

RESOLUTION NO. 07-97

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 NAGIN GALLOP FIGUEREDO, P.A. IN THE AMOUNT OF \$22,650.85; 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, Nagin Gallop Figueredo, P.A., submitted its statements to the village for legal services rendered, and costs advanced, for the period ending September 25, 2007, in the amount of \$22,650.85; 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 Nagin Gallop Figueredo, P.A., in the total amount of \$22,650.85, copies of which are attached, are approved for payment.

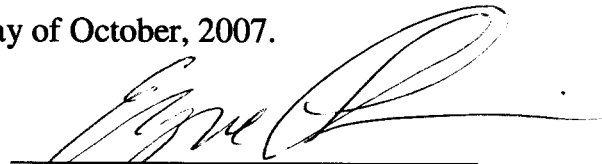
Section 2. This resolution shall take effect immediately upon approval.

PASSED and ADOPTED this 15th day of October, 2007.

Attest:



Meighan Rader
Village Clerk



Eugene P. Flinn, Jr.
Mayor

APPROVED AS TO FORM:



Eve A. Boutsis,
Nagin Gallop Figueredo, P.A., as Office
of the Village Attorney

FINAL VOTE AT ADOPTION:

Council Member Ed Feller YES

Council Member Paul Neidhart YES

Council Member Shelley Stanczyk YES

Vice-Mayor Linda Robinson YES

Mayor Eugene P. Flinn, Jr. YES

NAGIN GALLOP FIGUEREDO^{PA.}

Attorneys & Counselors

18001 Old Cutler Road – Suite 556
Telephone: (305) 854-5353 Miami, Florida 33157-6416 Facsimile: (305) 854-5351

September 26, 2007

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 statements for professional services rendered and for costs advanced for the period ending September 25, 2007. The amounts due are as follows:

0293-001	Non-Retainer Legal Services <i>Statement No.19304 dated 9/25/07</i>	Prof'l Services	\$ 14,469.00
		Disbursements	1,515.00
		Total	15,984.00
0293-002	Non-Retainer Legal Services <i>Statement No.19305 dated 9/25/07</i>	Prof'l Services	\$ 4,229.50
		Disbursements	84.59
		Total	4,314.09
0293-004	Code Enforcement <i>Statement No. 19306 dated 9/25/07</i>	Prof'l Services	\$ 1,963.00
		Disbursements	39.26
		Total	2,002.26
0293-019	Village of Palmetto Bay - Mitigation <i>Statement No. 19307 dated 9/25/07</i>	Prof'l Services	\$ 314.50
		Disbursements	36.00
		Total	350.50
TOTAL CURRENTLY DUE			\$ 22,650.85

Letter to Ron Williams, Village Manager
September 26, 2007
Page 2 of 2

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

Very truly yours,

A handwritten signature in black ink, consisting of several loops and a long horizontal stroke, positioned above the typed name.

Eve A. Boutsis,
Office of the Village Attorney

EAB/lcm

Enclosures

cc: Mayor and Village Council

NAGIN GALLOP FIGUEREDO^{PA}*Attorneys & Counselors*

Telephone: (305) 854-5353

Facsimile: (305) 854-5351

Eugene P. Flinn, Jr.
 Village of Palmetto Bay
 8950 SW 152nd Street
 Palmetto Bay, Florida 33157

