

# AUSLEY & McMULLEN

ATTORNEYS AND COUNSELORS AT LAW

123 SOUTH CALHOUN STREET  
P.O. BOX 391 (ZIP 32302)  
TALLAHASSEE, FLORIDA 32301  
(850) 224-9115 FAX (850) 222-7560

November 13, 2018

Ms. Dee Jackson  
Gadsden County Administrator  
P. O. Box 1799  
Quincy, FL 32351

Re: County Attorney Invoices

Dear Ms. Jackson:

Please find enclosed Ausley McMullen's invoice for professional services rendered for the period of October 1, 2018, through October 31, 2018.

We appreciate your placing this statement in line for payment. Thank you.

Sincerely,



David J. Weiss

DJW:mmm  
Enclosure

APPROVED: 

Date: 11/15/2018

# GADSDEN COUNTY BOARD OF COUNTY COMMISSIONERS

019692-90723

## Summary of Fee Adjustments to meet Contract Terms:

Invoice # 168355  
 Invoice Date 11/8/18

Hours Worked	Fees Worked	
97.25	\$ 17,991.25	
97.25	\$ 17,991.25	
David J. Weiss		
TOTAL FEES WORKED		
Hours/Fees Covered by Retainer Agreement		
50.00	\$ 7,750.00	
47.25	\$ 8,741.25	
	\$ 16,491.25	
TOTAL FEES DUE		
	\$ (1,500.00)	
FEE ADJUSTMENT SHOWN ON INVOICE		

Timkeeper's % of Total Hours Wkd	Timkeeper's Hours allotted to Retainer	Timkeeper's Remaining Hours to be billed at Hourly Rate	Timekeeper's Hourly Rate	Fees Due at Hourly Rate
100.0000%	50.00	47.25	\$185	\$ 8,741.25
100.0000%	50.00	47.25		\$ 8,741.25

## INVOICE SUMMARY:

ADJUSTED FEES DUE	\$ 16,491.25
EXPENSES DUE	\$ -
TOTAL DUE	\$ 16,491.25

AUSLEY & McMULLEN, P.A.  
ATTORNEYS AND COUNSELORS AT LAW  
P. O. BOX 391  
TALLAHASSEE, FL 32302

FEIN 59-3377662

November 08, 2018

Gadsden County Board of  
County Commissioners  
PO Box 1799  
Quincy, FL 32351

Bill Number 168355  
Billed Through 10/31/2018

---

RE: General Counsel

---

FOR PROFESSIONAL SERVICES RENDERED:

10/01/2018	DJW	Review of issues re interlocal fuel services agreement reference to state term contract and records retention; review department of management services state term bulk fuel contract re same; review statutes re same. Work on ordinance amending planning commission rules and regulations; review ordinance re same; review statutes re same. Review of issues re lease of hospital space to Eye Associates to provide ophthalmology services and potential use of space by Lighthouse; communications with counsel re same. Review AIA Standard form Agreement and general conditions re courthouse renovation; review attachments and additional contract documents re same; work on Gadsden County attachment re same; review statutes and case law re bidding requirements on cost plus contracts; review procurement policy re same. Review certificate of sale in foreclosure action of FNMA v. Delorey and Gadsden County. Review of issues re potential future land use map amendment assistance as capstone project through FSU department of urban and regional planning; review proposal re same. Review and revise proposed revisions to chapter 9 of the land development code re accessory uses; review statutes re same.	5.25 Hrs
------------	-----	--	----------

---

Our File Number:

019692 ~ 090723

DJW

Page 1 of 9

10/02/2018 DJW

Review agenda items, prepare for, and attend BOCC meeting; review statutes, ordinances, and research re same. Review grant closeout documents for department of economic opportunity grant award re construction of Freightliner road. Review proposed change order re addition of tower construction and furniture to contract re purchase of equipment for communications system; review contract re same; research re same, use of change orders and piggybacking. Review proposed grant extension agreement with department of state for courthouse renovation. Review of issues re acquisition of Silver Oak Drive; review private road acquisition ordinance re same; review property information re same; review petitions and correspondence re same; review initial public hearing notice re same; review constitution and attorney general opinions re same and use of funds. Review proposed bid award to North Florida Thyroid Center for lease of hospital space; review bid documents re same. Review proposed quotes to purchase library system book check and detection devices for library. Review proposed mosquito control agreement with department of agriculture and consumer services and certified annual budget re same; review statutes re same and deadlines. Review EMS county grant application with department of health; review request for grant fund distribution and resolution re same. Review interlocal agreement with apalachee regional planning council re provision of graphic information system services. Review interlocal agreement for fire and rescue services with the City of Quincy. Review of issues re appointment of representative to the Transportation Disadvantaged Coordinating Board; review statutes and administrative rules re same. Review sheriff's deputy training request for robbery and burglary investigations with use of funds from law enforcement education fund; review statute re same; review program information re same.

