

GOLDEN BEACH, FLORIDA

RESOLUTION NO. 1599.04

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA AUTHORIZING AND APPROVING PAYMENT OF LEGAL FEES TO STUART R. MICHELSON, ESQUIRE IN THE AMOUNT OF \$3,162.98 PURSUANT TO INVOICES SUBMITTED TO THE TOWN ON APRIL 12, 2004; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICT; AND PROVIDING AN EFFECTIVE DATE.

NOW THEREFORE BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, AS FOLLOWS:

WHEREAS, the Town Council serves the residents of the Town of Golden Beach; and

WHEREAS, the Town Council members receive nominal compensation of \$1.00 annually;
and

WHEREAS, it is in the interest of the Town and its residents to ensure the needs of the residents are met by the actions and directions of the Town Council; and

WHEREAS, it is the intent of the Town Council to provide coverage for legal expenses incurred by individual members of the Council when issues arise that are related to the discharge of their duties as elected officials; and

WHEREAS, the Town Council finds that a legitimate public purpose will be served by the payment of the attached invoice;

NOW THEREFORE BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, AS FOLLOWS:

Section 1. That the Town Council hereby authorizes payment of legal fees to Stuart R. Michelson in the amount of \$3,162.98 pursuant to invoice attached as composite Exhibit "A".

Section 2. Severability. That the provisions of this Resolution are declared to be severable and if any section, sentence, clause or phrase of this Resolution shall, for any reason, be held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections,

clauses, sentences and phrases of this Resolution but they shall remain in effect, notwithstanding the invalidity of any part.

Section 3. Conflict. That all resolutions or parts of resolutions in conflict with this Resolution are hereby repealed to the extent of such conflict.

Section 4. Effective Date. That this Resolution shall become effective immediately upon approval of the Town Council.

Sponsored by Administration.

The Motion to adopt the foregoing resolution was offered by Mayor Addicott, seconded by Vice Mayor Paruas and on roll call the following vote ensued:

Mayor Addicott:	<u>AYE</u>
Vice Mayor Paruas	<u>AYE</u>
Councilmember Einstein	<u>AYE</u>
Councilmember Iglesias	<u>AYE</u>
Councilmember Singer	<u>AYE</u>


PASSED AND ADOPTED by the Town Council of the Town of Golden Beach this 25TH day of May, 2004.


MAYOR MICHAEL ADDICOTT

ATTEST:


CATHY SZABO
TOWN CLERK

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY


PAUL D. EICHNER
TOWN ATTORNEY

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LAW OFFICE OF
STUART R. MICHELSON
200 S.E. 13th STREET
FORT LAUDERDALE, FLORIDA 33316
DADE (305) 861-1000 BROWARD (954) 463-6100
FACSIMILE (954) 463-5599
e-mail: srmlawfla@aol.com

Stuart R. Michelson, Esq.
James J. Birch, Esq.

Helen L. Michelson, Esq.
Of Counsel

April 12, 2004

Councilman Jose M. Iglesias
138 South Island
Golden Beach, FL 33160

Re: Ethics Complaint # 03-105
Our File No: 2041

Dear Councilman Iglesias:

Enclosed please find our invoice for fees and costs. If you should have any questions, please call me.

Very truly yours,



Stuart R. Michelson

SRM:gla

Enclosure

cc: Paul Eichner, Esquire
Bonnie Wilbanks-Free, Town Manager

LAW OFFICES
STUART R. MICHELSON

200 SOUTHEAST THIRTEENTH STREET
FORT LAUDERDALE, FLORIDA 33316
BROWARD (954) 463-6100 DADE (305) 861-1000

FAX: (954) 463-5599

April 12, 2004

Councilman Jose M. Iglesias
138 South Island
Golden Beach, FL 33160

INVOICE # : 42485
OUR FILE : 2041

11/19/03	Telephone conference with client;rev docs;draft letter to client;tel cw Wayne Maxwell.	1.40	SRM	280.00
12/01/03	Telephone conference with client;tel cw Maxwell;tel cw client;rev file;tel cw Maxwell;draft letter to client and rev file.	1.20	SRM	240.00
12/03/03	Draft memo to file and review file.	0.70	SRM	140.00
12/10/03	Review file and prep for mtg w/ client.	0.80	SRM	160.00

Continued...