September 25, 2007
 Matter ID: 0293-001
 General Municipal
 Invoice Number 19304

			Hours	Amount
8/28/2007	SS	Worked on concurrency document.	1.00	65.00
8/29/2007	EAB	Attended LDC/Signage ordinance meeting.	3.00	555.00
8/29/2007	SS	Compared draft parking and loading ordinance with Miami-Dade Code and created separate comparison document.	3.60	234.00
8/30/2007	EAB	Substantially revised alarm ordinance; attention to permitting fees memorandum and edited same; telephone conference with Mr. Ron Williams and VM Linda Robinson regarding VPB, ML & Doral v. MDC; and attention to code enforcement matters (emails with Mr. Alan White and Ms. Vanessa Bencomo); attention to PBVC, VMU and master declarations; telephone conference with Mr. Williams regarding miscellaneous offense, lawn offenses, COW, and GMP; revised parking ordinance.	4.20	777.00
8/30/2007	SS	Continued to compare draft parking and loading ordinance with Miami-Dade Code and created separate comparison document; revised document according to Ms. Boutsis' instructions.	1.50	97.50
8/31/2007	EAB	Attention to and revised parking ordinance; revised and modified alarm ordinance; attention to and revised concurrency ordinance; attention to library contract; and coordinated a/c session with Mr. Bruce Rogow.	4.50	832.50
8/31/2007	SS	Reformatted and edited parking and loading ordinance.	2.90	188.50
9/4/2007	EAB	Finalized parking ordinance; analyzed GMP and provisions regarding same; provided direction regarding GMP; finalized alarm ordinance; coordinated new a/c session date; analyzed chapter 336, F.S; and drafted solid waste franchise ordinance.	5.60	1,036.00
9/4/2007	EAB	Attended LDC meeting with Ms. Arleen Weintraub.	2.00	370.00
9/4/2007	SS	Worked on edits to alarm ordinance; worked on edits to development approval procedures.	2.70	175.50
9/5/2007	EAB	Finalized edits to alarm ordinance requested by Mr. Desmond Chin; attended LDC meeting regarding parking and signage; attention to	5.00	925.00

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and attended meeting with Ms. Weintraub regarding PBVC and DCA review; email communications with Mr. Proctor regarding VMU; attention to master association documents for PBVC and discussion with Ms. Evans regarding same; discussion with Ms. Rader regarding art advisory board; attention to A2'd contract; attended special council meeting; finalized a/c session; and received new code compliance assignments.

9/6/2007	EAB	Attention to agenda items; reviewed and authorized park grant agreement and modifications to R.D.C. contract; drafted Piazza addendum agreement; telephone conference with Mr. Williams and Ms. Garcia; meeting with Ms. Garcia regarding Piazza matter; and attention to code compliance property clean up.	3.30	610.50
9/7/2007	EAB	Continued to draft SW franchise ordinance.	1.60	296.00
9/9/2007	EAB	Reviewed parks interlocal agreements; research of caselaw relating to FMLA; provided council with draft evaluation form; analyzed budget and agenda items in anticipation of hearings; and revised draft ordinance.	3.00	555.00
9/10/2007	EAB	Finalized items for special council meeting of 9/17; and meeting with Ms. Weintraub regarding finalizing sign ordinance; attention to pending code enforcement items; and attention to PW items.	7.00	1,295.00
9/10/2007	SS	Worked on edits to Solid Waste ordinance.	1.20	78.00
9/11/2007	SS	Continued to edit and re-format Solid Waste ordinance.	3.10	201.50
9/12/2007	EAB	Revised SW franchise ordinance; attended meeting with Mr. Williams on pending administrative matters; attended meeting with Ms. Weintraub and Mr. Nunez regarding zoning agenda items and finalizing same; and attention to LDC matters; and telephone conference with Mr. Williams, Ms. Weintraub, and Mayor Flinn on pending items.	4.00	740.00
9/12/2007	SS	Continued to revise to Solid Waste ordinance. [No charge].	1.80	0.00
9/13/2007	EAB	Telephone conference with mayor Eugene Flinn (.2 no charge); telephone conference with Mr. Williams and Ms. Olga Cadaval regarding pending matters and budget; legal research related to updates in employment law; drafted letter for Mr. Williams related to budget.	2.30	425.50
9/13/2007	SS	Minor revisions to Solid Waste Ordinance, e-mailed to Village for review; telephone discussion with Ms. Patterson; revised resolution and quit claim deed, e-mailed to the Village for review. [No charge].	0.60	0.00
9/17/2007	EAB	Attention to COW; attention to a/c session; email communications with Mr. Rogow; and attention to P&Z matter; telephone conference with Mr. Simon Ferro.	0.40	74.00
9/17/2007	EAB	Attended meeting with Ms. Weintraub regarding sign code.	3.00	555.00
9/17/2007	EAB	Prepared for and attended special council meeting and zoning meeting.	4.00	740.00

