

**TAB 3**



# City of Palmetto Agenda Item

**Meeting Date**

9/24/2012

**Presenter:** Jim Freeman

**Department:** City Clerk

**Title: Special Legal Billing**

Pursuant to the approved contract with Blalock Walters, special litigation cases are presented on a monthly basis for payment approval.

The following invoices are attached for approval:

Blalock Walters

Invoice #1—City General Litigation: \$1,192.50

Invoice #2—City Litigation Oversight: \$990.00

Invoice #4—CRA Title Litigation Associated with Circle K Gap: \$4,856.93

Invoice #4—CRA Downtown Commercial Core Design Criteria: \$1,462.50

Invoice #5—PBA Union Discussion: \$4,117.50

<b>Budgeted Amount:</b>	<input type="text"/>	<b>Budget Page No(s):</b>	<input type="text"/>	<b>Available Amount:</b>	<input type="text"/>	<b>Expenditure Amount:</b>	<input type="text"/>
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**Additional Budgetary Information:**

PD SPECIAL LITIGATION #001543109  
GENERAL LITIGATION #0015143107  
CIRCLE K TITLE LITIGATION #1905596100  
CRA LITIGATION #1905593106

**There are sufficient funds available in all accounts.**

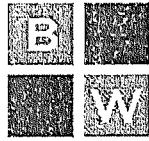
<b>Funding Source(s):</b>	<input type="checkbox"/> Adopted Budget	<b>Sufficient Funds Available:</b>	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	<b>Budget Amendment Required:</b>	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<b>Source:</b>	<input type="text"/>
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<b>City Attorney Reviewed:</b>	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> N/A	<b>Advisory Board Recommendation:</b>	<input type="checkbox"/> For <input type="checkbox"/> Against <input type="checkbox"/> N/A	<b>Consistent With:</b>	<input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> N/A	<input type="text"/>
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**Potential Motion/Direction Requested:** Motion to approve the Blalock Walters legal billings submitted for the September 24, 2012 consent agenda.

**Staff Contact:** Jim Freeman

**Attachments:** Blalock Walters invoices



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ATTORNEYS AT LAW

WE MAKE A DIFFERENCE

P.O. Box 469 • Bradenton, Florida 34206-0469  
ph: 941.748.0100 fx: 941.745.2093

CITY OF PALMETTO  
516 8TH AVENUE WEST  
PALMETTO, FL 34221

Page 1  
August 31, 2012  
Account # 30985-009  
Invoice # 1

ATTN: JIM FREEMAN, CITY CLERK

ENRICO JOHNSON EEOC COMPLAINT

**REMITTANCE COPY**

BALANCE

30985-009

MPB

\$1,192.50

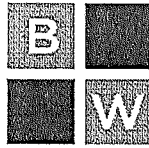
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CITY HALL

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Federal Tax ID # 59-1950976



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Page 1  
August 31, 2012  
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ATTN: JIM FREEMAN, CITY CLERK

ENRICO JOHNSON EEOC COMPLAINT

MPB

*For Professional Services Rendered Thru 08/31/2012*

		HOURS	
05/31/2012			
MDW	Legal research regarding veteran preference issues.	1.30	292.50
06/01/2012			
MDW	Review email regarding veteran preference issues.	0.20	45.00
06/04/2012			
MDW	Review Florida Statutes and administrative code; review preference issues; telephone call with client regarding Enrico Johnson matters.	1.80	405.00
06/05/2012			
MDW	Draft and revise Notice of Appearance for Veterans' Preference matter; review administrative procedures for Veterans' complaint.	0.60	135.00
06/08/2012			
MDW	Review correspondence from VETS; email with Mark Barnebey regarding status.	0.30	67.50
06/12/2012			
MDW	Review personnel file; prepare City's Handbook regarding prior reasons for termination of Enrico Johnson.	0.50	112.50
08/09/2012			
MDW	Telephone conference with VETS.	0.10	22.50
08/13/2012			
MDW	Telephone conference with VETS regarding status; emails regarding dismissal of complaint.	0.50	112.50
	TOTAL FOR THE ABOVE SERVICES	5.30	1,192.50

CITY OF PALMETTO

August 31, 2012

Account # 30985-009

Invoice # 1

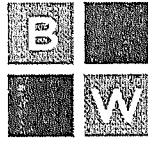
ENRICO JOHNSON EEOC COMPLAINT  
MPB

TOTAL CURRENT WORK 1,192.50

AMOUNT DUE (includes Previous Balance if shown above) \$1,192.50

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Page 1  
August 31, 2012  
Account # 30985-007  
Invoice # 2

ATTN: JIM FREEMAN, CITY CLERK

LITIGATION OVERSIGHT

**REMITTANCE COPY**

BALANCE

30985-007

MPB

\$990.00

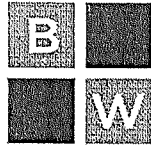
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Page 1  
August 31, 2012  
Account # 30985-007  
Invoice # 2

