

RESOLUTION NO. 2021-R-80

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AUTHORIZING THE CITY ATTORNEY TO TAKE ALL LEGAL ACTION NECESSARY, INCLUDING INITIATING ANY AND ALL LITIGATION, IN LAW OR IN EQUITY, TO FORECLOSE ON THE PROPERTY LOCATED AT 2105 IXORA ROAD, NORTH MIAMI, FLORIDA; PROVIDING FOR AN EFFECTIVE DATE AND ALL OTHER PURPOSES.

WHEREAS, Section 21-66 of the City of North Miami (“City”) Code of Ordinances provides that the Mayor and City Council may authorize the City Attorney to initiate litigation to foreclose on code enforcement liens and to file litigation seeking a money judgment; and

WHEREAS, the City has identified a parcel of property which is in severe disrepair constituting a blight on the community with substantial outstanding code enforcement liens that they recommend foreclosure litigation be filed against; and

WHEREAS, the City has approximately six (6) liens against the property which total over One Million One Hundred Eighty Thousand Four Hundred Fifty-Five Dollars (\$1,180,455.00) and the property is currently assessed at approximately Eight Hundred Fifty-Five Thousand Four Hundred Seven Dollars (\$855,407.00); and

WHEREAS, the property is an owner-occupied, non-homestead property with no mortgage with tax liabilities for unpaid ad valorem taxes in the amount of Thirteen Thousand Nine Hundred Eight Dollars and 55/100 (\$13,908.55); and

WHEREAS, court costs to initiate foreclosure litigation are estimated at One Thousand Nine Hundred Six Dollars (\$1,906.00); and

WHEREAS, the Mayor and City Council, after being fully advised, have determined that it is in the best interest of the City and its residents to proceed to litigation against the recommended parcel of property.

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

Section 1. Authorization to City Attorney. The Mayor and City Council of the City of North Miami, Florida, hereby authorize the City Attorney to initiate litigation for foreclosure of code enforcement liens and money judgment against the property located at 2105 Ixora Road, North Miami, Florida.

Section 2. Effective Date. This Resolution shall become effective immediately upon adoption.

PASSED AND ADOPTED by a 5-0 vote of the Mayor and City Council of the City of North Miami, Florida, this 13th day of July, 2021.



PHILIPPE BIEN-AIME
MAYOR

ATTEST:



VANESSA JOSEPH, ESQ.
CITY CLERK

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:



JEFF P. H. CAZEAU, ESQ.
CITY ATTORNEY

SPONSORED BY: COUNCILMAN SCOTT GALVIN

Moved by: Galvin

Seconded by: Desulme

Vote:

Mayor Philippe Bien-Aime	<u>X</u>	(Yes)	_____	(No)
Vice Mayor Scott Galvin	<u>X</u>	(Yes)	_____	(No)
Councilwoman Cassandra Timothe, MPA	<u>X</u>	(Yes)	_____	(No)
Councilwoman Mary Estimé-Irvin	<u>X</u>	(Yes)	_____	(No)
Councilman Alix Desulme, Ed.D.	<u>X</u>	(Yes)	_____	(No)