

GOLDEN BEACH, FLORIDA

RESOLUTION NO. 1736.05

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, AUTHORIZING THE PAYMENT OF LEGAL FEES TO STUART R. MICHELSON, ESQ., IN THE TOTAL AMOUNT OF \$32,000.00, FOR THE REPRESENTATION AND HANDLING OF FEE PETITIONS IN CONNECTION WITH THE FOLLOWING CASES: ADDICOTT V. NEIMAN (CASE NO. DOAH-04-0043FE), SINGER V. NEIMAN (CASE NO. DOAH-04-0518FE), VARDALIS V. NEIMAN (CASE NO. DOAH-04-0042FE), ADDICOTT V. CALDERON (CASE NO. DOAH-04-0044FE), ADDICOTT V. LEFF (CASE NO. 3D-DCA-04-0381), IGLESIAS V. NEIMAN (CASE NO. DOAH-04-1729FE), AND ADDICOTT V. LEFF (CASE NO. COE-04-085); AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Town of Golden Beach (the "Town") funded the successful defense of various ethics complaints against the Town and individual members of the Council; and

WHEREAS, because the defense fees were paid by the Town, the Town Council requested that Stuart R. Michelson, Esq., petition the appropriate tribunals for reimbursement of such fees; and

WHEREAS, the Town has now incurred legal expenses in the amount of \$47,350.50, for the representation and handling of fee petitions in the following cases: *Addicott v. Neiman* (Case No. DOAH-04-0043FE), *Singer v. Neiman* (Case No. DOAH-04-0518FE), *Vardalis v. Neiman* (Case No. DOAH-04-0042FE), *Addicott v. Calderon* (Case No. DOAH-04-0044FE), *Addicott v. Leff* (Case No. 3D-DCA-04-0381), *Iglesias v. Neiman* (Case No. DOAH-04-1729FE), and *Addicott v. Leff* (Case No. COE-04-085); and

WHEREAS, Mr. Michelson has agreed to accept \$32,000.00 as full and final payment his representation and handling of the foregoing cases and related matters; and

WHEREAS, the Town Council finds that it is in the best interest of the Town to authorize the payment of legal fees, in the total amount of \$32,000.00, to Stuart R. Michaelson, Esq., for the representation and handling of fee petitions in the following cases: *Addicott v. Neiman* (Case No. DOAH-04-0043FE), *Singer v. Neiman* (Case No. DOAH-04-0518FE), *Vardalis v. Neiman* (Case No. DOAH-04-0042FE), *Addicott v. Calderon* (Case No. DOAH-04-0044FE), *Addicott v. Leff* (Case No. 3D-DCA-04-0381), *Iglesias v. Neiman* (Case No. DOAH-04-1729FE), and *Addicott v. Leff* (Case No. COE-04-085), and related matters.

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

Section 1. Recitals Adopted. That each of the recitals stated above is hereby adopted and confirmed.

Section 2. That the payment of legal fees, in the total amount of \$32,000.00, to Stuart R. Michaelson, Esq., as full and final payment for the representation and handling of fee petitions in the following cases: *Addicott v. Neiman* (Case No. DOAH-04-0043FE), *Singer v. Neiman* (Case No. DOAH-04-0518FE), *Vardalis v. Neiman* (Case No. DOAH-04-0042FE), *Addicott v. Calderon* (Case No. DOAH-04-0044FE), *Addicott v. Leff* (Case No. 3D-DCA-04-0381), *Iglesias v. Neiman* (Case No. DOAH-04-1729FE), and *Addicott v. Leff* (Case No. COE-04-085), and related matters, is hereby approved and authorized.

Section 3. That the appropriate Town officials are hereby authorized to take all necessary action to effect said payment, and to carry out the aims of this Resolution.

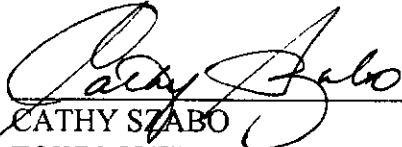
Section 4. Effective Date. That this Resolution shall take effect immediately upon its adoption.

The Motion to adopt the foregoing Resolution was offered by Mayor Singer, seconded by Vice Mayor Lusskin and on roll call the following vote ensued:

Mayor Singer	Aye
Vice Mayor Lusskin	Aye
Councilmember Einstein	Aye
Councilmember Iglesias	Aye
Councilmember Paruas	Absent

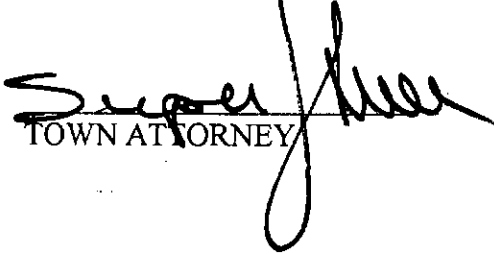
PASSED AND ADOPTED by the Town Council of the Town of Golden Beach, Florida, this 23 day of August, 2005.

ATTEST:


CATHY SZABO
TOWN CLERK


MAYOR GLENN SINGER

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:


TOWN ATTORNEY