12/11/03	Review file and prep for mtg w/ client and read his letter to ethics commission;meet w/ councilman iglesias to prep for interview.	2.50	SRM	500.00
12/15/03	ATTEND Attend Interview of client w/ Wayne Maxwell; CW client; CW Wayne.	0.80	SRM	160.00
01/20/04	Telephone conference with client;rev ROI;tel cw client.	1.00	SRM	200.00
01/20/04	Review and analyze R.O.I	0.90	ILM	180.00
01/21/04	Telephone conference with client re roi.	0.20	SRM	40.00
01/23/04	Receipt and Review of letter from Kaye Starling with attached R.O.I.	2.00	SRM	400.00
01/23/04	Receipt and Review Determination of Investigative Jurisdiction and Order to Investigate	0.60	SRM	120.00
01/26/04	Review and analyze ROI;draft response to ROI and discussion w/ ILM re same;tel cw Pete peterson re ROI and his response to same.	1.80	SRM	360.00
01/26/04	Review ROI and strategize with SRM re: response	0.80	ILM	160.00
01/27/04	Draft and edit response to ROI.	0.60	SRM	120.00
01/27/04	Revise Response to ROI	0.30	JB	37.50
01/28/04	Revise Response to ROI	0.30	JB	37.50
01/28/04	Review and revise response to ROI	0.20	ILM	40.00
01/28/04	Review AND EDIT RESPONSE TO ROI.	0.40	SRM	80.00
01/28/04	Research ISSUE OF WHETHER DRAFT OF DOC ON COMPUTER IS A PUBLIC RECORD.	0.40	SRM	80.00
01/28/04	Revise Response to ROI; CW JB re: Same	0.80	CP	60.00
01/29/04	Review law on draft document not being a public record; Make revisions to ROI	0.40	JB	50.00
01/30/04	Receipt and Review of letter from Kay Starling re: Advocate's Recommendation and probable cause hearing	0.20	SRM	40.00
01/30/04	Receipt and Review of Advocate's Recommendation	1.20	SRM	240.00
02/02/04	Draft letter to client re PC hrg.	0.20	SRM	40.00
03/09/04	Draft letter to Commission re hrg date.	0.20	SRM	40.00
03/09/04	Review email from Bonnie Williams and draft response re no p/c rec and hrg date.	0.40	SRM	80.00
03/18/04	Receipt and Review Public Report from the Commission on Ethics as a no probable cause.	0.20	ILM	40.00

Continued...

03/29/04	CONFERENCE WITH Paul Eichner re Vice mayor's request.	0.20	SRM	40.00
03/30/04	Telephone conference with w/ Paul re status, request of Councilman Iglesias, and how to handle; draft letter to paul re request.	0.30	SRM	60.00
04/04/04	Draft memo to Paul Eichner re fee petitions.	0.50	SRM	100.00
04/06/04	Review e-mail from Paul Eichner, revise memorandum re: complaint and fee petition process	0.80	ILM	160.00

SUMMARY OF SERVICES

			HOURS	RATE	AMOUNT
CP	Chad Power	Law Clerk	0.80	75.00	60.00
ILM	Ilene L. Michelson	Partner	2.90	200.00	580.00
JB	James Birch	Associate	1.00	125.00	125.00
SRM	Stuart R Michelson	Senior Partner	17.60	200.00	3,520.00

TOTAL FEES.....\$ 4,285.00

Miscellaneous Retainer Agreement pd Check 11737	-1,150.00
Long Distance Telephone Postage	0.28
Photocopying - In House	1.52
Long Distance Telephone	1.50
Long Distance Telephone	2.44
Long Distance Telephone Postage	0.28
Postage	0.74
Facsimile Charges	8.00
Postage	0.60
Photocopying - In House	3.25
Postage	0.37
Facsimile Charges	4.00

TOTAL COSTS.....\$ -1,122.02

TOTAL FOR FEES AND COSTS.....\$ 3,162.98

AMOUNT DUE.....\$ 3,162.98