

MINUTES OF REGULAR MEETING
OF THE CITY COMMISSION
AUGUST 1, 1950

The Commission of the City of Coral Gables convened in regular session at the City Hall at 8:00 o'clock P.M., Tuesday, August 1, 1950. Mayor Phillips in the Chair; Commissioners Hartnett and Healy present. Commissioners Hendrick and Mayes absent.

Minutes of the regular meeting of July 18, 1950 and of the special meeting of July 22, 1950 were approved as read.

Mayor Peter R. Palermo of the City of West Miami discussed with the Commission the transfer of Fire Department 1926 American La France pumper No. 4 to the City of West Miami. Since the delivery of the new Seagraves pumper the city has no adequate space to store the La France and no immediate need for such equipment, although it is advisable that the old pumper be available to this city in case of future need. A discussion was had concerning the leasing of the old pumper to the City of West Miami at a nominal annual rental, but the City Attorney advised that the transfer of title to the City of West Miami would be preferable, because of the contingent public liability on the part of the City of Coral Gables for accidents incurred in the operation of the pumper while title remained in the City of Coral Gables.

RESOLUTION NO. 3541

A RESOLUTION AUTHORIZING SALE OF FIRE DEPARTMENT
PUMPER AND FIRE TRUCK ASSEMBLY.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF
CORAL GABLES FLORIDA:

That the proper city officers are hereby authorized and directed to sell to the City of West Miami, Fire Department Model 1926, American La France pumper and fire truck assembly, Motor No. 3485, for the sale price of \$1.00 upon condition that the City of Coral Gables be given the option at any time, within five years from date, of re-purchasing said pumper at the same price of \$1.00.

Motion for its adoption was made by Commissioner Hartnett, seconded by Commissioner Healy. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett and Healy; Mayor Phillips. "Nays" - None.

Mr. William D. Fuller, District Manager of Florida Power and Light Co. appeared before the commission to request that Resolution 3243, passed June 7, 1949 and granting authority to Florida Power and Light Co. to install a power transmission line along Ponce de Leon Blvd. from Red Road northeasterly to the city

limits, be amended to permit the company to guy every other pole instead of every third pole as originally authorized. The City Clerk presented a letter from the City Manager recommending that such request be granted subject to specific conditions cited below. Mr. Fuller presented a letter signed by the Florida Power and Light Co. agreeing to the conditions outlined by the City Manager.

RESOLUTION NO. 3542

A RESOLUTION AMENDING RESOLUTION NO. 3243

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES, FLORIDA:

That the Resolution No. 3243, passed and adopted June 7, 1949, be and the same is hereby amended to permit the Florida Power and Light Co. to guy every other pole instead of every third pole as originally planned, in connection with the power transmission line along Ponce de Leon Blvd. and Avenue Ruiz from Red Road northeasterly to the city limits, subject to the following conditions to be agreed to in writing by the Company:

- (a) That the authorization to perform the landscaping be modified to include the new and revised guy installations as shown on their revised plan and that they assume the cost of landscaping required by the modified plan.
- (b) Revise the present street light circuit on the north side of Ponce de Leon Blvd. from the present loop system to a single wire system wherever possible to be done without excessive expense of installation of new poles.
- (c) That the power company secure the written permission of the University of Miami for revised plans, as they affect the University property, and that the City be furnished a copy of such permission.
- (d) Secure the approval of the South Miami Methodist Church (located in Coral Gables) for the installation of a guy in the alley northeast of their present church building.
- (e) That the installation be made exactly according to the blue print in possession of the City Clerk and that no changes or deviations be made except required by reasons of inabilities to secure rights-of-way, and any changes be previously approved by the City Manager.
- (f) That no additional guys be installed, in the future, unless previously approved by the City Commission.

and in accordance with a plan therefor filed in the office of the City Clerk.

Motion for its adoption was made by Commissioner Healy, seconded by Commissioner Hartnett. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett and Healy; Mayor Phillips. "Nays" - None.

RESOLUTION NO. 3543

A RESOLUTION CONFIRMING THE PRELIMINARY ASSESSMENT ROLL FOR LOCAL IMPROVEMENT H-73.

WHEREAS the Commission of the City of Coral Gables met at 8 o'clock P.M., August 1, 1950, pursuant to legal notice of said meeting published in accordance with the provisions of the city charter, to hear objections by interested persons to the confirmation of the preliminary assessment roll for Local Improvement H-73, and no objections were voiced:

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

1. That the assessments as imposed and indicated in the preliminary assessment roll for Local Improvement H-73 be, and they hereby are, confirmed and sustained against all lots and parcels of land described therein.
2. That it is hereby found that the amount assessed for and upon each of the lots and parcels described in said preliminary assessment roll is not more than the amount that each of said lots and parcels is specially benefited by said improvement, and that such amount is in proportion to the benefits that each of said properties received thereby, and that the proportion of said work to be paid by the City of Coral Gables on account of intersections has been duly taken into account and eliminated from the total cost of said work before the apportionment of the assessments against the separate lots or parcels.
3. That the total amount of said assessment and the apportionment of cost of said improvement as follows:

Total Cost	\$2,202.27	Apportioned to abutting
Apportioned to City	<u>651.86</u>	lots and parcels, per
Apportioned to		lineal front foot: \$1.29
abutting property	\$1,550.41	

be and the same hereby is confirmed.

4. That each and every assessment described herein shall become due and payable September 15, 1950, except that assessments in the amount of \$25.00 or more against any one lot or parcel, as shown on the plats of record, may be paid in three equal installments on or before the first day of November 1950, 1951 and 1952, provided that the owner thereof shall file with the City Manager, on or before September 15, 1950, his written undertaking waiving all irregularities and illegalities in connection with said assessments against such lot or parcel; all deferred payments or delinquent payments to bear interest at the rate of 6 percent per annum from September 15, 1950.

5. That the Director of Finance is hereby authorized to transfer the necessary amount to pay the cost of Local Improvement H-73 as shown above, from the Trust and Reserve Fund of the city to the Current Fund as a temporary loan, such loan to be repaid as follows:

- (a) The city portion of said assessment in the amount of \$651.86 shall be repaid in three annual installments without interest at the same times the installments are due on assessments of abutting property;
- (b) The remainder of such loan shall be repaid by transferring to the Trust and Reserve Fund all payments received from the assessments upon abutting property in said improvement districts;
- (c) All interest received upon deferred installments of such assessments upon abutting property shall be likewise paid into the Trust and Reserve Fund account.

Motion for its adoption was made by Commissioner Hartnett, seconded by Commissioner Healy. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett and Healy; Mayor Phillips. "Nays" - None.

RESOLUTION NO. 3544

A RESOLUTION CONFIRMING THE PRELIMINARY
ASSESSMENT ROLL FOR LOCAL IMPROVEMENT H-74.

WHEREAS the Commission of the City of Coral Gables met at 8 o'clock P.M., August 1, 1950, pursuant to legal notice of said meeting published in accordance with the provisions of the city charter, to hear objections by interested persons to the confirmation of the preliminary assessment roll for Local Improvement H-74, and no objections were voiced;

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

1. That the assessments as imposed and indicated in the preliminary assessment roll for Local Improvement H-74 be, and they hereby are, confirmed and sustained against all lots and parcels of land described therein.

2. That it is hereby found that the amount assessed for and upon each of the lots and parcels described in said preliminary assessment roll is not more than the amount that each of said lots and parcels is specially benefited by said improvement, and that such amount is in proportion to the benefits that each of said properties received thereby, and that the proportion of said work to be paid by the City of Coral Gables on account of intersections has been duly taken into account and eliminated from the total cost of said work before the apportionment of the assessments against the separate lots or parcels.

3. That the total amount of said assessment and the apportionment of cost of said improvement as follows:

Total cost	\$2,311.09	Apportioned to abutting
Apportioned to City	<u>696.08</u>	Lots and parcels, per
Apportioned to		lineal front foot: \$.7247
abutting property	\$1,615.01	

be and the same hereby is confirmed.

4. That each and every assessment described herein shall become due and payable September 15, 1950, except that assessments in the amount of \$25.00 or more against any one lot or parcel, as shown on the plats of record, may be paid in three equal installments on or before the first day of November 1950, 1951, and 1952, provided that the owner thereof shall file with the City Manager, on or before September 15, 1950, his written undertaking waiving all irregularities and illegalities in connection with said assessments against such lot or parcel; all deferred payments or delinquent payments to bear interest at the rate of 6 percent per annum from September 15, 1950.

5. That the Director of Finance is hereby authorized to transfer the amount necessary to pay the cost of Local Improvement H-74 as shown above, from the Trust and Reserve Fund of the city to the Current Fund as a temporary loan, such loan to be repaid as follows:

- (a) The city portion of said assessment in the amount of \$696.08 shall be repaid in three annual installments without interest at the same times the installments are due on assessments of abutting property;
- (b) The remainder of such loan shall be repaid by transferring to the Trust and Reserve Fund all payments received from the assessments upon abutting property in said improvement districts;

- (c) All interest received upon deferred installments of such assessments upon abutting property shall be likewise paid into the Trust and Reserve Fund account.

Motion for its adoption was made by Commissioner Hartnett, seconded by Commissioner Healy. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett and Healy; Mayor Phillips. "Nays" - None.

RESOLUTION NO. 3545

A RESOLUTION CONFIRMING THE PRELIMINARY ASSESSMENT ROLL FOR LOCAL IMPROVEMENT H-75

WHEREAS the Commission of the City of Coral Gables met at 8 o'clock P.M., August 1, 1950, pursuant to legal notice of said meeting published in accordance with the provisions of the city charter, to hear objections by interested persons to the confirmation of the preliminary assessment roll for Local Improvement H-75, and no objections were voiced:

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

1. That the assessments as imposed and indicated in the preliminary assessment roll for Local Improvement H-75 be, and they hereby are, confirmed and sustained against all lots and parcels of land described therein.

2. That it is hereby found that the amount assessed for and upon each of the lots and parcels described in said preliminary assessment roll is not more than the amount that each of said lots and parcels is specially benefited by said improvement, and that such amount is in proportion to the benefits that each of said properties received thereby, and that the proportion of said work to be paid by the City of Coral Gables on account of intersections has been duly taken into account and eliminated from the total cost of said work before the apportionment of the assessments against the separate lots or parcels.

3. That the total amount of said assessment and the apportionment of cost of said improvement as follows:

Total cost	\$3,392.55	Apportioned to abutting
Apportioned to city	737.99	lots and parcels, per
Apportioned to	\$2,654.56	lineal front foot: \$.8591
abutting property		

be and the same hereby is confirmed.

4. That each and every assessment described herein shall become due and payable September 15, 1950, except that assessments in the amount of \$25.00 or more against any one lot or parcel, as shown on the plats of record, may be paid in three equal installments on or before the first day of November 1950, 1951, and 1952, provided that the owner thereof shall file with the City Manager, on or before September 15, 1950, his written undertaking waiving all irregularities and illegalities in connection with said assessments against such lot or parcel; all deferred payments or delinquent payments to bear interest at the rate of 6 percent per annum from September 15, 1950.

5. That the Director of Finance is hereby authorized to transfer the necessary amount to pay the cost of Local Improvement H-75 as shown above, from the Trust and Reserve Fund of the city to the Current Fund as a temporary loan, such loan to be repaid as follows:

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- (a) The city portion of said assessment in the amount of \$737.99 shall be repaid in three annual installments without interest at the same times the installments are due on assessments of abutting property;
 - (b) The remainder of such loan shall be repaid by transferring to the Trust and Reserve Fund all payments received from the assessments upon abutting property in said improvement districts;
 - (c) All interest received upon deferred installments of such assessments upon abutting property shall be likewise paid into the Trust and Reserve Fund account.

Motion for its adoption was made by Commissioner Hartnett, seconded by Commissioner Healy. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett and Healy; Mayor Phillips. "Nays" - None.

RESOLUTION NO. 3546

A RESOLUTION CONFIRMING THE PRELIMINARY ASSESSMENT ROLL FOR LOCAL IMPROVEMENT H-76.

WHEREAS the Commission of the City of Coral Gables met at 8 o'clock P.M., August 1, 1950, pursuant to legal notice of said meeting published in accordance with the provisions of the city charter, to hear objections by interested persons to the confirmation of the preliminary assessment roll for Local Improvement H-76, and no objections were voiced;

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

1. That the assessments as imposed and indicated in the preliminary assessment roll for Local Improvement H-76 be, and they hereby are, confirmed and sustained against all lots and parcels of land described therein.

2. That it is hereby found that the amount assessed for and upon each of the lots and parcels described in said preliminary assessment roll is not more than the amount that each of said lots and parcels is specially benefited by said improvement, and that such amount is in proportion to the benefits that each of said properties received thereby, and that the proportion of said work to be paid by the City of Coral Gables on account of intersections has been duly taken into account and eliminated from the total cost of said work before the apportionment of the assessments against the separate lots or parcels.

3. That the total amount of said assessment and the apportionment of cost of said improvement as follows:

Total cost	\$1,423.54	Apportioned to abutting
Apportioned to City	<u>389.94</u>	lots and parcels, per
Apportioned to		lineal front foot: \$.8414
abutting property	\$1,033.60	

be and the same hereby is confirmed.

4. That each and every assessment described herein shall become due and payable September 15, 1950, except that assessments in the amount of \$25.00 or more against any one lot or parcel, as shown on the plats of record, may be paid in three equal installments on or before the first day of November 1950, 1951, and 1952, provided that the owner thereof shall file with the City Manager, on or before September 15, 1950, his written

undertaking waiving all irregularities and illegalities in connection with said assessments against such lot or parcel; all deferred payments or delinquent payments to bear interest at the rate of 6 percent per annum from September 15, 1950.

5. That the Director of Finance is hereby authorized to transfer the necessary amount to pay the cost of Local Improvement H-76 as shown above, from the Trust and Reserve Fund of the city to the Current Fund as a temporary loan, such loan to be repaid as follows:

- (a) The city portion of said assessment in the amount of \$389.94 shall be repaid in three annual installments without interest at the same times the installments are due on assessments of abutting property;
- (b) The remainder of such loan shall be repaid by transferring to the Trust and Reserve Fund all payments received from the assessments upon abutting property in said improvement districts;
- (c) All interest received upon deferred installments of such assessments upon abutting property shall be likewise paid into the Trust and Reserve Fund account.

Motion for its adoption was made by Commissioner Hartnett, seconded by Commissioner Healy. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett and Healy; Mayor Phillips. "Nays" - None.

RESOLUTION NO. 3547

A RESOLUTION AUTHORIZING AND RATIFYING THE PURCHASE OF SIX FORD AUTOMOBILES FOR THE DEPARTMENT OF PUBLIC SAFETY.

WHEREAS bids have been requested by letter to vehicle dealers in the City of Coral Gables and by advertisement in the Miami Herald for the furnishing to the city of one four door sedan and five two door sedans for use by the Department of Public Safety;

AND WHEREAS one bid was received as a result of such request and advertisement, from the Huskamp Motor Company for the furnishing of six 1950 Ford sedans in accordance with the request for bids, and the City Manager has heretofore ordered the vehicles in accordance with the bid of the Huskamp Motor Company;

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

That the purchase of the following motor vehicles upon the following terms and conditions:

One 1950 Deluxe Four Door Ford Sedan, 8 cylinder engine with standard equipment and tires, net	\$1,695.50
Five 1950 Deluxe Two Door Ford Sedans, 8 cylinder engine, with standard equipment and tires, net	8,252.50
	Total \$9,948.00
Less trade-in allowance:	
City car #137	\$400.00
#139	400.00
#403	100.00
	<u>900.00</u>
Net Purchase Price -	\$9,048.00

is hereby authorized, and the order heretofore made by the City Manager for such vehicles is hereby ratified and approved.

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Motion for its adoption was made by Commissioner Hartnett, seconded by Commissioner Healy. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett and Healy; Mayor Phillips. "Nays" - None.

RESOLUTION NO. 3548

A RESOLUTION RATIFYING THE SALE OF CITY
BUS NO. 167.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF
CORAL GABLES, FLORIDA:

That the sale of 1941 Ford Bus No. 167 to
Mr. Ed White for the price of \$750.00 is hereby
ratified and approved.

Motion for its adoption was made by Commissioner Hartnett, seconded by Commissioner Healy. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett and Healy; Mayor Phillips. "Nays" - None.

Director of Public Safety Kimbrough appeared before the Commission to request an additional appropriation to enable the sending of a member of the Police Department to the Police Traffic School conducted by and at Northwestern University, Evanston, Illinois. Mr. Kimbrough explained that \$200.00 had been budgeted for the purpose for the current fiscal year in the belief that a \$750.00 free scholarship could be obtained by the city, but that the scholarship granted the city had amounted to only \$250.00. He advised that an additional \$500.00 would be necessary for the support and maintenance of the police officer at this school, which would last fourteen weeks.

RESOLUTION NO. 3549

A RESOLUTION APPROPRIATING \$500.00 FROM
THE CONTINGENT FUND.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF
CORAL GABLES, FLORIDA:

That the sum of \$500.00 be, and the same is hereby
appropriated from the Appropriation Account 2670-291 to Appropriation
Account 2650-195, for the fiscal year ending June 30, 1951, for the
payment of expenses of Coral Gables police officer in attendance
at Northwestern University Police Traffic School.

Motion for its adoption was made by Commissioner Healy, seconded by Commissioner Hartnett. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett and Healy; Mayor Phillips. "Nays" - None.

The City Clerk presented a letter from the city fiscal agents advising that Mr. Dancy and representatives of the Consumers Water Company had agreed to a conference with city officials at Coral Gables on August 8, 1950. The City Clerk advised that inasmuch as the City Manager would be out of town on that

date, he had arranged that the date of conference be changed to August 16, 1950. The Commission designated 10:00 o'clock A.M., Wednesday, August 16, 1950 as the date and hour for the conference.

The City Clerk advised that the Revenue Certificate Ordinance for the new bus terminal had not been received from the firm of Chapman and Cutler although repeated requests had been made for it.

RESOLUTION NO. 3550

A RESOLUTION AUTHORIZING AN EXCEPTION TO ORDINANCE NO. 271, KNOWN AS THE "ZONING ORDINANCE".

WHEREAS the Zoning Board of Appeals at its special meetings July 18, 1950 and July 24, 1950 has recommended that the following exceptions to the provisions of Ordinance 271, known as the "Zoning Ordinance", be granted;

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

That the following exceptions to the provisions of Ordinance No. 271 be and the same hereby are granted:

1. Permit construction of fence across front of Lot 10, Block 28, Riviera Part 1, having adobe brick pillars and two 4" x 4" wood rails between pillars, on condition that the said permit and authorization be in existence only for the life of the wooden rails.

2. Permit construction of addition to existing residence on Lot 6, Block 113, Country Club Part 5, the entire residence after addition, being 424 square feet short of the present zoning requirements for that section.

3. Permit construction of residence on west 23 feet of Lot 18 and Lot 19, Block 44, Riviera Part 8, facing west on Granada Boulevard instead of south as now zoned.

Motion for its adoption was made by Commissioner Hartnett, seconded by Commissioner Healy. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett and Healy; Mayor Phillips. "Nays" - None.

RESOLUTION NO. 3551

A RESOLUTION GRANTING EXCEPTIONS TO THE BUILDING CODE.

WHEREAS the Zoning Board of Appeals at its special meeting of July 24, 1950 has recommended that the following exceptions to the building code of this city be granted;

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

That the following exceptions to the provisions of the building code of the city be, and the same hereby are, granted:

1. Permit use of colored cement tile on roof to match tile of existing building, on addition to Coral Gables First Methodist Church on Lots 1 to 5 inclusive, Block 3, Biltmore Section.

2. Permit use of plain cement tile with two coats of Gable-Tite and white cement on two Dutch type Colonial residences constructed and under construction on Lots 3 and 4, Block 45, Riviera Part 3, and Lots 11-12-13, Block 45 Riviera Part 3.

3. Permit construction of armory on University of Miami campus, having roof without a parapet wall, subject to approval of design and plans by the Board of Supervising Architects.

Motion for its adoption was made by Commissioner Hartnett, seconded by Commissioner Healy. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett and Healy; Mayor Phillips. "Nays" - None.

ORDINANCE NO. 665

AN ORDINANCE TO PROTECT THE HEALTH AND WELFARE OF THE PEOPLE OF THE CITY OF CORAL GABLES, FLORIDA, BY ESTABLISHING RULES AND REGULATIONS FOR PLUMBING AND SANITATION; PROVIDING FOR THE ENFORCEMENT AND ADMINISTRATION THEREOF; AND PROVIDING FOR THE ISSUANCE OF PLUMBING PERMITS AND THE COLLECTION OF FEES FOR SAME; AND PROVIDING FOR THE QUALIFICATION OF AND REGULATING THOSE PERSONS ENGAGED IN OR AT THE PLUMBING AND/OR SEPTIC TANK BUSINESS; AND REPEALING ALL ORDINANCES IN CONFLICT HEREWITH.

which was read by title and adopted on first reading July 5, 1950, was read again in full. Motion for its adoption was made by Commissioner Hartnett, seconded by Commissioner Healy and the ordinance was adopted by the following roll call: "Yeas"- Commissioners Hartnett and Healy; Mayor Phillips. "Nays" - None.

Thereupon Mayor Phillips declared the ordinance passed and adopted and ordered its publication as Ordinance No. 665.

