

September 10th, 1947

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

On the 10th day of September, 1947, the Commission of the City of Miami, Florida, met at the City Hall in said City pursuant to an adjournment taken at the meeting of September 5th, 1947. The meeting was called to order at 2:05 o'clock P.M., by chairman Perring Palmer, Jr., and on roll call the following members of the Commission were found to be present: Messrs. Dunn, Gardner, Hosea, Palmer, Thomson. Absent: None.

BIDS - CONSTRUCTION OF SANITARY SEWER ON NE 79TH STREET:

This being the date set and advertised for receiving bids for construction of sanitary sewer on the North and South sides of NE 79th Street, the Clerk announced that the Commission was now ready to receive said bids. Thereupon the following resolution was introduced by Mr. Hosea, who moved its adoption:

RESOLUTION NO. 20186

A RESOLUTION TO RECEIVE, OPEN AND READ BIDS AUTHORIZED TO BE RECEIVED UNDER RESOLUTION NO. 20146 FOR THE CONSTRUCTION OF A SANITARY SEWER ON NE 79TH STREET FROM APPROXIMATELY 150 FEET EAST OF BISCAYNE BOULEVARD TO NE BAYSHORE COURT

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

That bids authorized to be received under Resolution No. 20146 for the construction of a sanitary sewer on NE 79th Street from approximately 150 feet east of Biscayne Boulevard to NE Bayshore Court be, and they are, hereby received, opened and read.

Upon being seconded by Mr. Thomson, the resolution was passed and adopted by the following vote - AYES: Messrs. Dunn, Gardner, Hosea, Palmer, Thomson. NOES: None.

Bids were received from the following:

J. L. Kelley
W. T. Price Dredging Corp.
Jow Reinertson

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

RESOLUTION NO. 20187

A RESOLUTION TO REFER TO THE CITY MANAGER FOR TABULATION AND REPORT LATER IN THE MEETING, THE BIDS RECEIVED UNDER RESOLUTION NO. 20186 FOR THE CONSTRUCTION OF SANITARY SEWER ON NE 79TH STREET FROM APPROXIMATELY 150 FEET EAST OF BISCAYNE BOULEVARD TO NE BAYSHORE COURT

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

That the bids received under Resolution No. 20186 for the construction of sanitary sewer on NE 79th Street from approximately 150 feet East of Biscayne Boulevard to NE Bayshore Court be, and they are, hereby referred to the City Manager for tabulation and report later in the meeting.

Upon being seconded by Mr. Thomson, the resolution was passed and adopted by the following vote - AYES: Messrs. Dunn, Gardner, Hosea, Palmer, Thomson. NOES: None.

CONTRACT AWARD - WHIDDEN MOTOR SALES, INC.:

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

RESOLUTION NO. 20188

A RESOLUTION ACCEPTING THE BID OF AND AWARDING CONTRACT TO WHIDDEN MOTOR SALES, INC., FOR PURCHASING ONE (1) SEVEN HUNDRED AND FIFTY (750) GALLON PUMPER

WHEREAS, bids were received by the City Commission at 2:15 P.M., E.S.T., on September 3rd, 1947, and

WHEREAS, the City Manager has reported that Whidden Motor Sales, Inc., was the only firm bidding;

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

That the bid of the Whidden Motor Sales, Inc., for furnishing one (1) seven hundred and fifty (750) gallon pumper for a total price of \$14,600.00 be, and it is, hereby accepted and contract awarded; and that the proper officials of the City of Miami be, and they are hereby authorized and directed to execute a proper contract, all in accordance with the specifications and terms of the bid.

Upon being seconded by Mr. Thomson, the resolution was passed and adopted by the following vote - AYES: Messrs. Dunn, Gardner, Hosea, Palmer, Thomson. NOES: None.

