village Manager  
Village of Palmetto Bay  
8950 SW 152nd Street  
Palmetto Bay, FL 33157

Re: STATEMENTS FOR PROFESSIONAL SERVICES  
The Village of Palmetto Bay

Dear Mr. Williams:

Enclosed are our invoices for professional services rendered and for costs advanced for the period ending March 20, 2012 in the amount of \$16,888.82. I have tabulated the amounts *currently due* on each individual file as follows:

| <b>Please deduct from Village Attorney Account No. 5143110, General Legal.</b>    |   |  |  |
|---|---|--|--|
| 0293-001  | Non-Retainer Legal Services<br><i>Invoice No. 20368 dated 3/20/12</i>                       | Prof'l Services<br>Disbursements<br><b>Total Due</b> | \$ 13,338.50<br>1,659.46<br><b>14,997.96</b> |
|   | <b>Total</b>  |  | \$ <b>14,997.96</b>                          |
| <b>Please deduct from Village Attorney Account No. 5143140, Code Enforcement.</b> |   |  |  |
| 0293-002  | <i>Zoning Application</i><br><i>Invoice No. 20369 dated 3/20/12</i>                         | Prof'l Services<br>Disbursements<br><b>Total Due</b> | \$ 1,184.00<br>23.68<br><b>1,207.68</b>      |
|   | <b>Total</b>  |  | \$ <b>603.84</b>                             |
| 0293-027  | <i>Palmer Trinity vs. Village of Palmetto Bay</i><br><i>Invoice No. 20370 dated 3/20/12</i> | Prof'l Services<br>Disbursements<br><b>Total Due</b> | \$ 240.50<br>4.81<br><b>245.31</b>           |

|          |  |  |    |                                   |
|----------|--|--|----|-----------------------------------|
| 0293-029 | <i>Palmer Trinity vs. Village of Palmetto Bay (Appeal)</i><br><i>Invoice No. 20371 dated 3/20/12</i> | Prof'l Services<br>Disbursements<br><b>Total Due</b> | \$ | 55.50<br>1.11<br><b>56.61</b>     |
| 0293-060 | <i>Shores at Palmetto Bay vs. Village of Palmetto Bay</i><br><i>Invoice No. 20372 dated 3/20/12</i>  | Prof'l Services<br>Disbursements<br><b>Total Due</b> | \$ | 111.00<br>270.26<br><b>381.26</b> |
|          | <b>Grand Total</b>   |  | \$ | <b>16,888.82</b>                  |

Do not hesitate to call me if you have any questions regarding these statements.

Very truly yours,

Eve A. Boutsis  
Office of the Village Attorney

EAB/lcm  
Enclosures  
cc: Mayor and Village Council

**FIGUEREDO & BOUTSIS, P.A.  
ATTORNEYS & COUNSELORS**

18001 Old Cutler Road, Suite 533, Miami, Florida 33157

Telephone No.: (305) 235-9344

Facsimile: (305) 235-9372

Shelley Stanczyk  
Village of Palmetto Bay  
9705 E. Hibiscus Street  
Palmetto Bay, Florida 33157

March 20, 2012  
Matter ID: 0293-001  
General Municipal-VPB  
Invoice Number 20368

