

May 5th, 1948

MINUTES OF REGULAR MEETING OF THE COMMISSION OF THE CITY OF MIAMI, FLORIDA

On the 5th day of May, 1948, the Commission of the City of Miami, Florida met at the City Hall in said City in regular session. The meeting was called to order at 9:34 o'clock A.M. by Chairman Robert L. Floyd, and on roll call the following members of the Commission were found to be present: Messrs. Charles, Gardner, Palmer, Quigg, Floyd. Absent: None.

WAIVING READING OF THE MINUTES:

The following resolution was introduced by Mr. Charles, who moved its adoption:

RESOLUTION NO. 20600

A RESOLUTION WAIVING READING OF THE MINUTES OF THE PREVIOUS MEETING

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF MIAMI:

That reading of the minutes of the previous meeting be, and it is, hereby waived.

Upon being seconded by Mr. Palmer, the resolution was passed and adopted by the following vote - AYES: Messrs. Charles, Gardner, Palmer, Quigg, Floyd. NOES: None.

ADDITION PARKING AREA - NORTH END BAYFRONT PARK:

An ordinance entitled -

AN ORDINANCE AUTHORIZING AND DIRECTING THE DEPARTMENT OF TRAFFIC & TRANSPORTATION TO USE ADDITIONAL AREA AT NORTH END OF BAYFRONT PARK FOR PARKING PURPOSES ACCORDING TO A SKETCH SUBMITTED HERewith, SUBJECT TO CONDITIONS HEREINAFTER SET FORTH

adopted on its first reading at the meeting of April 21, 1948, was taken up for its final reading in full and adoption. On motion of Mr. Quigg, seconded by Mr. Palmer, the ordinance was thereupon given its second and final reading in full and adopted on its second and final reading by the following vote - AYES: Messrs. Charles, Gardner, Palmer, Quigg, Floyd. NOES: None. Said ordinance was designated Ordinance No. 3552.

PARKING PRIVILEGES - PARAPLEGICS:

The following resolution was introduced by Mr. Charles, who moved its adoption:

RESOLUTION NO. 20601

A RESOLUTION GRANTING SPECIAL PARKING PRIVILEGES TO PARAPLEGICS AND AUTHORIZING THE DIRECTOR OF PUBLIC SAFETY TO ISSUE STICKERS FOR AUTOMOBILES OPERATED BY PARAPLEGICS

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF MIAMI, FLORIDA:

Section 1. That the Director of Public Safety be, and he is, hereby authorized and empowered to extend parking courtesies to paraplegics and allow any paraplegic who has a driver's license to park any vehicle operated by said paraplegic in loading zones and parking meters without necessity of obeying any and all other regulations pertaining to parking in such areas.

Section 2. That the Director of Public Safety be, and he is, hereby authorized and empowered upon application to affix a sticker which the City of Miami shall design and print to the automobile of any paraplegic granting him the rights and privileges heretofore specified in Section 1 hereof.

Upon being seconded by Mr. Quigg, the resolution was passed and adopted by the following vote - AYES: Messrs. Charles, Gardner, Palmer, Quigg, Floyd. NOES: None.

BIDS - COMPLETION OF WORK AT DINNER KEY:

The following resolution was introduced by Mr. Charles, who moved its adoption:

RESOLUTION NO. 20602

A RESOLUTION AUTHORIZING AND DIRECTING THE CITY MANAGER TO ADVERTISE FOR BIDS TO BE RECEIVED ON MAY 19TH, 1948, TO COMPLETE THE WORK FOR SATISFACTORY ACCOMMODATION OF THE AMERICAN LEGION NATIONAL ASSEMBLY AND OTHER LARGE CONVENTIONS AND EXPOSITIONS AT DINNER KEY, INCLUDING EQUIPMENT, IN ACCORDANCE WITH PLANS, SPECIFICATIONS AND BIDDING FORMALITIES PREPARED BY ROBERT LAW WEED AND ASSOCIATES

WHEREAS, Robert Law Weed and Associates have completed plans, specifications and bidding formalities for the necessary additional work to properly accommodate the American Legion National assembly and other large conventions and expositions at Dinner Key; and

WHEREAS, it is necessary to advertise this work without delay, in order to be ready for the American Legion National Convention in October;

NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSION OF THE CITY OF MIAMI:

That the City Manager is hereby authorized and directed to advertise for bids, returnable at 9:30 A.M., May 19th, 1948, for the necessary additional work to convert the double hangar building into a satisfactory large convention and exposition center, to be ready for the American Legion National assembly in October this year, and in accordance with plans, specifications and bidding formalities prepared by Robert Law Weed and Associates.

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Upon being seconded by Mr. Palmer, the resolution was passed and adopted by the following vote - AYES: Messrs. Charles, Gardner, Palmer, Quigg, Floyd. NOES: None.

AMENDING RESOLUTION NO. 20540 - CLARK LINEN & EQUIPMENT CO.:

The following resolution was introduced by Mr. Charles, who moved its adoption:

RESOLUTION NO. 20603

A RESOLUTION AMENDING RESOLUTION NO. 20540 BY ACCEPTING THE CORRECTED BID OF CLARK LINEN & EQUIPMENT COMPANY FOR TEXTILES TO BE FURNISHED JACKSON MEMORIAL HOSPITAL, AND AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH THE SAID CONCERN

WHEREAS, bids were received by the City Commission on March 17, 1948, for the furnishing of textiles for Jackson Memorial Hospital, and

WHEREAS, after study and analysis of same, Dr. Hillman recommends that a contract for the purchase of textiles be entered into with the above-named concern in accordance with the written letter and memorandum, dated April 30, 1948, attached hereto and made a part hereof; and the City Manager is hereby authorized and directed to enter into a contract with the above-named concern to furnish textiles to Jackson Memorial Hospital.

"JACKSON MEMORIAL HOSPITAL

Miami 36, Florida

April 30th, 1948

Mr. R.G. Danner
City Manager
Dade County Court House
Miami, Florida

Dear Sir:

Resolution No. 20540 was passed by the City Commission March 24th, 1948 to furnish certain textile requirements for the Hospital, and on the memo attached thereto, dated March 22nd, 1948, a unit price and the extension was listed incorrectly.

It is our desire that this matter be taken up with the City Commission, and ask their approval to correct this one unit price in order that same will agree with the original bid as submitted by the Clark Linen & Equipment Company - which reads in part: "200 doz. Baby Diapers @ \$2.7125 - \$542.50", rather than "200 doz. Baby Diapers @ \$2.17125 - \$434.25", as listed on the tabulation and memorandum mentioned above, a difference of \$108.25, and the overall total of the contract awarded Clark Linen & Equipment Company should be \$1,540.00, rather than \$1,431.75.

Attached, please find original and five copies of corrected memorandum to be attached to Resolution No. 20540, also original and five copies of corrected tabulation, both being dated this date if same meets with your approval.

The second recommendation on our memorandum dated March 22nd, 1948 concerning the items to be furnished by the Mills Hospital Supply remains unchanged.

Yours very truly,

/s/ C.C. Hillman, M.D.
C.C. Hillman, M.D.
Director

RB:r
Encl.

JACKSON MEMORIAL HOSPITAL

Memorandum

To	R.G. Danner, City Manager.	Date	4/30/48
From	C.C. Hillman, M.D. Director. /s/ C.C. Hillman, M.D.	Subject	Textiles

Attached hereto please find original bids from Clark Linen & Equipment Company and Mills Hospital Supply Company and tabulation sheet. If same meets with your approval we recommend the following items be awarded to the Clark Linen & Equipment Company:

#2	50 doz.	Pillow cases, 45"x36", Type 140	@ \$ 7.07	- \$	353.50
#3	200 doz.	Diapers-Baby, 27"x27", Birdseye	@ 2.7125		542.50

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#4	6 doz.	Gowns, Operating, Large size Jean Twill, sanforized, white	@ \$ 32.50 -	\$195.00
#5	12 doz.	Gowns, Operating, Extra large size Jean Twill, sanforized, white	@ 32.50 -	390.00
#7	200 Yds.	Scarving, white, 18" wide, striped huck, plain.	@ .295	59.00
				\$1,540.00

We recommend the following items be furnished by Mills Hospital Supply:

#1	100 doz.	Towels, huck, 17"x36", Name Woven (green stripe)	@ \$ 4.80 -	480.00
#6	100 ea..	Single Blankets, all cotton 72"x84", white shipped ends.	@ 2.35 -	235.00
#8	2000 yds.	Toweling, blue border, 18" wide Cotton & Linen mixed	@ .31 -	620.00
				\$1,335.00*

Upon being seconded by Mr. Quigg, the resolution was passed and adopted by the following vote - AYES: Messrs. Charles, Gardner, Palmer, Quigg, Floyd. NOES: None.