CONTRACT AWARD - MIAMI UNIFORMS, INC.:

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

RESOLUTION NO. 20189

A RESOLUTION ACCEPTING THE BID OF, AND AWARDING CONTRACT TO MIAMI UNIFORMS, INC., FOR THE MAKING OF POLICE UNIFORMS

WHEREAS, bids were received by the City Commission at 2:15 P.M. on September 3, 1947, from Miami Uniforms, Inc., for making police uniforms; and

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WHEREAS, the City Manager has reported that Miami Uniforms, Inc., was the low bidder;

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

That the low bid of Miami Uniforms, Inc., for furnishing the following:

464 TROUSERS, Regular	34 shirts, Motorcycle
275 SHIRTS, Regular	3 shirts, Motorcycle Sgt.
13 Shirts, Officers	1 shirt, Motorcycle Lt.
7 Shirts, Sergeants	68 Breeches, Motorcycle
	1 COAT, Chief of Police

be, and it is, hereby accepted and contract awarded, and that the proper officials of the City of Miami be, and they are, hereby authorized and directed to execute a proper contract for the work, all in accordance with the plans and specifications and terms of the bid.

Upon being seconded by Mr. Thomson, the Resolution was passed and adopted by the following vote - AYES: Messrs. Dunn, Gardner, Hosea, Palmer, Thomson. NOES: None.

LIQUOR ORDINANCE AMENDMENT:

Attorney Abe Aronovitz appeared and submitted a proposed ordinance providing for the right of removal of a liquor license heretofore issued to a location within 300 feet from the location previously approved in cases where the owner has difficulty with the landlord concerning the rental or lease, providing the licensee does not violate any other laws. He stated that Miami B each has adopted a similar ordinance.

In response to a question by Mr. Dunn, Mr. Aronovitz stated that the ordinance would require the licensee to appear before the Commission and submit evident that he is having difficulty with his landlord or that he has other hardships.

Mr. Palmer suggested that the ordinance be referred to the City Manager and city Attorney.

An ordinance to be entitled -

AN ORDINANCE PROVIDING FOR THE RIGHT OF REMOVAL OF A LIQUOR LICENSE HERETOFORE ISSUED TO A PLACE WITHIN 300 FEET FROM A LOCATION TO WHICH IT HAS BEEN ISSUED, PROVIDED THE NEW LOCATION IS NOT OTHERWISE IN CONFLICT WITH ALREADY EXISTING ZONING LAWS, EXCEPT FOR DISTANCE, AND PROVIDED FURTHER THAT NO SUCH RIGHT OF REMOVAL SHALL BE GRANTED EXCEPT IN SUCH CASES WHERE EVIDENCE IS FURNISHED TO THE CITY COMMISSION THAT IT IS NECESSARY FOR THE LICENSEE TO REMOVE FROM HIS ALREADY EXISTING PREMISES BY REASON OF DIFFICULTIES WITH THE LANDLORD OF THE SAID PREMISES; REPEALING ALL LAWS IN CONFLICT HERewith

was introduced by Mr. Hosea, seconded by Mr. Gardner, and passed on first reading by title only by the following vote - AYES: Messrs. Dunn, Gardner, Hosea, Thomson. NOES: Mr. Palmer.

In casting his vote, Mr. Palmer stated that he was voting "no" for the reason that he has not had an opportunity to read the ordinance.

SALE OF BEER AND WINE ON SUNDAYS:

Attorney R. A. Hendricks, representing the operators of small restaurants in the negro section of the City, requested the Commission to amend the existing ordinance to permit them to sell beer and wine with meals on Sundays. He stated that it is his understanding that this matter was presented to the Commission at the meeting of August 20th, and that the Commission voted unanimously to allow the operators to continue the sale of beer with meals on Sundays.

Mr. Dunn stated that Mr. Hendricks was misinformed and that this matter was referred to the City Manager for investigation and report.

The City Manager stated that it was his understanding that the Commission wanted the consensus of opinion of all persons affected and that he has talked with various persons. He stated that the wholesalers are opposed to any change and that they have indicated that they would like to have an opportunity to appear before the Commission to express their views. He stated that he was waiting for Detective Lipe to return from his vacation, as he is familiar with this matter and that he can, within a short time, interview the people and submit his report.

Mr. Palmer stated that it was the consensus of opinion of the Commission, from the statements made at the meeting of August 20, that the operator of a small restaurant was being penalized as compared with the operator of a large restaurant with a liquor license who could sell beer on Sundays and that the Commission wanted an investigation made to determine the facts. He expressed the opinion that if a person can buy beer in a large restaurant, that he should be able to buy it in a small restaurant.

