

RESOLUTION NO. 2024-R-51

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AUTHORIZING A SETTLEMENT IN THE AMOUNT OF ONE HUNDRED AND FIVE THOUSAND DOLLARS (\$105,000.00) IN THE LITIGATION MATTER OF MAX GERSON PAUL V. CITY OF NORTH MIAMI, ET. AL., CASE NO.: 2023-014564-CA-01(05); FURTHER RATIFYING THE EXECUTION OF A SETTLEMENT AGREEMENT FOR THE FULL AND FINAL SETTLEMENT OF ALL CLAIMS AND DEMANDS IN CONNECTION WITH THIS ACTION; PROVIDING FOR AN EFFECTIVE DATE AND ALL OTHER PURPOSES.

WHEREAS, on March 30, 2023, a lawsuit was filed against the City of North Miami (“City”), styled as *Max Gerson Paul v. City of North Miami, et. al.*, Case Number: 2023-014564-CA-01 alleging negligence arising out of an automobile accident.

WHEREAS, the parties entered into pre-trial settlement discussions, and as a result of successful negotiations, resolved all outstanding issues in the litigation; and

WHEREAS, after being fully advised of the legal and related issues, the Mayor and City Council believe it is in the best interest of the City to authorize a Settlement Agreement with Max Gerson Paul for the full resolution of the outstanding claims.

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

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

Section 2. Settlement Amount. The Mayor and City Council hereby approve a settlement in the amount of One Hundred and Five Thousand Dollars (\$105,000.00) for settlement of the litigation styled Max Gerson Paul vs. City of North Miami Case No. 2023-014564-CA-01 (05).


Section 3. Authority. The Mayor and City Council hereby authorize the execution of a settlement agreement for settlement of the litigation styled *Max Gerson Paul v. City of North Miami, et. al.*, Case Number: 2023-014564-CA-01.

Section 4. 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 9th day of April, 2024.


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 ADMINISTRATION

Moved by: Desulme

Seconded by: Estime-Irvin

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 Cassandra Timothe, MPA	<u>X</u>	(Yes)	_____	(No)
Councilman Pierre Frantz Charles, M.Ed.	<u>X</u>	(Yes)	_____	(No)