CODE AMENDMENT - ONE-WAY STREETS:

An ordinance entitled -

AN ORDINANCE AMENDING SECTION 37 OF CHAPTER 55 OF "THE CODE OF THE CITY OF MIAMI, FLORIDA, 1945", FOR THE PURPOSE OF DESIGNATING NORTHEAST EIGHTY-FIRST STREET A ONE-WAY STREET WESTBOUND BETWEEN BISCAYNE BOULEVARD AND BAYSHORE COURT; AND DESIGNATING NORTHEAST EIGHTIETH STREET A ONE-WAY STREET EASTBOUND FROM BISCAYNE BOULEVARD TO BAYSHORE COURT, AND REPEALING ALL LAWS IN CONFLICT; THIS ORDINANCE TO BE IN EFFECT ONLY FOR THE DURATION OF THE REPAVING OF NORTHEAST SEVENTY-NINTH STREET BETWEEN BISCAYNE BOULEVARD AND BAYSHORE COURT; DECLARING THIS ORDINANCE TO BE AN EMERGENCY MEASURE; DISPENSING WITH THE REQUIREMENT OF READING THIS ORDINANCE ON TWO (2) SEPARATE DAYS BY A VOTE OF NOT LESS THAN FOUR-FIFTHS (4/5) OF THE MEMBERS OF THE COMMISSION

was introduced by Mr. Quigg and read the first time. Moved by Mr. Charles, that the requirement of reading the ordinance on two separate days be dispensed with and that the ordinance be read the second and final time in full and put upon its passage. Which was agreed to by the following vote - AYES: Messrs. Charles, Gardner, Palmer, Quigg, Floyd. NOES: None. And the ordinance, with title above stated, was read the second and final time in full. Moved by Mr. Quigg, seconded by Mr. Charles, that the ordinance be passed and upon call of the roll on the passage of the ordinance the vote was - AYES: Messrs. Charles, Gardner, Quigg, Floyd. NOES: None. And the ordinance was declared passed, title as stated, and is designated Ordinance No. 3553.

BIDS - REPAIRS TO FOUNDATION OF WAREHOUSES 6, 6B AND 7, PIER 1:

The Clerk announced that the Commission was now ready to receive bids for repairs to the foundation of Warehouses 6, 6B and 7, Pier 1. No bids were filed with the Commission.

The following resolution was introduced by Mr. Palmer, who moved its adoption:

RESOLUTION NO. 20604

A RESOLUTION DEFERRING THE TIME OF OPENING BIDS FOR REPAIRS TO THE FOUNDATION OF WAREHOUSES 6, 6B AND 7, PIER 1, COMMERCIAL DOCKS

WHEREAS, the City Commission, by Resolution No. 20578, passed and adopted April 21, 1948, authorized an advertisement calling for sealed bids for repairs to the foundation of Warehouses 6, 6B and 7, Pier 1, Commercial Docks, to be received and opened May 5, 1948, at 9:45 A.M., and

WHEREAS, it has been determined that the amendment to the plans and specifications is necessary, and acceptance of bids should be deferred to give the bidders an opportunity to revise their bids to meet the terms of said amendment.

NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSION OF THE CITY OF MIAMI, FLORIDA:

Section 1. That the opening of bids for repairs to the foundation of Warehouses 6, 6B and 7, Pier 1, Commercial Docks, is hereby deferred until May 19, 1948 at 9:45 A.M.

Section 2. That the City Clerk be, and he is, hereby authorized and directed to return, unopened, all bids to the bidders, in order to give them an opportunity to revise their bids to meet the terms of an amendment to the plans and specifications.

Upon being seconded by Mr. Quigg, the resolution was passed and adopted by the following vote - AYES: Messrs. Charles, Gardner, Palmer, Quigg, Floyd. NOES: None.

BIDS FOR SALE OF PROPERTY:

This being the date advertised for receiving bids for the purchase of property located at N.W. 27th Ave. and 71st Street, the Clerk announced that the Commission was now ready to receive said bids. Thereupon the following resolution was introduced by Mr. Charles, who moved its adoption:

RESOLUTION NO. 20605

A RESOLUTION TO RECEIVE, OPEN AND READ BIDS AUTHORIZED TO BE RECEIVED UNDER RESOLUTION NO. 20568 FOR THE SALE OF PROPERTY LOCATED AT N.W. 27TH AVENUE AND 71ST STREET

May 5th, 1948

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF MIAMI:

That bids authorized to be received under Resolution No. 20568 for the sale of property located at N.W. 27th Avenue and 61st Street be, and they are, hereby received opened and read.

Upon being seconded by Mr. Quigg, the resolution was passed and adopted by the following vote - AYES: Messrs. Charles, Gardner, Palmer, Quigg, Floyd. NOES: None.

Bids were received from the following:

Rice Construction Co.
R.E. Investors Corp. by Seymour J. Simon

The following resolution was introduced by Mr. Charles, who moved its adoption:

RESOLUTION NO. 20606

A RESOLUTION TO REFER TO THE CITY MANAGER FOR TABULATION AND REPORT, THE BIDS RECEIVED UNDER RESOLUTION NO. 20605 FOR THE SALE OF PROPERTY AT N.W. 27TH AVENUE AND 71ST STREET

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF MIAMI:

That bids received under Resolution No. 20605 for the sale of property at N.W. 27th Avenue and 71st Street be, and they are, hereby referred to the City Manager for tabulation and report.

Upon being seconded by Mr. Quigg, the resolution was passed and adopted by the following vote - AYES: Messrs. Charles, Gardner, Palmer, Quigg, Floyd. NOES: None.

HEARING - APPLICATIONS FOR CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY:

The Mayor announced that the Commission was ready to consider the applications of the following persons for Certificates of Public Convenience and Necessity:

John R. Kean	William Owid
Frank V. Camarca	James J. Nelson
Herman M. Kay	Fred W. Meyer, Sr.
Richard L. Nichols	Arthur Lieberman
Eugene Becker	William Thomas O'Neill
Walter Frank Bellar	Fred L. Bowles
Abraham Ulinoff	Joseph A. Praster, Jr.
Burton W. Taft	Norman E. Wallant
George Polites	Jerome Staggenborg
Burnett Hogues	Vincent Dechelle
Henry Taylor Brown	Richard Young Bartlett
Edward Dempsey	

The following applicants appeared before the Commission:

William Owid	Frank V. Camarca
Herman M. Kay	Fred W. Meyer, Sr.
Richard L. Nichols	Arthur Lieberman
Eugene Becker	William Thomas O'Neill
Walter Frank Bellar	Fred L. Bowles
Abraham Ulinoff	Joseph A. Praster, Jr.
Burton W. Taft	Norman E. Wallant
Jerome Staggenborg	Burnett Hogue
Vincent Dechelle	Richard Young Bartlett
Edward Dempsey	

Mr. Frank Camarca, a member of the Diamond Cab Association, in requesting the issuance of an additional certificate, stated that when his cab is out of service for repairs he is temporarily out of business.

Mr. Fred W. Meyer, Sr., operator of a taxicab, stated that he would like an additional certificate for an additional cab to be operated by his son who has recently returned from over seas duty.

