



REPLY TO: TALLAHASSEE

January 23, 2015

Cynthia Everett, Esq.  
City Attorney  
City of Fort Lauderdale  
100 North Andrews Avenue, 7<sup>th</sup> Floor  
Fort Lauderdale, FL 33301

2015 JAN 30 AM 9:33

CITY ATTORNEY'S OFFICE

Re: Fees for Legal Services

Dear Ms. Everett:

As you know, my firm has provided legal advice and counsel to the City of Fort Lauderdale in connection with pension matters since 2007. We have not increased our billing rates for legal services since February 2011. While I greatly value our long-standing professional relationship with the City, it is necessary that we adjust our rates to keep up with increased costs. Effective February 1, 2015, our governmental rates will be as follows: my rate will be \$285; the hourly rates for attorneys who work with me will range from \$175.00 to \$285.00; the hourly rates for paralegals/law clerks will range from \$120.00 to \$175.00.

A fee increase is something we do not take lightly. We have given careful consideration to the factors necessitating this change.

Please approve the new rates by signing in the space provided, return the original to me, and retain a copy for your records.

If you have any questions concerning this change, please feel free to call me.

Sincerely,

Approved by City of Fort Lauderdale:

  
James W. Linn

By: \_\_\_\_\_

Date: \_\_\_\_\_

JWL/es

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Suite 620  
Bradenton, Florida 34205

JACKSONVILLE  
245 Riverside Avenue  
Suite 150  
Jacksonville, Florida 32202

TALLAHASSEE  
315 South Calhoun Street  
Suite 830  
Tallahassee, Florida 32301

WEST PALM BEACH  
515 North Flagler Drive  
Suite 1500  
West Palm Beach, Florida 33401

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00442436-1

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RESOLUTION NO. 10-339

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, AUTHORIZING LEWIS, LONGMAN & WALKER, P.A., TO BE RETAINED AS SPECIAL COUNSEL ~~FOR RETIREMENT AND PENSION MATTERS,~~ AND PRESCRIBING THE COMPENSATION TO BE PAID FOR SUCH LEGAL SERVICES.

WHEREAS, James W. Linn, Esquire, of Lewis, Longman & Walker, P.A., has been utilized as an expert witness in City retirement and pension issues by Allen, Norton & Blue, P.A., the City's special counsel for collective bargaining negotiations and other labor and employment matters; and

WHEREAS, Mr. Linn's expertise is required pertaining to the General Employees Retirement System and ongoing work performed in evaluating the City's retirement program, as well as preparing pension documents and amendments;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA:


SECTION 1. That Lewis, Longman & Walker, P.A., is retained as special counsel to the City of Fort Lauderdale at the rate of \$250.00 per hour, plus actual reasonable expenses subject to the City Attorney's approval, for retirement and pension matters, effective December 7, 2010.

ADOPTED this the 7th day of December, 2010.



Mayor  
JOHN P. "JACK" SEILER

ATTEST:



City Clerk  
JONDA K. JOSEPH

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10-339



2010 OCT -5 PM 2:21  
CITY ATTORNEY'S OFFICE

REPLY TO: TALLAHASSEE

October 4, 2010

Harry Stewart, Esquire  
City Attorney  
City of Ft. Lauderdale  
100 North Andrews Avenue  
Fort Lauderdale, FL 33301

CONFIDENTIAL  
ATTORNEY/CLIENT  
PRIVILEGED

Re: Legal Representation of City of Ft. Lauderdale—Pension Matters

Dear Mr. Stewart:

On behalf of the law firm of Lewis, Longman & Walker, P.A., thank you for the opportunity to work with you on the above matter. The following represents the terms and conditions of representation by the Firm on this matter:

- Services.** Lewis, Longman & Walker, P.A. will provide advice and representation to you on pension matters. I will be the shareholder in charge of this matter and will be primarily responsible for providing and supervising the legal services required. I will be responsible for ensuring that this matter is staffed in a manner adequate and appropriate to the requirements of the representation. Glenn Thomas, an attorney who works with me on pension matters, will also be involved in this matter. We will use our best judgment to determine the amount of time, who is to perform specific tasks and work, and the nature of the services to be performed in your best interests.
- Professional Fees.** I will be the primary attorney working on your matter and my standard hourly rate is \$250.00. In addition to me, I may assign work to other attorneys or paralegals within the office, depending upon who can best do the work in the most efficient manner. The hourly rates for attorneys range from \$165.00 to \$250.00 per hour. The hourly rates for paralegals/law clerks range from \$105.00 to \$120.00 per hour. These rates will be in effect through December 2010 and will be modified annually thereafter in January of each subsequent year. We will provide you with our new rates along with the Firm's statement of services rendered in January of each year.
- Costs and Expenses.** The firm charges for costs and expenses incurred on your behalf for this representation. We have established a surcharge of 3.5% of fees to cover many of these

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Harry Stewart, Esquire  
October 4, 2010  
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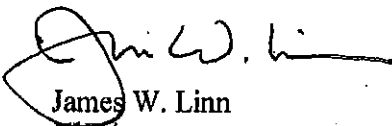
costs and expenses. Attachment 1 sets forth the most commonly incurred costs and expenses and explains the terms of how they are billed as not every cost or expense is covered under the surcharge. We may advance these costs and seek reimbursement in our billings or we may at our discretion require you to deposit these costs with us before the costs are incurred.