Mr. Gardner stated that he was opposed to everything being wide open on Sundays in the colored section or any other section in the City.

Mr. Hosea explained that in adopting the ordinance the City was attempting to distinguish between legitimate eating places where the sale of beer was incidental to the serving of food, and small places where, prior to the adoption of the ordinance, beer and wine was sold during church services and during the time that children were going to and from league meetings and Sunday School. He stated that the purpose of the ordinance was to close those places where people had to pass in going to and from church and not to close those places that were being operated as legitimate restaurants.

Mr. Thomson stated that the question involves a policy that will affect every place in the City.

The City Manager stated that he would submit his report at the next meeting.

AWARD OF CONTRACT - CONSTRUCTION OF SANITARY SEWERS:

The City Manager submitted a tabulation of bids received this date for the construction of

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sanitary sewers on NE 79th Street, which is as follows:

	<u>Vitrified Pipe</u>	<u>Concrete Pipe</u>
J. L. Kelley	\$18,808.15	\$18,180.85
Joe Reinertson	21,694.70	20,753.75
W. T. Price Dredging Corp.	29,776.00	28,207.75

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

RESOLUTION NO. 20190

A RESOLUTION ACCEPTING THE BID DATED SEPTEMBER 10, 1947, OF J. L. KELLEY, CONTRACTOR, FOR THE CONSTRUCTION OF A SANITARY SEWER ON THE NORTH AND SOUTH SIDES OF NE 79TH STREET FROM A POINT APPROXIMATELY 150 FEET EAST OF BISCAYNE BOULEVARD TO NE BAYSHORE COURT, A PORTION OF IMPROVEMENT DISTRICTS 311 AND 312; AND AUTHORIZING AND DIRECTING THE CITY MANAGER TO EXECUTE CONTRACT THEREFOR.

WHEREAS, the City Commission received bids on September 10, 1947, for the construction of a sanitary sewer on the north and south sides of NE 79th Street from a point approximately 150 feet east of Biscayne Boulevard to NE Bayshore Court; and

WHEREAS, the City Manager reports that the bid of J. L. Kelley, contractor, is the low bid, and recommends that a contract be awarded him;

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

Section 1. That the bid of J. L. Kelley, contractor, for the construction of a sanitary sewer on the north and south sides of NE 79th Street from a point approximately 150 feet east of Biscayne Boulevard to NE Bayshore Court, using concrete pipe, based on unit price, at a total cost of \$14,180.85, be, and the same is, hereby accepted at the total price stated therein.

Section 2. That the City Manager be, and he is, hereby authorized and directed to enter into contract on behalf of the City of Miami with J. L. Kelley, contractor.

Upon being seconded by Mr. Thomson, the resolution was passed and adopted by the following vote - AYES: Messrs. Dunn, Gardner, Hosea, Palmer, Thomson. NOES: None.

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 2:50 o'clock P.M.

MAYOR

ATTEST:

City Clerk

ABH 111

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

On the 10th day of September, 1947, the Commission of the City of Miami, Florida, met at the City Hall in said City in a special session called by Mayor Perrine Palmer, Jr., for consideration of business of public import. The meeting was called to order at 3:15 o'clock P.M. by Chairman Perrine Palmer, Jr., and on roll call the following members were found to be present: Messrs. Dunn, Gardner, Hosea, Palmer, Thomson. Absent: None.

AWARD OF ADVERTISING CONTRACT - BEVIS & TYLER, INC.:

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

RESOLUTION NO. 20191

A RESOLUTION AUTHORIZING AND DIRECTING THE CITY MANAGER AND CITY CLERK TO EXECUTE CONTRACT WITH BEVIS & TYLER, INC., FOR MIAMI PUBLICITY ADVERTISING ACCOUNT FOR THE FISCAL YEAR 1947-48

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

That the City Manager and the City Clerk be, and they are, hereby authorized and directed to execute a contract with Bevis & Tyler, Inc., for the Miami publicity advertising account for the fiscal year 1947-1948.

Upon being seconded by Mr. Thomson, the resolution was passed and adopted by the following vote - AYES: Messrs. Dunn, Gardner, Hosea, Palmer, Thomson. NOES: None.

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 3:16 o'clock P.M.

MAYOR

ATTEST:

City Clerk