Mr. Roy Singer appeared in behalf of Richard L. Nichols, and stated that he is an ex-GI and has had experience as operator of a taxicab.

Mr. Arthur Lieberman stated that he has filed an application for a new certificate and has also filed an application for a transfer of certificate now held by Francis P. Shelley.

Mr. Floyd stated that a hearing on the application for transfer of certificate would be held at the next meeting.

Mr. Lieberman explained that because of ill health Mr. Shelley is planning to leave Miami tonight for Arizona.

Mr. Shelley stated that his physician has advised him to go to Arizona and that he has made reservation to leave Miami this evening.

In response to a question by Mr. Floyd, Mr. Lieberman stated that if the transfer is granted he will withdraw his application for a new certificate.

Mr. Walter Bellar stated that he was a veteran and that he received a certificate some time ago for the operation of one cab and that he is unable to drive the cab and has to hire a driver and that the cab is in the garage now for repairs.

The following resolution was introduced by Mr. Charles, who moved its adoption:

RESOLUTION NO. 20607

May 5th, 1948

A RESOLUTION TRANSFERRING CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY FOR THE OPERATION OF A METER CAB FROM FRANCIS P. SHELLEY TO ARTHUR LIEBERMAN

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF MIAMI:

That Certificate of Public Convenience and Necessity for the operation of a meter cab, heretofore issued to Francis P. Shelley, be, and it is, hereby authorized to be transferred to Arthur Lieberman,

Upon being seconded by Mr. Gardner, the resolution was passed and adopted by the following vote - AYES: Messrs. Charles, Gardner, Palmer, Quigg, Floyd. NOES: None.

Mr. Lieberman orally withdrew his application for a new permit.

Mr. Burnett Shenk stated that he objected to the manner in which certificates are issued without first ascertaining the effect it would have on the present operators of cabs. He stated that after the Commission recently authorized additional certificates it reduced the revenue of the operators and lowered their living standards.

Mr. Floyd pointed out that the Commission only authorized a transfer of certificate and had not voted on the issuance of new certificates.

The following resolution was introduced by Mr. Quigg, who moved its adoption:

RESOLUTION NO. 20608

A RESOLUTION TO REFER ALL APPLICATIONS FOR CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY FOR THE OPERATION OF TAXICABS TO THE TRAFFIC DEPARTMENT FOR RECOMMENDATION AND REPORT AT THE NEXT REGULAR MEETING

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF MIAMI:

That the applications for Certificates of Public Convenience and Necessity for the operation of taxicabs be, and they are, hereby referred to the Traffic Department for recommendation and report at the next regular meeting.

Upon being seconded by Mr. Gardner, the resolution was passed and adopted by the following vote - AYES: Messrs. Charles, Gardner, Palmer, Quigg, Floyd. NOES: None.

Mr. Richard Wiessler, representing more than 200 Red Top Cab drivers, stated that it is almost impossible to make an honest living in the operation of cabs on the streets of Miami, whether an individual, owner, a driver, or operator of two or three cabs. He stated that apparently the Commission has disregarded the basic feature of public necessity in the issuance of the Certificates and that there are now over 300 cabs on the street, and requested the Commission to refrain from the issuance of additional certificates until such time as it is proven that there is a need for additional cabs. In comparing the number of cabs in Miami with other cities, he called attention to the following cities throughout the country:

	<u>Population</u>	<u>Number of cabs</u>
Long Beach, California	241,109	158
Akron, Ohio	268,000	109
Birmingham, Alabama	280,000	180
Buffalo, N.Y.	575,901	346
Cincinnati, Ohio	455,000	360
Columbus, Ohio	390,000	192

Mr. David Berken, in objecting to the issuance of additional certificates, pointed out that last week he operated a cab from 2:00 p.m. to 4:00 a.m. and for the seven-day period he only earned \$28.00

Mrs. Maude Alvarez objected to the issuance of additional certificates. She stated that some owners of cabs are renting out their cabs for \$6.00 a day, and expressed the opinion that they should be required to operate or drive their cabs.

Mr. Eugene Becker stated that he has resided in Miami for fifteen years and he has not heard of any holder of a Certificate going into bankruptcy.

Mrs. M.R. Collins, mother of Richard Nichols, state that after his discharge from the service he rented a cab and she pointed out that last year he incurred a hospital bill of \$2,000.00 which he paid out of his earnings.

Mr. Charles Nanni requested the Commission to reconsider his application which was recently denied for the reason that he was not a registered voter at that time.

Mr. Charles stated that Mr. Nanni's request would be considered at the next meeting.

ORDINANCE PROVIDING FOR SEMI-ANNUAL PUBLIC HEARINGS ON APPLICATIONS FOR CERTIFICATES OF PUBLIC CONVENIENCE & NECESSITY:

An ordinance entitled -

AN ORDINANCE TO AMEND SECTION 156 OF CHAPTER 55 OF THE CODE OF THE CITY OF MIAMI, FLORIDA, 1945, FOR THE PURPOSE OF PROVIDING FOR SEMI-ANNUAL PUBLIC HEARINGS TO BE HELD BY THE COMMISSION FOR THE CONSIDERATION OF APPLICATIONS FOR CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY TO OPERATE TAXICABS, FOR-HIRE CARS OR SIGHTSEEING CARS IN THE CITY OF MIAMI; REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES INCONSISTENT OR IN CONFLICT HEREWITH

was introduced by Mr. Quigg, seconded by Mr. Palmer, and passed on first reading by title only by the following vote - AYES: Messrs. Charles, Gardner, Palmer, Quigg, Floyd. NOES: None.

May 5th, 1948

SLUM CLEARANCE:

Mr. Quigg, in submitting a proposed resolution authorizing the appointment of a committee of five to study slum clearance projects, stated that the crowded conditions in the colored area are dangerous from a safety standpoint in the event of fires or hurricanes, and may also cause sickness. He stated that it would be a self-liquidating project without cost to the public.

Mr. Charles suggested an amendment to the resolution to provide for the appointment of a committee of ten in order to include five colored citizens, so that the colored people would be represented.

Thereupon the following resolution was introduced by Mr. Quigg, who moved its adoption:

RESOLUTION NO. 20609

A RESOLUTION AUTHORIZING THE APPOINTMENT OF A COMMITTEE OF TEN (10) TO STUDY SLUM CLEARANCE PROJECTS WITHIN THE CITY OF MIAMI; AND RECOMMEND AREAS TO BE SO DESIGNATED; TO STUDY VIOLATIONS OF EXISTING HEALTH AND BUILDING CODES, MEANS OF FINANCING CLEARANCE PROJECTS, AND THE TAFT-WAGNER-ELLENDER ACT, AND ANY OTHER LAWS AFFECTING THE SUBJECT; AUTHORIZING THE CITY MANAGER TO PROVIDE A SUM NOT IN EXCESS OF \$5,000.00 (OR LESS, ACCORDING TO HIS RECOMMENDATION) IN THE NEXT BUDGET FOR PAYMENT OF ANY NECESSARY EXPENDITURES IN CONNECTION WITH THIS INVESTIGATION; EACH COMMISSIONER TO SELECT TWO CITIZENS OF MIAMI WITHIN TWENTY-FOUR (24) HOURS TO SIT AS A MEMBER OF THIS BOARD, WITH THE UNDERSTANDING THAT SAID COMMITTEE REPORT BACK TO THIS COMMISSION IN WRITING ITS RECOMMENDATIONS WITHIN A PERIOD OF SIXTY (60) DAYS FROM THIS DATE

WHEREAS, the Taft-Wagner-Elender law has passed the United States Senate and is now before the House of Representatives, providing for Federal aid in connection with slum clearance areas, and

WHEREAS, there has been a great deal of discussion about the burdens imposed upon the general public as a whole by reason of the filth and disease being wide-spread in certain areas known as "slum areas"; and this Commission is anxious to take immediate action in the study of this problem, together with any laws covering the subject matter, and to have specific recommendations.