|           |     |   | Hours | Amount   |
|-----------|-----|---|-------|----------|
| 2/27/2012 | EAB | Attended Charter Revision Commission meeting.   | 2.70  | 499.50   |
| 2/28/2012 | EAB | Attended meeting with Mr. Darby Delsalle on pending zoning and land use code related items (2.); meeting on AIPP; and meeting with Ms. Corrice Patterson regarding Quality Paving; communications with MDCCEPT; and communications with Mayor Shelley Stanczyk. | 4.70  | 869.50   |
| 2/28/2012 | EAB | Drafted ballot questions for election and resolution relating to same.  | 4.00  | 740.00   |
| 2/29/2012 | EAB | Research of municipal charters across Florida; communications with Charter Revision Commission; and conducted legal research and drafted memorandum regarding same.   | 6.00  | 1,110.00 |
| 2/29/2012 | EAB | Meeting with Mr. Ron Williams, Meighan Alexander as to Charter Revisions and pending items.   | 3.00  | 555.00   |
| 3/1/2012  | EAB | Meeting with Ms. Alexander; meeting with Mr. Delsalle; revised cover memoranda for agenda; and telephone conference with Ms. Channelle Costa, Mr. Williams, Mrs. Alexander, Mr. Ed Silva, and Mr. Delsalle.   | 2.00  | 370.00   |
| 3/1/2012  | EAB | Telephone conference with Mr. Tucker Gibbs and CP Joan Lindsay; telephone conference with Mr. Beau Jackson; and research relating to inquiry by FCE.  | 1.00  | 185.00   |
| 3/1/2012  | EAB | Finalized edits to charter revisions and resolution; and provided cover memorandum to Commission as to same.  | 2.00  | 370.00   |
| 3/2/2012  | EAB | Attended meeting with Mr. Williams and Mr. Delsalle; meeting with Mr. Williams, Mr. Silva, Mayor Stanczyk, and Mr. Delsalle; and attention to final agenda items.   | 4.00  | 740.00   |
| 3/2/2012  | EAB | Attention to FPL schedule and motions; and attention to State Legislation proposed for enactment.   | 0.60  | 111.00   |
| 3/5/2012  | EAB | Telephone conference with Mr. Delsalle and Mr. Efren Nunez.   | 0.30  | 55.50    |
| 3/5/2012  | EAB | Telephone conference with with Mayor Stanczyk, Mr. Williams and   | 0.40  | 74.00    |

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## CONFIDENTIAL - ATTORNEY/CLIENT PRIVILEGE

Ms. Alexander regarding Friends of Thalatta, and revised same.

|           |     |  |      |        |
|-----------|-----|--|------|--------|
| 3/5/2012  | EAB | Telephone conference with Ms. Everette; and attention to authority of public schools, traditional/charter.   | 0.60 | 111.00 |
| 3/5/2012  | EAB | Attention to AIPP; and attention to agenda items; and finalized same.  | 1.00 | 185.00 |
| 3/5/2012  | EAB | Continued research relating to charter and charter amendments.   | 1.00 | 185.00 |
| 3/6/2012  | EAB | Analyzed minutes, resolutions relating to HR, PTO, and personnel policies; and provided direction to Ms. Olga Cadaval.   | 1.50 | 277.50 |
| 3/7/2012  | EAB | Meeting with Mr. Delsalle on pending items: code, zoning, occupational licenses, and uses, etc.  | 2.00 | 370.00 |
| 3/7/2012  | EAB | Communications with Ms. Cadaval; and attention to pending matters.   | 0.40 | 74.00  |
| 3/7/2012  | EAB | Attention to FPL litigation.   | 0.10 | 18.50  |
| 3/8/2012  | EAB | Revised ballot resolution.   | 0.50 | 92.50  |
| 3/12/2012 | EAB | Reviewed and prepared for council meeting; communications with VM Brian Pariser regarding same; telephone conference with CP Howard Tendrich regarding same; telephone conference with Mr. Williams and Mrs. Alexander regarding same; telephone conference with Mr. Delsalle regarding same; telephone conference with Mayor Stanzcyk as to agenda items; and attention to public records item. | 3.00 | 555.00 |
| 3/12/2012 | EAB | Attention to new legislation enacted by state; attention to FPL matter.  | 1.00 | 185.00 |
| 3/12/2012 | EAB | Attended council meeting.  | 5.00 | 925.00 |
| 3/13/2012 | EAB | Drafted after action council actions from council meeting of March 12, 2012; revised ordinances and cover memoranda for second reading; drafted revisions to vendor contract; prepared new council agenda items for April 2, 2012; attention to Sochin public record request; telephone conference with Mr. Delsalle on pending ordinances and prepared Village Attorney update.                 | 4.50 | 832.50 |
| 3/13/2012 | EAB | Attention to pending items including Westminster with Mr. Delsalle.  | 1.50 | 277.50 |
| 3/13/2012 | EAB | Telephone conferences with Mr. Delsalle and Ms. Alexander regarding special council meeting.   | 0.60 | 111.00 |
| 3/14/2012 | EAB | Attention to Village Hall Art policy and modification to art contract.   | 1.00 | 185.00 |
| 3/14/2012 | EAB | Communications with Mr. Scott Silver regarding fire station.   | 0.40 | 74.00  |
| 3/14/2012 | EAB | Communications with the Fla. League of Cities; revised charter amendment memorandum; and telephone conference with CP Lindsay.   | 0.40 | 74.00  |
| 3/14/2012 | EAB | Attention to bonds, financing of parking garage; research relating to same; and communications with Mr. Silva.   | 2.50 | 462.50 |