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9/17/2007	SS	Searched code enforcement files to confirm no action previously taken on 13625 SW 83 Court address, e-mail to Ms. Boutsis; confirmed motion for attorney's fees hearing date on Bolger matter with Ms. Boutsis.	0.50	32.50
9/18/2007	EAB	Attended LDC meeting; attention to movable peddlers and enforcement; and pending items.	3.50	647.50
9/18/2007	SS	Continued working on solid waste chart; e-mails to City Clerks for City of Miami and City of North Miami and telephone discussion with City Clerk of Coral Gables to determine permit and registration fees; performed Internet research on municipality websites; telephone call to finance department at City of Miami Beach (left message).	2.60	169.00
9/19/2007	EAB	Finalized revisions to environmental regulations with Ms. Weintraub (responsive to resident inquiries); meeting with Mayor Finn; attended COW meeting.	6.00	1,110.00
9/21/2007	EAB	Attention to environmental regulations with Ms. Weintraub.	1.30	240.50
9/24/2007	EAB	Meeting with Ms. Weintraub regarding pending items for October council meeting; analyzed resolutions for 10-1 agenda; provided comments regarding same; meeting with Mr. Williams on pending items; attention to park GMP.	2.30	425.50
9/24/2007	EAB	Attended special council and budget hearing.	2.00	370.00
9/25/2007	EAB	Attended meeting with Ms. Weintraub regarding 10/1/07 agenda and upcoming LDC items.	3.50	647.50
			Total Professional Services	14,469.00

Rate Summary

Eve A. Boutsis	71.50 hours at \$185.00/hr	13,227.50
Susan Snavelly	2.40 hours at \$ 0.00/hr	0.00
Susan Snavelly	19.10 hours at \$ 65.00/hr	1,241.50

Total hours:	93.00	14,469.00
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Disbursements

8/28/2007	Mileage - Village Hall - 8/28/07	4.80
9/13/2007	Courier charge to Steven Clark Center on 1/25/07	29.46
9/13/2007	Courier charge to Kathleen Richardson on 1/25/07	40.65
9/17/2007	Database Legal research performed on 8/15/07	799.83

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9/17/2007	Database Legal research performed on 8/23/07	214.81
9/17/2007	Database Legal research performed on 8/24/07	136.07
9/25/2007	Disbursements incurred - 2.0%	289.38

Payments and Credits

8/28/2007	Check No. 6484	13,304.42
9/25/2007		26,873.96
	Sub-total Payments:	<u>40,178.38</u>

For Professional Services	14,469.00
For Disbursements Incurred	1,515.00
Current Balance:	<u>15,984.00</u>
Previous Balance:	40,178.38
Payments - Thank you	40,178.38
Total Due	<u>15,984.00</u>

To be properly credited, please indicate Invoice Number on your remittance check.

NAGIN GALLOP FIGUEREDO^{PA.}

Attorneys & Counselors

Telephone: (305) 854-5353

Facsimile: (305) 854-5351

Eugene P. Flinn, Jr.
Village of Palmetto Bay
8950 SW 152nd Street
Palmetto Bay, Florida 33157