ORDINANCE NO. 666

AN ORDINANCE ENACTING AND ADOPTING A NEW CODE OF ORDINANCES FOR THE CITY OF CORAL GABLES, FLORIDA, TO BE KNOWN AS "THE POLICE AND TRAFFIC CODE OF THE CITY OF CORAL GABLES, FLORIDA"; ENUMERATING AND DEFINING NUMEROUS OFFENSES AGAINST THE CITY OF CORAL GABLES, FLORIDA, AND PRESCRIBING PENALTIES FOR THE VIOLATION THEREOF; REPEALING ALL OTHER ORDINANCES IN CONFLICT HEREWITH INsofar AS THERE IS CONFLICT.

read by title and adopted on first reading July 18, 1950, was read again in full. Motion for its adoption was made by Commissioner Healy, seconded by Commissioner Hartnett and the ordinance was adopted by the following roll call: "Yeas" - Commissioners Hartnett and Healy; Mayor Phillips. "Nays" - None.

Thereupon Mayor Phillips declared the ordinance passed and adopted and ordered its publication as Ordinance No. 666.

ORDINANCE

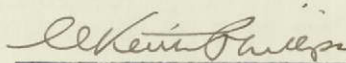
AN ORDINANCE AMENDING ORDINANCE NO. 271, KNOWN AS THE "ZONING ORDINANCE", AS AMENDED, AS TO ZONING REQUIREMENTS OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER, SECTION 32 TOWNSHIP 54 SOUTH, RANGE 41 EAST; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH.

was read by title on first reading. Motion for its adoption on first reading was made by Commissioner Healy, seconded by Commissioner Hartnett. Ordinance was adopted on first reading by the following roll call: "Yeas" - Commissioners Hartnett and Healy; Mayor Phillips. "Nays" - None.

The Commission then discussed the several applications that had been recently made for erection of filling stations in the business section and the effect of the 750 foot distance requirement between such stations. The Commission suggested that the policy of permitting construction of filling stations in the business section and the advisability of the 750 foot distance requirement between stations be referred to the City Planning and Advisory Board for a recommendation.

There being no other business the meeting was adjourned.

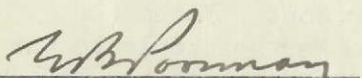
APPROVED:



MAYOR

W. Keith Phillips

ATTEST:



CITY CLERK

E. B. Poorman

MINUTES OF REGULAR MEETING
OF THE CITY COMMISSION
AUGUST 15, 1950

The Commission of the City of Coral Gables convened in regular session at the City Hall at 8:00 o'clock P.M., Tuesday, August 15, 1950. Mayor Phillips in the Chair; Commissioners Hartnett, Healy, Hendrick and Mayes present.

Minutes of the regular meeting of August 1, 1950 were read and approved.

RESOLUTION NO. 3552

A RESOLUTION ABANDONING THE USE OF CERTAIN PROPERTY IN THE CITY OF CORAL GABLES, LYING BETWEEN LOTS 63 AND 64 OF BLOCK 257, RIVIERA SECTION PART 11, CORAL GABLES.

WHEREAS, the City of Coral Gables has been requested by parties interested therein of record to indicate the abandonment for use as a street or other public purpose of certain property lying between Lots 63 and 64 of Block 257, of Riviera Section Part 11 of Coral Gables, and

WHEREAS, the City's records indicate that for several years last past the city has been collecting taxes on this particular property from George Alexander Dietz and Wilhemina Dietz, his wife, and

WHEREAS, other indications from the records of the city are that the so-called street, alley, or road as shown on plats and lying between Lots 63 and 64 of said Block 257 of Riviera Section Part 11, has never been used for public purposes but has always been treated as being privately owned, and

WHEREAS, the record indication of such abandonment will not adversely affect the public but, on the other hand, will properly remedy a situation affecting the title of the properties involved.

NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES, FLORIDA, a municipal corporation of Florida:

That said city does hereby vacate and abandon for use as a street, alley, road, and all other public purposes, the following described property, lying and being in the City of Coral Gables, County of Dade and State of Florida, to-wit:

All that tract of land lying between the Western boundary of the $W\frac{1}{2}$ of $E\frac{1}{2}$ of $NW\frac{1}{4}$ of $SW\frac{1}{4}$ of Section 29, Township 54 South, Range 41 East and the Channel of the Yacht Basin or Canal as it now exists and also lying South of the Northern boundary of Lot 64 prolonged Northeasterly to the Channel of the Yacht Basin or Canal and North of the following described line: "Commence at a point on the West Line of the $W\frac{1}{2}$ of the $E\frac{1}{2}$ of the $NW\frac{1}{4}$ of the $SW\frac{1}{4}$, 530.18 feet, more or less, North of the Southwest Corner of said $W\frac{1}{2}$ of the $E\frac{1}{2}$ of the $NW\frac{1}{4}$ of the $SW\frac{1}{4}$ where said West Line intersects the Northern boundary of Lot 63 for a point of beginning. From this point of beginning deflect to the right (easterly) at an angle of 64 degrees fifteen minutes, more or less, and run to the West shore of the Canal", and All that tract of land lying in the $W\frac{1}{2}$ of the $NW\frac{1}{4}$ of the $SW\frac{1}{4}$, Section 29, Township 54 South, Range 41 East bounded

on the East by the East line of said $W\frac{1}{2}$ of the $NW\frac{1}{4}$ of the $SW\frac{1}{4}$, Section 29, Township 54 South, Range 41 East; on the South by the Northerly Boundary of Lot 63, Block 257, Riviera Section Part 11 of Coral Gables, according to the plat thereof recorded in Plat Book 28, Page 23; on the West by the Westerly line of said Lot 63, extended Northwesterly to the Southwesterly line of said Lot 64; and on the North by the Southerly boundary of said Lot 64.

Motion for its adoption was made by Commissioner Healy, seconded by Commissioner Mayes. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

RESOLUTION NO. 3553

A RESOLUTION ACCEPTING CONSTRUCTION WORK
IN LOCAL IMPROVEMENT A-8.

WHEREAS, by Resolution No. 3414 passed and adopted February 21, 1950, the Commission ordered Local Improvement A-8, and by Resolution No. 3421 passed and adopted March 7, 1950, said improvement was confirmed after public hearing; and,

WHEREAS the Commission subsequently authorized the execution of a contract for the alley paving in such improvement, and the work covered by said contract has now been completed and the City Manager has reported that the work was done in accordance with specifications and is satisfactory;

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

1. That the paving work done by Hall Paving Co. in Local Improvement A-8 is hereby accepted.

2. That the City Manager and Director of Finance are hereby authorized and directed to pay to the said contractor the full contract price.

Motion for its adoption was made by Commissioner Hendrick, seconded by Commissioner Mayes. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

RESOLUTION NO. 3554

A RESOLUTION ACCEPTING CONSTRUCTION WORK
IN LOCAL IMPROVEMENT A-9

WHEREAS, by Resolution No. 3415 passed and adopted February 21, 1950, the Commission ordered Local Improvement A-9, and by Resolution No. 3422 passed and adopted March 7, 1950, said improvement was confirmed after public hearing; and

WHEREAS the Commission subsequently authorized the execution of a contract for the alley paving in such improvement, and the work covered by said contract has now been completed and the City Manager has reported that the work was done in accordance with specifications and is satisfactory;

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

1. That the paving work done by Hall Paving Co. in Local Improvement A-9 is hereby accepted.

2. That the City Manager and Director of Finance are hereby authorized and directed to pay to the said contractor the full contract price.

Motion for its adoption was made by Commissioner Healy, seconded by Commissioner Mayes. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

ORDINANCE NO. 667

AN ORDINANCE AMENDING ORDINANCE NO. 271, KNOWN AS THE "ZONING ORDINANCE", AS AMENDED, AS TO ZONING REQUIREMENTS OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER, SECTION 32, TOWNSHIP 54 SOUTH, RANGE 41 EAST; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH.

which was read by title and adopted on first reading August 1, 1950, was read again in full. Motion for its adoption was made by Commissioner Hartnett, seconded by Commissioner Healy and the ordinance was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

Thereupon Mayor Phillips declared the ordinance passed and adopted and ordered its publication as Ordinance No. 667.

RESOLUTION NO. 3555

A RESOLUTION AUTHORIZING EXCEPTIONS TO ORDINANCE NO. 271, KNOWN AS THE "ZONING ORDINANCE".

WHEREAS, the Zoning Board of Appeals at its special meetings August 7 and 11, 1950 has recommended that the following exceptions to the provisions of Ordinance No. 271, known as the "Zoning Ordinance", be granted;

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

That the following exceptions to the provisions of Ordinance No. 271 be and the same hereby are granted:

1. Permit construction of addition to existing filling station on Lots 1 and 2, Block 204, Riviera Section 14, having flat roof with no parapet.
2. Permit transfer of retail package liquor store license from 182 Coral Way to 2409 Ponce de Leon Blvd.
3. Permit construction of residence on Lots 10 to

13 inclusive, Block 249, Riviera Section, facing north on Avenue Andora instead of east on Cellini Street.

4. Permit construction of residence on Lot 1, Block 4, Riviera Waterways, facing Avenue Placetas instead of Caballero Blvd.

5. Permit construction of duplex with two separate front entrances on Lot 23 and southwest half of 22, Block 93, Riviera Section.

Motion for its adoption was made by Commissioner Healy, seconded by Commissioner Hartnett. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None

ORDINANCE

AN ORDINANCE AMENDING ORDINANCE NO 271, KNOWN AS THE "ZONING ORDINANCE", AS AMENDED, AS TO ZONING REQUIREMENTS OF LOTS 29 AND 30, BLOCK 19, SECTION K; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH.

was read by title on first reading. Motion for its adoption on first reading was made by Commissioner Hartnett, seconded by Commissioner Mayes. Ordinance was adopted on first reading by the following roll call: "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

Mr. Franklin Parson, representing the owners of Lots 28 to 31 inclusive, Block 11, Flagler Section, appeared before the Commission to discuss the possible use of such property as described in Resolution 3424 passed and adopted March 7, 1950. The Commission had determined that the manufacturing use then in operation on such property was a non-conforming use under the provisions of the zoning ordinance, and as such was a legal use of the property.

RESOLUTION NO. 3556

A RESOLUTION CONCERNING PERMISSIBLE NON-CONFORMING USE OF LOTS 28 TO 31 INCLUSIVE, BLOCK 11, FLAGLER SECTION.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES, FLORIDA:

That it is hereby found and determined that Lots 28 to 31 inclusive, Block 11, Flagler Section, Coral Gables, are subject to a non-conforming use under the zoning laws of the City of Coral Gables, established by continuous use of such property for the manufacturing of paper boxes and dresses since prior to the passage of the present zoning ordinance; and that if such non-conforming use is not interrupted and lost under the provisions of the zoning ordinance of this city, similar uses, within the classification of C-3 Business Use, will be permitted upon such property in the future, provided, however, that the classification, type and kind of business proposed to be established upon such premises is first approved by the Commission of this city.

Motion for its adoption was made by Commissioner Hartnett, seconded by

Commissioner Healy. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

The City Manager advised that in accordance with the current budget, bids have been requested for traffic lights and traffic controllers from Raybro Electric Supplies Inc., General Electric Supply, Graybar Electric Co., and Filer Equipment Company, and recommended the acceptance of the low bid for each item of the proposed equipment.

RESOLUTION NO. 3557

A RESOLUTION ACCEPTING BIDS FOR TRAFFIC LIGHTS AND CONTROLLERS.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES, FLORIDA:

That the bids of the following companies for the equipment as listed below, are hereby found to be the lowest and best bids therefor and are hereby accepted, and the City Manager is hereby authorized to purchase such equipment on behalf of the city:

Raybro Electric Supplies Inc.

2	Eagle type ET4OB semi-actuated traffic controller for two vehicle movements, 2-phase, complete with two 6 ft. type HRD pressure sensitive detectors and one DR5 detector relay	\$1258.00
1	Eagle EA70A traffic controller, 110 volt, 60 cycle, synchronous motor drive, 15 signal circuits, for non-interconnected operation, equipped for five traffic movements, single dial	242.25
8	Eagle type EA71A local 2-movement controllers, for interconnected service, same general specifications as item No. 2	1710.00
2	Eagle type EA71B, 3-movement controllers, interconnected type, same general specifications as item No. 2	456.00
1	Eagle type Ea74A, 2-movement combination local and master controller with all red fire land facilities for remote operation	241.30

Filer Equipment Co.

1	4-direction, 3-section, adjustable, span wire mounted traffic light with funnel hoods and inside light terminal connectors, as per specifications. Marbelite No. BCF-34	219.78
1	5-direction, 3-section, span wire mounting traffic light, with funnel hoods and inside light terminal connectors, as per specifications. Marbelite No. BCF-35	273.60

Motion for its adoption was made by Commissioners Mayes, seconded by Commissioner Hendrick. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

The City Manager recommended the installation of white way overhead street lights, using new type luminaire with up-sweep bracket, on certain streets in the business section, and the removal of present street lights, as follows:

- (A) Ponce de Leon Boulevard
 Remove 66 only 4,000 lumens WWOH fixtures between Avenue Alermia and Avenue Madeira.
 Remove 10 only 2,500 lumens WWOH fixtures between Avenue Madeira and north side of Avenue Mendoza.
 Install 77 only 6,000 lumens WWOH fixtures at locations old fixtures removed.
- (B) Alhambra Circle west of Ponce de Leon Boulevard
 Remove 8 only 1,000 lumens WWUG
 Install 6 only 4,000 lumens WWOH at locations previously specified.
- (C) Alhambra Circle east of Ponce de Leon Boulevard
 Remove 7 only 1,000 lumens WWUG
 Install 6 only 4,000 lumens WWOH at locations previously specified.
- (D) On side streets entering Ponce de Leon Boulevard from east.
 Install 20 only 4,000 lumens WWOH at locations previously specified.
- (E) On side streets entering Ponce de Leon from west.
 Install 16 only 4,000 lumens WWOH

subject to previous approval by the City Manager of the exact location and mounting height of the luminaire before actual installation. He explained that the removal and installation of lights would be accomplished at no cost to the city, but that the annual power bill to the city would be increased approximately \$2,111 because of the use of the new type lights. The Commission authorized the City Manager to order the installation of such lights as recommended.

The City Manager presented a letter from Attorney Roscoe Brunstetter requesting the city to enact an ordinance imposing a 1% tax upon gross premiums of fire insurance companies, to provide additional pension funds for firemen in accordance with F.S.A., Chapter 175. The matter was referred to the City Attorney for study.

The City Manager presented a letter from Attorney W. J. McLeod Jr. inquiring as to the attitude of the city toward purchasing Lots 1, 2, 3 and 24 of Block 76, Granada Section, or in the alternative, rezoning Lot 1 thereof for use as a filling station. The Commission indicated that it was not in favor of any change of zoning to permit use of such property as a filling station, but that it would be receptive to a request for a more liberal zoning.

The City Manager presented a letter from Mr. R. D. Stout, Manager of the Riviera Country Club, requesting permission to erect a directional sign for the club at Bird Road and University Drive. The Commission declined to approve the erection of any such sign.

RESOLUTION NO. 3558

A RESOLUTION ORDERING LOCAL IMPROVEMENT
 A-10.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF
 CORAL GABLES, FLORIDA:

1. That a local improvement described and designated

as follows shall be made under Sections 62 and 63, Chapter 13972, Special Acts of Florida as amended:

Paving the east and west alley in Block 33, Section 1, Coral Gables, running from Ponce de Leon Blvd. to Galiano Street with a 6 inch compacted lime rock base, primed and sealed with asphaltic oils and sand finished to a width of 20 feet,

at an estimated cost of \$1,430, of which an estimated \$1,320 shall be apportioned to abutting properties and an estimated \$110 to the city.

2. That the cost of such improvement, except those portions thereof abutting city owned property, the cost of which shall be borne by the city, shall be defrayed by a special assessment upon all lots and lands adjoining and contiguous or bounding and abutting upon such alley, on a frontage basis, which said properties are hereby designated as Improvement District A-10.

3. That said special assessment shall be payable 30 days after confirmation of such assessment, or at such times and in such installments as the Commission may designate pursuant to Chapter 13972, Special Acts of Florida as amended.

Motion for its adoption was made by Commissioner Healy, seconded by Commissioner Hartnett. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

Mayor Phillips advised that he was sending a telegram to C.A.B., supporting the application of National Airlines for lower air coach fares from Miami to New York and points east.

A letter from Local No. 492, Forty & Eight, enclosing a resolution of that organization opposing any and all Communistic meetings or other activities of any nature, was brought to the attention of the Commission. The City Manager was directed to acknowledge receipt of the resolution.

A discussion was had concerning retention of consulting engineers for preparing plans and specifications of a disposal plant for the proposed sanitary sewer system, and the claim made by the engineering firm of Russell and Axon that such work fell within the scope of that firm's contract with the city, dated October 16, 1946. The matter was referred to the City Attorney with authority to institute a suit for a declaratory judgment to construe the terms of the October 16, 1946 contract, if an amicable settlement could not be reached through negotiation with Russel and Axon.

RESOLUTION NO. 3559

A RESOLUTION AUTHORIZING USE OF PREMISES
AT 2626 PONCE DE LEON BLVD. FOR A RETAIL
PACKAGE LIQUOR STORE.

WHEREAS, the Zoning Board of Appeals at its special

meeting of August 7, 1950 has recommended that the following exception to the provisions of Ordinance No. 271, known as the "Zoning Ordinance", be granted;

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

That the following exception to the provisions of Ordinance No. 271 be and the same hereby is granted:

Extend permitted use of premises at 2626 Ponce de Leon Blvd. as a retail package liquor store for an additional period of one year from November 15, 1950.

Motion for its adoption was made by Commissioner Hartnett, seconded by Commissioner Healy. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy and Hendrick; Mayor Phillips. "Nay" - Commissioner Mayes.

RESOLUTION NO. 3560

A RESOLUTION ORDERING LOCAL IMPROVEMENT
H-77.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES, FLORIDA:

1. That a local improvement described and designated as follows shall be made under Sections 62 and 63, Chapter 13972, Special Acts of Florida as amended:

Paving San Amaro Drive from Blue Road to Avenue Campo Sano, and paving San Amaro Court from San Amaro Drive to Avenue Campo Sano, in Riviera Section 4, Coral Gables, with a 6 inch compacted lime rock base, primed and sealed with asphaltic oils and sand finished to a width of 20 feet,

at an estimated cost of \$3,667, of which an estimated \$1,663 shall be apportioned to abutting properties and an estimated \$2,004 to the city.

2. That the cost of such improvement, except intersections, the cost of which shall be borne by the city, shall be defrayed by a special assessment upon all lots and lands adjoining and contiguous or bounding and abutting upon such streets, on a frontage basis, which said property is hereby designated as Improvement District H-77.

3. That said special assessment shall be payable 30 days after confirmation of such assessment, or at such times and in such installments as the Commission may designate pursuant to Chapter 13972, Special Acts of Florida as amended.

Motion for its adoption was made by Commissioner Healy, seconded by Commissioner Hendrick. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

The Commission authorized the Mayor and City Manager to negotiate with Mr. Ray Gauger concerning preparation of necessary revisions of the plans and specifications of the new bus terminal to permit a reduction of the cost thereof, and to authorize Mr. Gauger to proceed with such revisions, providing that the cost thereof, together with fees due Mr. Harvey Baxter, does not exceed \$3,500.

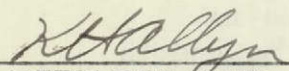
There being no other business the meeting was adjourned.

APPROVED:



MAYOR
W. Keith Phillips

ATTEST:



ACTING CITY CLERK
K. H. Allyn

MINUTES OF SPECIAL MEETING
OF THE CITY COMMISSION
SEPTEMBER 2, 1950

Pursuant to call of the City Clerk upon the written request of the Mayor, and after notice duly served upon each member of the Commission of the City of Coral Gables, (said request, call and a written acknowledgment of receipt of notice being attached hereto and made a part thereof) the Commission of the City of Coral Gables convened in special session at the City Hall at 9:00 o'clock A.M. Saturday, September 2, 1950.

Mayor Phillips in the Chair; Commissioners Hartnett, Healy, Hendrick and Mayes present. Absent: none.

ORDINANCE

AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE ISSUANCE OF \$300,000 MUNICIPAL TRANSIT TERMINAL REVENUE CERTIFICATES OF THE CITY OF CORAL GABLES, FLORIDA, FOR THE PURPOSE OF FINANCING THE COST OF A MUNICIPAL TRANSIT TERMINAL AND APPURTENANT FACILITIES, SETTING FORTH THE TERMS AND CONDITIONS ON WHICH SAID REVENUE CERTIFICATES ARE TO BE ISSUED AND OUTSTANDING, PROVIDING FOR THE COLLECTION, SEGREGATION AND APPLICATION OF INCOME AND REVENUES FOR SECURING AND PAYING SAID REVENUE CERTIFICATES, DESIGNATING A TRUSTEE, AND PROVIDING FOR THE RIGHTS OF SUCH TRUSTEE AND THE HOLDERS OF SAID REVENUE CERTIFICATES IN THE ENFORCEMENT THEREOF.

was read in full upon first reading. Motion for its adoption on first reading was made by Commissioner Healy, seconded by Commissioner Mayes. The ordinance was adopted upon first reading by the following roll call: "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

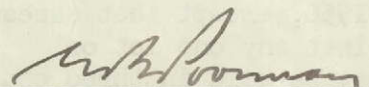
There being no other business the meeting was adjourned.