9.50 Hrs



10/03/2018 DJW

Review of issues re amendment to Citizens Growth Management and Planning Bill of Rights Ordinance. Review of issues re workshop re amendment to Private Road Acquisition Ordinance. Review of issues re lease of hospital space to Eye Associates to provide ophthalmology services and potential use of space by Lighthouse; communications with counsel re same. Review of issues re potential employment action re investigation of procurement of FDOT road and sidewalk projects. Draft contract for electrical system services at Stevens School; review bid documents and contractor's response re same; review secretary of state website re same. Draft contract for HVAC system services at Stevens School; review bid documents and contractor's response re same; review secretary of state website re same. Draft contract for window replacement services at Butler Building; review bid documents and contractor's response re same; review secretary of state website re same. Review of issues re United States Department of Agriculture loan, contract, and bid award for construction of Agricultural Center; review USDA documents and guidance re same; review contract and bid documents re same; correspondence re same. Review and make proposed revisions to proposed billing service agreement with EMS consultants. Review of issues re dispute over payment for services related to St. Hebron Park multi-purpose trail; review task orders, invoices, continuing services agreement and correspondence re same and potential termination; draft termination letter re same.

6.50 Hrs

10/08/2018	DJW	Review installment payment agreement re addition of tower construction and furniture to contract re purchase of equipment for communications system; review change order, resolution, statement of work, and equipment list re same; review and sign opinion of counsel re same. Review of issues re interlocal fuel services agreement with department of corrections re reference to state term contract and records retention; review department of management services state term bulk fuel contract re same; review statutes re same; telephone call with counsel re same. Review of issues re United States Department of Agriculture loan, contract, and bid award for construction of Agricultural Center; review USDA documents and guidance re same; review contract and bid documents re same; correspondence re same. Review and make proposed revisions to proposed billing service agreement with EMS consultants. Prepare for and attend emergency meeting re County declaration of state of emergency; review statutes, ordinances, and attorney general opinions re same, notice of meeting, and quorum requirements; review resolution re same. Review of issues re ordinance amending planning commission rules and regulations; review ordinance re same; review statutes re same. Review of issues re potential amendment to lease with North Florida Educational Development Council re payment for utilities; review lease re same. Review notice of claim letter re alleged injuries sustained by Shirley Bronson at Gadsden County High School; draft response re same. Review letter from property owner re home occupation and storage on neighboring property; review land development code provisions re same.	6.50 Hrs
10/09/2018	DJW	Review agenda item re ordinance amending Citizens Growth Management and Planning Bill of Rights; review proposed ordinances re same; review land development code re same; review meeting minutes re same. Review of issues re lease of hospital space to Eye Associates to provide ophthalmology services and potential use of space by Lighthouse; work on lease re same; communications with counsel re same. Review proposed resolution authorizing Florida Development Finance Corporation to issue bonds for financing of projects in Gadsden County; review proposed interlocal agreement re same. Review of issues re solicitation for lease of County building in Chattahoochee; review bid documents re same; review statutes re same. Review of issues re drainage easement on Cooks Landing road; review proposed revisions to easement re same; review survey and legal description re same.	4.00 Hrs
10/12/2018	DJW	Prepare for and attend emergency operations meetings. Review of issues re authorization for debris removal services; review contracts re same and areas of authorization; meetings and communications re same; telephone calls with counsel for contractor re same; work on task orders re same. Review of issues re authorization for consultant services related to disaster debris monitoring; review agreement with Lee County re same; review cooperative purchasing professional services agreement re same; review procurement policy re same.	9.50 Hrs