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## CONFIDENTIAL - ATTORNEY/CLIENT PRIVILEGE

|           |     |   |                                    |                  |
|-----------|-----|---|------------------------------------|------------------|
| 3/15/2012 | EAB | Attention to pending assignments; and communications with Council.  | 2.00                               | 370.00           |
| 3/15/2012 | EAB | Attention to Thalatta; and communications with Council regarding same.  | 0.40                               | 74.00            |
| 3/15/2012 | EAB | Relating to bonding and financing capital project.  | 3.00                               | 555.00           |
| 3/16/2012 | EAB | Telephone conference with CP Patrick Fiore; telephone conference with Mayor Stanczyk; and communications with VM Pariser.   | 0.60                               | 111.00           |
| 3/19/2012 | EAB | Meeting with Mr. Williams, Mr. Desmond Chin, Mr. Silva, Ms. Cadaval; and communications with Mrs. Alexander.  | 2.00                               | 370.00           |
| 3/19/2012 | EAB | Analyzed all grants for and management plans for Thalatta; and provided direction to staff.   | 2.50                               | 462.50           |
| 3/19/2012 | EAB | Revised, edited, and updated Call to Artist - RFQ.  | 1.50                               | 277.50           |
| 3/19/2012 | EAB | Attention to revisions to landscape fee ordinance.  | 0.30                               | 55.50            |
| 3/20/2012 | EAB | Telephone conference with Mrs. Alexander on pending items; telephone conference with Mayor Stanczyk; telephone conference with CP Fiore; communications with CP Tendrich; communications with Mr. Williams; and telephone conference with Mr. Delsalle. | 0.80                               | 148.00           |
| 3/20/2012 | EAB | Revised resolution and memorandum on Thalatta; communications with Ms. Cadaval and Mr. Silva; telephone conference with Mrs. Fanny Carmona; communications regarding agenda items; and attention to grants.   | 1.30                               | 240.50           |
|           |     |   | <b>Total Professional Services</b> | <b>13,338.50</b> |

**Rate Summary**

|                |                            |           |
|----------------|----------------------------|-----------|
| Eve A. Boutsis | 72.10 hours at \$185.00/hr | 13,338.50 |
|----------------|----------------------------|-----------|

|              |       |           |
|--------------|-------|-----------|
| Total hours: | 72.10 | 13,338.50 |
|--------------|-------|-----------|

**Disbursements**

|           |   |        |
|-----------|---|--------|
| 1/25/2012 | Transcripts of meeting dated October 17, 2011.                  | 496.00 |
| 2/29/2012 | Database Legal research   | 798.69 |
| 3/2/2012  | Recording Fee for Declaration of Restriction for VPB (lighting) | 98.00  |
| 3/20/2012 | Disbursements incurred - 2.0%                                   | 266.77 |

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CONFIDENTIAL - ATTORNEY/CLIENT PRIVILEGE

|                            |                         |
|----------------------------|-------------------------|
| For Professional Services  | 13,338.50               |
| For Disbursements Incurred | 1,659.46                |
| Current Balance:           | <u>14,997.96</u>        |
| Previous Balance:          | 16,457.60               |
| Payments - Thank you       | 0.00                    |
| <b>Total Due</b>           | <b><u>31,455.56</u></b> |

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**FIGUEREDO & BOUTSIS, P.A.**  
**ATTORNEYS & COUNSELORS**

18001 Old Cutler Road, Suite 533, Miami, Florida 33157

Telephone No.: (305) 235-9344

Facsimile: (305) 235-9372

Shelley Stanczyk  
 Village of Palmetto Bay  
 9705 E. Hibiscus Street  
 Palmetto Bay, Florida 33157