BE IT THEREFORE RESOLVED BY THE CITY COMMISSION OF THE CITY OF MIAMI, FLORIDA:

That a committee of ten (10), each Commissioner to select two (2) citizens of Miami, one white and one colored, to be appointed for the purpose of making the foregoing study and to make recommendations within a period of sixty (60) days from this date, and that said committee be instructed to work in cooperation with the City Manager or with department heads, boards or individuals designated by the City Manager.

That the City Manager be, and he is, hereby authorized to provide a sum not in excess of Five Thousand (\$5,000.00) Dollars (or less, according to his recommendation), in the next budget for the payment of any necessary expense in connection with this investigation, same to be expended as approved by the City Manager.

Upon being seconded by Mr. Charles, the resolution was passed and adopted by the following vote - AYES: Messrs. Charles, Gardner, Palmer, Quigg, Floyd. NOES: None.

NOTE: Later during the meeting Mr. Quigg reported that he had selected Attorney Abe Aronovitz and Dr. I.T. Davis (colored), as members of the committee.

REWARD - ARREST AND CONVICTION OF THE MURDER OF "PEACHES" LINDSEY:

The following resolution was introduced by Mr. Quigg, who moved its adoption:

RESOLUTION NO. 20610

A RESOLUTION AUTHORIZING AND INSTRUCTING THE CITY MANAGER-DIRECTOR OF PUBLIC SAFETY TO OFFER A REWARD OF TWO HUNDRED AND FIFTY (\$250.00) DOLLARS TO ANYONE PRODUCING EVIDENCE LEADING TO THE ARREST AND CONVICTION OF THE PERSON OR PERSONS COMMITTING THE MURDER OF "PEACHES" LINDSEY; AND PROVIDING FOR A SIXTY (60) DAY VACATION PERIOD WITH PAY TO ANY POLICE OFFICER IN THE EMPLOY OF THE CITY CAUSING THE ARREST AND CONVICTION OF THE SAID MURDERER

WHEREAS, "Peaches" Lindsey was reputed to have been engaged in the gambling business in colored town, and

WHEREAS, the said murder may have some connection with the gambling and racketeering warfare, and

WHEREAS, the solution of such murder to the end that there may be no additional gang killings, is of vital importance to this community, irrespective of the color of the person murdered.

BE IT THEREFORE RESOLVED BY THE CITY COMMISSION OF THE CITY OF MIAMI, FLORIDA:

That the full weight of the Police Department be extended to the solution of this crime; and that the City Manager-Director of Public Safety be and he is hereby instructed to offer a reward of Two Hundred and Fifty (\$250.00) Dollars to the person furnishing evidence exclusively to the Miami Police Department leading to the arrest and conviction of the person or persons who may be responsible for the murder of "Peaches" Lindsey; and to offer a sixty (60) day vacation period with pay to any police officer in the employ of the City of Miami, Florida, causing the arrest and conviction of the person or persons guilty of such murder.

Upon being seconded by Mr. Charles, the resolution was passed and adopted by the following vote - AYES: Messrs. Charles, Gardner, Palmer, Quigg, Floyd. NOES: None.

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In presenting the above resolution, Mr. Quigg stated that "Peaches" Lindsey may have been a gambler and a screener and informer for the Police Department, but that he was killed in cold blood and that it may lead to other killings. He pointed out that a year ago a colored policeman was killed and that case has not been cleared up.

ZONING ORDINANCE AMENDMENT - PRIVATE SCHOOL:

An ordinance entitled -

AN ORDINANCE AMENDING ORDINANCE NO. 1682, OTHERWISE KNOWN AS THE GENERAL ZONING ORDINANCE OF THE CITY OF MIAMI, PROVIDING FOR THE ISSUANCE OF A VARIANCE PERMIT FOR THE OPERATION OF A PRIVATE SCHOOL ON LOTS 11 TO 15, BLOCK 3, HENRY FORD SUB. #1, UNTIL JUNE 15, 1949; AND REPEALING ALL LAWS IN CONFLICT

adopted on first reading by title only at the meeting of April 7th, was taken up for second and final reading.

Attorney J. Fritz Gordon appeared in behalf of residents and property owners in the area to object to the issuance of the variance permit.

Attorney Edward H. Levitt, representing Alfred Dermer, the applicant for the variance permit, stated that his client, realizing the need for a kindergarten, made a study of the area and upon contacting Mr. Stearns in October, 1947, he was informed that a kindergarten would be permitted in this area and in February of this year a building permit was granted for the erection of a small private nursery and kindergarten. He stated that after construction work had been started, his client received a notice of objection and a hearing was held before the Planning Board on March 8th and the Planning Board recommended the issuance of a variance permit for the operation of this school until June 15, 1949. He pointed out that his client owns six lots and the school is to be erected on two inside lots which adjoin the Kinloch Park School.

Mr. Gordon stated that it is his understanding that only four of the group favoring the issuance of the permit reside within a radius of 375 feet of the proposed school and that all of the other residents within the 375 feet radius are opposed to the school. He stated that this is a residential area and that the erection of a school will destroy the value of the property in that area.

Mr. Floyd expressed the opinion that if Mr. Dermer had been advised at the time he applied for a permit that he could not erect a school in that area, the Planning Board no doubt would have denied the application, but due to a mistake having been made, the applicant has incurred some expense.

After further discussion, an ordinance entitled -

AN ORDINANCE AMENDING ORDINANCE NO. 1682, OTHERWISE KNOWN AS THE GENERAL ZONING ORDINANCE OF THE CITY OF MIAMI, PROVIDING FOR THE ISSUANCE OF A VARIANCE PERMIT FOR THE OPERATION OF A PRIVATE SCHOOL ON LOTS 11 TO 15, BLOCK 3, HENRY FORD SUB. #1, UNTIL JUNE 15, 1949; AND REPEALING ALL LAWS IN CONFLICT

adopted on its first reading at the meeting of April 7, 1948, was taken up for its final reading in full and adoption. On motion of Mr. Charles, seconded by Mr. Palmer, the ordinance was thereupon given its second and final reading in full and adopted on its second and final reading by the following vote - AYES: Messrs. Charles, Palmer, Floyd. NOES: Messrs. Gardner and Quigg. Said ordinance was designated Ordinance No. 3554.

Prior to roll call, at the suggestion of Mr. Floyd, the ordinance was amended to include the following provision: "provided, however, that no further building or additions shall be made to existing buildings upon the above described property in connection with the operation of said private kindergarten."

In casting his vote, Mr. Gardner made the following statement: "I am voting 'no' not because I am opposed to kindergartens, as I think they are needed, but in this case it seems to me that the building could be moved to the other end of the property where people have no objections to it. It would be only a small matter and everybody would be satisfied. I do not believe it is right to force something on these people when it has been against the law."

In casting his vote, Mr. Quigg made the following statement: "I have friends on both sides and I love children but I would not want a school in my front yard. I voted 'no' on first reading and I am voting 'no' now."

VARIANCE PERMIT - F.J. ROUTON:

Attorney J. Tillman Pearson, representing F.J. Routon, appeared to appeal from the decision of the Planning Board on the application of his client for a variance permit to permit the rental of a garage apartment located on the rear of property located at 430 N.W. 77th Street. He explained that his client had purchased this property from a builder without knowledge of the fact that the builder had signed a waiver not to rent the garage apartment. He requested the issuance of a variance permit to permit the rental of the apartment for a period of time to be determined by the Commission.

In response to a question by Mr. Floyd, Mr. Stearns stated that in certain sections of the City servants quarters are permitted in one-family zones while some restricted sections do not permit servants quarters.

Mr. Floyd inquired as to whether an affidavit could be filed with the Clerk of the Circuit Court so that it would appear in the abstract of title.