APPROVED:



MAYOR
W. Keith Phillips

ATTEST:



CITY CLERK
E. B. Poorman

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MINUTES OF REGULAR MEETING
OF THE CITY COMMISSION
SEPTEMBER 5, 1950

The Commission of the City of Coral Gables convened in regular session at the City Hall at 8:00 o'clock P.M., Tuesday, September 5, 1950. Vice Mayor Hendrick in the Chair; Commissioners Hartnett, Healy and Mayes present. Absent: Mayor Phillips.

Minutes of the regular meeting of August 15, 1950 were read and approved.

RESOLUTION NO. 3561

A RESOLUTION CONFIRMING THE PRELIMINARY
ASSESSMENT ROLL FOR LOCAL IMPROVEMENT A-8.

WHEREAS the Commission of the City of Coral Gables met at 8 o'clock P.M., September 5, 1950, pursuant to legal notice of said meeting published in accordance with the provisions of the city charter, to hear objections by interested persons to the confirmation of the preliminary assessment roll for Local Improvement A-8, and no objections were voiced;

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

1. That the assessments as imposed and indicated in the preliminary assessment roll for Local Improvement A-8 be, and they hereby are, confirmed and sustained against all lots and parcels of land described therein.
2. That it is hereby found that the amount assessed for and upon each of the lots and parcels described in said preliminary assessment roll is not more than the amount that each of said lots and parcels is specifically benefited by said improvement, and that such amount is in proportion to the benefits that each of said properties received thereby, and that the proportion of said work to be paid by the City of Coral Gables has been duly taken into account and eliminated from the total cost of said work before the apportionment of the assessments against the separate lots or parcels.
3. That the total amount of said assessment and the apportionment of cost of said improvement as follows:

Total cost	\$ 695.50	Apportioned to abutting
Apportioned to City	<u>484.37</u>	lots and parcels, per
Apportioned to		lineal front foot: \$.8681
abutting property	\$ 211.13	

be and the same hereby is confirmed.

4. That each and every assessment described herein shall become due and payable October 15, 1950, except that assessments in the amount of \$25.00 or more against any one lot or parcel as shown on the plats of record, may be paid in three equal installments on or before the first day of November 1950, 1951, and 1952, provided that the owner thereof shall file with the City Manager, on or before October 15, 1950, his written undertaking waiving all irregularities and illegalities in connection with said assessments against such lot or parcel; all deferred payments or delinquent payments to bear interest at the rate of 6 percent per annum from October 15, 1950.

5. That the Director of Finance is hereby authorized to transfer the necessary amount to pay the cost of Local Improvement A-8 as shown above, from the Trust and Reserve Fund of the city to the Current Fund as a temporary loan, such loan to be repaid as follows:

- (a) The city portion of said assessment in the amount of \$484.37 shall be repaid in three annual installments without interest at the same times the installments are due on assessments of abutting property;
- (b) The remainder of such loan shall be repaid by transferring to the Trust and Reserve Fund all payments received from the assessments upon abutting property in said improvement districts;
- (c) All interest received upon deferred installments of such assessments upon abutting property shall be likewise paid into the Trust and Reserve Fund account.

Motion for its adoption was made by Commissioner Hartnett, seconded by Commissioner Mayes, Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy and Mayes; Vice Mayor Hendrick. "Nays" - None.

RESOLUTION NO. 3562

A RESOLUTION CONFIRMING THE PRELIMINARY ASSESSMENT ROLL FOR LOCAL IMPROVEMENT A-9

WHEREAS the Commission of the City of Coral Gables met at 8 o'clock P.M., September 5, 1950, pursuant to legal notice of said meeting published in accordance with the provisions of the city charter, to hear objections by interested persons to the confirmation of the preliminary assessment roll for Local Improvement A-9, and no objections were voiced;

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

1. That the assessments as imposed and indicated in the preliminary assessment roll for Local Improvement A-9 be, and they hereby are, confirmed and sustained against all lots and parcels of land described therein.

2. That it is hereby found that the amount assessed for and upon each of the lots and parcels described in said preliminary assessment roll is not more than the amount that each of said lots and parcels is specifically benefited by said improvement, and that such amount is in proportion to the benefits that each of said properties received thereby, and that the proportion of said work to be paid by the City of Coral Gables has been duly taken into account and eliminated from the total cost of said work before the apportionment of the assessments against the separate lots or parcels.

3. That the total amount of said assessment and the apportionment of cost of said improvement as follows:

Total cost	\$1,542.60	Apportioned to abutting
Apportioned to Oglesby		lots and parcels, per
for paving of easterly		lineal front foot: \$1.05
alley outlet per agree-		
ment 2/21/50	350.49	
Apportioned to City	<u>128.87</u>	
Apportioned to abutting		
property on front		
foot basis	\$1,063.24	

be and the same hereby is confirmed.

4. That each and every assessment described herein shall become due and payable October 15, 1950, except that assessments in the amount of \$25.00 or more against any one lot or parcel, as shown on the plats of record, may be paid in three equal installments on or before the first day of November, 1950, 1951, 1952, provided that the owner thereof shall file with the City Manager, on or before October 15, 1950, his written undertaking waiving all irregularities and illegalities in connection with said assessments against such lot or parcel; all deferred payments or delinquent payments to bear interest at the rate of 6 percent per annum from October 15, 1950.

5. That the Director of Finance is hereby authorized to transfer the necessary amount to pay the cost of Local Improvement A-9 as shown above, from the Trust and Reserve Fund of the city to the Current Fund as a temporary loan, such loan to be repaid as follows:

- (a) The city portion of said assessment in the amount of \$128.87 shall be repaid in three annual installments without interest at the same times the installments are due on assessments of abutting property;
- (b) The remainder of such loan shall be repaid by transferring to the Trust and Reserve Fund all payments received from the assessments upon abutting property in said improvement districts;
- (c) All interest received upon deferred installments of such assessments upon abutting property shall be likewise paid into the Trust and Reserve Fund Account.

Motion for its adoption was made by Commissioner Hartnett, seconded by Commissioner Mayes. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy and Mayes; Vice Mayor Hendrick. "Nays" - None.

RESOLUTION NO. 3563

A RESOLUTION CONFIRMING THE RESOLUTION ORDERING LOCAL IMPROVEMENT H-77.

WHEREAS the Commission of the City of Coral Gables met at 8 o'clock P.M., September 5, 1950, pursuant to legal notice duly published in accordance with the provisions of the charter of the city to hear all objections presented by interested parties to the confirmation of Resolution 3560 passed and adopted August 15, 1950 and ordering Local Improvement H-77. and to plans, specifications and estimates of cost of such improvement, and no objections to such improvement were made;

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

That Resolution No. 3560 passed and adopted August 15, 1950 and ordering Local Improvement H-77, be and the same is hereby confirmed and the cost of such improvement, except the cost of intersections and except that abutting city owned property, shall be assessed against all lots and lands adjoining and abutting upon such improvement.

Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Healy. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy and Mayes; Vice Mayor Hendrick. "Nays" - None.

RESOLUTION NO. 3564

A RESOLUTION CONFIRMING THE RESOLUTION ORDERING LOCAL IMPROVEMENT A-10

WHEREAS the Commission of the City of Coral Gables met at 8 o'clock P.M., September 5, 1950, pursuant to legal notice duly published in accordance with the provisions of the charter of the city to hear all objections presented by interested parties to the confirmation of Resolution 3558 passed and adopted August 15, 1950 and ordering Local Improvement A-10, and to plans, specifications and estimates of cost of such improvement, and no objections to such improvement were made;

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

That Resolution No. 3558 passed and adopted August 15, 1950 and ordering Local Improvement A-10, be and the same is hereby confirmed and the cost of such improvement, except that abutting city owned property, shall be assessed against all lots and lands adjoining and abutting upon such improvement.

Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Healy. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy and Mayes; Vice Mayor Hendrick. "Nays" - None.

Mr. Franklin Parson, representing Byrne & Sons, and Mr. Charles M. Byrne of that firm, appeared before the Commission concerning permissible use of Lots 28 to 31 inclusive, Block 11, Flagler Section, which was adjudged to be a C-3 business use by Resolution 3556 passed August 15, 1950. They stated that Byrne & Sons, which is engaged in the business of retail sale of furniture, proposed to use the building on the above premises for the warehousing of furniture. Furniture would be unloaded by company truck at this location, unpacked, repaired if necessary, and immediately delivered to retail furniture outlets. Mr. Byrne stated that he desired to use the premises for the repair of furniture and contemplated the possibility in the future of using such premises for the light manufacturing of furniture and bedding and for retail sales. Considerable discussion was had upon the proposed use, during which discussion the Commission stated that it would be opposed to the spraying or finishing of furniture out of doors at said location, and would be opposed to the use of such location for the overnight storage of any considerable number of trucks. It was pointed out that the previous users of the premises had on some occasions parked one or two trucks upon the premises and had also parked vehicles inside the building. The Commission indicated that it had no objections to the parking of vehicles inside the building or any similar use of the premises that did not exceed or extend the former use in that respect. At the conclusion of the discussion the following resolution was presented and read.

RESOLUTION NO. 3565

A RESOLUTION DEFINING PERMITTED USE OF PREMISES HEREIN DESCRIBED.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES, FLORIDA:

That the following use of Lots 28 to 31 inclusive, Block 11, Flagler Section, is hereby declared to be permissible as a continuation of the existing non-conforming use of such premises: use as a furniture warehouse, in connection with the business of the retail sale of furniture, for temporary storage of furniture pending distribution to retail outlets, and for making of minor repairs and refinishing of furniture marred in shipment, and for the retail sale of furniture from such premises.

Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Healy. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy and Mayes; Vice Mayor Hendrick. "Nays" - None.

RESOLUTION NO. 3566

A RESOLUTION AUTHORIZING THE PURCHASE OF RADIO EQUIPMENT.

WHEREAS the City Manager and the Director of Public Safety have received price quotations from Communications Company Incorporated and from other manufacturers for radio equipment for use by the Department of Public Safety and other departments of the city, and have recommended the purchase of the equipment listed below;

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

1. That the City Manager be, and he hereby is, authorized to purchase from Communications Company Incorporated on behalf of the city the following radio equipment for a purchase price of \$6,432.60, less the amount of delinquent 1949 personal property taxes due and owing the city from the company:

- 1 Main Station Receiver COMCO Model 276-RA
- 8 Automobile mobile 2-way units COMCO Model M 275/276
- 3 Motorcycle Mobile 2-way Units COMCO Model M 275(F)C1
- 1 Spare Chassis for Mobile Unit COMCO Model 275/276
- 1 Complete Bench Test Set-up (Control box and cable)
- 1 VHF Power Meter COMCO Model 232-F
- 1 Remote Control Unit
- 1 Special Telephone line adaptor
- 1 Special Desk Mounted Control Unit.
- 1 Emergency Portable Station COMCO Type PM-275 F-3

and

Conversion of 7 Model 275 mobile units, replacing receivers with Model 276 Receivers

Completely rework and overhaul Model 170 50-watt Base Station Transmitter

all in accordance with detail specifications prescribed by the City Manager, provided that the Communications Company Incorporated furnish the city with a written contract of guaranty that the equipment so delivered and installed will meet all standards of comparable modern radio equipment, such contract to be approved in form by the City Attorney.

2. That in applying the amount of personal property taxes owed by the Company to this purchase price the Tax Collector is hereby authorized to waive any penalty due upon such tax.

Motion for its adoption was made by Commissioner Healy, seconded by Commissioner Mayes. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy and Mayes; Vice Mayor Hendrick. "Nays" - None.

The City Manager advised that a request for bids had been published for re-roofing portions of the library building and for the re-roofing of the City Hall, and that bids had been received from several firms therefor.

The following resolution was then presented and read.

RESOLUTION NO. 3567

A RESOLUTION ACCEPTING THE BID OF GIFFEN INDUSTRIES INC. FOR RE-ROOFING THE CITY HALL.

WHEREAS a request for bids had been published for re-roofing of the City Hall in accordance with plans and specifications attached thereto and bids therefor were received as follows:

Giffen Industries Inc.	\$4,818.00
J. M. Montgomery Co. Inc.	5,500.00

both companies furnishing a ten year guarantee for such work; and

WHEREAS the bid of Giffen Industries Inc. is low bid and fully meets specifications ordered;

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

1. That the above recited bid of Giffen Industries Inc. is hereby determined to be the lowest and most advantageous bid to the city and is hereby accepted.
2. That the City Manager and City Clerk be and they hereby are authorized to execute a contract with the said Giffen Industries Inc. for such work in accordance with such bid and the plans and specifications therefor.

Motion for its adoption was made by Commissioner Healy, seconded by Commissioner Hartnett. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy and Mayes; Vice Mayor Hendrick. "Nays" - None;

The City Manager then advised that three bids had been received for re-roofing portions of the library as follows:

Guy Malcomb Co.	\$1,820.00 - 10 yr. guarantee
Giffen Industries Inc.	1,854.00 - 10 yr. guarantee
J. M. Montgomery Roofing Co. Inc.	1,742.00 - 5 yr. guarantee

In view of the more limited guarantee offered by the Montgomery Roofing Co. the City Manager recommended the acceptance of the bid of Guy Malcomb Co. as being the lowest and most advantageous bid. Mr. Montgomery was present at the meeting and advised that a specific guarantee period had not been specified, and that he would have been willing to make a ten year guarantee if he had believed it desired,

and that he would be willing to sign a contract with a ten year guarantee.

Commissioner Healy then moved that the bid of the J. M. Montgomery Roofing Co. Inc. be accepted as the lowest and most advantageous bid to the city. The motion failed for want of a second.

Commissioner Mayes then moved that the bid of Guy Malcomb Co. be accepted as the lowest and most advantageous bid to the city. The motion failed for want of a second.

The following resolution was presented and read.

RESOLUTION NO. 3568

A RESOLUTION ACCEPTING THE BID OF THE
J. M. MONTGOMERY ROOFING CO. INC.

WHEREAS bids have been submitted by Guy Malcomb Co., Giffen Industries Inc. and J. M. Montgomery Roofing Co. Inc. for re-roofing portions of the library building, and the bid of J. M. Montgomery Roofing Co. Inc. is the low bid in the amount of \$1,742.00; and

WHEREAS the J. M. Montgomery Roofing Co. Inc. has expressed willingness to increase the guarantee period for such work to ten years in accordance with the guarantee of the other bidders;

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

1. That the bid of the J. M. Montgomery Roofing Co. Inc. for re-roofing portions of the library building in accordance with plans and specifications published, in the amount of \$1,742.00, with a guarantee of ten years, is hereby determined to be the lowest and most advantageous bid to the city, and is hereby accepted.

2. That the City Manager and City Clerk be and they hereby are authorized to execute a contract with the said J. M. Montgomery Roofing Co. Inc. for such work in accordance with such bid and the plans and specifications therefor.

Motion for its adoption was made by Commissioner Healy, seconded by Commissioner Hartnett. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett., Healy and Mayes; Vice Mayor Hendrick. "Nays" - None.

Mr. Leslie G. Rome appeared before the Commission to discuss litigation brought by him as attorney for Miss Grace Renard, owner of tax certificates on the Isabelle Herman house at 848 Avenue Malaga, requesting a conservator of the estate with power to take over and restore the property and abate the existing nuisance caused by the run-down condition of the property. He advised that the court had denied the request for a conservator, and suggested that it would be to the best interest of the City of Coral Gables to intervene in such suit in an effort to abate the nuisance. The City Attorney advised that he had been informed that a real estate broker in Coral Gables had recently been successful in

reaching Mrs. Herman by registered mail, and recommended that any action by the city be held in abeyance for 30 days. No further action was taken.

RESOLUTION NO. 3569

A RESOLUTION AUTHORIZING THE EXCAVATION OF CANAL ADJACENT TO LOTS 12 to 23 INCLUSIVE, BLOCK 99 COUNTRY CLUB SECTION 5.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES, FLORIDA:

That permission is hereby granted to C.A. O'Neill to clear Lots 12 to 23 inclusive, Block 99, Country Club Section #5, and to excavate the canal adjoining such lots to the platted lot lines thereof upon the following terms and conditions:

- 1. That permission for such excavation be secured from the owners of such lots.
- 2. That excavation be done in such manner as to prevent damage to any other property.
- 3. That no explosives be used or blasting done without prior consent of the City Manager.
- 4. That work be done at reasonable hours as established by the City Manager.
- 5. That throughout the length of the excavation above authorized, the canal shall be excavated to a depth of not less than minus eight feet mean low water U.S.E.D. Bay Datum.
- 6. That excavation shall be completed and site cleaned up to the satisfaction of the City Manager on or before the expiration of 6 months from the date hereof, and in default thereof the city shall have the right, at the end of such period, to enter upon the premises and remove any spoil remaining thereon and dispose of same as it may see fit.

Motion for its adoption was made by Commissioner Healy, seconded by Commissioner Mayes. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy and Mayes; Vice Mayor Hendrick. "Nays" - None.

RESOLUTION NO. 3570

A RESOLUTION AUTHORIZING THE EXCAVATION OF CANAL ADJACENT TO LOTS 1 TO 8 INCLUSIVE, BLOCK 56, RIVIERA SECTION PART 4.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES, FLORIDA:

That permission is hereby granted to Troup Bros. Inc. to clear Lots 1 to 8 inclusive, Block 56, Riviera Section Part 4, and to excavate the canal adjoining such lots to the platted lot lines thereof upon the following terms and conditions:

- 1. That permission for such excavation be secured from the owners of such lots.
- 2. That excavation be done in such manner as to prevent damage to any other property.

3. That no explosives be used or blasting done without prior consent of the City Manager.

4. That work be done at reasonable hours as established by the City Manager.

5. That throughout the length of the excavation above authorized, the canal shall be excavated to a depth of not less than minus eight feet mean low water U.S.E.D. By Datum.

6. That excavation shall be complete and site cleaned up to the satisfaction of the City Manager on or before the expiration of 6 months from the date hereof, and in default thereof the city shall have the right, at the end of such period, to enter upon the premises and remove any spoil remaining thereon and dispose of same as it may see fit.

Motion for its adoption was made by Commissioner Healy, seconded by Commissioner Hartnett. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy and Mayes; Vice Mayor Hendrick. "Nays" - None.

RESOLUTION NO. 3571

A RESOLUTION DEALING WITH ORDINANCE NO. 661 OF THE CITY OF CORAL GABLES, THE SAME BEING AN ORDINANCE DEALING WITH WEEDS, GRASS, AND THE KEEPING OF PREMISES IN A SANITARY CONDITION; AND MAKING AN APPROPRIATION FOR WORK THEREUNDER.

WHEREAS, heretofore, the City of Coral Gables has adopted Ordinance No. 661, under date of July 5, 1950, which said ordinance is designed to keep all premises in the City of Coral Gables in a sanitary condition, for the health, safety, and welfare of the citizens of Coral Gables; and

WHEREAS, it is believed by the City Commission that good policy and proper government of the city lie in the enforcement of said Ordinance No. 661; and

WHEREAS, the City Manager has reported to the City Commission that certain properties, within the city, and hereinafter described, are in such condition as to be in violation of the terms and conditions of said Ordinance No. 661;

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

1. That the City Manager is hereby authorized and instructed to remedy the conditions existing on the properties hereinafter described, which caused said properties to be in violation of Ordinance No. 661 of the City of Coral Gables, passed and adopted on July 5, 1950, to-wit:

<u>Description</u>	<u>Estimated Cost of Clearing</u>
Section B - Lots 33-34, Block 32	\$ 125.00
Section C - Lots 1-2, Block 4	80.00
Lots 7-8, Block 12	80.00
Coconut Grove Section	
Lots 1-4 incl., Block 16	140.00
Country Club Section Part 1	
Lots 11, Block 7	75.00
Lots 14, Block 7	75.00
Country Club Section Part 3	
Lots 12-13, Block 46	80.00
Lots 16-17, Block 46	75.00
Country Club	

Country Club Section Part 6	
Lot 10, Block 120	\$ 65.00
Section E - Lots 21-22, Block 15	75.00
Riviera Section	
Lot 19, Block 125	50.00
Lot 8, Block 257	125.00
	<hr/>
	\$1,045.00

2. That the City Manager shall promptly take action, and give such instructions as shall bring about the prompt administration and enforcement of the terms of the ordinance.

3. That the Director of Finance shall set up and keep, for public inspection, in his office, a book which shall be entitled "Sanitary Lien Book" and in that book shall be set forth the following:

- (a) Description of property.
- (b) Date of passage of resolution declaring property to be in violation of Ordinance No. 661 and ordering conditions remedied.
- (c) Date of notice given to owner of property regarding violation.
- (d) Address of owner.
- (e) Total cost of the work, including advertising, stamps and other costs.
- (f) Date of completion of the work.
- (g) Date of publication of notice of completion of the work as set forth in the ordinance.
- (h) Response of the owner of notice, if any.
- (i) Such other information as may be required by the terms of the ordinance or proper in keeping the records straight.