10/15/2018	DJW	Review of issues re authorization for debris removal services; review contracts re same and areas of authorization; work on task order re same; telephone call with counsel for contractor re same and termination. Telephone call with general counsel at department of transportation re state assumption of responsibility for debris removal; review memorandum re same; review contracts re same. Review of issues re school board provision of shelters during declared emergency; review proposed interlocal agreement re same; review statutes re same. Review proposed resolution authorizing Florida Development Finance Corporation to issue bonds for financing of projects in Gadsden County; review proposed interlocal agreement re same; review statutes re same; correspond with counsel re same. Review proposed approval to sell surplus public works vehicles and equipment at auction; review statutes and attorney general opinions re same. Review proposed ordinance amending planning commission rules and regulations; review statutes re same. Review proposed approval to confirm growth management director; review application re same; review statutes re same. Review proposed award of request for qualifications to provide construction management services on continuing services contract for capital projects.	7.75 Hrs
10/16/2018	DJW	Review agenda items, prepare for, and attend BOCC meeting; review statutes, ordinances and research re same. Review proposed resolution declaring state of emergency; review statutes re same and requirements. Review proposed billing service agreement with EMS consultants; review business associate agreement re same; review software license agreement re same; review addendum and sole source certification re same; review procurement policy re same. Review proposed library system strategic long range plan. Review proposed holiday schedule. Review division of forestry mutual aid operations plan and fire control cooperative agreement between department of agriculture and consumer services and Gadsden county fire departments; review annual county commissioner report re same. Review of issues re fiscal year 2018-19 budget for veterans services. Review proposed extension of lease of dental equipment to school board; review lease re same. Review proposed bid award re construction of multi-purpose agricultural center; review bid tabulation sheet re same. Review of issues re authorization for debris removal services; review contracts re same; communications with City of Quincy attorney re same.	9.25 Hrs

10/17/2018	DJW	Draft resolution declaring local state of emergency; review statutes re same and delegation of authority to extend declaration to chair without BOCC meeting or action; review attorney general opinions and research re same. Review of issues re construction and financing of multi-purpose agricultural center; communications re same. Review and revise ordinance amending planning commission rules and regulations. Review of issues re execution of billing service agreement, business associate agreement, software license agreement, addendum and sole source certification re outsourcing of EMS billing to EMS Consultants.	2.50 Hrs
10/18/2018	DJW	Review agenda item re ordinance amending Citizens Growth Management and Planning Bill of Rights; review proposed ordinances re same; review land development code re same; review meeting minutes re same; draft notice of intent re same. Review of issues re debris removal; review contracts re same; review consultant contract for monitoring re same; telephone calls and correspond with FDOT general counsel re same and assumption.	2.25 Hrs
10/19/2018	DJW	Telephone calls and correspond with general counsel at department of transportation re state assumption of responsibility for debris removal; review memorandum re same; review department of transportation contract and exhibit re same; review county contract re same; telephone calls and correspond with consultant re same and consultant contract; review consultant contract re same. Review of issues re scheduling of county commission meeting on general election; review agendas re same; review ordinance re same. Review of issues re commencement of county commissioner terms of office; review statutes and research re same. Review of issues re composition of canvassing board and appointment of members; review statutes and research re same. Work on ordinance amending authorized use of proceeds from discretionary sales surtax to include EMS services and improvements; review statutes re same.	5.75 Hrs



