

RESOLUTION NO. R2026-XXX

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, DIRECTING THE CITY MANAGER TO REALLOCATE FUNDING FROM A LINE ITEM CURRENTLY DESIGNATED TO COVER CONTRACTUAL SERVICES TO LINE ITEMS TO FUND FULL-TIME PERSONNEL TO STAFF THE OFFICE OF THE CITY ATTORNEY; PROVIDING FOR A STAFFING LEVEL OF ONE (1) FULL-TIME CITY ATTORNEY, ONE (1) FULL-TIME ASSISTANT CITY ATTORNEY, AND ONE (1) FULL-TIME PARALEGAL ASSISTANT; PROVIDING THAT THE INITIAL ANNUAL PERSONNEL BUDGET FOR THE OFFICE OF THE CITY ATTORNEY SHALL NOT EXCEED SIX HUNDRED FIFTY THOUSAND DOLLARS (\$650,000); PROVIDING FOR IMPLEMENTATION; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, The City of North Miami Beach (“City”) currently expends funds for City Attorney services through a professional services contract with an outside law firm; and

WHEREAS, the Mayor and City Commission seek to enhance the cost-effectiveness, quality, efficiency, and responsiveness of legal services provided to the City by returning to an in-house legal model; and

WHEREAS, contemporaneously herewith, the City Commission is considering separate legislative action concerning termination of the City’s existing contractual arrangement for City Attorney services and transition to Interim City Attorney; and

WHEREAS, the Office of the City Manager, as required by ordinance, has conducted a fiscal analysis comparing the anticipated costs of an in-house Office of the City Attorney with the City’s existing expenditures for contracted City Attorney services and has determined that implementation of the in-house model may result in significant annual savings to the City; and

WHEREAS, re-establishing City Attorney services in-house may allow for significant cost savings, greater accessibility, and accountability in the provision of legal counsel to the City Commission, Office of the City Clerk, Office of the City Manager, and all municipal departments; and

WHEREAS, the City Commission finds that reallocating existing contractual service funds to re-establish in-house City Attorney services is in the best financial and operational interest of the City;

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, THAT:

Section 1. Reallocation of Funds.

Funds currently appropriated for contractual City Attorney services are hereby reallocated to the appropriate personnel and operating line items necessary to fund the in-house Office of the City

RESOLUTION NO. R2026-XXX

Attorney. The City Manager is authorized and directed to implement such budgetary transfers and amendments as may be necessary and to return any resulting savings to the General Fund.

Section 2. Funding of In-House City Attorney Personnel.

The City hereby re-establishes funding to staff the Office of the City Attorney with full-time employees of the City of North Miami Beach.

Section 3. Staffing Requirements.

The Office of the City Attorney shall include:

- One (1) full-time City Attorney, appointed by the City Commission in accordance with Section 3.3 of the City Charter;
- One (1) full-time Assistant City Attorney, appointed by and serving under the direction of the City Attorney pursuant to Section 3.3.1(H) of the City Charter, with the Human Resources Department providing administrative support necessary to effectuate such appointment; and
- One (1) full-time Paralegal Assistant, appointed by and serving under the direction of the City Attorney pursuant to Section 3.3.1(H) of the City Charter, with the Human Resources Department providing administrative support necessary to effectuate such appointment.

Section 4. Budgetary Limitation.

The initial annual budget for salaries, benefits, retirement contributions, FICA, workers' compensation, and other personnel-related costs for the Office of the City Attorney shall not exceed Six Hundred Fifty Thousand Dollars (\$650,000).

Section 5. Implementation.

The City Manager is hereby authorized and directed to take all necessary budgetary and administrative actions to implement this Resolution, including preparation of any necessary budget amendments and establishment and funding of the positions authorized herein.

The Human Resources Department shall provide administrative support to the Office of the City Attorney with respect to position classification, compensation and benefits administration, onboarding, payroll, and other generally applicable personnel administrative functions.

Consistent with Sections 3.1.1(A) and 3.3.1(H) of the City Charter, nothing in this Resolution shall be construed to grant the City Manager, the Human Resources Department, or any other City official authority to select, appoint, or remove unclassified personnel of the Legal Department. The appointment and removal of all unclassified personnel within the Legal Department shall remain within the authority of the City Attorney as provided by the City Charter.

Section 6. Conflicts.

All resolutions or parts of resolutions in conflict herewith are hereby repealed to the extent of such conflict.

Section 7. Effective Date.

This Resolution shall become effective immediately upon its adoption.

[THE REMAINDER OF THE PAGE WAS INTENTIONALLY LEFT BLANK]

APPROVED AND ADOPTED by the City of North Miami Beach City Commission at the regular meeting assembled this **27th day of August, 2025.**

ATTEST:

ANDRISE BERNARD, MMC
CITY CLERK

MICHAEL JOSEPH
MAYOR

(CITY SEAL)

APPROVED AS TO FORM AND LEGAL
SUFFICIENCY FOR THE USE AND
RELIANCE OF THE CITY OF NORTH
MIAMI BEACH:

GREENSPOON MARDER, LLP

BY: _____
CITY ATTORNEYS

SPONSORED BY: Commissioner Lynn Su

RESOLUTION NO. R2026-XXX