4. Before proceeding with the enforcement of the terms of the ordinance and solely as an additional notice to the owner and opportunity to the owner to be heard before the doing of any work on such properties and incurring of any charges against same, the City Manager, whenever in his discretion the condition of the property is such that a delay of from 15 to 30 days will not be inimical to the health, safety and welfare of the citizens of Coral Gables, is instructed to send to the owner or owners of such properties a notice, generally but not specifically, in the following form:

"To _____
Address _____

Our records indicate you to be the owner of the following property in the City of Coral Gables, (Give description of the property.)

An inspection of this property indicates that it is such as to be in violation of Ordinance No. 661 because (Here state why property is in violation, such as length of grass, standing water, etc.).

The City Commission has instructed me, as City Manager, to cause these conditions to be remedied. You are therefore advised that unless the condition of this property is remedied so as to make it non-violative of the terms of Ordinance No. 661 within 15 days from the date hereof, the City proposes to remedy such conditions and the cost of such operation will be imposed as a lien against this property. Our estimate of the probable cost is \$_____.

Very truly yours,

City Manager."

5. That the City Manager shall send such notification to the owner or owners as reflected by the city records to the address as reflected by the city records. In cases where the city records indicate no name or address of the last known owner or owners the City Manager will not give any notice preparatory to the commencement of the work.

6. In no event shall the failure by the City Manager to give or the owner or owners to receive the notice provided for herein, operate to defeat the lien against properties where the work has been carried out to remove a violation of the ordinance, provided the terms of the ordinance are carried out.

7. The procedure set up herein shall obtain in the event of future properties reported by the City Manager to the City Commission to be in violation of Ordinance No. 661 shall be followed with such changes or additions only as may be set forth in the resolution ordering the work done.

8. That the Director of Finance is hereby authorized to transfer the sum of not to exceed \$1,100.00 from the Trust and Reserve Fund of the city to the Current fund as a temporary loan, for the purpose of financing and advancing the cost of clearing the lots and parcels as above described, such loan to be repaid to the Trust and Reserve Fund upon reimbursement to the city of the cost of such clearing, either from the property owners or from a sale of assignment of the liens established for such clearing.

Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Healy. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy and Mayes; Vice Mayor Hendrick. "Nays" - None.

RESOLUTION NO. 3572

A RESOLUTION APPROPRIATING \$3,000 FROM THE SPECIAL BENEFIT RESERVE FOR PREVENTIVE WORK TO REDUCE DAMAGES IN TIME OF HURRICANE.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES, FLORIDA:

That the sum of \$3,000 is hereby appropriated from the Trust and Reserve Fund-Special Benefit Reserve to Account 2671 for the purpose of cutting down dead trees on vacant lots and lands within the city where such trees are a hazard to buildings or utilities services or where such trees are likely to cause an obstruction in streets and thoroughfares in time of high winds and hurricane, as a preventive measure to reduce damages and cost of removing debris after hurricanes and high winds.

Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Healy, Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy and Mayes; Vice Mayor Hendrick. "Nays" - None.

A discussion was held concerning delinquencies in payment of garbage and trash fees, and the following resolution was presented and read.

RESOLUTION NO. 3573

A RESOLUTION DIRECTING THE CITY ATTORNEY TO INSTITUTE PROCEEDINGS AGAINST PERSONS DELINQUENT IN PAYMENT OF GARBAGE AND TRASH COLLECTION FEES.

BE IT RESOLVED BY THE COMMISSION OF THE CITY
OF CORAL GABLES, FLORIDA:

That the City Attorney is hereby authorized and directed to institute proceedings in Small Claims Court against persons who are delinquent in the payment of garbage and trash collection fees due and owing the city.

Motion for its adoption was made by Commissioner Hartnett, seconded by Commissioner Mayes. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy and Mayes; Vice Mayor Hendrick. "Nays" - None.

It was suggested that the City Manager and the Director of Public Works furnish the City Attorney with the names of ten delinquents and that suits against such persons be instituted immediately. Commissioner Hartnett suggested during the discussion that the policy of the city be changed and that garbage and trash be collected from all premises within the city, and that the issuance of garbage and trash tags be eliminated. The City Manager stated that in his opinion the retention of the present system of discontinuance of service for nonpayment of fees would be more effective, and suggested that the present system be continued. No action was taken on Commissioner Hartnett's suggestion. The City Manager recommended that the Commission adopt a policy to furnish an annual metal tag to evidence payment of annual garbage and trash fees instead of giving to the public four paper tags covering each of the quarters of a year. The Director of Finance recommended that if an annual tag be used, a standard one year period ending September 30 each year be fixed as the period of sale of annual tags, instead of permitting the payment of fees for twelve months beginning with the start of any calendar quarter, and recommended prorationing of fees for periods ending September 30 as follows: three quarters, \$15.00; two quarters, \$10; to correspond with the rate for the annual fee. Under such a system fees for collection service could be paid for any combination of quarters of two or more, which ended September 30, at the regular annual discount rate, and those who paid such fees annually beginning July 1 would be afforded the opportunity of purchasing a year and one quarter for \$25.00.

In further discussing the necessary amendments to the garbage and trash collection ordinance, the City Manager recommended that the responsibility and liability of paying garbage and trash collection fees for commercial buildings be fixed upon the owners of such buildings as has been done concerning such fees for apartments.

The following ordinance incorporating the above discussed amendments was thereupon introduced and read.

ORDINANCE NO. 668

AN ORDINANCE REGULATING THE ACCUMULATION, REMOVAL AND DISPOSAL OF GARBAGE, TRASH AND GARDEN TRASH IN THE CITY OF CORAL GABLES: PROVIDING FOR FEES FOR THE REMOVAL AND DISPOSAL OF GARBAGE, TRASH AND GARDEN TRASH BY THE CITY OF CORAL GABLES: PRESCRIBING LICENSE FEES AND CONDITIONS UNDER WHICH REMOVAL AND DISPOSAL MAY BE MADE BY PERSONS OTHER THAN EMPLOYEES OF THE CITY: PROVIDING PENALTIES FOR THE VIOLATION HEREOF: PROVIDING FOR THE SEPARABILITY OF THE PROVISIONS HEREOF: REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT OR INCONSISTENT HEREWITH: AND DECLARING THIS ORDINANCE TO BE AN EMERGENCY ORDINANCE.

was read upon first reading. Motion was made by Commissioner Hartnett, seconded by Commissioner Healy, that the requirement of reading on two separate days be dispensed with and the ordinance be placed on second reading at once. Motion was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy and Mayes; Vice Mayor Hendrick. "Nays" - None.

Thereupon the ordinance was read again in full. Motion for its adoption was made by Commissioner Hartnett, seconded by Commissioner Healy, and the ordinance was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy and Mayes; Vice Mayor Hendrick. "Nays" - None.

Thereupon Vice Mayor Hendrick declared the ordinance passed and adopted and ordered its publication as Ordinance No. 668.

The City Manager, at his request, was authorized to remove a small abandoned house or structure located on property of Helen S. Pearson at Coco Plum Plaza. The City Manager stated that such structure was run-down and very unsightly and Mr. J. E. Ravlin had advised that he has in his possession the owner's written authority for the city to remove such structure providing it be at no expense to her.

The City Manager recommended the installation of the following street lights:

1,000 Lumens Overhead Bracket Lights

- Corner of Avenue Alfonso and Cellini Street.
- On present pole just east of corner of Avenue Alfonso and Casteneda St.
- Avenue Sevilla approximately 100 feet west of Douglas Road.
- Northwest corner of Ridgewood Road and Ingraham Highway.
- Northwest corner Brighton Place and Ingraham Highway.
- Southeast corner of Palmarito Street and Jeronimo Drive.
- Dorner Avenue Antiquora and Galiano Street.

2,500 Lumens Overhead Brackets on Steel
Poles, Exact Location of Poles to be
Approved by City Prior to Installation

Remove present 1,000 lumens overhead bracket light in alley case-
ment approximately 100 feet west of Riviera Drive on Avenues
Altara, San Lorenzo and San Esteban.

Install 5 new fixtures on east side of Riviera Drive at inter-
section of Avenues San Antonio, Altara, San Lorenzo, San Esteban
and Jeronimo Drive.

The recommendation was approved.

The City Manager presented an agreement supplementing the agreement
entered into by the city, Walter Butler Company and Mr. Ray R. Gauger on Novem-
ber 29, 1949, and providing for certain requested amendments to the plans
for the proposed new bus terminal.

RESOLUTION NO. 3574

A RESOLUTION AUTHORIZING EXECUTION OF A
SUPPLEMENTAL AGREEMENT FOR ARCHITECT'S
SERVICES IN CONNECTION WITH THE NEW BUS
TERMINAL.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF
CORAL GABLES, FLORIDA:

That the City Manager and City Clerk be and they
hereby are authorized and directed to execute on behalf of
the City of Coral Gables a contract with Ray R. Gauger and
Walter Butler Company for additional and supplemental archi-
tect's services in connection with the new bus terminal in
form and substance as follows:

-oOo-

RIDER TO AGREEMENT

THIS AGREEMENT, made this 7th day of September, 1950, by and between
THE CITY OF CORAL GABLES, a municipal corporation of the State of Florida,
hereinafter called the "CITY" and WALTER BUTLER COMPANY, a Minnesota corp-
oration, duly authorized and licensed to do business in the State of
Florida, hereinafter called the "COMPANY", and RAY R. GAUGER, a duly reg-
istered and licensed architect, hereinafter called the "ARCHITECT";

THIS AGREEMENT, being in the nature of a rider to that certain prior
or subsisting Agreement by and between the same parties, relating to the
proposed MUNICIPAL BUS TERMINAL BUILDING of the City, bearing date of the
29th day of November, 1949, hereby incorporated herein, by reference with
the same intent, purpose and effect, as if said last mentioned Agreement
were fully set forth herein:

W I T N E S S E T H

WHEREAS, the Architect, under and in accordance with all applicable
requirements of said prior and subsisting AGREEMENT, dated as aforesaid,
the 29th day of November, 1949, rendered unto the City, all Architect-
ural Services incidental thereto and subsequently completed, under the
supervision and pursuant to the direction of the City, all of the Plans,
Drawings and Specifications necessary for the construction of said pro-
posed Municipal Bus Terminal Building and delivered the same to the City:

WHEREAS, the City, for the purpose of effecting economies and for
other purposes of the City, subsequently ordered and directed the
Architect to make various changes and revisions in said Plans, Drawings

and Specifications, for the making of which the Architect would be entitled to claim extra compensation, payable to the Architect, by the City, and it is the purpose and intent of the parties hereto, that adequate provisions be made hereunder for the making of such changes and revisions and the payment of such extra compensation:

NOW, THEREFORE, it is hereby agreed by and between the City and the Architect, supplemental to the provisions of said prior and subsisting Agreement, bearing date of the 29th day of November, 1949, with the consent of the Company, as follows:

1. That, the City, under the conditions and for the purposes aforesaid, heretofore ordered and directed and hereby orders and directs the Architect to perform the requisite Architectural and redrafting services therefor, and to make the following specified changes and revisions in the aforesaid Plans, Drawings and Specifications, for said proposed Municipal Bus Terminal Building, viz:
 - a. Provide therein for the substitution of Bar Joist with 2" poured gypsum on one inch insulation board, in lieu of concrete roof construction thereby heretofore required; and otherwise redesign roof for a 30-lb. live load with no provision for any future second story; and design built-up roof for 20-year guarantee and bonded, (4 layers 15 lb. felt, tar and gravel).
 - b. Provide therein therefor and use in regard to the Structural design, 6000 lbs, per sq. ft. for safe bearing value of soil to receive the footings in lieu of 4000 lbs. per sq. ft. thereby heretofore used for said purpose:
 - c. Provide therein for reduction of height thereby heretofore specified for the Building, by 3 ft., and for the height thereof from the floor to the protecting cantilever, of 10 ft. and for the overall height thereof up to the coping, of approximately 17 ft.:
 - d. Provide therein for the installation and use of Florida Keystone or Oolite Stone in lieu of all other stone thereby heretofore specified and for general stone trim of 2" thickness, with allowance of 3" from the face of stone to the outside face of the concrete block; and in lieu of any other requirements thereby heretofore prescribed therefor, provide for use of colored slump brick for all flower boxes and for height of same equal to two courses of colored slump brick:
 - e. Provide therein for the installation of 8" thick cement concrete coping reinforced with not less than two 1/2" round steel rods and 6" in height, in lieu of stone coping thereby heretofore specified; and for the installation of 12" concrete block for backing up of series of pilasters at store fronts, in lieu of reinforced concrete thereby heretofore specified:
 - f. Provide therein for use of water proofed mortar for laying stone and delete therefrom all requirements for waterproofing of exterior stone:
 - g. Provide therein for the reduction of width of the concourse platform and roof of same thereby heretofore specified, by 20 ft. and for the eliminating of one row of columns thereby heretofore specified; and for the increase of the width of the planting strips by 6 ft, and the width of the setback of the sidewalk from the property line by 4 ft., respectively, as thereby heretofore specified:

- h. Delete therefrom all requirements for the installation of glazed tile on specified concrete columns of the concourse and provide therein for the reduction of such columns to 12" in contemplation of the probable substitution therefor of steel pipe columns. Provide therein for the reduction of width of the dispatcher's booth on the concourse platform to 8' 4" wide and center booth location on platform both ways.
 - i. Delete therefrom requirement for one of the horizontal members of pipe guard rails and provide therein for the placement of an intermediate pipe in the middle of the railing:
 - j. Provide therein for the installation of Kawneer or equal narrow line single entrance doors, 3'4" x 7' high, for shops and restaurant in lieu of the doors thereby heretofore specified therefor:
 - k. Delete therefrom all requirements for the installation of terrazzo in the Building except those for the installation of terrazzo in restaurant, main entrance corridor and public toilets; and provide therein for the installation of wood panels, in lieu of Tennessee marble, thereby heretofore specified, for bulkheads of store windows:
 - l. Delete therefrom all requirements for the installation of flourescent lighting equipment for street lights and provide therein for reduction of electrical layout to degree feasible and practicable:
 - m. Delete therefrom all requirements for the installation of air conditioning equipment in the Building except in respect to that specified thereby for installation in restaurant; provide therein for condenser water to future individual air conditioning units in shops and for installation of all requisite electrical connections, drains and ducts therefor, and for the installation of one package air conditioning unit for Superintendent's Office and Secretary's Office:
 - n. Provide therein for the installation of 4" thick partition block in lieu of 6" thick partition block heretofore thereby specified and provide therein for reservation of sign space for installation and maintenance of sign incorporating the words "Coral Gables Bus Terminal".
 - o. Provide therein for any other changes not specifically mentioned above that were made by the City and the Architect on July 24 to 29, both dates inclusive, 1950 at Coral Gables, Fla., including all revisions marked on Architect's copy and City's copy of plans and specifications during said visit of Architect to Coral Gables:
2. That the foregoing specified items of proposed changes and revisions in respect to said Plans, Drawings and Specifications and the making of the same, by the Architect, upon the order and direction of the City, hereunder, will represent extra services, under Article 2, of the aforesaid prior and subsisting Agreement, for which the Architect will become entitled to extra compensation payable to the latter by the City:
 3. That in consideration of the covenants of the City, hereinabove and hereinafter contained, and including, among others, the covenant of the City hereby made to pay such extra compensation to the Architect, therefor, the Architect hereby covenants, that the Architect will, without unreasonable delay, render all of the Architectural services necessary therefor, unto the City, and make all of the foregoing specified changes and revisions in said Plans, Drawings and Specifications, in consideration of extra compensation to become payable, on such account, to the Architect, by the City, and to be computed and determined at the rate and on the basis of the applicable unit prices set forth in the following schedule, viz:

Extra Compensation Unit Price Schedule:

- x. a unit price of \$5.50 for each hour of professional engineering services necessarily rendered in making such changes and revisions:
- y. a unit price of \$3.50 for each hour of senior architectural and engineering draftsmen's services necessarily rendered in making such changes and revisions:
- z. a unit price of \$2.90 for each hour of junior architectural and engineering draftsmen's services necessarily rendered in making such changes and revisions.

The such extra compensation hereinabove provided to become payable and to be paid by the City to the Architect, for the making, by the latter, of the aforesaid changes and revisions in said Plans, drawings and Specifications shall be payable, in addition to the Architect's Fee and all other sums provided to become payable and to be paid by the City to the Architect, under and by virtue of said prior and subsisting Agreement, and shall be paid by the City to the Architect, in accordance with pertinent detailed invoices, incorporating adequate supporting data, hereby provided to be furnished during the progress of such changes and revisions, from week to week, hereunder, by the Architect to the City, and subject in each case, to the City's audit and approval. The said extra compensation shall constitute the full compensation of the Architect for the full and faithful performance of the Architect's obligations hereunder for the making of said changes and revisions. Provided, nevertheless, that the payments hereinabove, provided to be made by the City to the Architect, shall be in lieu of all compensation otherwise claimable by the Architect from the City, solely for the making by the Architect, under the circumstances aforesaid, of the subject changes and revisions in said Plans, Drawings, and Specifications, under the otherwise applicable provisions of said Article 2 of said prior and subsisting Agreement.

- 4. That the aforesaid Plans, Drawings and Specifications, by reference, are hereby incorporated herein and made part and parcel hereof with the same intent, purpose and effect as if the same were physically embodied herein:
- 5. That the Architect, hereby warrants unto the City that the aforesaid extra compensation, computed as aforesaid, and to become payable, by the City to the Architect, for the making of the hereinabove specified changes and revisions in said Plans, Drawings and Specifications, will not exceed the sum of \$2,500.00
- 6. That in respect to the sums which have accrued and become payable under said prior and subsisting agreement by the City to the Architect, on account of the preparation of said Plans, Drawings and Specifications, the sum of \$4,182.20 is due and unpaid and will be paid by the City to the Architect on such account, concurrently herewith.

-oOo-

IN WITNESS WHEREOF they have executed this Agreement the year first hereinabove written.

Motion for its adoption was made by Commissioner Hartnett, seconded by Commissioner Mayes. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy and Mayes; Vice Mayor Hendrick. "Nays" - None.

The City Clerk advised that the comprehensive motor vehicle and general public liability-property damage insurance carried by the city would expire October 5, 1950, and stated that he planned to advise all insurance agencies licensed by the City of Coral Gables, and all other agencies that bid on such

insurance in 1949, that information for computation of premium would be available and would be distributed on September 11, 1950, and that proposals for furnishing of such insurance would be asked to be returned to the city on or before 12:00 o'clock Noon, Friday, September 29, 1950. Commissioner Hartnett expressed the opinion that the proposed period of time would be ample for the preparation of bids, and the recommended plan of procedure was approved.

ORDINANCE NO. 669

AN ORDINANCE DEFINING, REGULATING AND GOVERNING CONTRACTORS, ELECTRICIANS AND PLUMBERS PERFORMING WORK WITHIN THE CITY LIMITS OF CORAL GABLES, FLORIDA, AND THE ISSUANCE OF LICENSES AND CERTIFICATES THERETO; ADOPTING FOR LICENSE PURPOSES THE CLASSIFICATIONS OF CONTRACTORS ESTABLISHED IN THE OCCUPATION LICENSE ORDINANCES OF THE CITY; SPECIFYING CERTAIN CLASSIFICATIONS OF CONTRACTORS, ELECTRICIANS AND PLUMBERS FOR WHICH AN EXAMINATION FOR PROFICIENCY IS REQUIRED PRIOR TO ISSUANCE OF LICENSE OR CERTIFICATE; PRESCRIBING THE TIME WHEN EXAMINATIONS SHALL BE CONDUCTED; CREATING A BOARD OF EXAMINERS FOR CONTRACTORS; CREATING A BOARD OF EXAMINERS FOR ELECTRICIANS; CREATING A BOARD OF EXAMINERS FOR PLUMBERS; CREATING A BOARD OF EXAMINERS FOR SEPTIC TANK CONTRACTORS; DEFINING THE DUTIES AND POWERS OF EACH BOARD; PRESCRIBING THE FEES TO BE CHARGED FOR EACH EXAMINATION; REQUIRING THE FILING OF A CREDIT REPORT, EVIDENCE OF COMPLIANCE WITH WORKMEN'S COMPENSATION INSURANCE LAWS, AND AN INDEMNITY BOND OR EVIDENCE OF PUBLIC LIABILITY-PROPERTY DAMAGE INSURANCE IN LIEU THEREOF, PRIOR TO THE ISSUANCE OF ANY LICENSE FOR CONTRACTORS; PROVIDING PENALTIES FOR THE VIOLATION OF THE TERMS HEREOF; REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT OR INCONSISTENT HEREWITH; PROVIDING FOR THE SEPARABILITY OF THE PROVISIONS HEREOF; AND DECLARING THIS ORDINANCE TO BE AN EMERGENCY ORDINANCE.

was read upon first reading. Motion was made by Commissioner Mayes, seconded by Commissioner Healy, that the requirement of reading on two separate days be dispensed with and the ordinance be placed on second reading at once. Motion was adopted by the following roll call; "Yeas" - Commissioners Hartnett, Healy and Mayes; Vice Mayor Hendrick. "Nays" - None.

Thereupon the ordinance was read again in full, Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Healy, and the ordinance was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy and Mayes; Vice Mayor Hendrick. "Nays" - None.

Thereupon Vice Mayor Hendrick declared the ordinance passed and adopted and ordered its publication as Ordinance No. 669.