March 20, 2012  
 Matter ID: 0293-002  
 Zoning Applications  
 Invoice Number 20369

|           |     |   | Hours                              | Amount          |
|-----------|-----|---|------------------------------------|-----------------|
| 3/1/2012  | EAB | Meeting with Mr. Darby Delsalle and Mr. Simon Ferro.  | 1.50                               | 277.50          |
| 3/1/2012  | EAB | Telephone conference with Mr. Delsalle on pending B-1 use analysis with Ms. Morelia Rodriguez.                              | 0.20                               | 37.00           |
| 3/5/2012  | EAB | Attention to engineering services contract relating to zoning items.  | 0.30                               | 55.50           |
| 3/8/2012  | EAB | Telephone conference with Mr. Delsalle on pending items.  | 0.40                               | 74.00           |
| 3/8/2012  | EAB | Telephone conference with Mr. Ferro.  | 0.60                               | 111.00          |
| 3/9/2012  | EAB | Attention to site plan PT inquiry.  | 0.30                               | 55.50           |
| 3/15/2012 | EAB | Attention to zoning agenda.   | 0.40                               | 74.00           |
| 3/16/2012 | EAB | Attention to pending zoning application; and attention to Hole in the Wall, provided information to Mayor Shelley Stanczyk. | 1.00                               | 185.00          |
| 3/19/2012 | EAB | Attended P&Z hearing.   | 0.70                               | 129.50          |
| 3/20/2012 | EAB | Drafted resolution on zoning variance.  | 1.00                               | 185.00          |
|           |     |   | <b>Total Professional Services</b> | <b>1,184.00</b> |

**Rate Summary**

|           |                               |                           |                 |
|-----------|-------------------------------|---------------------------|-----------------|
|           | Eve A. Boutsis                | 6.40 hours at \$185.00/hr | 1,184.00        |
|           |                               | <b>Total hours:</b>       | <b>6.40</b>     |
|           |                               |                           | <b>1,184.00</b> |
| 3/20/2012 | Disbursements incurred - 2.0% |                           | 23.68           |

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CONFIDENTIAL - ATTORNEY/CLIENT PRIVILEGE

|                            |                        |
|----------------------------|------------------------|
| For Professional Services  | 1,184.00               |
| For Disbursements Incurred | 23.68                  |
| Current Balance:           | <u>1,207.68</u>        |
| Previous Balance:          | 603.84                 |
| Payments - Thank you       | 0.00                   |
| <b>Total Due</b>           | <b><u>1,811.52</u></b> |

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**FIGUEREDO & BOUTSIS, P.A.**  
**ATTORNEYS & COUNSELORS**

18001 Old Cutler Road, Suite 533, Miami, Florida 33157

Telephone No.: (305) 235-9344

Facsimile: (305) 235-9372

Shelley Stanczyk  
 Village of Palmetto Bay  
 9705 E. Hibiscus Street  
 Palmetto Bay, Florida 33157

March 20, 2012  
 Matter ID: 0293-027  
 Palmer Trinity Private School,  
 Invoice Number 20370

|          |     |  | Hours                       | Amount |
|----------|-----|--|-----------------------------|--------|
| 3/1/2012 | EAB | Telephone conference with Mr. Jeff Hochman.                | 0.30                        | 55.50  |
| 3/5/2012 | EAB | Telephone conference with Mr. Hochman.                     | 0.40                        | 74.00  |
| 3/7/2012 | EAB | Attention to and analysis of Palmer Trinity 57.105 motion. | 0.60                        | 111.00 |
|          |     |  |                             |        |
|          |     |  | Total Professional Services | 240.50 |

