

RESOLUTION NO. _____

A Resolution of the Mayor and City Commission of the City of South Miami, Florida, retaining Warren R. Trazenfeld, Esquire, to represent the City with regard to potential legal malpractice claims against Luis Figueredo, Esq., Figueredo & Boutsis, P.A., Nagin-Gallop-Figueredo, P.A., Bryant, Miller and Olive, P.A., and Adorno & Yoss, LLP; and providing an effective date.

WHEREAS, Mr. Trazenfeld was hired as an attorney on behalf of the City of South Miami by Resolution No. 118-10-13152, dated June 2, 2010, in conjunction with the fifty year lease on the Municipal Parking Garage, and

WHEREAS, Mr. Trazenfeld has reviewed the advise and legal opinions rendered by Luis Figueredo, Esq., Figueredo & Boutsis, P.A., Nagin-Gallop-Figueredo, P.A., Bryant, Miller and Olive, P.A. and Adorno & Yoss, LLP., in conjunction with the fifty-year lease on the Municipal Parking Garage, and has determined that potential legal malpractice claims exists against them individually and/or collectively.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF SOUTH MIAMI, FLORIDA:

Section 1. The Mayor and City Commission wish to reconfirm the hiring of Mr. Trazenfeld as shown by Resolution No. 118-10-13152, dated June 2, 2010.

Section 2. The City Attorney, Laurence Feingold is hereby directed to sign the attached Employment Agreement and Authority to Represent.

Section 3. This Resolution shall take effect upon adoption.

PASSED AND ADOPTED THIS _____ 2010.

ATTEST:

APPROVED:

CITY CLERK

MAYOR

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COMMISSION VOTE:
Mayor Stoddard:
Vice Mayor Newman:
Commissioner Palmer:
Commissioner Beasley:
Commissioner Harris:

READ AND APPROVED AS TO FORM
AND SUFFICIENCY:

LAURENCE FEINGOLD
CITY ATTORNEY

RESOLUTION NO: 118-10-13152

A resolution of the Mayor and City Commission of the City of South Miami, Florida, employing Warren Trazenfeld to ascertain if former City Attorney Luis Figueredo and his law firm committed legal malpractice in his representation of The City of South Miami in conjunction with the City Municipal Garage; and providing for an effective date.

WHEREAS, the citizens of South Miami have longed been dissatisfied with the terms and conditions of a fifty year lease on the City Municipal Garage; and

WHEREAS, at all times pertinent, former City Attorney Luis Figueredo, and his law firm, represented the City in conjunction with the fifty year lease on the Municipal Parking Garage; and

WHEREAS, it is verily believed that Mr. Figueredo may have acted below the Standard of Conduct required of lawyers acting in similar situations; and

WHEREAS, such acts could and did indeed damage the City of South Miami; and

WHEREAS, Warren R. Trazenfeld is the leading malpractice lawyer in Florida, having among his government clients, the State of Florida, who regularly retains Mr. Trazenfeld in malpractice cases against lawyers; and

WHEREAS, Warren. R. Trazenfeld has offered to look into the alleged allegations of malpractice against Luis Figueredo for no fee as indicated by the attached letter of June 1, 2010, which letter is attached to and made a part of this Resolution as though fully set forth herein; and

WHEREAS, the attached letter of Mr. Trazenfeld charges no fee whatsoever to the City of South Miami to determine this matter.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF SOUTH MIAMI, FLORIDA:

Section I. Warren R. Trazenfeld is hereby employed as an attorney on behalf of the City of South Miami, pursuant to the terms and conditions of the attached letter of June 1, 2010 to determine if legal malpractice exists against Luis Figueredo and his law firm for their role as lawyers in the Municipal Parking Garage.

Section II. The City Attorney is directed to sign the attached Letter Agreement prepared by Warren R. Trazenfeld on behalf of the City of South Miami.


Section III. This Resolution shall take effect immediately upon adoption.

PASSED AND ADOPTED this 2nd day of Jun@2010.

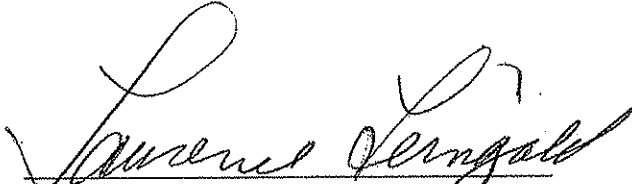
ATTEST:


CITY CLERK

APPROVED:


MAYOR

READ AND APPROVED AS TO FORM:


CITY ATTORNEY

| | |
|-----------------------|--------|
| COMMISSION VOTE: | 4-0 |
| Mayor Stoddard: | Yea |
| Vice Mayor Newman: | Yea |
| Commissioner Palmer: | absent |
| Commissioner Beasley: | Yea |
| Commissioner Harris: | Yea |