

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