September 25, 2007
Matter ID: 0293-002
Zoning Applications
Invoice Number 19305

			Hours	Amount
7/31/2007	EAB	Attention to Courdet matter; email communications with Mr. Ed Ludovici.	0.20	37.00
8/13/2007	EAB	Analyzed FT&I and County code; and discussion with Mr. Efen Nunez, Ms. Arleen Weintraub regarding application of same.	0.40	74.00
8/13/2007	SS	Finalized amended motion for attorney's fees and costs in Hencile Dorsey matter, prepared documents for filing with Court; reviewed correspondence from mediator.	1.40	91.00
8/15/2007	SS	Worked on reformatting of LDC Division 30-50 on zoning restrictions.	1.60	104.00
8/16/2007	EAB	Meeting with building staff and code compliance staff regarding unsafe structures and emergency hearings for clean up of sites; analyzed FBC.	1.50	277.50
8/16/2007	SS	Continued to reformat and revise LDC 30-50 Ordinance.	0.70	45.50
8/23/2007	EAB	Communications with Mr. Ludovici regarding ROW matter.	0.30	55.50
8/29/2007	EAB	Attention to ROW matter; telephone conference with Mr. Ed Ludovici; attention to PBVC matter; and attention to South Motors matter.	1.00	185.00
8/30/2007	EAB	Telephone conference with Mr. Ludovici; and attention to parks fee ordinance.	0.20	37.00
8/31/2007	EAB	Drafted letter to Mr. Ludovici regarding Courret and telephone conference with MDC Attorney's office regarding abandoning school board right of way; analyzed South Motors hearing files and zoning items.	1.20	222.00
9/5/2007	EAB	Meeting with Mr. Williams and Ms. Weintraub on possible pending zoning applications (South Motors); attention to and assisted Mr. Efen Nunez on the zoning analysis for Westminster; attention to and attended meeting Ms. Weintraub regarding PVBC and DCA review; e-mail communications with Mr. Proctor regarding VMU; attention to master association documents for PBVC and	3.00	555.00

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discussion with Ms. Evans regarding same.

9/6/2007	EAB	Attention to certificate of use issue; provided direction to Building Department; telephone conference with South Motors representative; meeting with Mr. Nunez regarding Westminster project.	1.00	185.00
9/7/2007	EAB	Revised CU violation letter.	0.30	55.50
9/10/2007	EAB	Attended council meeting; meeting with Mr. Nunez and Ms. Weintraub to prepare Westminster recommendation and zoning agenda.	3.00	555.00
9/11/2007	EAB	Attention to Palmer Trinity matter; telephone conference with Ms. Patterson and issued letter to Mr. Ludovici regarding Courret.	0.30	55.50
9/12/2007	SS	Worked on resolution and quit claim deed to revert right-of-way to Miami-Dade County School Board.	1.60	104.00
9/13/2007	EAB	Attention to Westminster matter; received call from Mr. Simon Ferro; and telephone conference with Ms. Weintraub regarding same.	0.30	55.50
9/13/2007	EAB	Drafted resolution and quit claim deed for vacating ROW to MDSC Bd.	0.40	74.00
9/17/2007	EAB	Meeting with Mr. Carter MacDowell, Mr. Jerry Proctor, Mr. Williams, Ms. Weintraub and Palmer Trinity representatives; telephone conferences with Mr. Ferro and Ms. Weintraub regarding zoning hearing.	3.50	647.50
9/20/2007	EAB	Attention to pending zoning items; telephone conference with Mr. Silva on pending inspections; drafted Westminster zoning resolution; communications with Mr. Ferro regarding same.	1.60	296.00
9/21/2007	EAB	Attended meeting with Mr. Williams and Ms. Weintraub regarding pending items; meeting with Mr. Silva and Ms. Weintraub regarding occupational licenses, uses, and pending zoning/building items; telephone conference with Mr. Adler to coordinate meeting.	1.20	222.00
9/24/2007	EAB	Telephone conference with Mr. Ferro; finalized Westminster resolution; and prepared for special council meetings.	0.60	111.00
9/25/2007	EAB	Attended meeting with Mr. Nunez, Ms. Weintraub and Mr. Simon Ferro regarding South Motors.	1.00	185.00
			Total Professional Services	4,229.50

