

RESOLUTION NO. 2017-R-16.

**A RESOLUTION OF THE MAYOR AND CITY COUNCIL  
OF THE CITY OF NORTH MIAMI, FLORIDA,  
CONDEMNING THE TRUMP ADMINISTRATION'S  
EXECUTIVE ORDERS RELATED TO IMMIGRATION AND  
FURTHER URGING THE TRUMP ADMINISTRATION TO  
REVERSE COURSE; PROVIDING FOR AN EFFECTIVE  
DATE AND ALL OTHER PURPOSES.**

**WHEREAS**, the City of North Miami is a diverse and vibrant community whose residents and their ancestors (with the exception of Native Americans) all arrived in the United States as immigrants and/or refugees; and

**WHEREAS**, on January 25, 2017, by Executive Order: *Border Security and Immigration Enforcement Improvements*, President Trump declared the policy of the executive branch to secure the southern border of the United States through the immediate construction of a physical wall; to detain individuals apprehended on suspicion of violating Federal or State law, including Federal immigration law, pending further proceedings regarding those violations; to expedite determinations of apprehended individuals' claims of eligibility to remain in the United States; to promptly remove individuals whose legal claims to remain in the United States are rejected; to cooperate fully with States and local law enforcement in enacting Federal-State partnerships to enforce Federal immigration priorities, as well as State monitoring and detention programs that are consistent with Federal law and do not undermine Federal immigration priorities; and to hire an additional five thousand (5000) Border Patrol Agents; and

**WHEREAS**, on January 25, 2017, by Executive Order: *Enhancing Public Safety in the Interior of the United States*, President Trump declared the policy of the executive branch to ensure faithful execution of United States immigration laws against all removable aliens consistent with Article II, Section 3 of the United States Constitution and 5 U.S.C. 3331; to make use of all available systems and resources to ensure the efficient and faithful execution of the immigration laws of the United States; to ensure that jurisdictions that fail to comply with applicable Federal law do not receive Federal funds, except as mandated by law; to ensure that aliens ordered removed from the United States are promptly removed; to support victims of crimes committed by removable aliens; to hire an additional ten thousand (10,000) immigration officers; to empower State and local law enforcement agencies to perform the functions of immigration officers; to

provide the Secretary of Homeland Security with the authority to designate, in his discretion and to the extent consistent with law, a jurisdiction as a sanctuary jurisdiction; to ensure that jurisdictions that willfully refuse to comply with 8 U.S.C. 1373 (sanctuary jurisdictions) are not eligible to receive Federal grants, except as deemed necessary for law enforcement purposes by the Attorney General or the Secretary of Homeland Security; and

**WHEREAS**, Executive Order: *Enhancing Public Safety in the Interior of the United States* directs the U.S. Attorney General to take appropriate enforcement action against any entity that violates 8 U.S.C. 1373, or which has in effect a statute, policy, or practice that prevents or hinders the enforcement of Federal law, and further directs the Secretary of Homeland Security to, on a weekly basis, make public a comprehensive list of criminal actions committed by aliens and any jurisdiction that ignored or otherwise failed to honor any detainers with respect to such aliens; and

**WHEREAS**, American's of all faiths and political persuasions have declared the Executive Orders to be dubious in nature, ill contrived, morally reprehensible and legally and constitutionally deficient, and

**WHEREAS**, on February 4, 2017, Judge James Robart of the United States District Court Western District of Washington At Seattle, granted a Temporary restraining Order that held key provisions of the Executive Orders unconstitutional; and

**WHEREAS**, various other courts have found parts of the Executive Orders to be unconstitutional; and

**WHEREAS**, we as elected officials have an obligation to decry the President's Executive Orders and the escalation of hateful rhetoric against Muslims, those perceived to be Muslims, and immigrants; and

**WHEREAS**, we as elected officials have a special responsibility not to stay silent in the face of religious intolerance, xenophobia, hateful speech, and discrimination against any of our constituents or fellow countrymen.

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

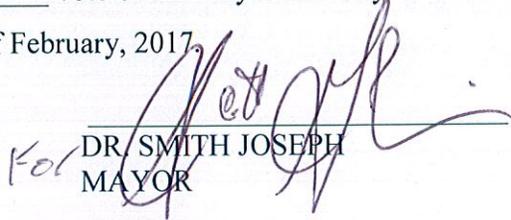
**Section 1.** The Mayor and City Council of the City of North Miami, Florida, ("Mayor and City Council") hereby condemn all hateful speech and religious intolerance against Muslims, those perceived to be Muslims, and immigrants of all kinds.

**Section 2.** The Mayor and City Council urge the Trump administration, specifically President Donald Trump to reverse course and rescind his Executive Orders, recognize the ideal of freedom of religion memorialized in our U.S. Constitution and abide by the law especially when decisions are made by the separate, independent, and coequal Judicial Branch of government that run counter to his own perception of legality.

**Section 3.** The City Clerk is directed to transmit a certified copy of this resolution to United States President Donald Trump, and all members of the House of Representatives and the U.S. Senate representing the State of Florida.

**Section 4.** This Resolution shall become effective immediately upon adoption.

**PASSED AND ADOPTED** by a 4-0 vote of the Mayor and City Council of the City of North Miami, Florida, this 14th day of February, 2017.

*For*  
  
 DR. SMITH JOSEPH  
 MAYOR

ATTEST:



MICHAEL A. ETIENNE, ESQ.  
 CITY CLERK

APPROVED AS TO FORM  
 AND LEGAL SUFFICIENCY:



JEFF P. H. CAZEAU, ESQ.  
 CITY ATTORNEY

SPONSORED BY: COUNCILPERSON ALIX DESULME

Moved by: Desulme

Seconded by: Bien-Aime

**Vote:**

Mayor Smith Joseph, D.O., Pharm. D.	<u>          </u>	(Yes)	<u>          </u>	(No)	<u>          </u>	Absent
Vice Mayor Scott Galvin.	<u>  x  </u>	(Yes)	<u>          </u>	(No)	<u>          </u>	
Councilperson Carol Keys, Esq	<u>  x  </u>	(Yes)	<u>          </u>	(No)	<u>          </u>	
Councilperson Philippe Bien-Aime	<u>  x  </u>	(Yes)	<u>          </u>	(No)	<u>          </u>	
Councilperson Alix Desulme	<u>  x  </u>	(Yes)	<u>          </u>	(No)	<u>          </u>	