ATTN: JIM FREEMAN, CITY CLERK

LITIGATION OVERSIGHT

MPB

*For Professional Services Rendered Thru 08/31/2012*

			HOURS	
08/02/2012	MPB	Telephone conference with Eric Bruce; review and respond to Eric Bruce memos.	0.60	135.00
08/06/2012	MPB	Conference with Chief and Special Counsel Greg Hootman on status of case.	0.60	135.00
08/07/2012	MPB	Review Greg Hootman letter; prepare memorandum to file. to Jim Freeman on municipal derivative litigation.	0.60	135.00
08/10/2012	MPB	Review Bauman documents; review Attorney Yacavone correspondence regarding Griffin case.	0.30	67.50
08/22/2012	MPB	Taylor - Telephone conference with Chief Wells; review Sarah Warren's memorandum to file.; prepare memo to Sarah Warren; review Sarah Warren memorandum to file. and Diane Morton e-mail.	0.80	180.00
08/23/2012	MPB	Taylor - Telephone conference with Sarah Warren.	0.40	90.00
08/28/2012	MPB	Work on various case status.	0.30	67.50
		<b>TOTAL FOR THE ABOVE SERVICES</b>	<b>3.60</b>	<b>810.00</b>

CITY OF PALMETTO

Page: 2  
August 31, 2012

Account # 30985-007  
Invoice # 2

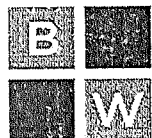
LITIGATION OVERSIGHT  
MPB

TOTAL CURRENT WORK	810.00
PREVIOUS BALANCE	\$180.00
AMOUNT DUE (includes Previous Balance if shown above)	<u>\$990.00</u>

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Page 1  
August 31, 2012  
Account # 30985-006  
Invoice # 4

ATTN: JIM FREEMAN, CITY CLERK

TITLE LITIGATION ASSOCIATED WITH CIRCLE K GAP

**REMITTANCE COPY**

30985-006

MPB

BALANCE

\$4,856.93

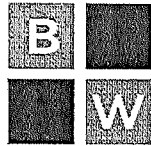
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August 31, 2012  
Account # 30985-006  
Invoice # 4

ATTN: JIM FREEMAN, CITY CLERK

TITLE LITIGATION ASSOCIATED WITH CIRCLE K GAP

MPB

*For Professional Services Rendered Thru 08/31/2012*

			HOURS	
8/03/2012	WCR	Review revised sketch of gap and Circle K property. Conferences with J. Clements regarding same.	0.80	180.00
8/14/2012	WCR	Meet with J. Clements regarding legal description and gap issues. Review sketch and legals.	1.10	247.50
8/15/2012	WCR	Review litigation strategy regarding adverse possession.	0.50	112.50
	FEM	Review of survey and analysis of impact on quiet title claim.	0.70	157.50
8/16/2012	FEM	Prepare complaint.	3.20	720.00
8/21/2012	FEM	Preparation of quiet title action. Additional research regarding hiatus litigation.	2.40	540.00
8/24/2012	FEM	Review and research service issues and requirements regarding advertisement and support.	2.20	495.00
	FEM	Review and outline the possibility of declaratory action in addition to quiet title.	1.10	247.50
8/29/2012	MPB	Telephone conference with Jeff Burton.	0.30	67.50
8/30/2012	MPB	Review status of quiet title action.	0.20	45.00

CITY OF PALMETTO

Page: 2  
August 31, 2012

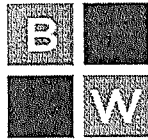
Account # 30985-006  
Invoice # 4

TITLE LITIGATION ASSOCIATED WITH CIRCLE K GAP  
MPB

		HOURS	
08/31/2012			
WCR	Review final complaint. Email underwriting counsel regarding same.	0.40	90.00
	TOTAL FOR THE ABOVE SERVICES	12.90	2,902.50
	TOTAL CURRENT WORK		2,902.50
	PREVIOUS BALANCE		\$5,661.10
	<u>PAYMENTS RECEIVED THROUGH 08/31/2012</u>		
08/14/2012	Payment received on account. Thank you!		-3,706.67
	AMOUNT DUE (includes Previous Balance if shown above)		<u>\$4,856.93</u>

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August 31, 2012  
Account # 30985-005  
Invoice # 4

ATTN: JIM FREEMAN, CITY CLERK

CRA DOWNTOWN COMMERCIAL CORE DESIGN CRITERIA

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BALANCE

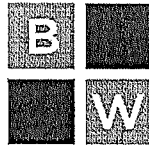
30985-005

MPB

\$1,462.50

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ATTN: JIM FREEMAN, CITY CLERK

CRA DOWNTOWN COMMERCIAL CORE DESIGN CRITERIA

MPB

*For Professional Services Rendered Thru 08/31/2012*

		HOURS	
07/17/2012	RL		
	Review of Downtown Commercial Core special overlay district. Prepare revisions to Section Preparation for. Preparation for of the Zoning Code for special overlay district.	2.50	187.50
07/18/2012	RL		
	Preparation of redline of Section Preparation 4.4 for on downtown core design guidelines.	0.80	60.00
07/23/2012	RL		
	Research overlay districts for preparation of Downtown Commercial Core overlay district draft.	0.30	22.50
07/24/2012	RL		
	Research overlay districts for preparation of Downtown Commercial Core overlay district and prepare draft design guidelines.	1.00	75.00
07/25/2012	RL		
	Revise draft ordinance for DCOMC and Section in Code.	0.40	30.00
08/15/2012	RL		
	Revision(s) to downtown commercial core guidelines.	4.00	270.00
08/16/2012	RL		
	Revision(s) to downtown design guidelines and meeting with Jeff Burton at Palmetto CRA on redesigning the downtown commercial core to prepare downtown commercial core overlay district design criteria.	4.00	300.00

