

RESOLUTION NO. 2024-R-128

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AUTHORIZING THE INTERIM CITY MANAGER TO EXECUTE AN INTERLOCAL ACCESS AGREEMENT FOR LOCAL GOVERNMENT PUBLICATION OF LEGAL ADVERTISEMENTS AND PUBLIC NOTICES ON COUNTY DESIGNATED WEBSITE, IN SUBSTANTIALLY ATTACHED FORM, TO PROVIDE FOR THE PUBLICATION OF THE CITY'S LEGAL ADVERTISEMENTS AND PUBLIC NOTICES ON MIAMI-DADE COUNTY'S PUBLICLY ACCESSIBLE WEBSITE; PROVIDING FOR AN EFFECTIVE DATE AND ALL OTHER PURPOSES.

WHEREAS, the Florida Constitution requires all meetings of a county, municipality, school board, or special district at which official acts are to be taken or at which public business is to be discussed or transacted to be open to the public and properly noticed; and

WHEREAS, the City of North Miami (the "City"), like many other municipalities in Miami-Dade County (the "County"), historically published legal notices in the Daily Business Review when possible because it was more cost-effective than other available newspapers of general circulation; and

WHEREAS, as of December 22, 2023, the Daily Business Review ceased producing a print product and no longer meets the qualifications necessary for publication of legal notices under Florida Law; and

WHEREAS, Section 50.0311, Florida Statutes, provides that a governmental agency may use the designated publicly accessible website of the county in which it lies to publish legally required advertisements and public notices if the cost of publishing advertisements and public notices on such website is less than the cost of publishing advertisements and public notices in a newspaper; and

WHEREAS, on April 2, 2024, the Miami-Dade County Board of County Commissioners adopted Resolution No. R-281-24, which, among other things, directed the County Mayor's administration to take all necessary steps to provide for the publication of municipal legal

advertisements and public notices on a publicly accessible website of the County in accordance with Section 50.0311, Florida Statutes; and

WHEREAS, on July 16, 2024, the County BCC adopted Resolution No. R-693-24, which, among other things, designated "legalads.miamidade.gov" (the "Site") as the County's publicly accessible website, approved the form of interlocal agreement (the "Agreement") attached hereto as Exhibit "A" for the publication of municipal legal advertisements and public notices on the Site, and authorized the County Mayor or County Mayor's designee to execute the Agreement with any governmental agencies within the County relating to the same; and

WHEREAS, the estimated annual cost for the software, maintenance, and support necessary for the publication of municipal legal advertisements and public notices on the Site is \$707 per authorized City employee user, which is less than the cost of advertising in a newspaper of general circulation in the County; and

WHEREAS, the Mayor and City Council are desirous of authorizing the Interim City Manager to negotiate and enter into the Agreement with the County in substantially the form attached hereto as Exhibit "A" relating to the publication of municipal legal advertisements and public notices on the Site; and

WHEREAS, the Mayor and City Council find that this Resolution is in the best interest and welfare of the residents of the City.

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

Section 1. **Recitals.** That each of the above-stated recitals are hereby adopted, confirmed, and incorporated herein.


Section 2. **Approval.** That the City Commission approves the Agreement with the County in substantially the form attached hereto as Exhibit "A," relating to the publication of municipal legal advertisements and public notices on the Site.

Section 3. **Authority of Interim City Manager.** The Mayor and City Council of the City of North Miami, Florida, hereby authorize the Interim City Manager to negotiate and execute the Agreement in substantially the form attached hereto as Exhibit "A" and any subsequent

amendments, extensions, renewals, or related documents necessary to implement the Agreement, subject to the approval of the City Attorney as to form, content, and legal sufficiency.

Section 4. Effective Date. This Resolution shall be 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 24th day of September, 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 CLERK

Moved by: Charles

Seconded by: Desulme

Vote:

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