ORDINANCE NO. 670

AN ORDINANCE AMENDING ORDINANCE NO. 271, KNOWN AS THE "ZONING ORDINANCE", AS AMENDED, AS TO ZONING REQUIREMENTS OF LOTS 29 and 30, Block 19, SECTION K; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH.

which was read and adopted on first reading August 15, 1950, was read again in full. Motion for its adoption was made by Commissioner Hartnett, seconded by Commissioner Mayes and the ordinance was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy and Mayes; Vice Mayor Hendrick. "Nays" - None.

Thereupon Vice Mayor Hendrick declared the ordinance passed and adopted and ordered its publication as Ordinance No. 670.

ORDINANCE NO. 671

AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE ISSUANCE OF \$300,000 MUNICIPAL TRANSIT TERMINAL REVENUE CERTIFICATES OF THE CITY OF CORAL GABLES, FLORIDA, FOR THE PURPOSE OF FINANCING THE COST OF A MUNICIPAL TRANSIT TERMINAL AND APPURTENANT FACILITIES, SETTING FORTH THE TERMS AND CONDITIONS ON WHICH SAID REVENUE CERTIFICATES ARE TO BE ISSUED AND OUTSTANDING, PROVIDING FOR THE COLLECTION, SEGREGATION AND APPLICATION OF INCOME AND REVENUES FOR SECURING AND PAYING SAID REVENUE CERTIFICATES, DESIGNATING A TRUSTEE, AND PROVIDING FOR THE RIGHTS OF SUCH TRUSTEE AND THE HOLDERS OF SAID REVENUE CERTIFICATES IN THE ENFORCEMENT THEREOF.

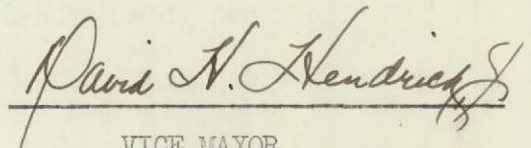
which was read and adopted on first reading September 2, 1950, was read again in full. Motion for its adoption was made by Commissioner Hartnett, seconded by Commissioner Mayes and the ordinance was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy and Mayes; Vice Mayor Hendrick. "Nays" - None.

Thereupon Vice Mayor Hendrick declared the ordinance passed and adopted and ordered its publication as Ordinance No. 671.

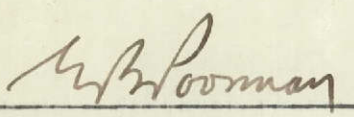
The City Manager presented a revised plot plan and revised plans for the concourse and supervisor's booth for the new bus terminal, which the Commission approved.

There being no other business the meeting was adjourned.

APPROVED:


VICE MAYOR
David H. Hendrick, Jr.

ATTEST:


CITY CLERK
E. B. Poorman

9-5-50

MINUTES OF REGULAR MEETING
OF THE CITY COMMISSION
SEPTEMBER 19, 1950

The Commission of the City of Coral Gables convened in regular session at the City Hall at 8:00 o'clock P.M., Tuesday, September 19, 1950. Vice Mayor Hendrick in the Chair: Commissioners Hartnett, Healy and Mayes present. Mayor Phillips absent.

Mr. Edwin W. Deering appeared before the Commission to report the result of the meeting of the Committee for Organized Public Support of the Florida Citizens Safety Council, recently held in Orlando, which he attended as a representative of the City of Coral Gables. He reported the result of the preliminary work done by the committee in preparation for the Governor's Highway Safety Conference to be held in Tampa, September 28 and 29.

The Commission expressed its appreciation of the time and effort spent by Mr. Deering in attending the Orlando meeting. He expressed a willingness to attend the Safety Conference in Tampa as a representative of the city.

RESOLUTION NO. 3575

A RESOLUTION AUTHORIZING REPRESENTATION OF THE CITY OF CORAL GABLES AT THE GOVERNOR'S HIGHWAY SAFETY CONFERENCE.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES, FLORIDA:

That Mr. Edwin W. Deering is authorized to attend, as a representative of the City of Coral Gables, the Governor's Highway Safety Conference to be held in Tampa, September 28 and 29, 1950, and to lend the support of the city to the conference program of action to reduce the number of traffic accidents in the state; and the proper city officers are hereby authorized to pay the traveling expenses of Mr. Deering to this meeting.

Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Healy. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy and Mayes; Vice Mayor Hendrick. "Nays" - None.

Mr. C. Dana Woodman appeared before the Commission on behalf of the Coral Gables Board of Realtors, to request that the annual license fee for real estate salesmen be reduced. The request was taken under advisement.

Mr. Chester Vance appeared before the Commission objecting to the storm water drainage situation at the corner of Ponce de Leon Blvd. and Avenue Navarre, stating that in periods of heavy rain the accumulated storm water was flooding stores in that area. The City Manager and Mr. Pittman expressed doubt that any

temporary drainage ditches could solve this difficulty, and it was explained that a complete storm system was in the planning stage. The matter was referred to the City Manager with authority to take any action that might temporarily alleviate the condition.

RESOLUTION NO. 3576

A RESOLUTION ORDERING LOCAL IMPROVEMENT A-11

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES, FLORIDA:

1. That a local improvement described and designated as follows shall be made under Sections 62 and 63, Chapter 13972, Special Acts of Florida as amended:

Paving the north and south alley in Block 9, Industrial Section, running from Avenue Altara to Avenue San Lorenzo, with a 6 inch compacted lime rock base, primed and sealed with asphaltic oils and sand finished to a width of 20 feet,

at an estimated cost of \$815.00, of which an estimated \$611.00 shall be apportioned to abutting properties and an estimated \$204.00 to the city.

2. That the cost of such improvement, except those portions thereof abutting city owned property, the cost of which shall be borne by the city, shall be defrayed by a special assessment upon all lots and lands adjoining and contiguous or bounding and abutting upon such alley, on a frontage basis, which said properties are hereby designated as Improvement District A-11.

3. That said special assessment shall be payable 30 days after confirmation of such assessment, or at such times and in such installments as the Commission may designate pursuant to Chapter 13972, Special Acts of Florida as amended.

Motion for its adoption was made by Commissioner Hartnett, seconded by Commissioner Healy. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy and Mayes; Vice Mayor Hendrick. "Nays" - None.

RESOLUTION NO. 3577

A RESOLUTION ORDERING LOCAL IMPROVEMENT A-12.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES, FLORIDA:

1. That a local improvement described and designated as follows shall be made under Sections 62 and 63, Chapter 13972, Special Acts of Florida as amended:

Paving the north and south alley in Block 2, Industrial Section, running from Bird Road to Avenue Altara, with a 6 inch compacted lime rock base, primed and sealed with asphaltic oils and sand finished to a width of 30 feet,

at an estimated cost of \$2,000.00, of which an estimated \$1,650.00 shall be apportioned to abutting properties and an estimated \$350.00 to the city.

2. That the cost of such improvement, except those portions thereof abutting city owned property, the cost of which shall be borne by the city, shall be defrayed by a special assessment upon all lots and lands adjoining and contiguous or bounding and abutting upon such alley, on a frontage basis, which said properties are hereby designated as Improvement District A-12.

3. That said special assessment shall be payable 30 days after confirmation of such assessment, or at such times and in such installments as the Commission may designate pursuant to Chapter 13972, Special Acts of Florida as amended.

Motion for its adoption was made by Commissioner Hartnett, seconded by Commissioner Healy. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy and Mayes; Vice Mayor Hendrick. "Nays" - None.

RESOLUTION NO. 3578

A RESOLUTION ORDERING LOCAL IMPROVEMENT H-78.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES, FLORIDA:

1. That a local improvement described and designated as follows shall be made under Sections 62 and 63, Chapter 13972, Special Acts of Florida as amended:

Paving Michelangelo Street from approximately the south-westerly boundary line of Lot 5, Block 137 extended across such street to a point approximately 200 ft. north of the north boundary line of Ave. Marmore, extended across said street in Riviera Section 9, with a 6 inch compacted lime rock base, primed and sealed with asphaltic oils and sand finished to a width of 20 feet,

at an estimated cost of \$605.00, all of which shall be apportioned to abutting properties.

2. That the cost of such improvement, except intersections, the cost of which shall be borne by the city, shall be defrayed by a special assessment upon all lots and lands adjoining and contiguous or bounding and abutting upon such streets, on a frontage basis, which said property is hereby designated as Improvement District H-78.

3. That said special assessment shall be payable 30 days after confirmation of such assessment, or at such times and in such installments as the Commission may designate pursuant to Chapter 13972, Special Acts of Florida as amended.

Motion for its adoption was made by Commissioner Hartnett, seconded by Commissioner Healy. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy and Mayes; Vice Mayor Hendrick. "Nay" - None.

The City Manager presented a tabulation of bids received for a truck equipped with enclosed garbage body, packer type, the three bids meeting specifications and receiving serious consideration being:

Freeman and Sons, Reo Model E-225 truck equipped with a Leach 15-yard packer type body, at a price of \$8,543.50

Freeman and Sons, Reo Model E-225 truck equipped with a Garwood 15-yard packer type body, at a price of \$8,370.50.

Freeman and Sons, Reo Model E-225 truck equipped with a Sanivan 18-yard packer type body, at a price of \$8,578.50.

The City Manager and Superintendent of Wastes recommended the purchase of the Reo truck with a Leach body as the most advantageous bid to the city on the ground that tests indicated that more garbage could be packed in the Leach body than in a comparable type Garwood body. The 18-yard Sanivan body was not recommended because only one such body was in actual use at the present time, and it was not considered feasible to buy such body until it had had further field test. At the conclusion of the discussion Commissioner Hartnett moved that the City accept the lowest bid that met specifications (the Reo E-225 truck truck equipped with a garwood 15-yard packer type body). The motion failed for want of a second.

RESOLUTION NO. 3579

A RESOLUTION AUTHORIZING THE PURCHASE OF A GARBAGE TRUCK WITH PACKER TYPE BODY.

WHEREAS, bids have been received from numerous companies for a garbage truck equipped with a packer type body, and such bids were received for Federal, White, International, Reo, Dodge, G.M.C., Mack and Ford trucks, all in combinations equipped with either Sanivan, Leach or Garwood bodies; and

WHEREAS, the City Manager, the Superintendent of wastes Department and the Superintendent of Garbage have recommended that a Reo Model E-225 truck equipped with a Leach 15-yard packer type body will best meet the needs of the city, and that the bid of Freeman and Sons therefor is the most advantageous bid to the city;

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

1. That the City Manager be and hereby is authorized to purchase from Freeman and Sons, a Reo Model E-225 truck equipped with a Leach 15-yard packer type body at a price of \$8,543.50 F.O.B. Coral Gables, delivery to be within 60 days.

Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Healy, Resolution was adopted by the following roll call: "yeas" - Commissioners Healy and Mayes; Vice Mayor Hendrick. "Nay"- Commissioner Hartnett.

RESOLUTION NO. 3580

A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A TIRE MILEAGE CONTRACT FOR CITY BUSES WITH THE B.F. GOODRICH COMPANY.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES, FLORIDA:

That the City Manager be and he hereby is authorized and directed to enter into a tire mileage contract with the

B.F. Goodrich Co. covering city buses for a period of 4 years from and after October 1, 1950, at the following rates:

<u>No.</u> <u>Buses</u>	<u>Front</u>	<u>Rear</u>	<u>Rate Per</u> <u>Bus Mile</u>
25	8.25-20	8.25-20	.0085
7	10.00-20	9.00-20	.01
4	10.00-20	10.00-20	.01

such rates being subject to change based upon the fluctuating rubber and rayon market and with a bonus allowed the city for all mileage over 40,000 miles for first class tires and over 25,000 miles for recapped tires.

Motion for its adoption was made by Commissioner Healy, seconded by Commissioner Hartnett. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy and Mayes; Vice Mayor Hendrick. "Nays" - None.

The City Manager presented to the Commission six leases signed by property owners, leasing to the city for a period of 25 years property therein described for the purpose of off-street parking sites. The leases presented were substantially in accord with the lease form previously approved by the Commission, except that all such leases granted the right to the lessor to install septic tanks and drainage fields within the lots at their expense, and with further provisions as noted below.

RESOLUTION NO. 3581

A RESOLUTION AUTHORIZING THE CITY MANAGER AND CITY CLERK TO ENTER INTO LEASES OF DESCRIBED PROPERTY FOR OFF-STREET PARKING FACILITIES.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES, FLORIDA:

That the City Manager and the City Clerk are hereby authorized to execute on behalf of the city, 25-year leases of the following described property to be used by the city for off-street parking facilities:

- (a) C. Linmiatis and Emma Linmiatis, Lots 32 to 35 inclusive, Block 1, Crafts Section (Option to purchase by city deleted).
- (b) Sam Weissel and Mildred G. Weissel, the south half of Lots 22, 23, and 24, Block 1, Crafts Section, and all of Lots 25, 26, 30 and 31, Block 1, Crafts Section.
- (c) Miracle Theatre Inc., Lots 28 and 29, Block 1, Crafts Section.
- (d) George K. Zain and Rebyl Zain, Lot 40, Block 4, Crafts Section.
- (e) Coral Ponce Corporation, and Sam Weissel and Mildred G. Weissel, Lots 29 to 34 inclusive, Block 2, Crafts Section (option to purchase by city deleted).

wh

- (f) Jeanette G. VanDevere, Lots 35 to 42 inclusive, Block 2, Crafts Section (including an agreement by the city to pay the lessor \$1,760.64 for the cost of the existing paving, curbing and landscaping on such lots within 5 years from date of lease).

all of said leases providing that the city will within 180 days after evidence of good title is shown by lessors pave, landscape and install parking meters on all of said sites at expense of city, that the lessor will be paid as rent for the premises throughout the term of the lease the amount of 35 percent of the gross receipts from parking meters on the several sites and that the city will assume and agree to pay all city and county taxes on such property during the term of the lease.

Motion for its adoption was made by Commissioner Healy, seconded by Commissioner Mayes. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy and Mayes; Vice Mayor Hendrick. "Nays" - None.

A request from Mr. Ed. Rogers that the city appropriate \$1,000 toward the preliminary expenses for the preparation of plans for the Pan American Trade and cultural Center was discussed and deferred.

The City Manager advised that 34 acres of bay bottom lands adjoining Biscayne Key and within the city limits of Coral Gables had been put up for sale by the trustees of the I.I. Fund, and that the sale thereof was scheduled for October 3rd. He requested advise as to whether the city should take action to either buy such land or to urge that it be retained in the public domain. The matter was referred to the City Attorney, and the City Manager was authorized to take such action as might be advised by the City Attorney.

The City Manager recommended that installation of the following street lights:

Install 2500 lumens overhead bracket lights on Avenue Palmero between LeJeune and Salzedo Street;

Install seventeen 2500 lumens overhead bracket lights on Bird Road between LeJeune Road and Red Road (removing ten 1000 lumens overhead bracket lights now in service at such locations).

The City Manager stated that in connection with this installation three 1000 lumens white-way underground bracket lights would be removed from service in miscellaneous locations within the city. The recommendation was approved.

RESOLUTION NO. 3582

A RESOLUTION AUTHORIZING THE TRANSFER OF
RETAIL PACKAGE LIQUOR STORE LICENSES.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF
CORAL GABLES, FLORIDA:

1. That the transfer of retail package liquor store license heretofore issued to Benjamin Rimer d/b/a Harry's Liquor Store, 3804 S. W. 8th St., to Harry Speiser doing business under

the same name at the same address, is hereby approved, subject to compliance with all regulatory ordinances in respect thereto and subject to cancellation upon receipt of any unfavorable criminal record of the transferee.

2. That the transfer of retail package liquor store license heretofore issued to Edgar Bater d/b/a/ Tamiami Liquors at 5164 S. W. 8th Street, to Josephine M. Fitzgerald doing business under the same name at the same address, is hereby approved, subject to compliance with all regulatory ordinances in respect thereto and subject to cancellation upon receipt of any unfavorable criminal record of the transferee.

Motion for its adoption was made by Commissioner Healy, seconded by Commissioner Mayes. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy and Mayes; Vice Mayor Hendrick. "Nays" - None.

RESOLUTION NO. 3583

A RESOLUTION AUTHORIZING ISSUANCE OF RETAIL BEVERAGE STORE LICENSE.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES, FLORIDA:

That the issuance of a retail beverage store license permitting the sale of alcoholic beverages containing not more than 14 percent of alcohol by weight for consumption on the premises to Jack J. Birt and Harless J. Birt d/b/a Hobby House, 4680 S. W. 8th St., is hereby authorized and approved upon the ground that said business is a bona fide restaurant of a seating capacity of more than 50 persons, subject to compliance with all regulatory ordinances in respect thereto and subject to cancellation upon receipt of any unfavorable criminal record of the transferee.

Motion for its adoption was made by Commissioner Healy, seconded by Commissioner Mayes. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy and Mayes; Vice Mayor Hendrick. "Nays" - None.

RESOLUTION NO. 3584

A RESOLUTION AUTHORIZING EXCEPTIONS TO ORDINANCE NO. 271, KNOWN AS THE "ZONING ORDINANCE".

WHEREAS, the Zoning Board of Appeals at its regular meeting September 11, 1950 has recommended that the following exceptions to the provisions of Ordinance No. 271, known as the "Zoning Ordinance", be granted;

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

That the following exceptions to the provisions of Ordinance No. 271 be and the same hereby are granted:

1. Permit construction upon the University of Miami campus of University Ring Theatre building having a concrete dome roof on part of the building and a flat roof with no parapet on the remainder of the building.

2. Permit construction on the University of Miami campus, of a University Field House having a flat roof.

3. Permit operation of a "Fred Astaire Studio" at 1722 Ponce de Leon Blvd. for dancing classes to be held from 9:30 A.M. to 10:00 P.M. daily except Sunday, with only music to be a small phonograph.

4. Permit issuance of a retail beverage store license permitting sale of alcoholic beverages containing not more than 14 percent of alcohol by weight for consumption on the premises to the Ribbery, situated upon Lot 1, Block 35, Section K.

5. Permit installation of a brake drum lathe valve refacer pin-fitting machine and head planer in shop on Lot 9, Block 3, Douglas Section.

6. Permit construction of residence on Lots 4 to 7 inclusive, Block 78, Country Club 5, having 20 foot front setback instead of 25 foot front setback.

7. Permit alterations and additions to present two-story garage apartment on Lots 13 and 14, Block 11, Section E, said apartment after such alterations and additions to be 424 square feet short of requirements, subject to the approval of plans by the Board of Supervising Architects.

8. Permit use of rear 60 feet of present building on Lots 5 to 7 inclusive, Block 4, Industrial Section, for servicing of motor vehicles in connection with automobile agency.

Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Hartnett. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy and Mayes; Vice Mayor Hendrick. "Nays" - None.

There being no other business the meeting was adjourned.

APPROVED:

David H. Hendrick, Jr.
VICE MAYOR
David H. Hendrick, Jr.

ATTEST:

E. B. Poorman
CITY CLERK
E. B. Poorman

MINUTES OF REGULAR MEETING
OF THE CITY COMMISSION
OCTOBER 3, 1950

The Commission of the City of Coral Gables convened in regular session at the City Hall at 8:00 o'clock P.M., Tuesday, October 3, 1950. Mayor Phillips in the Chair; Commissioners Hartnett, Healy, Hendrick and Mayes present.

Minutes of the special meeting September 2, 1950, and of the regular meetings September 5 and September 19, 1950, were approved as read.

The meeting was then turned over to receipt and consideration of bids for construction of a bridge over the canal at Ponce de Leon Boulevard in the City of Coral Gables.

RESOLUTION NO. 3585

A RESOLUTION ACCEPTING THE BID OF POWELL BROTHERS, INC., FOR CONSTRUCTION OF BRIDGE OVER CANAL AT PONCE DE LEON BLVD., AND AUTHORIZING EXECUTION OF A CONTRACT THEREFOR.

WHEREAS, pursuant to city charter and ordinances the City Clerk had advertised for bids for construction of a bridge over the canal at Ponce de Leon Blvd. in accordance with plans and specifications therefor, and bids were received as follows:

Powell Brothers, Inc.	\$14,900
J. W. Pearce, Inc.	28,097
W. T. Price Dredging Corp.	24,000
Paragon Construction co.	18,650
Reed Construction Corp.	27,900
Geo. E. Bunnell, Inc.	22,980
Paul Smith Construction Co.	20,300

AND WHEREAS the bid of Powell Brothers, Inc. is low bid and fully meets specifications ordered;

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

1. That the above recited bid of Powell Brothers, Inc., is hereby determined to be the lowest and most advantageous bid to the city and is hereby accepted.
2. That the City Manager and City Clerk be and they hereby are authorized to execute a contract with the said Powell Brothers, Inc. for the work specified herein, based upon the above bid and the plans and specifications made a part thereof.

Motion for its adoption was made by Commissioner Hendrick, seconded by Commissioner Mayes. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

The meeting was then turned over to the receipt and consideration of bids for paving work in the City of Coral Gables designated as Local Improvements H-77 and A-10.

RESOLUTION NO. 3586

A RESOLUTION ACCEPTING THE BID OF TROUP BROS., INC., FOR PAVING WORK IN THE CITY OF CORAL GABLES DESIGNATED AS LOCAL IMPROVEMENT H-77, AND AUTHORIZING THE EXECUTION OF A CONTRACT THEREFOR.