10/22/2018	DJW	Review of issues re United States Department of Agriculture loan, contract, and bid award for construction of Agricultural Center; review USDA documents re same; review project budget, bid documents, bid tabulation, and bid selection correspondence re same; communications re same. Telephone calls and correspond with general counsel at department of transportation re state assumption of responsibility for debris removal; review memorandum re same; review department of transportation contract and exhibit re same; review county contract re same; telephone calls and correspond with consultant re same and consultant contract; review consultant contract re same. Review of issues re amendment to Citizens Growth Management and Planning Bill of Rights; review proposed ordinances re same; review land development code re same. Review of issues re budget amendments to close out fiscal year 2018; review spreadsheet re same. Review of issues re contract for mowing services; review invitation to bid and proposal in response re same; review secretary of state website re same. Review of issues re letter from property owner re home occupation and storage on neighboring property; review land development code provisions re same. Review of issues re solicitation for lease of County building in Chattahoochee; review proposed bid documents re same. Review of issues re delegation of authority to extend emergency declaration to chair without BOCC meeting or action.	5.25 Hrs
10/23/2018	DJW	Review of issues re delegation of authority to extend emergency declaration to chair without BOCC meeting or action; review statutes and research re same; review and revise resolutions re same.	0.75 Hrs
10/24/2018	DJW	Work on ordinance amending Citizens Growth Management and Planning Bill of Rights; work on proposed ordinance re same; review land development code re same. Review of issues re termination of task order for St. Hebron Park multi-purpose trail and execution of new task order; review procurement policy re same. Review of issues re construction and financing of multi-purpose agricultural center. Review of issues re lease of hospital space to Eye Associates to provide ophthalmology services and potential use of space by Lighthouse; communications with counsel re same	2.75 Hrs
10/25/2018	DJW	Review of issues re United States Department of Agriculture loan, contract, and bid award for construction of Agricultural Center; review USDA documents and guidance re same; review contract and bid documents re same; correspondence re same. Review of issues re ordinance amending authorized use of proceeds from discretionary sales surtax to remove parks and recreational in-kind services; review ordinance re same. Review letter from counsel for DPB & Associates re termination of task order and demand for payment of outstanding invoices; communications re same. Review of issues re potential conflict of interest; review statutes and ethics opinions re same.	3.50 Hrs

---

10/26/2018	DJW	Review of issues re amendments to AIA Standard form Agreement and general conditions re courthouse renovation; review attachments and additional contract documents re same. Review of issues re overtime compensation and compensatory leave for employees during county office closure following hurricane; review US department of labor fact sheet re fair labor standards act re same; review personnel policy and correspondence re same.	2.25 Hrs
10/29/2018	DJW	Review of issues re state assumption of responsibility for debris removal; review department of transportation contract re same; review county contract re same; telephone calls and correspond with consultant and FDOT general counsel re same. Review of issues re debris removal from school board property; review and revise interlocal agreements with school board re debris removal and debris monitoring re same; communications with consultant and FDOT general counsel re same. Review of issues re enforcement of mandatory curfew and requirement to adopt order; review statutes re same.	3.00 Hrs
10/30/2018	DJW	Telephone calls and correspond with general counsel at department of transportation re state assumption of responsibility for debris removal and payment of invoices; review invoices and supporting spreadsheet re same and dates of work; review memorandum re same; review task order and termination re same. Telephone call with department of transportation general counsel re debris removal from school board property; review and revise interlocal agreements with school board re debris removal and debris monitoring re same; communications with consultant re same. Review of issues re enforcement of mandatory curfew and requirement to adopt order; review statutes re same; telephone call to state attorney re same. Review and revise proposed resolution re suspension of regulations in comprehensive plan and land development code related to housing types and density standards to allow for temporary FEMA housing for individuals displaced due to hurricane damages; review and revise agenda item re same; review State of Florida Governor declaration of emergency re same and authority; review FEMA major disaster declaration and guidance document re same. Review of issues re interlocal fuel services agreement with department of corrections re records retention; review statutes re same; telephone call with counsel re same.	6.25 Hrs



10/31/2018 DJW Review and revise proposed resolution re technical revisions to state housing initiative partnership local housing assistance plan; review and revise local housing assistance plan re same; review and revise agenda item re same; review statutes re same. Review of issues re enforcement of mandatory curfew and requirement to adopt order; telephone call to state attorney re same. Review of issues re overtime compensation and compensatory leave for employees during county office closure following hurricane; review correspondence re same. Review of issues re canvassing board dates and attendance. Work on ordinance amending authorized use of proceeds from discretionary sales surtax to include emergency medical services operations and capital expenditures and exclude parks and recreational in-kind services; work on agenda item and notice re same; review statutes re same. 4.75 Hrs

Total Fees for this Matter	\$17,991.25
----------------------------	-------------

**BILL SUMMARY:**

## FEES:

David J. Weiss	97.25 Hrs	\$185 / Hr	17,991.25
TOTAL FEES	97.25 Hrs		\$17,991.25
LESS: FEE ADJUSTMENT TO MEET CONTRACT TERMS			-1,500.00
NET FEES BILLED			\$16,491.25
TOTAL FEES AND EXPENSES THIS BILL			\$16,491.25

TOTAL BALANCE NOW DUE	\$16,491.25
-----------------------	-------------