Rate Summary

Eve A. Boutsis	21.00 hours at \$185.00/hr	3,885.00
Susan Snavelly	5.30 hours at \$ 65.00/hr	344.50

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	Total hours:	<u>26.30</u>	<u>4,229.50</u>
9/25/2007	Disbursements incurred - 2.0%		84.59
Payments and Credits			
8/28/2007	Check No. 6484		435.85
		Sub-total Payments:	<u>435.85</u>
	For Professional Services		4,229.50
	For Disbursements Incurred		84.59
	Current Balance:		<u>4,314.09</u>
	Previous Balance:		435.85
	Payments - Thank you		435.85
		Total Due	<u>4,314.09</u>

To be properly credited, please indicate Invoice Number on your remittance check.

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NAGIN GALLOP FIGUEREDO^{RA}

Attorneys & Counselors

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Facsimile: (305) 854-5351

Eugene P. Flinn, Jr.
Village of Palmetto Bay
8950 SW 152nd Street
Palmetto Bay, Florida 33157

September 25, 2007
Matter ID: 0293-004
Code Enforcement
Invoice Number 19306

			Hours	Amount
8/28/2007	SS	Continued to draft and edit motion to initiate county court matter concerning Reymi Tur property.	0.60	39.00
9/5/2007	SS	Continued to revised development approval procedures document.	3.20	208.00
9/6/2007	SS	Worked on Pablo Martinez property matter; performed Internet searched to obtain foreclosure information; and telephone discussion with Smith, Hiatt & Diaz law firm; telephone discussion with Toni at Countrywide.	0.50	32.50
9/11/2007	EAB	Attention to code compliance and related foreclosure actions; and provided direction to staff regarding same.	0.30	55.50
9/12/2007	EAB	Attended code compliance staff meeting in anticipation of special master hearing; and attention to pending items relating to same.	2.50	462.50
9/13/2007	EAB	Telephone conference with Officer Alan White; attention to pending code enforcement matters; and update to staff regarding same.	0.40	74.00
9/17/2007	EAB	Attention to Bolger/Dorsey property; provided direction to staff regarding same; attention to inquiry by Mr. Ron Williams and residents as to "abandoned" homestead properties; attention to survey and property with dispute as to property line and code enforcement violations; meeting with Ms. Weintraub and Mr. Luis Carcamo regarding same; attention to two new foreclosures with code enforcement violations.	1.00	185.00
9/18/2007	EAB	Attended special master hearing.	2.50	462.50
9/19/2007	EAB	Attention to P&Z items; meeting with Mr. Williams, Mr. Ed Silva, Ms. Cadaval and Ms. Weintraub on problem properties for clean up.	1.00	185.00
9/24/2007	EAB	Discussion with Officer White on pending issues; follow up on banner CCIN; attention to pool barriers; telephone conference with Mr. Mike Riddel, possible new council for Mr. Wayne Williams code enforcement and public works/ROW issue.	1.40	259.00

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Total Professional Services	1,963.00
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Rate Summary

Eve A. Boutsis	9.10 hours at \$185.00/hr	1,683.50
Susan Snavelly	4.30 hours at \$ 65.00/hr	279.50
	Total hours: 13.40	1,963.00

9/25/2007	Disbursements incurred - 2.0%	39.26
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Payments and Credits

8/28/2007	Check No. 6484	1,513.17
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9/25/2007		1,883.18
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9/25/2007	Write off due to short payment	1.00
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	Sub-total Payments:	3,397.35
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For Professional Services	1,963.00
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For Disbursements Incurred	39.26
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Current Balance:	2,002.26
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Previous Balance:	3,397.35
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Payments - Thank you	3,397.35
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Total Due	2,002.26
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For Professional Services	314.50
For Disbursements Incurred	36.00
Current Balance:	<hr/> 350.50
Previous Balance:	536.50
Payments - Thank you	536.50
Total Due	<hr/> 350.50

Invoice Number: 19307

To be properly credited, please indicate Invoice Number above on your remittance check.