WHEREAS, pursuant to city charter the City Commission had advertised for bids on street paving designated as Local Improvement H-77, and bids therefor were received as follows:

<u>Name</u>	<u>Price Per Square Yard</u>
Troup Bros., Inc.	\$.60
Belcher Oil Co.	.87
E. E. Collins Construction Co.	.78
Brooks Paving Co.	.65
W. T. Price Dredging Corp.	.895
McFarlin Construction Co.	.746

AND WHEREAS, the bid of Troup Bros., Inc. is low bid and fully meets specifications ordered;

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

1. That the above recited bid of Troup Bros., Inc. is hereby determined to be the lowest and most advantageous bid to the city, and is hereby accepted.

2. That the City Manager and City Clerk be and they hereby are authorized to execute a contract with the said Troup Bros., Inc. for work authorized under Resolution 3560 and designated as Local Improvement H-77, based upon the bid and subject to the conditions and provisions of the charter of the city.

Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Hendrick. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

RESOLUTION NO. 3587

A RESOLUTION ACCEPTING THE BID OF BROOKS PAVING CO. FOR PAVING WORK IN THE CITY OF CORAL GABLES DESIGNATED AS LOCAL IMPROVEMENT A-10, AND AUTHORIZING THE EXECUTION OF A CONTRACT THEREFOR.

WHEREAS, pursuant to city charter the City Commission had advertised for bids on alley paving designated as Local Improvement A-10, and bids therefor were received as follows:

<u>Name</u>	<u>Price Per Square Yard</u>
Brooks Paving Co.	\$.60
W. T. Price Dredging Corp.	.90
McFarlin Construction Co.	.7056
Troup Bros., Inc.	.70
Belcher Oil Co.	.97
E. E. Collins Construction Co.	1.00

AND WHEREAS, the bid of Brooks Paving Co. is low bid and fully meets specifications ordered;

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

1. That the above recited bid of Brooks Paving Co. is hereby determined to be the lowest and most advantageous bid to the city, and is hereby accepted.

2. That the City Manager and City Clerk be and they hereby are authorized to execute a contract with the said Brooks Paving Co. for work authorized under Resolution 3558 and designated as Local Improvement A-10, based upon the bid and subject to the conditions and provisions of the charter of the city.

Motion for its adoption was made by Commissioner Hendrick, seconded by Commissioner Mayes. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

The meeting was then turned over to consideration of proposals received September 29, 1950 for comprehensive public liability-property damage insurance covering city vehicles (except buses) and operations and premises.

RESOLUTION NO. 3588

A RESOLUTION ACCEPTING PROPOSAL FOR COMPREHENSIVE BODILY INJURY AND PROPERTY DAMAGE INSURANCE FOR THE CITY.

WHEREAS proposals have been received by the city in accordance with an invitation to bid, for comprehensive public liability-property damage insurance covering all city vehicles (except buses) and covering all city operations and premises to limits of \$50/100,000 bodily injury and \$5,000 property damage (with aggregate \$50,000 property damage for operations and premises coverage) as follows:

<u>Name of Company</u>	<u>Motor Vehicle PL/PD</u>	<u>Comprehensive PL/PD</u>
American Insurance Co.	\$2,356.08	\$5,132.12*
American Casualty Co. of Reading, Pa.	---	5,166.07*

*Flat rate waiver of audit basis.

AND WHEREAS the proposals of the American Insurance Co. for public liability-property damage insurance upon all city vehicles (except buses) and upon all operations and premises, are the lowest bids therefor and meet all specifications;

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

That the proposal of the American Insurance Company for furnishing bodily injury-property damage insurance covering all city vehicles (except buses) to limits of \$50/100,000 bodily injury and \$5000 property damage, and the proposal of the American Insurance Co. for furnishing bodily injury-public damage insurance covering all operations and premises of the City of Coral Gables to limits of \$50/100,000 bodily injury and \$5/50,000 aggregate property damage, are hereby accepted, and the Director of Finance is hereby authorized to obtain such insurance, subject to the conditions and specifications contained in the invitation to bid issued by the City of Coral Gables and dated September 11, 1950.

Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Hartnett. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

The City Clerk explained that the bid for motor vehicle insurance included coverage of city liability arising from operation of personally owned automobiles of all employees, but that it did not afford coverage to such employees while such automobiles were operated upon their personal business and pleasure. He explained that an additional premium of \$604.60 would be required to fully cover such employees, and the Commission directed that such coverage be not obtained inasmuch as the city was fully covered under the above bid.

Mr. Louis Edwards, Mr. Leslie H. Coombes and Mr. Arthur Fishman appeared before the Commission on behalf of the Coral Gables Board of Realtors. They explained that the convention of the National Association of Real Estate Boards was to be held in Miami Beach beginning November 16, 1950, and that the local real estate board desired to bring delegates of that convention to Coral Gables to obtain publicity for the city. They requested the use of the Venetian Pool for putting on a water show and the free use of four city buses for conveying delegates from Miami Beach to the water show, to the University of Miami and return to Miami Beach. They also requested that the city assist in underwriting expenses of entertainment to the amount of \$250.00. The Commission agreed to the use of the pool and to the use of four city buses if such buses were available at the time needed, and referred the matter of underwriting expenses to the Chamber of Commerce publicity committee.

RESOLUTION NO. 3589

A RESOLUTION APPROPRIATING FUNDS FOR THE
PURPOSE OF PUBLICIZING THE CITY.

BE IT RESOLVED BY THE COMMISSION OF THE CITY
OF CORAL GABLES, FLORIDA:

That the sum of not to exceed \$250.00 be and the same is hereby appropriated from the General Contingent Fund to Appropriation Account 2670-221 for the purpose of underwriting, to an amount not to exceed \$250.00, the expenses of conveying delegates to the national convention of the National Association of Real Estate Boards to the City of Coral Gables and entertaining such delegates while here, for the purpose of publicizing the city; such amount to be approved and paid out by the Coral Gables Chamber of Commerce, and the Chamber of Commerce to be reimbursed by the city.

Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Hendrick. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

Mr. George Zain, Mr. Milton Sirkin and Mr. Willis Van Devere, representing Miracle Mile Association, appeared before the Commission concerning their proposed beautification plans for Miracle Mile. Their proposal contemplated the widening of the sidewalks along Miracle Mile by $3\frac{1}{2}$ feet upon each side and the

placing of flower boxes and the planting of palm trees in alternate spaces along said walk. They stated that Engineer Edmund Friedman had been consulted upon this plan and had declared that in his opinion the narrowing of Coral Way by 7 feet would not adversely affect traffic nor necessitate any change in the present angle parking. They stated that parking meters and street light poles could remain unchanged and recommended that the cost thereof be paid by property owners voluntarily or through a local improvement district, maintenance costs to be paid by the city.

The Commission declared itself in favor of beautification in principle and indicated their willingness to order a local improvement district for the beautification of Miracle Mile when plans and an estimate of cost therefor were presented. The City Manager stated that a rough estimate of the cost of this project would be \$48,000.

RESOLUTION NO. 3590

A RESOLUTION DIRECTING THE CITY MANAGER TO PREPARE PLANS AND SPECIFICATIONS AND ESTIMATE OF COST FOR BEAUTIFICATION OF MIRACLE MILE.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES, FLORIDA:

That the City Manager is hereby authorized and directed to cause to be prepared plans and specifications and an estimate of cost for a beautification plan for the 4 blocks of Coral Way known as Miracle Mile, and the expenditure of up to \$150.00 from the General Contingent Fund for engineer's fees therefor, is hereby authorized.

Motion for its adoption was made by Commissioner Hartnett, seconded by Commissioner Mayes. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

Mr. M. H. Neher, stating that he represented several owners of property on Coral Way, appeared to oppose any plan of beautification. It was suggested that any objections be deferred to a time of public hearing upon the local improvement district contemplated.

Mr. Alex D. Smith and Mr. A.A. Messler, owner of Lots 6 and 7, Block 110, Country Club 5, appeared before the Commission to state that Mr. Messler had a title evidenced by a title insurance policy to the strip of land lying between the platted lines of the above lots and the presently dug canal adjacent to such lots, and requested that a building permit be issued for such lots with a setback of 35 feet from the actual existing canal line instead of 35 feet from the lot line. The City Attorney declared that an examination of the title insurance policy offered indicated that the ownership of the above strip of land was in

Mr. Messler, but that in his opinion the zoning ordinance specifying a 35 foot setback from the "waterway" could only be interpreted to mean "water as platted", and stated that in his opinion it would be necessary to secure an exception to the zoning ordinance to permit a setback of 35 feet from the existing canal line, which does not correspond to the platted canal line.

During this discussion Commissioner Healy made a motion that the Building Department be directed to issue a building permit for a house upon such property with a setback of 35 feet from the existing canal line. The motion failed for want of a second.

RESOLUTION NO. 3591

A RESOLUTION ACCEPTING THE BID OF SHELLEY TRACTOR AND EQUIPMENT CO. FOR A CRAWLER TYPE TRACTOR WITH BULLDOZER BLADE.

WHEREAS the City Manager had advertised for bids for furnishing to the city a crawler type tractor with hydraulic controlled bulldozer blade, and bids therefor were received as follows:

Shelley Tractor and Equipment Co.	
Caterpillar Tractor Model D-2 with	
Caterpillar 2-S bulldozer blade	
FOB Coral Gables	\$5,692
Florida-Georgia Tractor Co.	
International Model TD-6 Tractor with	
Bucyrus Erie Model 6-WD bulldozer blade	
FOB Coral Gables less 2% discount for	
cash	6,027.16
Square Deal Machinery and Supply Co.	
Allis Chalmers HD-5 Tractor with	
Baker Model 5-BBE bulldozer blade	
FOB Coral Gables	6,819.53

AND WHEREAS the bid presented by Shelley Tractor and Equipment Co. is low bid and fully meets specifications ordered;

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

1. That the above recited bid of the Shelley Tractor and Equipment Co. is hereby determined to be the lowest and most advantageous bid to the city and is hereby accepted.
2. That the City Manager is hereby authorized and directed to purchase from the Shelley Tractor and Equipment Co. one Caterpillar Model D-2 Tractor with Caterpillar 2-S bulldozer blade in accordance with specifications bid.

Motion for its adoption was made by Commissioner Hartnett, seconded by Commissioner Mayes. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

The City Manager was also authorized to make minor alterations to the above equipment to the approximate cost of \$150.00

Mr. Edwin W. Deering appeared before the Commission and presented a report of the Governor's Highway Safety Conference held at Tampa September 28 and 29, which meeting he attended as a representative of the city. He stated that

the conference recommended the establishment of highway safety councils in each city and that a proposal to that effect would be presented to this Commission at a later time. The Commission expressed their appreciation of the time and effort spent by Mr. Deering in this matter on behalf of the city.

The City Manager advised the Commission that the 1950-1951 budget contemplated the purchase of 75 parking meters and that he recommended the purchase of an additional 55 meters for on-street use, such meters, since there is no budget provision therefor, to be purchased on installments by paying to the meter company one half of the receipts from such meters. He further recommended that as a matter of policy, parking meters to be placed on off-street parking lots should be purchased on installment plan by paying to the meter company one half of the receipts therefrom. He pointed out that this would permit acquisition by the city at the present time of considerably more parking lot sites than would be possible if meters for such lots were purchased outright. He recommended that 198 parking meters be purchased on installment plan as above for installation upon the lots and sites already leased by the city or about to be leased by the city.

RESOLUTION NO. 3592

A RESOLUTION AUTHORIZING PURCHASE OF PARKING METERS.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES, FLORIDA:

1. That the City Manager is hereby authorized to purchase from the Michaels Art Bronze Co. 130 Model D-5 one-hour penny-nickel combination Mico parking meters with coin counter, standard and flange, at a price of \$50 each FOB Coral Gables; 75 of such meters to be purchased outright as contemplated in the 1950-51 budget, and 55 of such meters to be purchased on installment plan whereby one half of the receipts of such meters is to be paid to the company to be applied upon the purchase price thereof.

2. That the City Manager is hereby authorized to purchase from the Michaels Art Bronze Co., 198 nine-hour Mico meters permitting the deposit of five cents or any multiple thereof at the rate of five cents for each one and one-half hours, with coin counter, standards and flanges, for installation upon off-street parking lot sites, said meters to be purchased on installment plan whereby one half of the metered receipts of such meters is to be paid to the company to be applied upon purchase price; provided that the purchase of the parking meters for off-street parking lots shall not be made until evidence of clear title to said parking lots has been furnished to the City Attorney, as required under the terms of the leases thereof.

Motion for its adoption was made by Commissioner Healy, seconded by Commissioner Hendrick. Resolution was adopted by the following roll call: "Yeas"

- Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

10-3-50

The City Manager presented a letter from Mr. William Beardall, Mayor of Orlando and President of the Florida Municipal Utilities and Florida REA Cooperatives Associations, protesting a proposed bill to be presented to the Florida Legislature to place all electric utilities under the Florida Railroad and Public Utilities Commission for the purpose of fixing of rates. He recommended that the Commission express its opposition to any such bills.

The City Manager stated that he had contacted the trustees of the I.I. Fund concerning the sale of bay bottom lands adjoining Biscayne Key, and that he had been advised that the sale and contemplated fill of such lands had been deferred indefinitely.

The City Manager advised the Commission that the annual convention of the Florida League of Municipalities would be held at Lakeland, November 12 to 14 and suggested that this city be represented at such meeting. The Commission felt that the City Manager, City Clerk and City Attorney, and as many Commissioners as possible, should attend this convention.

RESOLUTION NO. 3593

A RESOLUTION INVITING THE UNIVERSITY OF MIAMI AND THE UNIVERSITY OF FLORIDA TO PLAY THEIR ANNUAL FOOTBALL GAME IN THE ORANGE BOWL STADIUM EACH AND EVERY YEAR.

WHEREAS, the University of Florida and the University of Miami engage each other in a football game on a home-and-home basis; and

WHEREAS, under the above present arrangement the vast majority of the people of South Florida are unable to see the game played in Gainesville, due to the distance involved, stadium capacity, hotel rooms, restaurants and general inability to accommodate large crowds; and

WHEREAS, the past football game on November 18, 1949 between the University of Florida and the University of Miami drew an attendance of approximately 56,000, which was the largest crowd to attend a regular session inter-collegiate football game in the history of the State of Florida, and both the University of Florida and the University of Miami received for its share the sum of \$36,502.90; and

WHEREAS, the previous game in 1948 in Gainesville drew the largest crowd in the history of Gainesville, overtaxing the stadium, hotels, restaurants, and other facilities with a capacity crowd of approximately 24,000, and with many from this end of the State unable to secure tickets or hotel accommodations, each school in turn receiving the sum of \$16,600 as its share of the net receipts; and

WHEREAS, the University of Florida football team plays an annual game at Tampa and two annual games in Jacksonville each year; and

WHEREAS, the City of Coral Gables, the Greater Miami area and Dade County have approximately 2,500 alumni of the University of Florida, and a large number of students attending the University of Florida at the present time from Dade County,

All of whom are desirous of seeing the University of Florida play in Miami each year; and

WHEREAS, this area offers the Orange bowl stadium, with a present seating capacity of over 65,000, as well as ample hotels, good restaurants, entertainment and other facilities to take care of the people from all of Florida, as well as its own citizens;

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

1. That the University of Miami and the University of Florida are respectfully requested to play their annual football game in the Orange Bowl Stadium each and every year, rather than biennially.

2. That the University of Florida and its officials be apprised of the interest of the citizens of Coral Gables, its alumni and students in having the University of Florida schedule this game with the University of Miami in the Orange Bowl Stadium here annually.

3. That certified copies of this resolution be sent to the President of the University of Florida, the President of the University of Miami, the Athletic Directors of both institutions and the individual members of the State Board of Control.

Motion for its adoption was made by Commissioner Hendrick, seconded by Commissioner Healy. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

The City Clerk presented a mimeographed form from Dr. Thurston Adams, Director of Student Activities of the University of Miami, requesting permission for various student organizations of the University to hold a Carn-I-Gras upon the campus of the University. This affair would consist of numerous booths operated by student organizations, and a limited number of carnival rides, the proceeds of the Carn-I-Gras going to student organizations upon the campus.

RESOLUTION NO. 3594

A RESOLUTION PERMITTING A CARN-I-GRAS UPON THE UNIVERSITY OF MIAMI CAMPUS.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES, FLORIDA:

That the University and the student organizations of the University are given permission to hold a Carn-I-Gras upon the campus of the University during the week preceding Saturday, October 28, subject to approval of the location and operation thereof by the City Manager and the Director of Public Safety.

Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Healy. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

RESOLUTION NO. 3595

A RESOLUTION APPROPRIATING THE SUM OF \$1000 TO THE INTER-AMERICAN CULTURAL AND TRADE CENTER FOR THE PURPOSE OF FURTHERING THE INTERESTS OF THE CITY.

WHEREAS efforts have been made for a long period of time to establish in the Miami area an Inter-American Cultural and Trade Center for the promotion of trade and the exchange of culture between this country and the several Latin American nations; and

WHEREAS the establishment of such Inter-American Cultural and Trade Center in the Miami area would be of great benefit to Coral Gables and the citizens thereof, and to all the communities of this area, in the promotion of trade between the people of this country and of South Florida and the nations to the South:

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

That the sum of \$1000.00 be and hereby is appropriated from the General Contingent Fund of the city toward expenses of the planning, promotion and development of an Inter-American Cultural and Trade Center in the Miami area.

Motion for its adoption was made by Commissioner Healy, seconded by Commissioner Mayes. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

Mayor Phillips advised that a request had been made that the city fly the United Nations flag, particularly during United Nations Week, and the Director of Public Works was directed to purchase a United Nations flag for City Hall.

RESOLUTION NO. 3596

A RESOLUTION AUTHORIZING EXCEPTIONS TO ORDINANCE NO. 271, KNOWN AS THE "ZONING ORDINANCE".

WHEREAS, the Zoning Board of Appeals at its regular meeting September 25, 1950 has recommended that the following exceptions to the provisions of Ordinance No. 271, known as the "Zoning Ordinance", be granted;

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

That the following exceptions to the provisions of Ordinance No. 271 be and the same hereby are granted:

1. Permit facing of residence on Lots 13 and 14, Block 81, Granada Section, on Cortez Street instead of west on Lorca Street as zoned.
2. Permit construction of a CBS garage to the west property line on Lot 11, Block 15, Section B, to replace present frame stucco structure.
3. Permit construction of duplex on Lot 1, Block 35, Douglas Section, with a 12.5 foot setback from Salzedo Street instead of 15 feet as zoned.

Motion for its adoption was made by Commissioner Hendrick, seconded by Commissioner Mayes. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

RESOLUTION NO. 3597

A RESOLUTION AUTHORIZING AN EXCEPTION TO ORDINANCE NO. 271, KNOWN AS THE "ZONING ORDINANCE".

WHEREAS, the Zoning Board of Appeals at its regular meeting September 25, 1950 has recommended that the following exception to the provisions of Ordinance No. 271, known as the "Zoning Ordinance", be granted;

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

That the following exceptions to the provisions of Ordinance No. 271 be and the same hereby is granted:

Permit erection of 48 inch chain link fence along the property lines of Lots 1 to 4 inclusive, Block 19, Section K, provided that such fence be set back 3 feet from property line and that a hedge of plants from 2 to 3 feet high at time of planting be placed along the outside edge of such fence, such planting to be subject to the approval of the City Manager.

Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Hartnett. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

The Commission discussed the recommendation of the Zoning Board that fences be permitted in business areas on approval of the Superintendent of Public Works. The Commission stated that they did not desire to set a general policy permitting wire fences in the business area, and directed that each request be considered individually as an exception.

Mayor Phillips noted that complaints had been received concerning alleged public dances being allowed in the dance studio of Phillis Kapp, and directed the City Manager to notify the licensee that public dances could not be held on such premises.

RESOLUTION NO. 3598

A RESOLUTION AUTHORIZING THE TRANSFER OF BEVERAGE VENDOR'S AND RETAIL BEVERAGE STORE LICENSES

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES, FLORIDA:

That the Transfer of:

1. Retail beverage store license heretofore issued to Joseph G. Faflik d/b/a the Nook Bar, 255 Avenue Minorca, to Fred J. Mingo, doing business under the same name at the same location; and

2. Retail beverage store license heretofore issued to George Long d/b/a Bob's Place, 207 Grand Avenue, to Marian Martin and Milton Jacobs d/b/a Jack and Mack's, at the same address; and

3. The beverage vendor's license heretofore issued to Ethel Gussow d/b/a Gus's Grovery, 5410 S.W. 8th Street to F. M. and Jean D. Goff d/b/a Goff's Grocery at the same address,

are hereby approved, subject to compliance with all regulatory ordinances in respect thereto, and subject to cancellation upon receipt of any unfavorable records of the respective transferees.

Motion for its adoption was made by Commissioner Hendrick, seconded by Commissioner Mayes. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

RESOLUTION NO. 3599

A RESOLUTION RESCINDING RESOLUTION 2399 INsofar AS SAID RESOLUTION MAY BE CONSTRUED TO APPLY TO THE ALLEY OR STRIP OF LAND LYING EAST OF AND ADJOINING LOTS 1 TO 10 INCLUSIVE AND LOT 12, BLOCK 16, INDUSTRIAL SECTION.

