

RESOLUTION NO. 2014-R-84

A RESOLUTION OF THE ACTING MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, CREATING A COMMITTEE KNOWN AS “MOCA STEERING COMMITTEE” TO SUPPORT THE TRANSITION AND NEW DIRECTION OF THE MUSEUM OF CONTEMPORARY ART IN NORTH MIAMI, (MOCA NORTH MIAMI), PURSUANT TO THE PENDING FINALIZATION OF A SETTLEMENT AGREEMENT IN THE CASE STYLED AS MUSEUM OF CONTEMPORARY ART, INC., V. CITY OF NORTH MIAMI, ET AL.; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

WHEREAS, the current Board of Trustees of the Museum of Contemporary Art (“MOCA”) filed a lawsuit against the City of North Miami (City), Museum of Contemporary Art, Inc., v. City of North Miami, et al., Case No.: 14-008991 CA (30); and

WHEREAS, on August 7, 2014, in a public statement reported in the Miami Herald, the co-chairs of the Board announced that they would be establishing a new art institution located elsewhere in Miami-Dade County; and

WHEREAS, the current Board of Trustees of MOCA have formed the Institute of Contemporary Art, Inc.; and

WHEREAS, MOCA, North Miami, its staff, supporters and friends wish the current Board of Trustees the best in their new endeavors; and

WHEREAS, the City is excited about the future of MOCA, North Miami in its continued efforts to advance its mission to make contemporary art accessible to diverse audiences, especially underserved populations, through the collection, preservation and exhibition of the best of contemporary art and its art historical influences; and

WHEREAS, since the filing of the lawsuit, both parties have been negotiating towards a fair and equitable separation; and

WHEREAS, toward that end, the Vice Mayor as Acting Mayor and City Council wish to create a MOCA, North Miami steering committee to be named as the “MOCA STEERING

COMMITTEE” for the purpose of directing and assisting MOCA North Miami during this transition period; and

WHEREAS, once a final agreement is reached between the parties to the lawsuit (Museum of Contemporary Art, Inc., v. City of North Miami, et al.), the members of the MOCA STEERING COMMITTEE may become the Board of Trustee Members pursuant to Section 2-61, of the City of North Miami Code of Ordinances; and

WHEREAS, in accordance with general law, the Vice Mayor as Acting Mayor and Council approve the following individuals to the “MOCA STEERING COMMITTEE” (See Enclosed List as Exhibit “A”).

NOW THEREFORE, BE IT RESOLVED BY THE VICE MAYOR AS ACTING MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA:

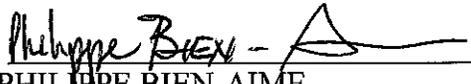
Section 1. Recitals. The recitals set forth above are adopted by the Acting Mayor and City Council of the City of North Miami, Florida and are incorporated herein.

Section 2. Creation. The Vice Mayor as Acting Mayor and City Council of the City of North Miami, Florida, hereby create the “MOCA STEERING COMMITTEE”.

Section 3. Appointments. The Vice Mayor as Acting Mayor and City Council of the City of North Miami, Florida, hereby appoint members to the Committee named the “MOCA STEERING COMMITTEE” as outlined in Exhibit A.

Section 4. Effective Date. This Resolution shall become effective immediately upon adoption.

PASSED AND ADOPTED by a 4-0 vote of the Vice Mayor as Acting Mayor and City Council of the City of North Miami, Florida, this 23rd day of September 2014.


PHILIPPE BIEN-AIME
VICE MAYOR AS ACTING MAYOR

ATTEST:



MICHAEL A. ETIENNE, ESQ.
CITY CLERK

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:



REGINE M. MONESTIME
CITY ATTORNEY

SPONSORED BY: CITY ADMINISTRATION

Moved by: Keys

Seconded by: Bien-Aime

Vote:

Vice Mayor as Acting Mayor Philippe Bien-Aime
Councilperson Scott Galvin
Councilperson Carol Keys, Esq.
Councilperson Marie Erlande Steril

 x (Yes) (No)
 x (Yes) (No)
 x (Yes) (No)
 x (Yes) (No)

EXHIBIT A

MOCA STEERING COMMITTEE

- 1. Mr. Richard LeFrak, President**
- 2. Dr. Rudy Moise**
- 3. The Honorable Karen Mills-Francis**
- 4. Dr. Larry Pierre, Executive Director**
- 5. Ms. Mary Ann Portell**
- 6. Dr. Ernest M. DiGeronimo, MD**
- 7. Sheldon A. Philp, Esq.**
- 8. Mr. Ronald L. Book**
- 9. Mr. Clark Reynolds**
- 10. Pamella Watson, President**
- 11. Mr. Michael Dezer**
- 12. Brian Flanagan, President**
- 13. Dr. Joseph Fanfan, Jr.**

Update as of: 9/16/14