

PROPOSAL
BEB No: CODE-160001-DD
SPECIAL MAGISTRATE FOR CODE
ENFORCEMENT HEARINGS

1. Table of Contents

- | | |
|-----------------------|------|
| 2. Technical Proposal | p. 1 |
| 3. Price Proposal | p. 1 |
| 4. Qualifications | p. 1 |

2. Technical Proposal

Dell Graham, PA is pleased to submit this Response to the Request for Proposals to serve as Special Magistrate for Code Enforcement Hearings. The Services shall include reviewing back-up materials provided by the Code Enforcement Clerk and researching the pertinent provisions of the City Code of Ordinances; work cooperatively with the Code Enforcement Clerk to establish the agenda for each hearing session; conducting the hearings and issuing written orders, all as described in Section II of the Request for Proposal. Hearings are to be convened on the second Thursday of each month at 9:00 a.m. Additional hearings will be convened if required by the volume of cases.

3. Price Proposal

Dell Graham proposes to provide the Services in exchange for consideration in the amount of Two Thousand One Hundred Dollars (\$2,100.00) per month. No compensation would be due if no hearings were convened. If Dell Graham were to be selected as an alternate magistrate, Services would be provided at the rate of Two Hundred Dollars (\$200.00) per hour.

4. Qualifications

Dell Graham has been in continuous practice in Gainesville since 1875. The office is located at 203 NE 1st Street, Gainesville. The Firm currently consists of nine (9) attorneys practicing in the areas of civil litigation, education, probate and estates, and health law. The attorneys are supported by five paralegals, seven legal assistants, and three administrative staff members. The Services will be primarily provided by David M. Delaney. A copy of Mr. Delaney's resume is attached. He joined the firm in 1997 after graduating with honors from the University of Florida College of Law. Mr. Delaney has worked continuously at Dell Graham since then and is now a partner of the firm. Mr. Delaney has been licensed to

practice law for eighteen (18) years. He is also certified by the Florida Bar as a specialist in Education Law. Mr. Delaney has significant experience participating in and conducting administrative hearings. Mr. Delaney has represented a number of school districts in proceedings before administrative law judges through the Department of Administrative Hearings process. He has conducted more than forty (40) medical peer review hearings as the hearing officer pursuant to the Healthcare Quality Improvement Act. In that role, Mr. Delaney presided over the hearing, took evidence, listened to testimony, made determinations regarding the validity and relevancy of evidence, and ultimately made written findings of fact and recommendations regarding the compliance by the healthcare provider with statutory and contractual provisions. This experience would be very similar to the role of the Special Magistrate services advertised by the City of Gainesville.

Furthermore, Mr. Delaney's work with local school districts has given him extensive experience in local government law. Mr. Delaney serves as the board attorney for both the School Board of Alachua County as well as the School Board of Levy County. The knowledge base and issues relating to local government law have significant applicability to county school boards. Mr. Delaney was tested on these issues and successfully passed the examination as part of his certification process to become Board Certified in Education Law.

Mr. Delaney has the capacity and resources to properly prepare, conduct the hearings, and issue written orders in a timely manner. Should Mr. Delaney be selected by the City, it would be possible to effect a seamless transition from Mr. Koval who previously handled the Special Magistrate duties.

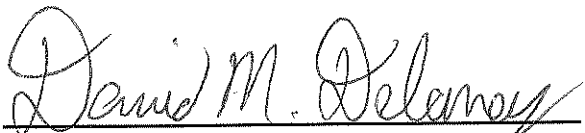
The firm has represented the City of Gainesville for a number of years, providing defense to multiple liability claims. The firm has represented clients with interests adverse to the City in two instances. In 2010 the firm represented the School Board of Alachua County in litigation related to fees for storm water. In 2008 the firm represented Haven Glen Springs, LLC in a code enforcement matter.

5. Summary

We appreciate the opportunity to submit this proposal, and we thank you for taking the time to consider its contents. If you require any additional information, please contact David M. Delaney at 352-372-4381 or at ddelaney@dellgraham.com.

Submitted July 23, 2015

Dell Graham


David Delaney

The foregoing instrument was acknowledged before me on this 23rd day of July, 2015,
by DAVID M. DELANEY, who is personally known to me (or has
produced _____ as identification and who did take an oath.

(SEAL)



Kristen A. Gregory
Signature of Notary

Print, Stamp, or Type Name of Notary

Commission Number

DAVID M. DELANEY

203 NE 1st Street, Gainesville, FL 32602
352-372-4381
ddelaney@dellgraham.com

Education

Baylor University, B.A. in Latin 1994.
University of Florida, College of Law, J.D., 1997, *with honors*.

Legal Career

Dell Graham, P.A.

- Associate (1997 to 2006)
- Partner (2006 to present)

Practicing in the areas of education law, governmental liability, medical malpractice, personal injury, and appellate practice primarily for the defense.

Bar Admissions

- Florida Bar (1997)
- United States District Court for the Northern District of Florida (1999)
- United States District Court for the Middle District of Florida (1999)
- United States Court of Appeals for the Eleventh Circuit (2001).

Board Certified Specialist in Education Law (2013)

Professional & Civic Affiliations

The Florida Bar
Florida School Board Attorneys Association
Eighth Judicial Circuit Bar Association
Federal Bar Association
Florida Defense Lawyers Association
American Health Lawyers Association
Super Lawyers Magazine 2014, 2015
Martindale Hubbell rated AV Attorney
Florida Track Club
Youth Combine Board of Directors (2015-present)
North Central Florida YMCA Board of Directors (2009 to 2014)
North Florida Regional Medical Center Ethics Committee (1999 to 2011)