WHEREAS by Resolution 2399, passed and adopted June 13, 1944 it was intended to vacate that portion of the alley, roadway or unmarked strip of land in Block 16, Coral Gables Industrial Section, as shown on the revised plat thereof recorded in Plat Book 28, page 22 of the Public Records of Dade County, Florida, lying east of the prolongation southward of the westerly boundary line of Lot 13 of said Block 16, but the wording of said resolution is such that it could be construed to also include in said vacation the alley or unmarked strip of land in said Block 16 lying east of and adjoining Lots 1 to 10 inclusive and Lot 12 of said block; and

WHEREAS it was not and has never been the intention of this Commission to vacate that portion of the alley or unmarked strip of land in said Block 16 lying east of and adjoining Lots 1 to 10 inclusive and Lot 12 of said block;

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

1. That Resolution 2399, passed and adopted June 13, 1944, be and the same hereby is rescinded and repealed insofar as said resolution pertains, or may be construed to pertain, to the alley or unmarked strip of land in said Block 16 that lies east of and adjoins Lots 1 to 10 inclusive and Lot 12 in said block.

2. That said Resolution 2399 is hereby confirmed in all other respects, and the vacation of that portion of the alley or unmarked strip of land in said Block 16 lying east of the prolongation southward of the westerly boundary line of Lot 13 of said block is hereby confirmed and ratified.

Motion for its adoption was made by Commissioner Healy, seconded by Commissioner Mayes. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

ORDINANCE

AN ORDINANCE ACCEPTING DEDICATIONS OF STREETS AND PUBLIC PLACES AS LISTED AND DESCRIBED HEREIN.

was read upon first reading. Motion for its adoption on first reading was made

by Commissioner Hartnett, seconded by Commissioner Healy. Ordinance was adopted on first reading by the following roll call: "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

Discussion was had concerning the request of certain real estate salesmen that the occupational license for real estate salesmen be reduced from \$15.00 to \$5.00 per year. Commissioner Hartnett moved that such reduction be made. The Motion failed for want of a second.

There being no other business the meeting was adjourned.

APPROVED:

W. Keith Phillips
MAYOR
W. Keith Phillips

ATTEST:

E. B. Poorman
CITY CLERK
E. B. Poorman

MINUTES OF REGULAR MEETING
OF THE CITY COMMISSION
OCTOBER 17, 1950

Due to the hurricane the regular meeting of October 17, 1950 was adjourned to 8:00 o'clock P.M., October 19, 1950.

MINUTES OF ADJOURNED REGULAR
MEETING OF THE CITY COMMISSION
OCTOBER 19, 1950

The adjourned regular meeting of the Commission of the City of Coral Gables was convened in the City Hall at 8:00 o'clock P.M., Thursday, October 19, 1950. Mayor Phillips in the Chair; Commissioners Hendrick and Mayes present. Absent: Commissioners Hartnett and Healy.

The minutes of the regular meeting of October 3, 1950 were approved as read.

Mr. William D. Woodward, Jr., and Mr. Kelly representing Sanitan, Inc., appeared before the Commission to discuss incineration by the city, of garbage and trash that may be collected by the above firm in the city of South Miami. They explained that they were offering the city of South Miami a proposal for garbage and trash collection and desired to ascertain whether or not the City would incinerate such material. The City Manager advised that the city could handle up to 250 tons of garbage and trash monthly, and recommended that disposal service be offered to the above firm at the rate of \$3.00 a ton for a period of one year, such agreement to be cancellable upon some definite term of notice and to be subject to re-negotiation each year.

RESOLUTION NO. 3600

A RESOLUTION AUTHORIZING THE CITY MANAGER
TO ENTER INTO A CONTRACT FOR DISPOSAL OF
GARBAGE AND TRASH WITH SANITAN, INC.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF
CORAL GABLES, FLORIDA:

That the City Manager is hereby authorized to negotiate a non-assignable contract for the incineration of garbage and trash collected by the firm of Sanitan, Inc., in the city of South Miami, at a price of \$3.00 per ton, for such period and providing such minimum and maximum tonnage and other conditions as the City Manager in his judgment deems necessary..

Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Hendrick. Resolution was adopted by the following roll call: "Yeas"- Commissioners Hendrick and Mayes; Mayor Phillips. "Nays" - None.

The Commission discussed a proposal previously submitted by the fiscal agents of the city concerning their services as advisors to the city in the event the city purchased the Consumers Water Co. The Commission directed that the proposal be refused on the grounds that the proposed fee was too high.

The meeting was then turned over to public hearings upon the confirmation of Local Improvements A-11, A-12 and H-78.

RESOLUTION NO. 3601

A RESOLUTION CONFIRMING THE RESOLUTION ORDERING LOCAL IMPROVEMENT A-11.

WHEREAS the Commission of the City of Coral Gables met in adjourned meeting at 8 o'clock P.M., October 19, 1950, pursuant to legal notice duly published in accordance with the provisions of the charter of the city, to hear all objections of interested persons to the confirmation of Resolution 3576 passed and adopted September 19, 1950 and ordering Local Improvement A-11 and to the plans and specifications and estimates of cost of such improvement, and no objections to such improvement were made;

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

That Resolution 3576 passed and adopted September 19, 1950 and ordering Local Improvement A-11, be and the same is hereby confirmed, and the cost of such improvement except that abutting city controlled parkways shall be assessed against all lots and lands adjoining and abutting upon such improvement.

Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Hendrick. Resolution was adopted by the following roll call:

"Yeas" - Commissioners Hendrick and Mayes; Mayor Phillips. "Nays" - None.

RESOLUTION NO. 3602

A RESOLUTION CONFIRMING THE RESOLUTION ORDERING LOCAL IMPROVEMENT A-12.

WHEREAS the Commission of the City of Coral Gables met in adjourned meeting at 8 o'clock P.M., October 19, 1950, pursuant to legal notice duly published in accordance with the provisions of the charter of the city, to hear all objections of interested persons to the confirmation of Resolution 3577 passed and adopted September 19, 1950 and ordering Local Improvement A-12 and to the plans and specifications and estimates of cost of such improvement, and no objections to such improvement were made;

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

That Resolution 3577 passed and adopted September 19, 1950 and ordering Local Improvement A-12, be and the same is hereby confirmed, and the cost of such improvement except that abutting city controlled parkways shall be assessed against all lots and lands adjoining and abutting upon such improvement.

Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Hendrick. Resolution was adopted by the following roll call:

"Yeas" - Commissioners Hendrick and Mayes; Mayor Phillips. "Nays" - None.

RESOLUTION NO. 3603

A RESOLUTION CONFIRMING THE RESOLUTION
ORDERING LOCAL IMPROVEMENT H-78.

WHEREAS the Commission of the City of Coral Gables met in adjourned meeting at 8 o'clock P.M., October 19, 1950, pursuant to legal notice duly published in accordance with the provisions of the charter of the city, to hear all objections of interested persons to the confirmation of Resolution 3578 passed and adopted September 19, 1950 and ordering Local Improvement H-78 and to the plans and specifications and estimates of cost of such improvement, and no objections to such improvement were made;

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

That Resolution 3578 passed and adopted September 19, 1950 and ordering Local Improvement H-78, be and the same is hereby confirmed, and the cost of such improvement shall be assessed against all lots and parcels abutting upon such improvement.

Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Hendrick. Resolution was adopted by the following roll call:

"Yeas" - Commissioners Hendrick and Mayes; Mayor Phillips. "Nays" - None.

The City Manager advised that he had received a telegram from the Mayor and City Manager of the city of Key West, offering that city's assistance to Coral Gables if needed in the cleanup of the recent hurricane. The Commission expressed its appreciation of such offer.

RESOLUTION NO. 3604

A RESOLUTION APPOINTING JACK HARDING
AS A MEMBER OF THE ATHLETIC COMMISSION.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF
CORAL GABLES, FLORIDA:

That Jack Harding be and he hereby is appointed as a member of the Athletic Commission of the City of Coral Gables to fill the vacancy because of the resignation of William C. Hartnett and for the balance of the said term ending June 30, 1951.

Motion for its adoption was made by Commissioner Hendrick, seconded by Commissioner Mayes. Resolution was adopted by the following roll call: "Yeas"

- Commissioners Hendrick and Mayes; Mayor Phillips. "Nays" - None.

The City Manager recommended the purchase of two 30 K.W. generators for use in time of hurricane to furnish electric power for the storm sewer pumps, for the garage and equipment yard, and for such other city services as might be necessary. He stated that such generators could be mounted on wheels so that they might be portable, and equipment could be purchased and conditioned for not more than \$6600.

RESOLUTION NO. 3605

A RESOLUTION APPROPRIATING \$6600 FROM THE SPECIAL BENEFIT RESERVE FOR HURRICANE DAMAGE FOR PURCHASE OF EMERGENCY GENERATORS, AND AUTHORIZING NECESSARY EXPENDITURE OF FUNDS FOR CLEANUP OF HURRICANE DEBRIS.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES, FLORIDA:

1. That the sum not to exceed \$6600 is hereby appropriated from the Trust and Reserve Fund-Special Benefit Reserve, to Account 2671, for the purchase of two 30 K.W. generators for the furnishing of electric power for storm sewer pumps, the garage and equipment yard, and other necessary city facilities in time of hurricane.

2. That the proper city officials are hereby authorized to expend necessary amounts from the Trust and Reserve Fund-Special Benefit Reserve, for the cleanup of debris and repair of damage from the hurricane of October 17 and 18, 1950.

Motion for its adoption was made by Commissioner Hendrick, seconded by Commissioner Mayes. Resolution was adopted by the following roll call:

"Yeas" - Commissioners Hendrick and Mayes; Mayor Phillips. "Nays" - None.

The City Manager advised that a petition for a 25 percent pay raise had been presented to him by the employees of the Wastes Department. The matter was referred to the City Manager for his recommendation.

The Commission expressed to Superintendent of Streets Pittman, who was present at the meeting, its appreciation of the very fine work being done by all city departments and employees in clearing the streets after the recent hurricane.

The City Manager recommended the installation of the following street lights:

Install: One 10,000 lumens overhead light in park triangle east of City Hall.

Install 1000 lumens OHB lights:

On Granada Boulevard between Bird Road and Blue Road (7)

At Blue Road and Biltmore Drive (1)

On San Amaro Drive between Bird Road and Blue Road (10)

At Toledo Street and Avenue Altara (1)

At Galiano Street and Avenue Antiquera (1)

At South Alhambra Circle and Veronese Street (1)

At South Alhambra Circle and Camarin Street (1)

On South Alhambra Circle between Altamira Street and Barquera Street (1)

At Riviera Drive and Avenue Marmore (1)

At Orduna Drive and Miller Road (1)

At Granada Boulevard and Marmore (1)

At Granada Boulevard and Avenue Viera (1)

Install: Five - 2500 lumens OHB lights at Riviera Drive between Avenue San Antonio and Jeronimo Drive.

all in accordance with specific conditions and locations to be agreed upon by the City Manager and the Florida Power and Light Co.

The City Manager's recommendations were approved.

The City Manager advised that he had received a letter from Mr. J.M. Coker

complimenting the city employees for the courtesy shown in their relations with the public.

ORDINANCE NO. 672

AN ORDINANCE ACCEPTING DEDICATIONS OF STREETS AND PUBLIC PLACES AS LISTED AND DESCRIBED HEREIN.

which was read and adopted on first reading October 3, 1950, was read again in full. Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Hendrick and the ordinance was adopted by the following roll call: "Yeas" - Commissioners Hendrick and Mayes; Mayor Phillips. "Nays" - None.

Thereupon Mayor Phillips declared the ordinance passed and adopted and ordered its publication as Ordinance No. 672.

The City Clerk called the attention of the Commission to recommendations made by the Planning and Advisory Board at its meeting October 9, 1950, that the eastern boundary of the City of Coral Gables extending into Biscayne Bay be revised at the next session of the legislature so that the eastern boundary of the city be established at the center line of the intra-coastal waterway as then existing, from the present northern boundary of the city to a point due east of the southernmost point of land in Section 30, Township 55 South, Range 41 East; and that necessary steps be taken to establish a bulkhead and pierhead line in Biscayne Bay throughout the city limits, and to secure approval of the Defense Department therefor.

RESOLUTION NO. 3606

A RESOLUTION AUTHORIZING ISSUANCE OF A RETAIL BEVERAGE STORE LICENSE.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES, FLORIDA:

That the issuance of a retail beverage store license permitting the sale of alcoholic beverages containing not more than 14 percent of alcohol by weight for consumption on the premises, to Barbecued Specialties Inc. d/b/a The Ribbery, 394 Avenue Giralda, is hereby authorized and approved on the ground that said business is a bona fide restaurant of a seating capacity of more than 50 persons, subject to compliance with all regulatory ordinances in respect thereto and subject to cancellation upon receipt of any unfavorable criminal record of the officers of the transferees.

Motion for its adoption was made by Commissioner Hendrick, seconded by Commissioner Mayes. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hendrick and Mayes; Mayor Phillips. "Nays" - None.

RESOLUTION NO. 3607

A RESOLUTION AUTHORIZING THE CITY MANAGER AND CITY CLERK TO ENTER INTO A LEASE OF DESCRIBED PROPERTY FOR OFF-STREET PARKING FACILITIES

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES, FLORIDA:

That the City Manager and City Clerk are hereby authorized to execute on behalf of the city, a 25-year lease of the following described property to be used by the city for off-street parking facilities:

Lot 27, Block 1, Crafts Section, Coral Gables,

said lease providing that the city will within 90 days if evidence of good title is shown by lessor, pave, landscape and install parking meters on said site at expense of city, and that the lessor will be paid as rent for the premises throughout the term of the lease the amount of 35% of the gross receipts from parking meters on said site, and that the city will assume and agree to pay all city and county taxes on such property during the term of the lease.

Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Hendrick. Resolution was adopted by the following roll call:

"Yeas" - Commissioners Hendrick and Mayes; Mayor Phillips. "Nays" - None.

RESOLUTION NO. 3608

A RESOLUTION AUTHORIZING EXCEPTIONS TO ORDINANCE NO. 271, KNOWN AS THE "ZONING ORDINANCE".

WHEREAS, the Zoning Board of Appeals at its regular meeting October 9, 1950 has recommended that the following exceptions to the provisions of Ordinance No. 271, known as the "Zoning Ordinance", be granted;

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

That the following exceptions to the provisions of Ordinance No. 271 be and the same hereby are granted:

1. Permit setback of 35 feet from the waterway as it now exists upon Lots 1 through 11 inclusive, Block 110, Country Club Section 5.
2. Permit operation of a beauty parlor for animals on Lots 7 through 10, Block 3, Douglas Section, with incidental sale of animal requisites, provided that no animals be kept and boarded or given medical treatment upon the premises, such permission to be subject to 30 days cancellation on written notice by the City Manager upon receipt of any justified complaint of nuisance.
3. Permit construction of a residence facing north on Avenue Mendavia instead of west on San Amaro Drive, on Lots 1 to 3, Block 91 Country Club 5.

Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Hendrick. Resolution was adopted by the following roll call:

"Yeas" - Commissioners Hendrick and Mayes; Mayor Phillips. "Nays" - None.

RESOLUTION NO. 3609

A RESOLUTION AUTHORIZING EXCAVATION OF CANAL IN BLOCK 56, RIVIERA SECTION 4.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES, FLORIDA:

That permission is hereby granted to Troup Bros. Inc. to clear Lots 9 to 19 inclusive, and 19A to 29 inclusive, Block 56, Riviera Section 4, and to excavate the canal adjoining such lots to the platted lot lines thereof upon the following terms and conditions:

1. That permission for such excavation be secured from the owners of such lots.
2. That excavation be done in such manner as to prevent damage to any other property.
3. That no explosives be used or blasting done without prior consent of the City Manager.
4. That work be done at reasonable hours as established by the City Manager.
5. That throughout the length of the excavation above authorized, the canal shall be excavated to a depth of not less than minus eight feet mean low water U.S.E.D. Bay Datum.
6. That excavation shall be completed and site cleaned up to the satisfaction of the City Manager on or before the expiration of 6 months from the date hereof, and in default thereof the city shall have the right, at the end of such period, to enter upon the premises and remove any spoil remaining thereon and dispose of same as it may see fit.

Motion for its adoption was made by Commissioner Hendrick, seconded by Commissioner Mayes. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hendrick and Mayes; Mayor Phillips. "Nays" - None.

ORDINANCE

AN ORDINANCE AMENDING SECTION 66 OF CHAPTER VII OF ORDINANCE NO. 666 CONCERNING DESIGNATED STREETS OVER WHICH CERTAIN TRUCKS ARE PERMITTED TO OPERATE.

was read upon first reading. Motion for its adoption on first reading was made by Commissioner Mayes, seconded by Commissioner Hendrick. Ordinance was adopted on first reading by the following roll call: "Yeas" - Commissioners Hendrick and Mayes; Mayor Phillips. "Nays" - None.

RESOLUTION NO. 3610

A RESOLUTION APPROPRIATING FUNDS FROM THE GENERAL CONTINGENT FUND FOR THE PURPOSE OF GIVING A TESTIMONIAL BANQUET TO PRESIDENT ASHE AND THE COACHES AND FOOT BALL TEAM OF THE UNIVERSITY OF MIAMI FOR THE PURPOSE OF PUBLICIZING THE CITY.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES, FLORIDA:

That the City Manager is hereby authorized to expend the necessary amounts required and to make arrangements for the holding of a testimonial banquet, to be held at such time as may be convenient to the parties involved, for President Ashe and the coaching staff and members of the football team of the University of Miami, for the purpose of publicizing the city and to express the appreciation of the city of the tremendous amount of favorable publicity brought to the city by the University; such expenditures to be charged to the General Contingent Fund of the city.

Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Hendrick. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hendrick and Mayes; Mayor Phillips. "Nays" - None.

There being no other business the meeting was adjourned.

APPROVED:

W. Keith Phillips

MAYOR

W. Keith Phillips

ATTEST:

E. B. Poorman

CITY CLERK

E. B. Poorman

Name	Amount
McFarlin Construction Co.	\$ 775.
Brooks Paving Co.	87.
Group Bros. Inc.	90.
Behner Oil Co.	87.

10-19-50

MINUTES OF REGULAR MEETING
OF THE CITY COMMISSION
NOVEMBER 7, 1950

The Commission of the City of Coral Gables convened in regular session at the City Hall at 8:00 o'clock P.M., Tuesday, November 7, 1950. Vice Mayor Hendrick in the Chair; Commissioners Hartnett, Healy and Mayes present. Mayor Phillips absent.

The meeting was turned over to receipt and consideration of bids for paving work in the City of Coral Gables designated as Local Improvements A-11, A-12 and H-78.

RESOLUTION NO. 3611

A RESOLUTION ACCEPTING THE BID OF MCFARLIN CONSTRUCTION CO. FOR PAVING WORK IN THE CITY OF CORAL GABLES DESIGNATED AS LOCAL IMPROVEMENT A-11, AND AUTHORIZING THE EXECUTION OF A CONTRACT THEREFOR.

WHEREAS, pursuant to city charter the City Commission had advertised for bids on alley paving designated as Local Improvement A-11, and bids therefor were received as follows:

<u>Name</u>	<u>Price Per Square Yard</u>
McFarlin Construction Co.	\$.776
Brooks Paving Co.	.89
Troup Bros. Inc.	.90
Belcher Oil Co.	.89

AND WHEREAS, the bid of McFarlin Construction Co. is low bid and fully meets specifications ordered;

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

1. That the above recited bid of McFarlin Construction Co. is hereby determined to be the lowest and most advantageous bid to the city, and is hereby accepted.

2. That the City Manager and City Clerk be and they hereby are authorized to execute a contract with the said McFarlin Construction Co. for work authorized under Resolution 3576 and designated as Local Improvement A-11, based upon the bid and subject to the conditions and provisions of the charter of the city.

Motion for its adoption was made by Commissioner Hartnett, seconded by Commissioner Mayes. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy and Mayes; Vice Mayor Hendrick. "Nays" - None.

RESOLUTION NO. 3612

A RESOLUTION ACCEPTING THE BID OF MCFARLIN CONSTRUCTION CO. FOR PAVING WORK IN THE CITY OF CORAL GABLES DESIGNATED AS LOCAL IMPROVEMENT A-12, AND AUTHORIZING THE EXECUTION OF A CONTRACT THEREFOR.

WHEREAS, pursuant to city charter the City Commission has advertised for bids on alley paving designated as Local Improvement A-12, and bids therefor were received as follows:

<u>Name</u>	<u>Price Per Square Yard</u>
McFarlin Construction Co.	\$.766
Brooks Paving Co.	.85
Troup Bros., Inc.	.90
Belcher Oil Co.	.89

AND WHEREAS, the bid of McFarlin Construction Co. is low bid and fully meets specifications ordered;

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

1. That the above recited bid of McFarlin Construction Co. is hereby determined to be the lowest and most advantageous bid to the city, and is hereby accepted.
2. That the City Manager and City Clerk be and they hereby are authorized to execute a contract with the said McFarlin Construction Co. for work authorized under Resolution 3577 and designated as Local Improvement A-12, based upon the bid and subject to the conditions and provisions of the charter of the city.

Motion for its adoption was made by Commissioner Hartnett, seconded by Commissioner Mayes. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy and Mayes; Vice Mayor Hendrick. "Nays" - None.

RESOLUTION NO. 3613

A RESOLUTION ACCEPTING THE BID OF MCFARLIN CONSTRUCTION CO. FOR PAVING WORK IN THE CITY OF CORAL GABLES DESIGNATED AS LOCAL IMPROVEMENT H-78, AND AUTHORIZING THE EXECUTION OF A CONTRACT THEREFOR.