The following resolution was introduced by Mr. Charles, who moved its adoption:

RESOLUTION NO. 20611

A RESOLUTION OVERRULING THE ACTION OF THE PLANNING BOARD OF THE CITY OF MIAMI IN RECOMMENDING THE DENIAL OF THE APPLICATION OF F.J. ROUTON FOR A VARIANCE PERMIT TO PERMIT THE RENTAL OF A GARAGE APARTMENT ON THE REAR OF LOT AT 430 N.W. 77TH STREET; AUTHORIZING ISSUANCE OF SAID

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VARIANCE PERMIT

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF MIAMI:

Section 1. That the action of the Planning Board of the City of Miami in denying the application of F.J. Routon for a variance permit to permit the rental of a garage apartment located on the rear of property known as 430 N.W. 77th Street be, and it is, hereby overruled.

Section 2. That a variance permit be, and it is, hereby authorized to be issued to F.J. Routon to permit the rental of a garage apartment located on the rear of property known as 430 N.W. 77th Street.

Upon being seconded by Mr. Quigg, the resolution was passed and adopted by the following vote - AYES: Messrs. Charles, Gardner, Palmer, Quigg, Floyd. NOES: None.

SPECIAL PERMIT - MRS. HENRY SALINAS:

Mrs. Henry Salinas appeared and requested permission to move a house from 147 N.E. 3rd Street to the N.W. Corner of N.W. 11th Avenue and 24th Street.

Mr. Ray Williams, Director of Department of Engineering, exhibited pictures of the building and recommended against the issuance of the permit.

In response to a question by Mr. Palmer, Mrs. Salinas stated that she would repair the building.

The following resolution was introduced by Mr. Charles, who moved its adoption:

RESOLUTION NO. 20612

A RESOLUTION GRANTING PERMISSION TO MRS. HENRY SALINAS TO MOVE A HOUSE FROM 147 N.E. 3RD STREET TO THE N.W. CORNER OF N.W. 11TH AVENUE AND 24TH STREET

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF MIAMI:

That permission be, and is, hereby granted to Mrs. Henry Salinas to move a house from 147 N.W. 3rd Street to the N.W. corner of N.W. 11th Avenue and 24th Street.

Upon being seconded by Mr. Gardner, the resolution was passed and adopted by the following vote - AYES: Messrs. Charles, Gardner, Quigg, NOES: Messrs. Palmer and Floyd.

In casting his vote, Mr. Palmer stated that he would vote "no" until he has had an opportunity to inspect the building.

In voting against the resolution Mr. Floyd stated that he would also like to inspect it.

TRANSFER OF LIQUOR LICENSE - KEYHOLE BAR:

The Mayor announced that the Commission was ready to consider the application of Louis Goldstein and David R. Goldstein d/b/as Keyhole Bar for transfer of liquor license from 35 North Miami Avenue to 42 N.E. 1st Street.

Attorney Jos. L. Eggum, representing the owners of Keyhole Bar, 35 North Miami Avenue, stated that the landlord, McCrory Stores Corporation, had refused to renew the lease and has also refused to renew the leases of all of the other tenants in the building, and his client is requesting permission to transfer his liquor license to 42 N.E. 1st Street.

Attorney C.A. GIBLIN, representing the Downtown Club, Seybold Building, in objecting to the transfer of the license to 42 N.E. 1st Street, located in the Seybold Building, stated that Ordinance No. 2896 specifically provides that not more than one liquor license shall be issued for an office building and that the room devoted to the sale of liquor shall be either above or below the street level.

Attorney Abe Aronovitz, representing the Jockey Club, 35 N.E. 1st Street, stated that when the applicant opened his place of business he knew the lease would expire at a certain time and that the McCrory Stores Corporation would demolish the building. He expressed the opinion that the Commission does not have the legal authority to transfer the license as the Zoning Ordinance only permits one license in an office building.

Mr. Floyd stated that it is his understanding that under Ordinance No. 3476 the Commission is only to consider it from the standpoint of hardship and not as to existing liquor establishments in the neighborhood.

Mr. Quigg stated that he was opposed to transfer of a liquor license to a location where there are already two liquor licenses in the immediate vicinity.

Mr. Palmer stated that under Ordinance No. 3476 the Commission only has the right to consider a transfer of a license to a location within 400 feet of the location previously operated but that Mr. Aronovitz has stated that it does not comply with the zoning requirements and the Commission, therefore, does not have any right to grant a variance permit until after a hearing has been held before the Planning Board.

In response to a question by the City Attorney, Mr. Stearns stated that the proposed location is not in violation of any zoning laws except as to distance between established licenses.

Mr. Floyd expressed the opinion that under the ordinance the only persons interested are the tenant and the landlord.

The following resolution was introduced by Mr. Quigg, who moved its adoption:

RESOLUTION NO. 20613

A RESOLUTION DENYING THE APPLICATION OF LOUIS GOLDSTEIN AND DAVID R.

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GOLDSTEIN, d/b/as KEYHOLE BAR FOR TRANSFER OF LIQUOR LICENSE FROM
35 NORTH MIAMI AVENUE TO 42 N.E. FIRST STREET

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF MIAMI:

That the application of Louis Goldstein and David R. Goldstein, d/b/as Keyhole Bar for transfer of liquor license from 35 North Miami Avenue to 42 N.E. First Street be, and it is, hereby denied.

Upon being seconded by Mr. Charles, the resolution was passed and adopted by the following vote - AYES: Messrs. Charles, Gardner, Palmer, Quigg. NOES: Mr. Floyd.

NOTE: Mr. Palmer was excused from further attendance at 12:00 Noon.

SUNDAY BLUE LAW:

Attorney Melvin Richard appeared in reference to the Sunday Blue Law, Section 37, Chapter 35 of the City Code, and stated that two of his clients were arrested on complaint of Mr. Brundage for doing business on Sunday. He stated that Mr. Brundage operates three stores in Miami which carry merchandise in competition with the two persons arrested. He requested that the Police Department either enforce the ordinance democratically throughout the area or that the Commission repeal the ordinance. He stated that last Sunday his clients toured the City and made certain purchases, and requested the Commission to advise the Police Department that they were in position to testify as to the evidence secured. He urged the Commission to take action to prevent competitive business houses from abusing the true intent of the ordinance by either instructing the Police Department to enforce the ordinance or repealing same.

Mr. Charles pointed out that if the Commission repealed the law a person could file a complaint under the State blue law.

No action was taken on the request.

The meeting was recessed at 12:15 p.m. until 2:00 p.m. this date.

The Commission reconvened at 2:17 p.m. with the following members present: Messrs. Charles, Quigg, Floyd. Absent: Messrs. Gardner and Palmer.

ZONING ORDINANCE AMENDMENT - WEST FLAGLER PARK:

An ordinance entitled -

AN ORDINANCE AMENDING ORDINANCE NO. 1682, OTHERWISE KNOWN AS THE GENERAL ZONING ORDINANCE OF THE CITY OF MIAMI, PROVIDING FOR A CHANGE IN ZONING CLASSIFICATION FOR LOTS 19 TO 30, BOTH INCLUSIVE, BLOCK 20, WEST FLAGLER PARK; AND REPEALING ALL LAWS IN CONFLICT

adopted on its first reading at the meeting of April 21, 1948, was taken up for its final reading in full and adoption. On motion of Mr. Charles, seconded by Mr. Quigg, the ordinance was thereupon given its second and final reading in full and adopted on its second and final reading by the following vote - AYES: Messrs. Charles, Quigg, Floyd. NOES: None. Said ordinance was designated Ordinance No. 3555.

ZONING ORDINANCE AMENDMENT - BUENA VISTA GARDENS EXTENSION:

An ordinance entitled -

AN ORDINANCE AMENDING ORDINANCE NO. 1682, OTHERWISE KNOWN AS THE GENERAL ZONING ORDINANCE OF THE CITY OF MIAMI, PROVIDING FOR A CHANGE IN ZONING CLASSIFICATION FOR LOTS 22, 23 AND 24, BLOCK 5, BUENA VISTA GARDENS EXTENSION; AND REPEALING ALL LAWS IN CONFLICT

adopted on its first reading at the meeting of April 21, 1948, was taken up for its final reading in full and adoption. On motion of Mr. Charles, seconded by Mr. Quigg, the ordinance was thereupon given its second and final reading in full and adopted on its second and final reading by the following vote - AYES: Messrs. Charles, Quigg, Floyd. NOES: None. Said ordinance was designated Ordinance No. 3556.