CITY OF PALMETTO

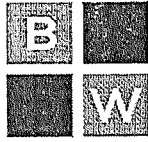
Page: 2  
August 31, 2012  
Account # 30985-005  
Invoice # 4

CRA DOWNTOWN COMMERCIAL CORE DESIGN CRITERIA  
MPB

		HOURS	
08/28/2012	RL		
	Review of existing downtown design guidelines and revision to draft criteria.	2.00	180.00
08/29/2012	RL		
	Review of existing downtown design guidelines, comprehensive plan, zoning code. Preparation of draft criteria.	4.50	337.50
08/30/2012	RL		
	Criteria review for Overlay District. Conference with Jeff Burton.	2.00	142.50
08/31/2012	RL		
	Research complete streets, policies for implementing multi-modal transportation, review criteria and process.	1.00	75.00
	TOTAL FOR THE ABOVE SERVICES	22.50	1,680.00
	TOTAL CURRENT WORK		1,680.00
	PREVIOUS BALANCE		\$382.50
<u>PAYMENTS RECEIVED THROUGH 08/31/2012</u>			
08/14/2012			
	Payment received on account. Thank you!		-600.00
	AMOUNT DUE (includes Previous Balance if shown above)		<u>\$1,462.50</u>

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516 8TH AVENUE WEST  
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Page 1  
August 31, 2012  
Account # 30985-002  
Invoice # 5

ATTN: JIM FREEMAN, CITY CLERK

ADVERSE ADM. PROCEEDING PALMETTO & SW FL PBA, SM

**REMITTANCE COPY**

BALANCE

30985-002

MPB

\$4,117.50

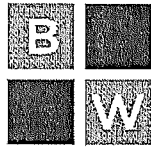
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Page 1  
August 31, 2012  
Account # 30985-002  
Invoice # 5

ATTN: JIM FREEMAN, CITY CLERK

ADVERSE ADM. PROCEEDING PALMETTO & SW FL PBA, SM

MPB

*For Professional Services Rendered Thru 08/31/2012*

			HOURS	
08/07/2012	MPB	Prepare memorandum to file. to David Miller related to negotiations and impasse hearing.	0.50	112.50
08/08/2012	MPB	Telephone conference with David Miller and Jim Crosland.	0.50	112.50
08/09/2012	MPB	Review and revise correspondence with Jim Crosland.	0.40	90.00
08/10/2012	MPB	Telephone conference with Jim Crosland and David Miller; telephone conference with David Miller and Jim Crosland.	0.40	90.00
08/14/2012	MPB	Work on notices for closed meeting, bargaining session.	0.40	90.00
08/15/2012	MPB	Work on issues related to the upcoming hearing.	0.20	45.00
08/21/2012	MPB	Prepare for bargaining session; discuss various strategy issues with David Miller and Jim Crosland.	3.30	742.50
08/22/2012	MPB	Review correspondence from David Miller.	0.20	45.00
08/24/2012	MPB	Review and respond to David Miller and Jim Crosland on negotiations bargaining.	0.90	202.50



ADVERSE ADM. PROCEEDING PALMETTO & SW FL PBA, SM  
MPB

		HOURS	
	MPB Prepare for hearing.	0.30	67.50
08/27/2012	MPB Review and respond to various David Miller memos; prepare for hearing.	0.80	180.00
08/29/2012	MPB Telephone conference with David Miller; work on preparation for Impasse Hearing; telephone conference with Mayor Bryant; telephone conference with David Miller; telephone conference with David Miller.	1.30	292.50
08/30/2012	MPB Prepare for and attend PBA Impasse Hearing and mediation; conference with David Miller and Jim Crosland after the meeting; review and respond to Amber Foley memorandum to file.; telephone conference with Amber Foley.	4.90	1,102.50
08/31/2012	MPB Work on issues related to dates for private session with Commission; telephone conference with Amber Foley; prepare memorandum to file. to David Miller and Jim Crosland.	0.60	135.00
	TOTAL FOR THE ABOVE SERVICES	14.70	3,307.50
	TOTAL CURRENT WORK		3,307.50
	PREVIOUS BALANCE		\$4,590.00
	<u>PAYMENTS RECEIVED THROUGH 08/31/2012</u>		
08/14/2012	Payment received on account. Thank you!		-1,125.00
08/14/2012	Payment received on account. Thank you!		-2,655.00
	TOTAL PAYMENTS		-3,780.00
	AMOUNT DUE (includes Previous Balance if shown above)		<u>\$4,117.50</u>

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