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RESOLUTION NO. 2016-29

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 \$16,284; AND PROVIDING FOR 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, 2016, in the amount of \$16,284; 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 \$16,284, copies of which are attached, are approved for payment.

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

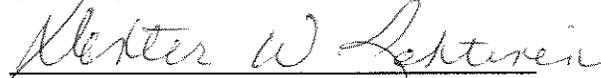
PASSED and ADOPTED this 2nd day of May, 2016.

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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2 FINAL VOTE AT ADOPTION:
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4 Council Member Karyn Cunningham YES
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6 Council Member Tim Schaffer YES
7
8 Council Member Larissa Siegel Lara YES
9
10 Vice-Mayor John DuBois YES
11
12 Mayor Eugene Flinn YES
13

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

March 2016
Village of Palmetto Bay

Statement Period: **March 2016**

Client: **Village of Palmetto Bay, Florida**

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

3/4	DL	Research cases for appropriate holdings on public records; communicate with County staff regarding suggested legal references and wording of advisory opinion	2.7
3/7	DL	Meeting of Palmetto Bay LPA (Local Planning Agency) and Village Council meeting; prepare for meeting; confer with staff and Manager re: upcoming issues	7.8
3/9	DL	Meeting with Manager and Village staff regarding contracts and follow-up to Council meetings; monitor County meeting on public records	3.5
3/11	BF	Review Notice ogf Unsolicited Proposal; revise same	1.1
3/14	DL	Review and prepare for Coral Gables Commission meeting re: dispute with Village re: extraterritoriality of mosquito control ordinance; review pending issues with Village staff	3.6
3/15	DL	Appear before Coral Gables Commission on behalf of Palmetto Bay re: amendment of mosquito control ordinance; preparation and follow-up	2.9
3/16	DL	Meet Clerk and Mayor regarding pending issues; review Palmetto Bay agenda and Council meeting procedures ordinance; Committee of the Whole (OW) convened and immediately re-set to March 21	2.8

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Miami, Florida 33131**

March 2016/Village of Palmetto Bay

General Government (continued)

3/18	DL	Confer with Manager re: high speed rail plan to replaces South Dade busway (bus rapid transit/BRT); attend meeting with Manager, PB Mayor, Mayors of Cutler Bay, Pinecrest; Homestead and Florida City, State Representative, Metro Planning Organization (MPO), and County Transportation in Cutler Bay	4.8
3/21	DL	Committee of the Whole meeting on Council agenda and meeting procedures; ; confer with Manager and staff on pending issues	4.2
3/22	DL	Review contracts, proposed resolutions and proposed ordinances at Village Hall; discussion with Manager (high speed rail MOU and other items) and Planning Director	2.9
3/23	DL	Participate in Charter Revision Commission meting with citizens at Village Hall; confer with Clerk; prepare for meeting	3.2
3/24	CR	Review powers and duties of police officers of municipalities Under Florida law	1.0
3/25	CR	Conduct research relating to issuing civil citations in place of misdemeanor charges; email results to DL	0.8
3/25	DL	Research use of civil citations as alternative to misdemeanor Charges	2.3
3/28	DL	Meeting of Village Veterans Committee; prepare for meeting; review and revise proposed resolutions for upcoming Village Council meeting; confer with Clerk	4.3
3/29	CR	Conduct research concerning legislative session laws on Polystyrene (Styrofoam) containers, expressway authority (laws applicable to Miami-Dade County and at least one other County), Coral Gables polystyrene ordinance; email to DL	1.2

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March 2016/Village of Palmetto Bay

General Government (continued)

3/30	DL	Meeting at Village Hall of Mayors, Managers, MPO (Metro Planning Org) representative, County representative, and public re: future high speed rail on existing South Dade busway corridor; prepare for meeting by reviewing MOU; review upcoming Council issues	3.9
3/31	DL	Conference with Manager re: proposed Memorandum of Understanding (MOU) between Mayors, Miami-Dade Transportation Dept, and MPO (Metro. Planning Organization) on South Dade high speed rail; review MOU; coordinate with Clerk re: upcoming Council meeting agenda	2.6
2/11	BF	Review sole source procurement re: playground contract; correspondence with Pittser (omitted from February statement)	0.9

Zoning/Land Useg

3/25	DL	Review land use/zoning of property now zoned as Village Mixed Use (VMU) (a/k/a PBVC or Burger King property), including covenants	2.2
3/31	DL	Meeting with Manager, Planning Director, and development applicants re: proposed development within Downtown Urban Village (DUV); meeting with Planning re: proposed public school traffic impact ordinance	1.9

Human Resources

none

Litigation

3/3	CR	Confer with opposing counsel and email to Finance Director concerning release of liens (Acosta)	0.4
3/10	CR	Acosta: review release of liens; forward same to closing agent	0.2
3/11	CR	Mendizabal bankruptcy: review bankruptcy discharge; Research effect and email to Finance Director	0.5

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March 2016/Village of Palmetto Bay

Litigation (continued)

3/18	CR	Review motion for summary judgement research various constitutional issues; begin drafting response; confer w/ DL (Alexander School)	4.7
3/18	DL	Analyze motion for summary judgment and appropriate response; read cases; confer with CR (Alexander School)	4.4
3/21	CR	Conduct research for response to motion for summary judgement (MSJ); draft/revise response to MSJ; confer w/ DL concerning same; prepare for hearing on MSJ	5.5
3/21	DL	Confer with CR re: MSJ (Alexander School); analyze cases and MSJ draft response	3.8
3/22	CR	Attend hearing on motion for summary judgement (MSJ); hearing preparation; confer with DL pre-hearing and post-hearing; call to opposing counsel to schedule continuation of hearing for April 11, 2016	2.0
3/22	DL	Hearing (Judge Thomas) on motion for summary judgement by Alexander School; confer w/ CR before and after hearing	2.0

Summary of Legal Fees

Monthly total hours.....	84.1
Total fees due (@ \$190/hour.....)	\$ 15,979

Reimbursable Expenses

WestLaw computer research charge.....	\$ 275
Parking for Village business.....	\$ 30
Total Reimbursable Expenses.....	\$ 305

Total amount due (fees and expenses).....\$ 16,284

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