VARIANCE PERMIT - BELCHER OIL COMPANY:

An ordinance entitled -

AN ORDINANCE AMENDING ORDINANCE NO. 1682, OTHERWISE KNOWN AS THE GENERAL ZONING ORDINANCE OF THE CITY OF MIAMI, PROVIDING FOR THE ISSUANCE OF A VARIANCE TO PERMIT CONTINUED USE OF ROOF OF BELCHER OIL COMPANY BUILDING AT 1217 BISCAYNE BOULEVARD FOR SIGNS FOR A PERIOD OF ONE YEAR; AND REPEALING ALL LAWS IN CONFLICT

adopted on its first reading at the meeting of April 21, 1948, was taken up for its final reading in full and adoption. On motion of Mr. Charles, seconded by Mr. Quigg, the ordinance was thereupon given its second and final reading in full and adopted on its second and final reading by the following vote - AYES: Messrs. Charles, Quigg, Floyd. NOES: None. Said ordinance was designated Ordinance No. 3557.

VARIANCE PERMIT - 652 N.W. 27TH STREET:

An ordinance entitled -

AN ORDINANCE AMENDING ORDINANCE NO. 1682, OTHERWISE KNOWN AS THE GENERAL ZONING ORDINANCE OF THE CITY OF MIAMI, PROVIDING FOR THE ISSUANCE OF A VARIANCE PERMIT TO ALLOW CONVERSION OF

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GARAGE SPACE OF TWO-STORY REAR ADDITION INTO HOUSE-KEEPING UNITS ON LOT 7, BLOCK 2, EDGEWOOD; AND REPEALING ALL LAWS IN CONFLICT

adopted on its first reading at the meeting of April 21, 1948, was taken up for its final reading in full and adoption. On motion of Mr. Charles, seconded by Mr. Quigg, the ordinance was thereupon given its second and final reading in full and adopted on its second and final reading by the following vote - AYES: Messrs. Charles, Quigg, Floyd. NOES: None. Said ordinance was designated Ordinance No. 3558.

ELECTRICAL ORDINANCE:

Consideration of the proposed electrical ordinance was deferred until the next regular meeting.

VARIANCE PERMIT - 1345 N.W. 29TH STREET:

An ordinance entitled -

AN ORDINANCE AMENDING ORDINANCE NO. 1682, OTHERWISE KNOWN AS THE GENERAL ZONING ORDINANCE OF THE CITY OF MIAMI, PROVIDING FOR THE ISSUANCE OF A VARIANCE TO PERMIT CONSTRUCTION OF A MASONRY ADDITION TO BUILDING BEING USED AS A CABINET SHOP IN A B-3 ZONE LESS THAN 100 FEET FROM A RESIDENTIAL ZONE; AND REPEALING ALL LAWS IN CONFLICT

adopted on its first reading at the meeting of April 21, 1948, was taken up for its final reading in full and adoption. On motion of Mr. Charles, seconded by Mr. Quigg, the ordinance was thereupon given its second and final reading in full and adopted on its second and final reading by the following vote - AYES: Messrs. Charles, Quigg, Floyd. NOES: None. Said ordinance was designated Ordinance No. 3559.

APPOINTMENT - BOARD OF TRUSTEES OF MIAMI PUBLIC LIBRARY:

The following resolution was introduced by Mr. Charles, who moved its adoption:

RESOLUTION NO. 20614

A RESOLUTION RE-APPOINTING MISS CORNELIA HEFFLER, GEORGE C. WILLIAMS AND CRATE D. BOWEN AS MEMBERS OF THE BOARD OF TRUSTEES OF THE MIAMI PUBLIC LIBRARY FOR A PERIOD OF THREE YEARS FROM NOVEMBER 19, 1947

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF MIAMI:

That Miss Cornelia Leffler, Dr. George C. Williams and Mr. Crate D. Bowen be, and they are, hereby re-appointed as members of the Board of Trustees of the Miami Public Library to serve for a period of three years from November 19, 1947.

Upon being seconded by Mr. Quigg, the resolution was passed and adopted by the following vote - AYES: Messrs. Charles, Quigg, Floyd. NOES: None.

CONTRACT AWARD - GENERAL ELECTRIC X-RAY EQUIPMENT:

The following resolution was introduced by Mr. Charles, who moved its adoption:

RESOLUTION NO. 20615

A RESOLUTION ACCEPTING THE BID OF GENERAL ELECTRIC X-RAY CORPORATION FOR X-RAY EQUIPMENT TO BE FURNISHED JACKSON MEMORIAL HOSPITAL AND AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH SAID CONCERN

WHEREAS, bids were received by the City Commission on March 21st, 1948, for the furnishing of X-Ray Equipment for Jackson Memorial Hospital; and

WHEREAS, after study and analysis of same, Dr. Hillman recommends that contract for the purchase of X-Ray Equipment be entered into with the above named concern in accordance with the written memo hereinafter set forth;

NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSION OF THE CITY OF MIAMI, FLORIDA:

Section 1. That the bid is hereby awarded to General Electric X-Ray Corporation in the amount of \$8,660.00 in accordance with the written memo attached hereto dated April 30, 1948, and made a part hereof, and the City Manager is hereby authorized to enter into a contract with the above named concern for the furnishing of X-Ray Equipment.

Memo

To	R.G. Danner City Manager	Date	4/30/48
From	C.C. Hillman, M.D. Director	Subject	X-Ray Equipment

Attached hereto please find original Bids of General Electric X-Ray Corp., Keleket X-Ray of Florida, Medical Supply Company, and Westinghouse Electric & Manufacturing Company and tabulation sheet. If same meets with your approval, it is recommended that contract be awarded to General Electric X-Ray Corp. as low bidder, and as complying with specifications in every detail.

When the General Electric X-Ray Corp. bid has served

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its purpose in your office, it is requested that it be returned in order that, as the items are received, they may be checked against the bid, and we be assured of their full compliance therewith.

Upon being seconded by Mr. Quigg, the resolution was passed and adopted by the following vote - AYES: Messrs. Charles, Quigg, Floyd. NOES: None.

CLAIM DENIAL - ANNA CATHERINE SHAFFER:

The following resolution was introduced by Mr. Charles, who moved its adoption:

RESOLUTION NO. 20616

A RESOLUTION DENYING THE CLAIM OF ANNA CATHERINE SHAFFER FOR ALLEGED PERSONAL INJURIES SUSTAINED WHILE MRS. SHAFFER WAS A PATIENT AT THE JACKSON MEMORIAL HOSPITAL, JANUARY 1, 1948

WHEREAS, Anna Catherine Shaffer has filed with the City of Miami a claim for alleged personal injuries which she suffered due to negligence on the part of employees of the City of Miami, Jackson Memorial Hospital, and

WHEREAS, it appears from the investigation of the claim by the office of the City Attorney that there is no liability on the part of the City of Miami by reason of the alleged injury;

NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSION OF THE CITY OF MIAMI, FLORIDA:

That the claim of Anna Catherine Shaffer, for injuries sustained to her person by reason of an alleged negligence wherein Mrs. Shaffer claims she suffered injuries due to the negligence of employees of the City of Miami, Jackson Memorial Hospital, as aforesaid, be, and the same is, hereby denied; and that any and all liability on the part of the City of Miami be, and the same is, hereby denied, and that the City Attorney be, and he is, hereby instructed to defend the City in any resulting litigation.

Upon being seconded by Mr. Quigg, the resolution was passed and adopted by the following vote - AYES: Messrs. Charles, Quigg, Floyd. NOES: None.

NOTE: Mr. Palmer entered the meeting at 2:28 P.M.

