

RESOLUTION NO. 2023-R-07

**A RESOLUTION OF THE MAYOR AND CITY COUNCIL
OF THE CITY OF NORTH MIAMI, FLORIDA, DECLARING
A VACANCY IN THE OFFICE OF DISTRICT FOUR
COUNCILPERSON AND PROVIDING FOR AN
APPOINTMENT BY THE REMAINING MEMBERS OF THE
CITY COUNCIL TO FILL THE VACANCY, IN
ACCORDANCE WITH SECTION 15 OF THE CITY
CHARTER; PROVIDING FOR AN EFFECTIVE DATE AND
ALL OTHER PURPOSES.**

WHEREAS, effective November 22, 2022, Mayor Philippe Bien-Aime resigned from the North Miami City Council in compliance with Section 99.012 of the Florida Statutes, Florida's Resign to Run law; and

WHEREAS, on December 13, 2022, Vice-Mayor Desulme was appointed by a unanimous vote of the remaining councilmembers to serve as Mayor for the remainder of former Mayor Bien-Aime's term; and

WHEREAS, a vacancy was created in the Office of Councilmember for District Four due to the appointment of Mayor Alix Desulme; and

WHEREAS, Section 15 of the City of North Miami City Charter provides, in pertinent part, "If the office of a councilmember becomes vacant more than one half of his or her term plus one day after the councilmember takes office, then the remaining members of the council shall choose a successor and such appointee shall fill the vacancy for the balance of the term"; and

WHEREAS, at the time of the effective date of his appointment, Mayor Alix Desulme had served more than one half of his term plus one day; and

WHEREAS, in accordance with the spirit and intent of the City Charter, the remaining members of the Mayor and City Council desire to fill the vacancy for the Office of District Four Councilperson by appointing a successor to fill the vacancy for the balance of the term.

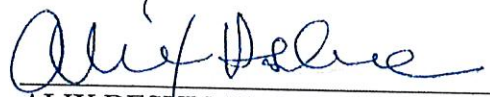
NOW, THEREFORE, BE IT DULY RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA:

Section 1. Appointment. Pursuant to Section 15 of the City Charter, the remaining members of the Mayor and City Council of the City of North Miami, Florida, hereby provide for


the appointment of Pierre Frantz Charles to serve the balance of former District Four Councilmember Alix Desulme's term.

Section 3. Effective Date. This Resolution shall become effective immediately upon adoption.

PASSED AND ADOPTED by a 3-1 vote of the Mayor and City Council of the City of North Miami, Florida, this 10th day of January, 2023.

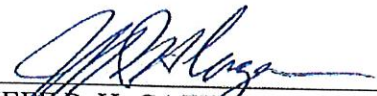

ALIX DESULME, Ed.D.
MAYOR

ATTEST:



VANESSA JOSEPH, ESQ.
CITY CLERK

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:



JEFF P. H. CAZEAU, ESQ.
CITY ATTORNEY

SPONSORED BY: CITY ATTORNEY, JEFF P. H. CAZEAU, ESQ.

Moved by: Estimé Irvin

Seconded by: Galvin

Vote:

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