

WALK-ON
RESO

PR

RESOLUTION NO. 15-

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, AUTHORIZING *AMICUS CURIAE* PARTICIPATION, AND APPOINTING JOHNSON, ANSELMO, MURDOCH, BURKE, PIPER & HOCHMAN, P.A., AS SPECIAL COUNSEL TO REPRESENT THE CITY OF FORT LAUDERDALE AS *AMICUS CURIAE* IN APPELLATE PROCEEDINGS RELATED TO *STATE OF FLORIDA VS. JIMENEZ*, AND AUTHORIZING THE CITY ATTORNEY TO APPOINT EITHER WEISS SEROTA HELFMAN COLE & BIERMAN, OR JOHNSON, ANSELMO, MURDOCH, BURKE, PIPER & HOCHMAN, P.A., CONDITIONALLY, AS SPECIAL COUNSEL TO REPRESENT THE CITY OF FORT LAUDERDALE AS *AMICUS CURIAE* IN APPELLATE PROCEEDINGS RELATED TO *STATE OF FLORIDA V. TRINH*.

S-O

WHEREAS, on September 25, 2015, the County Court in and for Miami-Dade County, Florida, issued an Order Granting Motion to Dismiss Red Light Citation and Certifying [sic] Questions to the Third District [sic] Court of Appeal in *The State of Florida vs. Luis Torres Jimenez*, Case No. A369OZE, ("*Jimenez*"), and on September 30, 2015, the County Court in and for Pinellas County, Florida, issued an Order Granting Defendant's Motion to Dismiss Red Light Camera Citation; Certifying Questions of Great Public Importance in *State of Florida v. Tammy Vo Trinh*, Case No. 14-66808-TR ("*Trinh*"); and

WHEREAS, appellate proceedings in either or both cases may affect the City of Fort Lauderdale's red light camera program; and

WHEREAS, on February 2, 2010, the City of Fort Lauderdale entered into an Agreement with American Traffic Solutions, Inc., a Kansas corporation authorized to transact business in the State of Florida as ATS American Traffic Solutions, Inc., ("ATS"), for an automated red light traffic enforcement system; and

WHEREAS, ATS has offered to pay for legal counsel for *amici curiae* in *Jimenez*,

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

SECTION 1. That the City Commission authorizes the City of Fort Lauderdale's participation as *amicus curiae* in *Jimenez* and, if representation is offered at no cost to the City, in *Trinh*.

SECTION 2. That the law firm of Johnson, Anselmo, Murdoch, Burke, Piper & Hochman, P.A., is appointed as Special Counsel for the limited purpose of representing the City of Fort Lauderdale as *amicus curiae* in appellate proceedings related to *The State of Florida vs. Luis Torres Jimenez*, Case No. A369OZE, County Court in and for Miami-Dade County, Florida, at ATS's expense and at no cost to the City of Fort Lauderdale.

SECTION 3. That the City Attorney is authorized, to appoint as Special Counsel, either the law firm of Johnson, Anselmo, Murdoch, Burke, Piper & Hochman, P.A., or the law firm of Weiss Serota Helfman Cole & Bierman for the limited purpose of representing the City of Fort Lauderdale as *amicus curiae* in appellate proceedings related to *State of Florida v. Tammy Vo Trinh*, Case No. 14-66808-TR, County Court in and for Pinellas County, Florida, in the event such representation is offered at ATS's expense and at no cost to the City.

ADOPTED this the 6th day of October, 2015.

Mayor
JOHN P. "JACK" SEILER

ATTEST:

City Clerk
JEFFREY A. MODARELLI