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RESOLUTION NO. 2015-43

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 LEHTINEN SCHULTZ RIEDI CATALANO FUENTE, PLLC IN THE AMOUNT OF \$11,546; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Village Council of the Village of Palmetto Bay engaged the law firm of Lehtinen Schultz Riedi Catalano Fuente, PLLC to provide Village Attorney legal services for the Village; and,

WHEREAS, Lehtinen Schultz Riedi Catalano Fuente, PLLC, submitted its statements to the Village for legal services rendered, and costs advanced, for the period ending March 31, 2015, in the amount of \$11,546; 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 recitals are true and correct and incorporated herein by this reference.

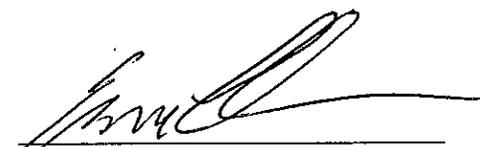
Section 2. Approval. The statements for attorneys' fees and costs received from Lehtinen Schultz Riedi Catalano Fuente, PLLC, in the total amount of \$11,546, copies of which are attached, are approved for payment.

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

PASSED and ADOPTED this 4th day of May, 2015.

Attest:


Meighan J. Alexander
Village Clerk


Eugene Flinn
Mayor

APPROVED AS TO FORM AND LEGAL SUFFICIENCY FOR THE USE AND RELIANCE OF THE VILLAGE OF PALMETTO BAY ONLY:


Dexter W. Lehtinen
Village Attorney

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FINAL VOTE AT ADOPTION:

Council Member Karyn Cunningham YES

Council Member Tim Schaffer YES

Council Member Larissa Siegel Lara YES

Vice-Mayor John DuBois Absent

Mayor Eugene Flinn YES

Lehtinen Schultz Riedi Catalano Fuente
1111 Brickell Avenue, Suite 2200
Miami, Florida 33131

March 2015
Village of Palmetto Bay

Statement Period: **March 2015**
Client: **Village of Palmetto Bay, Florida**

<u>Date</u>	<u>Individual</u>	<u>Subject</u>	<u>Time</u>
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General Government

3/2	DL	Meeting of Palmetto Bay Village Council; preparation for meeting	5.1
3/4	DL	Meeting with Palmetto Bay staff; meeting with Councilperson And Clerk regarding proposed ordinance on advisory boards and committees; confer with staff regarding other matters	2.8
3/5	DL	Prepare attorney audit letter for Palmetto Bay audit firm	1.3
3/11	DL	Conference with VPB staff regarding purchasing; meeting with Clerk; conference with Riedi regarding sunshine issues	2.9
3/11	CR	Conference with Lehtinen regarding sunshine issues	0.8
3/19	DL	Special meeting of Palmetto Bay Village Council re: traffic, advisory boards/committees, and Metrorail; prepare for meeting	3.9

Zoning/Land Use

3/3	DL	Review pending zoning issues; phone call with Planning Department; consider/research criteria for adoption of zoning amendments and application of proposed amendments to current applications	2.3
3/12	DL	Conference with VPB Planning Department regarding variance application and criteria for variances	1.5

**Lehtinen Schultz Riedi Catalano Fuente
1111 Brickell Avenue, Suite 2200
Miami, Florida 33131**

March 2015/Village of Palmetto Bay
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Litigation

3/3	CR	Barlow foreclosure: prepare discovery responses, interrogatory responses, responses to request for production, request for admissions	1.0
3/9	CR	Draft/revise response to Petition for Certiorari (Fire Station II, SE Old Cutler)	3.0
3/10	CR	Continue draft response to Petition for Certiorari (Fire Station II); research applicable case law	7.2
3/11	CR	Revise response to Petition for Certiorari; e-mail draft to Lehtinen for review	2.2
3/11	DL	Review draft response to Petition for Certiorari (Fire Station II, SE Old Cutler)	1.8
3/19	CR	Barlow foreclosure: revise discovery responses; confer with Finance Director concerning same	0.4
3/20	CR	Research concerning Certiorari review of quasi-judicial hearing orders; meet with Lehtinen to review draft response	3.2
3/20	DL	Meet with Riedi to review draft response to Petition for Certiorari (Fire Station II)	1.5
3/20	CR	Finalize and serve discovery responses in Barlow foreclosure	0.8
3/23	CR	Zamudio adv. Deutsche Bank foreclosure; confer with Bencomo and Delsalle concerning 2009 foreclosure; review court docket; e-mail Bencomo concerning same	0.6
3/23	CR	Finalize and file response to Petition for Certiorari; call from County attorney concerning response; review Comprehensive Plan challenge complaint; research applicable case law Regarding comp plan challenges; confer with Lehtinen	5.8

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Miami, Florida 33131**

March 2015/Village of Palmetto Bay
(continued – page three)

Litigation (continued)

3/23	DL	Confer with Riedi regarding new Comprehensive Development Master Plan inconsistency claim (Fire Station II)	1.4
3/23	BF	Review Pastorella summons (Comprehensive Plan consistency case/Fire Station II); review code provisions and statutes; conference call w/ Riedi	1.2
3/25	CR	Kakoski foreclosure: review motion for summary judgment; review docket and property records; e-mail Arocha	0.8
3/25	CR	Review amended complaint for declaratory relief; confer with Lehtinen; review background materials; draft answer and affirmative defenses; e-mail draft to Delsalle for review; research FS Ch. 163; review entire transcript of quasi-judicial hearing	4.8
3/26	CR	E-mail from Planning Director Delsalle; research Chap. 163, FS, concerning Comprehensive Plan inconsistency claims	2.0

Personnel Matters

3/19	CR	Review changes to Human Resources manual; e-mail red-lined revised version to client	0.8
3/20	CR	Final review and edits of Human Resources manual	1.5

Total Fees

Monthly total hours.....	60.6
Total fees due (@ \$190/hour.....)	\$ 11,514

**Lehtinen Schultz Riedi Catalano Fuente
1111 Brickell Avenue, Suite 2200
Miami, Florida 33131**

March 2015/Village of Palmetto Bay
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Reimbursable Expenses

Mailing response to petition for certiorari.....	\$	6
WestLaw computer research charge (at cost) (January).....	\$	26
Total Reimbursable Expenses.....	\$	32

Total amount due (fees and expenses).....\$11,546

DL = Dexter Lehtinen CR = Claudio Riedi JC = John Catalano
BF = Bob de la Fuente TS – Tom Schultz