TRANSFER OF FUNDS - BAND CONCERTS:

The following resolution was introduced by Mr. Charles, who moved its adoption:

RESOLUTION NO. 20617

A RESOLUTION TRANSFERRING \$3,400 BETWEEN CERTAIN APPROPRIATIONS IN THE PUBLICITY DEPARTMENT TO PROVIDE FOR BAND CONCERTS DURING THE MONTH OF MAY, 1948

WHEREAS, it is the desire of the Commission that band concerts at Bayfront Park be continued during the month of May at the rate of two concerts per week, at a total cost for the month of approximately \$3,400.00; and

WHEREAS, funds to support these concerts may be secured by transferring an unused balance in the Publicity Department appropriation for the entertainment of distinguished guests;

NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSION OF THE CITY OF MIAMI: Section 1. That \$3,400 is hereby transferred from Publicity Department Code J-43.7, Entertainment of Distinguished Guests, to Code J-43.6, Bayfront Park Concerts, and the holding of two concerts each week during the month of May, 1948, is hereby authorized.

Upon being seconded by Mr. Quigg, the resolution was passed and adopted by the following vote - AYES: Messrs. Charles, Palmer, Quigg, Floyd. NOES: None.

PUBLIC HEARING - APPLICATIONS FOR CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY:

The following resolution was introduced by Mr. Charles, who moved its adoption:

RESOLUTION NO. 20618

A RESOLUTION FIXING A DATE FOR A PUBLIC HEARING ON THE APPLICATIONS OF FREDERICK W. MEYER, JR., SAMUEL F. MUNDEN, BERNARD APPLETON, BERNARD A. BUSCHER, THOMAS HENRY MULLIGAN, MARTIN GEORGE CRUMP AND WILLIAM BROWN FOR CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY FOR THE OPERATION OF TAXICABS: APPLICATION OF MARIE H. ALLEN FOR TRANSFER OF CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY FROM WILLIAM PERRY ALLEN (DECEASED) TO MARIE H. ALLEN

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF MIAMI:

That May 19th, 1948 be, and it is hereby set as the date for a public hearing on the applications of Frederick W. Meyer, Jr., Samuel F. Munden, Bernard Edward Appleton, Bernard A. Buscher, Thomas Henry Mulligan, Martin George Crump, and William Brown for Certificates of Public Convenience and Necessity for the operation of taxicabs; and application of Marie H. Allen for transfer of Certificate of Public Convenience and Necessity from William Percy Allen (deceased) to Marie H. Allen.

Upon being seconded by Mr. Quigg, the resolution was passed and adopted by the following vote - AYES: Messrs. Charles, Palmer, Quigg, Floyd. NOES: None.

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AERIAL SURVEYS AND PHOTOGRAPHIC ATLAS:

The following resolution was introduced by Mr. Charles, who moved its adoption:

RESOLUTION NO. 20619

A RESOLUTION AUTHORIZING THE CITY MANAGER TO ACCEPT THE PROPOSAL OF THE ABRAMS AERIAL SURVEY CORP. FOR CERTAIN AERIAL SURVEYS AND PHOTOGRAPHIC ATLAS AT A COST OF \$3,000.00

WHEREAS, by Resolution No. 20489 the City Commission authorized the initial expenditure of \$5,000.00, to begin the necessary work on rezoning of the entire city, and

WHEREAS, the Planning Board and City Engineer recommend that an aerial survey of the City with subsequent enlarged photographs are needed before such a study can be started, and

WHEREAS, after considerable research and contacts with aerial photo companies, the City Engineer and Planning Board recommend the acceptance of the proposal form submitted by the Abram's Aerial Survey Corporation, Lansing, Michigan, dated March 20, 1948 which specifies certain aerial surveys, contact prints and photo atlas for a cost of \$3,000.00;

NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSION OF THE CITY OF MIAMI:

That the City Manager is hereby directed and authorized to enter into agreement with said Abrams Aerial Survey Corporation on the basis of specifications as outlined in the above agreement form, dated March 20, 1948, totaling \$3,000.00.

Upon being seconded by Mr. Quigg, the resolution was passed and adopted by the following vote - AYES: Messrs. Charles, Palmer, Quigg, Floyd. NOES: None.

VARIANCE PERMIT - MEDICAL CLINIC:

An ordinance entitled -

AN ORDINANCE AMENDING ORDINANCE NO. 1682, OTHERWISE KNOWN AS THE GENERAL ZONING ORDINANCE; PROVIDING FOR THE ISSUANCE OF A VARIANCE PERMIT TO ALLOW ERECTION OF A BUILDING FOR MEDICAL CLINIC LESS THAN REQUIRED 50 FT. FROM ADJOINING PROPERTY LINE IN AN R-4 ZONE SUBJECT TO APARTMENT BUILDING SETBACK REQUIREMENTS; AND REPEALING ALL LAWS IN CONFLICT

was introduced by Mr. Quigg, seconded by Mr. Charles and passed on first reading by title only by the following vote - AYES: Messrs. Charles, Palmer, Quigg, Floyd. NOES: None.

Attorney Wm. B. Boman, representing Dr. Henry E. Fry, Jr., the applicant, stated that his client desire to build a medical clinic and is requesting permission to erect the building less than the required fifty feet from the adjoining property line, in an R-4 zone. He stated that the building would be set back 12½ feet, which is the setback requirement for apartment buildings.

Mrs. Belle Wesson, 2149 S.W. 13th Ave., in objecting to the issuance of the permit, stated that she acquired the adjoining property because it was zoned for residential purposes.

REQUEST FOR TRAILER PARK - MIAMI RIVER YACHT BASIN, INC.:

Mr. E.B. Moylan, Jr., representing the Miami River Yacht Basin, Inc., appeared to appeal from the decision of the Planning Board on its request for permission to establish a Trailer Park on a five-acre tract of land located on the South side of Miami River at N.W. 22nd Avenue and 14th Street.

Mr. Frank Stearns stated that the Planning Board had not made an actual decision; that Mr. Moylan had requested the Board to initiate a hearing but that the Board had refused to initiate a hearing without waivers of objections. He explained that under the zoning regulations Mr. Moylan's application for a trailer park permit should be accompanied by waiver of objections signed by not less than 10% of all property owners within a radius of 375 feet of the proposed site.

Mr. Floyd suggested that Mr. Moylan file a petition, together with waiver of objections for a hearing before the Planning Board.

Mr. Moylan stated that they are willing to dedicate a 35 foot strip to the City of Miami for a right-of-way for the approach to a proposed bridge across Miami River at 22nd Avenue.

After further discussion, Mr. Moylan agreed to file a petition with the Planning Board for a public hearing.

PROTEST - TRADE WINDS RESTAURANT LEASE:

Attorney Burnett Roth appeared in behalf of a client who is interested in submitting a bid for leasing the Trade Winds Restaurant at the City Yacht Basin, and protested the action of the Commission in extending the lease of the present licensee for a period of five years without receiving competitive bids. He requested the Commission to rescind its previous action and to call for competitive bids. Mr. Quigg stated that the lease has been executed and that there is nothing before the Commission.

No action was taken on the request.

REQUEST FOR LEASING CITY OWNED PROPERTY - WEST BEND MCARTHUR CAUSEWAY:

Mr. J.H. Goodwin appeared and submitted an offer to lease a portion of City-owned property along the west bend of McArthur Causeway for the construction and operation of tennis courts and a club house.

Mr. Floyd stated that all of that land is now in litigation.

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In response to a question by Mr. Floyd, Mr. Goodwin stated that he is requesting the City to construct the courts and he will repay the City for the cost of the improvements from the revenue to be derived from the operation of the courts.

In response to a question by Mr. Charles, the City Attorney stated that the City could not advance money to improve the property.

No action was taken on the request.