4. Billing and Payment. We will bill you on a monthly basis for professional services rendered and expenses incurred in connection with this matter, less any retainer amounts applied against these services and expenses. You agree to pay the amount of each statement in full within twenty (20) days of the billing date. Should you question or dispute any items or any statement, you agree to notify us in writing of any such question or dispute within fifteen (15) days of the billing date, and we will assume you do not have any dispute if we do not hear from you in that time. Any amounts remaining unpaid for more than thirty (30) days from the date of billing shall bear interest at the rate of twelve (12%) percent per annum, compounded daily, until paid.

5. Client Documents. During the course of your matter, you may be required to provide to us documents such as pension plan documents, actuarial reports, etc. We will hold these records during the pendency of this matter. At the conclusion of this matter, you may contact us and make arrangements for the return of your records. It is your responsibility to secure the return of your records. We will retain the balance of your file for an appropriate time period. If arrangements are not made for the return of your records within six (6) years following the conclusion of your matter, they will be destroyed according to the guidelines set out in our Records Retention Policy.

We sincerely thank you for choosing our firm to assist you in this most important matter. If you agree with the foregoing terms and conditions, please sign in the space provided at the bottom of the letter, return the original to me in the enclosed self-addressed, stamped envelope and retain a copy for your records. On behalf of the Firm, I look forward to assisting you in this matter.

Sincerely,



James W. Linn  
JWL/es  
Enclosure

**ACCEPTED BY:**

CITY OF FT. LAUDERDALE

By: \_\_\_\_\_

Title: \_\_\_\_\_

Date: \_\_\_\_\_

**ATTACHMENT 1**

<b>Cost/Expense</b>	<b>Costs &amp; Expenses Covered by The 3.5% Surcharge</b>
Delivery Charges	Included within surcharge of 3.5% of hourly fees.
Messenger Service	Included within surcharge of 3.5% of hourly fees.
Overnight Express	Included within surcharge of 3.5% of hourly fees.
Tele -facsimile	Outgoing: Included within surcharge of 3.5% of hourly fees. Incoming: No charge
Photocopying	Inside copies: Included within surcharge of 3.5% of hourly fees.
Secretarial Overtime	No charge
Telephone Charges	Included within surcharge of 3.5% of hourly fees.
Word Processing	No charge
<b>Cost/Expense</b>	<b>Costs &amp; Expenses Not Covered by The 3.5% Surcharge</b>
Photocopying	Outside services: Actual amount invoiced to firm.
Travel-Local/Surface	Reasonable mileage or actual rental charges.
Travel-Out-of-Town	Intrastate: Actual common carrier charges for coach. Interstate: Actual common carrier charges for coach Meals/Accommodations: Lowest corporate seasonal rate available, reasonable business related meal expenses.
Other Expenses	Actual cost invoiced to the firm. In selected cases, these items may be directly invoiced from vendor to client.
Computer Research	Actual usage + proportionate share of base subscription.
Court Reporters	Direct invoice from vendor to client or paid from retainer.

**Description of Exhibits:**

1. Funding	2. Resolution	3.
4.	5.	6.
7.	8.	9.

**EXHIBITS: AVAILABLE VIA HARDCOPY:** Exhibit #s: \_\_\_\_\_

**PRIOR COMMISSION/BOARD ACTION: (attach additional file if necessary)**

**BACKGROUND/DETAIL:**

James W. Linn, Esquire, of Lewis, Longman & Walker, P.A., has been utilized as an expert witness in City retirement and pension issues by Allen, Norton & Blue, P.A., the City's special counsel for collective bargaining negotiations and other labor and employment matters.

Mr. Linn's legal expertise is required pertaining to the General Employees Retirement System (GERS) and ongoing work performed in evaluating the retirement program in connection with collective bargaining, as well as preparing pension plan documents and amendments.

**Attorney's Initials:** HAS

Sufficient funds are available in Fund 001, Subfund 01, Index Code GEN050101, Subobject 3119.

AVAILABLE:

FUND	SUBFUND	FUND NAME	INDEX #	INDEX NAME	SUB OBJECT #	SUBOBJECT NAME	AMOUNT
001	01	GENERAL FUND	GEN050101	OTHER GEN GOVT-HR	3119	LEGAL SERVICES	\$15,000.00
<b>TOTAL</b>							<b>\$ 15,000.00</b>

EXHIBIT 1  
CAR 10-1703