**Rate Summary**

|           |                               |                           |                 |
|-----------|-------------------------------|---------------------------|-----------------|
|           | Eve A. Boutsis                | 1.30 hours at \$185.00/hr | 240.50          |
|           |                               | Total hours: 1.30         | 240.50          |
| 3/20/2012 | Disbursements incurred - 2.0% |                           | 4.81            |
|           | For Professional Services     |                           | 240.50          |
|           | For Disbursements Incurred    |                           | 4.81            |
|           | Current Balance:              |                           | 245.31          |
|           | Previous Balance:             |                           | 2,085.78        |
|           | Payments - Thank you          |                           | 0.00            |
|           | <b>Total Due</b>              |                           | <b>2,331.09</b> |

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**FIGUEREDO & BOUTSIS, P.A.**  
**ATTORNEYS & COUNSELORS**

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Telephone No.: (305) 235-9344

Facsimile: (305) 235-9372

Shelley Stanczyk  
 Village of Palmetto Bay  
 9705 E. Hibiscus Street  
 Palmetto Bay, Florida 33157

March 20, 2012  
 Matter ID: 0293-029  
 Palmer Trinity v. VPB - Appeal  
 Invoice Number 20371

|           |     |   | Hours                             | Amount |
|-----------|-----|---|-----------------------------------|--------|
| 2/28/2012 | EAB | Communications with Justice Raul Cantero and attention to scheduling order. | 0.30                              | 55.50  |
|           |     |   | Total Professional Services 55.50 |        |

**Rate Summary**

|                |                           |       |
|----------------|---------------------------|-------|
| Eve A. Boutsis | 0.30 hours at \$185.00/hr | 55.50 |
| Total hours:   |                           | 0.30  |
|                |                           | 55.50 |

|                            |                               |               |
|----------------------------|-------------------------------|---------------|
| 3/20/2012                  | Disbursements incurred - 2.0% | 1.11          |
| For Professional Services  |                               | 55.50         |
| For Disbursements Incurred |                               | 1.11          |
| Current Balance:           |                               | 56.61         |
| Previous Balance:          |                               | 188.70        |
| Payments - Thank you       |                               | 0.00          |
| <b>Total Due</b>           |                               | <b>245.31</b> |

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**ATTORNEYS & COUNSELORS**

18001 Old Cutler Road, Suite 533, Miami, Florida 33157

Telephone No.: (305) 235-9344

Facsimile: (305) 235-9372

Shelley Stanczyk  
 Village of Palmetto Bay  
 9705 E. Hibiscus Street  
 Palmetto Bay, Florida 33157

March 20, 2012  
 Matter ID: 0293-060  
 Shores at Palmetto Bay vs. VPB  
 Invoice Number 20372

|                                    |     |   | Hours | Amount        |
|------------------------------------|-----|---|-------|---------------|
| 3/6/2012                           | EAB | Attention to charter school deadlines.  | 0.20  | 37.00         |
| 3/13/2012                          | EAB | Telephone conference with Mr. Juan Carlos Planas and agreed to extension requested. | 0.40  | 74.00         |
|                                    |     |   |       | 111.00        |
| <b>Total Professional Services</b> |     |   |       | <b>111.00</b> |

**Rate Summary**

|                     |                           |               |
|---------------------|---------------------------|---------------|
| Eve A. Boutsis      | 0.60 hours at \$185.00/hr | 111.00        |
| <b>Total hours:</b> |                           | <b>0.60</b>   |
|                     |                           | <b>111.00</b> |

**Disbursements**

|           |  |        |
|-----------|--|--------|
| 2/27/2012 | Mileage  | 15.84  |
| 2/27/2012 | Parking Charge   | 6.00   |
| 2/28/2012 | Courier charge-Hand Delivery of Response to Writ of Certiorari to Juan Carlos Planas opposing counsel. | 40.89  |
| 2/29/2012 | Database Legal research  | 205.31 |
| 3/20/2012 | Disbursements incurred - 2.0%  | 2.22   |

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CONFIDENTIAL - ATTORNEY/CLIENT PRIVILEGE

|                            |                         |
|----------------------------|-------------------------|
| For Professional Services  | 111.00                  |
| For Disbursements Incurred | 270.26                  |
| Current Balance:           | <u>381.26</u>           |
| Previous Balance:          | 13,749.23               |
| Payments - Thank you       | 0.00                    |
| <b>Total Due</b>           | <b><u>14,130.49</u></b> |

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