DIVISION OF WEIGHTS & MEASURES - RULES AND REGULATIONS:

An ordinance entitled -

AN ORDINANCE AMENDING CHAPTER 59 OF THE CODE OF THE CITY OF MIAMI, FLORIDA, 1945, TO ADD AND INCLUDE A NEW SECTION TO BE KNOWN AS SECTION 23; TO PROVIDE THAT THE DIVISION OF WEIGHTS AND MEASURES OF THE SAID CITY, WITH THE APPROVAL OF THE CITY MANAGER, IS AUTHORIZED TO ADOPT SUITABLE RULES AND REGULATIONS GOVERNING THE STANDARDS OF SALE OF ARTICLES AND COMMODITIES IN SAID CITY; DECLARING THIS ORDINANCE TO BE AN EMERGENCY MEASURE; AND DISPENSING WITH THE READING OF THE SAME ON TWO (2) SEPARATE DAYS BY A FOUR-FIFTHS (4/5) VOTE OF THE MEMBERS OF THE COMMISSION

was presented for consideration by the Commission.

The City Manager submitted the following communication from the Director of Engineering:

Memorandum

To	Mr. R.G. Danner City Manager	Date	April 20, 1948
From	R.A. Williams, Director Department of Engineering	Subject	Weights & Measures Ordinance

In reply to your memorandum of April 2, 1948, I am submitting three (3) examples of rules being considered for weights and measures enforcement. These conform to national practices and will prevent defrauding of the public by unscrupulous dealers.

The reason for requesting a blanket ordinance was to simplify matters whenever a commodity control was needed. Any added regulations would be approved by you after informal discussion with the Commission, but would not require a new ordinance for each commodity.

This would be in line with our Engineering and Public Service Department Ordinance, which permits us to change regulations on concrete mixes, curb heights, driveway requirements, etc., without an ordinance for each detail.

It is not intended to give authority to the Weights and Measures Division, but merely to eliminate an ordinance for every detail or commodity involved.

The City Attorney suggested that the rules and regulations be adopted by the Commission by ordinance.

The City Attorney was instructed to prepare a proper ordinance setting forth the rules and regulations.

VARIANCE PERMIT - P.M. LEVI:

Attorney Lee M. Alpert, representing P.M. Levi, doing business as Levi Plumbing Company, appeared to appeal from the decision of the Planning Board on the application of his client for a variance permit to permit the completion of an addition to a non-conforming business building located at 2141 S.W. 3rd Street. He explained that a permit was issued and the footings had been poured and the concrete floor laid when the work was ordered halted by the Planning Board. He pointed out that there were no objections filed at the hearing before the Planning Board and that the neighbors have approved the construction of the addition. He stated that the proposed addition is to be used for loading and unloading trucks.

Mr. Frank Stearns explained that a neighbor had complained, and upon investigation he found that a building permit had been issued but that it had not been checked as to zoning requirements. He stated that it is his understanding that the permit only provided for the construction of a small roof.

In response to a question by Mr. Palmer, Mr. Stearns stated that it was the opinion of the Planning Board that the issuance of a permit would establish a bad precedent.

A motion by Mr. Palmer, seconded by Mr. Charles to overrule the action of the Planning Board and to grant the request, was subsequently withdrawn.

In response to a question by Mr. Floyd, Mr. Stearns stated that the Planning Board was of the opinion that the work had exceeded limits of the building permit.

Mr. Quigg suggested that the Commission inspect the property.

Action on the matter was deferred until the next regular meeting.

BUILDING PERMIT REQUEST - MRS. J.E. PORTER:

Mrs. J.E. Porter appeared and requested permission to erect a duplex building on Lot 7, Block 1, Beverley Addition.

Mr. Stearns stated that Mrs. Porter's lot is located on the boundary line of an R-1 and R-3 District.

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Consideration of the request was deferred until the next regular meeting in order to give all interested property owners an opportunity to be heard.

VARIANCE PERMIT - KOMOKO CORPORATION:

Upon recommendation of the City Attorney, an ordinance entitled:

AN ORDINANCE AMENDING ORDINANCE NO. 1682, OTHERWISE KNOWN AS THE GENERAL ZONING ORDINANCE OF THE CITY OF MIAMI; PROVIDING FOR THE ISSUANCE OF A VARIANCE PERMIT TO ALLOW CONSTRUCTION OF 20 x 120 FOOT BUILDING BY THE KOMOKO CORPORATION, PROVIDING SAID CORPORATION DEDICATES 7.14 FEET OF ITS PROPERTY TO THE CITY FOR SIDEWALK AND STREET WIDENING PURPOSES; AND REPEALING ALL LAWS IN CONFLICT

was introduced by Mr. Palmer, seconded by Mr. Quigg, and passed on first reading by title only by the following vote - AYES: Messrs. Charles, Palmer, Quigg, Floyd. NOES: None.

AWARD OF CONTRACT - PARKING METERS:

The bids received April 21, 1948 for the purchase of 400 parking meters were taken up for consideration by the Commission.

Mr. John Bird, representing the Michaels Art Bronze Company, demonstrated the operation of the MI-CO Meter.

Mr. James McLeod, representing M.H. Rhodes, Inc., demonstrated the operation of the Mark-Time meter. He stated that his Company offers five years factory maintenance without cost to the City.

NOTE: Mr. Palmer was excused at 4:10 P.M. from further attendance at the meeting.

Mr. Roswell King, representing the Karpark Corporation, stated that they submitted the lowest bid and the meter on which they submitted their bid was identical to the 100 Karpark meters now in operation on Biscayne Boulevard. He stated that it is his understanding that there has been some criticism about the meter but pointed out that the people servicing and maintaining the meters had informed him that they have not had any trouble with the meters with the exception of coins jamming. He called attention to the fact that the meters have produced a revenue of \$5.80 per meter per month, while the average production throughout the country is \$3.50 on 2-hour meters.

Mr. Charles pointed out that the tabulation shows the Michaels Art Bronze Co. as the low bidder with a bid of \$51.10.

Mr. King replied that the bid on the MI-CO meter installed is \$58.50, while the bid on the Karpark Meter is \$57.00 installed.

Mr. Quigg stated that he had taken Mr. King to the Police Department and that they had informed him the meters were not satisfactory. He stated that so many meters were out of order that the police were not enforcing parking regulations.

Mr. H.B. Dudley, representing the Magee-Hale Park-O-Meter Company, demonstrated the operation of the Park-O-Meter.

Mr. R.P. Price, representing the Dual Parking Meter Company, demonstrated the operation of the Dual Parking Meter.

In response to a question by Mr. Floyd, Mr. Bird stated that they would repair the clock mechanism free of charge for a period of five years.

After further discussion, the following resolution was introduced by Mr. Quigg, who moved its adoption:

RESOLUTION NO. 20620

A RESOLUTION TO ACCEPT BID RECEIVED UNDER RESOLUTION NO. 20567 FOR PARKING METER EQUIPMENT; AND AUTHORIZING THE CITY MANAGER TO PURCHASE 400 METERS MORE OR LESS FROM THE COMPANY WHICH PRESENTED BIDS UNDER RESOLUTION NO. 20567

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF MIAMI:

Section 1. That the City Manager be, and is, hereby authorized to purchase 400 meters, more or less, from The Michaels Art Bronze Company in accordance with their bid and the specifications heretofore submitted under Resolution No. 20567, and subject to the further condition that said Company will repair the clock mechanism free of charge for a period of five years from date of installation.

Section 2. That, upon receipt of these parking meters, they shall be placed in operation in the locations as shall be designated by the City of Miami.

Upon being seconded by Mr. Charles, the resolution was passed and adopted by the following vote - AYES: Messrs. Charles, Quigg, Floyd. NOES: None.

ORANGE BOWL FESTIVALS:

The City Manager reported that the Orange Bowl Committee had requested the City to underwrite the Orange Bowl Festival activities in the sum of \$25,000. He stated that the Director of Publicity recommended that, until such time as the Orange Bowl Committee furnishes the City with a financial statement, the request be denied.

Mr. Floyd expressed the opinion that the Committee should furnish a financial statement.

The Commission decided to include it in the budget for the next fiscal year.

May 5th, 1948

ADJOURNMENT:

There being no further business to come before the Commission at this meeting, on motion duly made and seconded the meeting was adjourned at 5:15 o'clock P.M.

MAYOR

ATTEST:

CITY CLERK