WHEREAS, pursuant to the city charter the City Commission had advertised for bids on street paving designated as Local Improvement H-78, and bids therefor were received as follows:

<u>Name</u>	<u>Price Per Square Yard</u>
McFarlin Construction Co.	\$.813
Brooks Paving Co.	.89
Troup Bros. Inc.	.82
Belcher Oil Co.	.87

AND WHEREAS, the bid of McFarlin Construction Co. is low bid and fully meets specifications ordered;

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

1. That the above recited bid of McFarlin Construction Co. is hereby determined to be the lowest and most advantageous bid to the city, and is hereby accepted.
2. That the City Manager and City Clerk be and they hereby are authorized to execute a contract with said McFarlin Construction Co. for work authorized under Resolution 3578 and designated as Local Improvement H-78, based upon the bid and subject to the conditions and provisions of the charter of the city.

Motion for its adoption was made by Commissioner Hartnett, seconded by Commissioner Mayes. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy and Mayes; Vice Mayor Hendrick. "Nays" - None.

Miss Helen Hilson appeared before the Commission in connection with the request of the First Church of Christ Scientist to use an apartment building adjacent to the church for church purposes.

RESOLUTION NO. 3614

A RESOLUTION APPROVING THE USE OF DESIGNATED PROPERTY FOR CHURCH PURPOSES.

WHEREAS the First Church of Christ Scientist of Coral Gables, having entered into a contract for the purchase of two apartment houses directly adjoining the church property, desires to use the apartment building facing LeJeune Road, which is directly adjacent to the present church building, for church purposes, and desires to continue the use of the second apartment building facing Avenue Valencia as a rental unit;

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

That based upon the opinion here given by the City Attorney, the use of the apartment building directly adjacent to the present church property for church purposes by the First Church of Christ Scientist is hereby determined to be a proper use under the zoning ordinances of this city, and as such is hereby approved.

Motion for its adoption was made by Commissioner Healy, seconded by Commissioner Mayes. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy and Mayes; Vice Mayor Hendrick. "Nays" - None.

Mr. Larry Schroeder appeared to advise the Commission that the Exchange Clubs of Coral Gables, South Miami and Coconut Grove planned to hold a "Stadium Jamboree" on December 8, 1950 for the purpose of raising funds for the eventual construction of a football stadium for the Coral Gables High School. In connection with this event the Exchange clubs desired to raffle off a Crosley automobile, and requesting permission to place such car upon the streets of this city for exhibition and ticket selling purposes. The Commission stated that the use of public streets for such purposes could not be permitted.

Mr. Franklin Parson, attorney representing Mr. Ralph A. Fossey, appeared before the Commission to discuss the disapproval of the Zoning Board of Appeals, at its meeting September 25, 1950, for a change of zoning of Lots 1 to 18 inclusive, Block 89, Riviera Section, from R-1 residential use to C-2 business use, and to change the zoning of Lots 19 to 24 inclusive, Block 89, Riviera Section, from R-1 residential use, to CFA-8 apartment use. The City Clerk advised that he had received a letter appealing from the Zoning Board's decision, upon November 1st, 1950, which was after the appeal period permitted by ordinance of 30 days from date of ruling of the Zoning Board. Mr. Parson requested that the 30 day rule be waived in this case because notice of the ruling of the Zoning Board had not been received by the petitioner until October 5th, and the notice

of appeal had been filed within 30 days after receiving notice of the action taken. After further discussion on the matter the following resolution was presented and read:

RESOLUTION NO. 3615

A RESOLUTION DIRECTING THE ZONING BOARD OF APPEALS TO HOLD A PUBLIC HEARING UPON A REQUEST FOR CHANGE OF ZONING DESCRIBED HEREIN.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES, FLORIDA:

That the Zoning Board of Appeals is hereby requested and directed to hold a public hearing upon the request of Mr. Ralph A. Fossey for the rezoning of Lots 1 to 24 inclusive, Block 89, Riviera Section.

Motion for its adoption was made by Commissioner Hartnett, seconded by Commissioner Mayes. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy and Mayes; Vice Mayor Hendrick. "Nays" - None.

Mr. S. J. Bond and Mr. Joe Godwin appeared before the Commission to request permission to replace a Sun Oil Company sign at Mr. Godwin's filling station at the northwest corner of Ponce de Leon Boulevard and Avenue Giralda, such sign having been blown down during the recent hurricane. It was explained that this sign was upon a column placed in the sidewalk, and that the sign overhung the sidewalk. The destroyed sign had been so placed for many years previous to its destruction. It was pointed out that new signs placed on columns upon public property or overhanging public sidewalks were not being permitted. The matter was referred to the City Attorney for his opinion on whether or not the Sun Oil Company sign in question amounted to a non-conforming use, and whether or not the company was entitled to resume such use by replacing the destroyed sign.

Several employees of the city were present concerning petitions for wage increases, recently filed with the City Manager. Pending further consideration of such petitions the matter was deferred until the next meeting of the Commission.

RESOLUTION NO. 3616

A RESOLUTION APPROPRIATING \$400.00 FOR PUBLICATION AND DISTRIBUTION OF A PAMPHLET CONCERNING THE CITY.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES, FLORIDA:

That the sum of \$400.00, or so much thereof as may be necessary, is hereby appropriated from the General Contingent Fund for the purpose of printing and distribution of a pamphlet concerning the city, entitled "Some Facts and Figures About Your City".

Motion for its adoption was made by Commissioner Healy, seconded by Commissioner Hartnett. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy and Mayes; Vice Mayor Hendrick. "Nays" - None.

The City Manager recommended the installation of a traffic light at the corner of Riviera Drive and Bird Road, to assist in handling the high school traffic. He stated that the budgeted amount for traffic lights was sufficient to include this installation. His recommendation was approved.

The City Manager noted that the City of Coral Gables garage had been awarded honorable mention in the National Bus Maintenance Award Contest conducted by Bus Transportation Magazine, and stated that the city was the only municipality ever to receive honorable mention in this event.

The City Manager reported expenditures of approximately \$25,665 for cleanup and repair after the recent hurricane for the period to and including November 1, 1950.

ORDINANCE NO. 673

AN ORDINANCE AMENDING SECTION 66 OF
CHAPTER VII OF ORDINANCE NO. 666 CONCERN-
ING DESIGNATED STREETS OVER WHICH TRUCKS
ARE PERMITTED TO OPERATE.

which was read and adopted on first reading October 19, 1950, was read again in full. Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Healy and the ordinance was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy and Mayes; Vice Mayor Hendrick. "Nays" - None.

Thereupon Vice Mayor Hendrick declared the ordinance passed and adopted and ordered its publication as Ordinance No. 673.

RESOLUTION NO. 3617

A RESOLUTION CHANGING THE NAMES OF CERTAIN
STREETS WITHIN THE CITY OF CORAL GABLES

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF
CORAL GABLES, FLORIDA:

That the names of the following streets within the
City of Coral Gables be and the same hereby are changed as follows:

Greenway Drive (as shown on corrected plat of Section C,
Plat Book 8, page 26) to North Greenway Drive.

Avenue Barcelona (as shown on corrected plat of Section
C, Plat Book 8, page 26) to South Greenway Drive.

Motion for its adoption was made by Commissioner Healy, seconded by Commissioner Mayes. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy and Mayes; Vice Mayor Hendrick. "Nays" - None.

RESOLUTION NO. 3618

A RESOLUTION AUTHORIZING EXCEPTIONS
TO ORDINANCE NO. 271, KNOWN AS THE
"ZONING ORDINANCE".

WHEREAS, the Zoning Board of Appeals at its regular
meeting October 23, 1950 has recommended that the following

exceptions to the provisions of Ordinance No. 271, known as the "Zoning Ordinance", be granted;

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

That the following exceptions to the provisions of Ordinance No. 271 be and the same hereby are granted:

1. Permit construction of residence containing 2000 square feet on irregular shaped Lot 4, Block 15, Country Club Section 1, subject to sketch thereof being submitted and approved by the Zoning Board, and final plans being approved by the Board of Supervising Architects.

2. Permit letter sign hanging down from cantilever with letters parallel to face of building on east wall of Miracle Building, Lots 23 and 24, Block 2, Crafts Section, subject to approval of the Board of Supervising Architects of the design of such sign.

Motion for its adoption was made by Commissioner Healy, seconded by Commissioner Hartnett. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy and Mayes; Vice Mayor Hendrick. "Nays" - None.

ORDINANCE

AN ORDINANCE AMENDING ORDINANCE NO. 271 OF THE CITY OF CORAL GABLES, KNOWN AS THE "ZONING ORDINANCE", TO PERMIT CBS NATURAL STONE OR CHAIN LINK TYPE WIRE FENCES TO A MAXIMUM HEIGHT OF SEVEN FEET ALONG THE PROPERTY LINE ABUTTING RED ROAD, FOR ALL LOTS FACING OR ABUTTING UPON RED ROAD FROM CORAL WAY TO SOUTHWEST 8TH STREET, PROVIDED THAT SUCH FENCES DO NOT CREATE A HAZARD TO PEDESTRIAN OR VEHICLE TRAFFIC, AND IN ALL CASES SUBJECT TO PRIOR APPROVAL OF THE CITY MANAGER; DELETING ANY REQUIREMENT THAT BUILDINGS UPON ALL LOTS ABUTTING UPON RED ROAD FROM CORAL WAY TO SOUTHWEST 8TH STREET, FACE RED ROAD; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH.

was read upon first reading. Motion for its adoption on first reading was made by Commissioner Healy, seconded by Commissioner Mayes. Ordinance was adopted on first reading by the following roll call: "Yeas" - Commissioners Hartnett, Healy and Mayes; Vice Mayor Hendrick. "Nays" - None.

ORDINANCE

AN ORDINANCE DEALING WITH FISHING IN THE CORAL GABLES CANALS FROM ABUTTING PROPERTIES; REQUIRING THE SECURING OF WRITTEN PERMISSION TO FISH FROM SUCH PROPERTIES UNDER CERTAIN CIRCUMSTANCES; MAKING CERTAIN EXCEPTIONS AND PROVIDING A PENALTY FOR VIOLATION AND REPEALING ALL LAWS IN CONFLICT.

was read upon first reading. Motion for its adoption on first reading was made by Commissioner Healy, seconded by Commissioner Mayes. Ordinance was adopted on first by the following roll call: "Yeas" - Commissioners Hartnett, Healy and Mayes; Vice Mayor Hendrick. "Nays" - None.

There being no other business the meeting was adjourned.

ATTEST:

E. B. Poorman
CITY CLERK
E. B. Poorman

APPROVED:

David H. Hendrick, Jr.
VICE MAYOR
David H. Hendrick, Jr.

MINUTES OF REGULAR MEETING
OF THE CITY COMMISSION
NOVEMBER 21, 1950

The Commission of the City of Coral Gables convened in regular session at the City Hall at 8:00 o'clock P.M., Tuesday, November 21, 1950. Mayor Phillips in the Chair; Commissioners Hartnett, Healy, Hendrick and Mayes present.

Minutes of the adjourned regular meeting October 19, 1950 and regular meeting November 7, 1950 were approved as read.

A number of citizens were present to discuss the proposed ordinance regulating fishing in the Coral Gables waterway, which had been introduced and placed on first reading at the meeting of November 7th. The City Attorney presented the draft ordinance as it had been amended at the last meeting and read the same in full. Representatives of the Riviera Property Owners Association declared their support of the ordinance as read. Mr. H. F. Doughty spoke against the ordinance as written, and suggested that a committee be formed to give further study to the problem. He felt that if fishing were permitted only during daylight hours, most of the problems encountered would be solved. It was suggested by several persons that regulation of fishing from bridges would be advisable to lessen the danger to boats and occupants thereof from hanging lines. After further discussion, action upon the ordinance was deferred.

Mrs. S. J. Bond and Mr. Joe Godwin appeared before the Commission concerning their request to replace a Sun Oil Company sign at Mr. Godwin's service station at Ponce de Leon Boulevard and Avenue Giralda, such sign having been destroyed by the recent hurricane. The City Manager presented a written opinion of the City Attorney that the sign, which had been upon a column in the public sidewalk and which overhung the public sidewalk, was an established non-conforming use, and that the company had a right to replace such sign upon its destruction by hurricane.

RESOLUTION NO. 3619

A RESOLUTION PERMITTING REPLACEMENT OF SIGN
AS DESCRIBED HEREIN.

WHEREAS the Sun Oil Company and the Godwin Service Station have for many years had a Sun Oil Company sign erected upon a column placed in the public sidewalk in front of the Godwin Service Station at Ponce de Leon Boulevard and Avenue Giralda, said sign overhanging the sidewalk, and said sign was destroyed by the hurricane in October, 1950; and

WHEREAS said sign did not conform with existing city ordinances concerning signs, but it is the opinion of the City Attorney that such sign may be properly replaced after its destruction by storm;

NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSION
OF THE CITY OF CORAL GABLES, FLORIDA@

That the Sun Oil Company and Godwin Service Station are hereby permitted to replace the destroyed sign by a sign of similar character on condition that the said sign shall be removed at such time as the city by ordinance shall direct the removal of such non-conforming signs, and on the further condition that the parties involved furnish the city with evidence of public liability-property damage insurance in the amount of \$50/100/5,000 insuring the city liability for such non-conforming sign.

Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Healy. Resolution was adopted by the following roll call: "Yeas" - Commissioners Healy, Hendrick and Mayes; Mayor Phillips. "Nay" - Commissioner Hartnett.

Mr. George Newbauer appeared before the Commission to request that the city underwrite the Christmas concert of the Philharmonic Society of Greater Miami as part of the city Christmas program. He explained that the cost of the concert would be approximately \$700, that it would be held at the Coral Gables Country Club shortly before Christmas, and that if the city paid the expense thereof all Coral Gables citizens would be admitted free. It was the opinion of the City Attorney that underwriting such a concert was not a proper publicity purpose within the power of the city, and the request was therefore denied.

Mr. Julius Bauer III appeared to request permission to construct a 60 foot F.M. radio antenna on a vacant lot on the south side of Avenue Aragon, west of the office of the University Cabs. It was noted that the Gables Taxi Company had such an antenna, on a temporary basis, at Douglas Road and S.W. 8th Street, and that in the past permission to construct radio station broadcasting towers within the city had been denied. On motion of Commissioner Hartnett, seconded by Commissioner Hendrick and unanimously passed, it was determined as a policy of the city that all requests for the erection of radio towers within the City of Coral Gables be referred to the Zoning Board, and that a public hearing, with notice to affected property owners in the vicinity, be held upon each such request. It was suggested that Mr. Bauer proceed in accordance with the above policy and make application to the Zoning Board for the erection of the radio antenna.

RESOLUTION NO. 3620

A RESOLUTION AUTHORIZING EXCEPTIONS TO ORDINANCE NO. 271, KNOWN AS THE "ZONING ORDINANCE".

WHEREAS, the Zoning Board of Appeals at its regular meeting November 13, 1950 has recommended that the following exceptions to the provisions of Ordinance No. 271, known as the "Zoning Ordinance" be granted:

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

That the following exceptions to the provisions of Ordinance No. 271 be and the same hereby are granted:

1. Permit construction of residence on Lot 19, Block 29, Coconut Grove Section, said lot having only a 44 foot frontage.

2. Permit erection of a motel or motor court according to plans presented upon Lots 1, 2 and 3, Block 80, Granada Section, provided that a masonry wall at least 16 inches high be constructed along the south lines of said lots, and between the motor court and Lots 4 and 15 of said block which are planned to be used as a landscaped lawn, and further provided that adequate covered receptacles be provided in said motor court for the accumulation and storage of trash.

3. Permit construction of residence on Lot 8, Block 254, Riviera Section, containing a minimum of 2050 square feet building content, provided the construction of said building is commenced within 60 days from date hereof.

4. Permit construction of residence on the north-easterly half of Lot 13 and Lots 14 and 15, Block 51, Riviera Section, facing northwest on Avenue Sistina instead of Donatello Street.

5. Change the facing on Lots 1 and 2, Block 136, Riviera Section, to face north on Avenue Agüero, and change the facing of Lots 19 and 20, Block 136, Riviera Section, to face south on Avenue Viera.

6. Permit construction of building containing 715 cubic feet per front foot, with a concrete roof over cloister, and with no parapet on said building, upon Lots 43 and 44, Block 17, Crafts Section, subject to approval of plans thereof by the Board of Supervising Architects.

Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Healy. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

RESOLUTION NO. 3621

A RESOLUTION ORDERING LOCAL IMPROVEMENT A-13.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES, FLORIDA:

1. That a local improvement described and designated as follows shall be made under Sections 62 and 63, Chapter 13972, Special Acts of Florida as Amended:

Paving to a 20 foot width with a 6 inch compacted lime rock base, primed and sealed with asphaltic oils and sand finished, the alley in Block 15, Bitlmore Section, running from LeJeune Road to Hernando Street, at an estimated cost of \$1,430.58 (of which an estimated \$128.25 shall be apportioned to the city, and \$1,302.33 to abutting property).

2. That the cost of such improvement, except that portion thereof abutting city owned property, the cost of which shall be borne by the city, shall be defrayed by a special assessment upon all lots and lands adjoining and contiguous or bounding and abutting upon such alley, on a frontage basis, which said properties are hereby designated Improvement District A-13.

3. That said special assessments shall be payable 30 days after confirmation of the preliminary assessment

roll therein, or at such times and in such installments as the Commission may designate pursuant to Chapter 13972, Special Acts of Florida 1929 as Amended.

Motion for its adoption was made by Commissioner Hendrick, seconded by Commissioner Mayes. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

The City Manager advised that the Florida Railroad and Public Utilities Commission was holding a hearing on December 18, at Tallahassee, concerning a requested increase of motor truck freight tariff rates, and asked whether or not the City Commission desired to enter a protest to any such increase. The Commission directed that no action be taken.

The City Manager and Superintendent of Public Works Robinson recommended to the Commission the passage of an ordinance changing and improving the minimum specifications for the construction of roofs, and an ordinance increasing the fees for building permits sufficient to permit the hiring of an additional building inspector to handle the great number of building inspections now necessary. The increase in building permit fees principally concerns owner-builder cases, and it was explained that such construction requires considerably more and closer inspection than building done by contractors.

ORDINANCE

AN ORDINANCE TO AMEND PARAGRAPH SEVEN (7) SECTION FOUR (4) OF ORDINANCE NO. 1 PASSED AND ADOPTED AUGUST 3, 1925, AND ENTITLED "AN ORDINANCE OF THE CITY OF CORAL GABLES, FLORIDA, PRESCRIBING RULES AND REGULATIONS FOR THE ERECTION, REPAIRS, REMOVAL AND DEMOLITION OF BUILDINGS IN SAID CITY; PROVIDING FOR THE SUBMISSION OF PLANS AND MAKING APPLICATION FOR PERMIT FOR ERECTING, REPAIRING, OR REMOVING BUILDINGS; PROVIDING A PENALTY FOR THE VIOLATION OF THIS ORDINANCE"; TO REPEAL PARAGRAPH ON BUILDING PERMIT FEES SECTION ONE (1) OF ORDINANCE NO. FIFTY-FOUR (54) PASSED AND ADOPTED OCTOBER 1, 1926; TO REPEAL ORDINANCE NO. NINETY-FIVE (95), PASSED AND ADOPTED SEPTEMBER 8, 1927; TO REPEAL ORDINANCE NO. THREEHUNDRED THIRTY EIGHT (338), PASSED AND ADOPTED OCTOBER 19, 1939; TO REPEAL PARAGRAPHS 1, 2, 3, 4, 5, 6, AND 7, SECTION ONE OF ORDINANCE NO. 348, PASSED AND ADOPTED MARCH 5, 1940; AND TO REPEAL ORDINANCE NO. FIVE HUNDRED TWENTY NINE (529), PASSED AND ADOPTED MAY 20, 1947.

was read upon first reading. Motion for its adoption on first reading was made by Commissioner Mayes, seconded by Commissioner Hendrick. Ordinance was adopted on first reading by the following roll call: "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

RESOLUTION NO. 3622

A RESOLUTION AUTHORIZING THE HIRING OF
AN ADDITIONAL BUILDING INSPECTOR, AND
APPROPRIATING MONEY THEREFOR.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF
CORAL GABLES, FLORIDA:

That the City Manager is hereby authorized to hire an additional assistant building inspector for such time as the services of an extra inspector are deemed necessary, at a salary of not to exceed \$270.00 per month plus a gasoline allowance not to exceed \$40.00 per month; and the necessary funds for the payment of such salary and allowance are hereby appropriated from unappropriated revenues of the city.

Motion for its adoption was made by Commissioner Hartnett, seconded by Commissioner Mayes. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

ORDINANCE

AN ORDINANCE AMENDING SECTION FORTY (40) OF ORDINANCE NO. ONE (1) ADOPTED AUGUST 3, 1925, ENTITLED "AN ORDINANCE OF THE CITY OF CORAL GABLES, FLORIDA, PRESCRIBING RULES AND REGULATIONS FOR THE ERECTION, REPAIR, REMOVAL AND DEMOLITION OF BUILDINGS IN SAID CITY; PROVIDING FOR THE SUBMISSION OF PLANS AND MAKING APPLICATION FOR PERMIT FOR ERECTING, REPAIRING OR REMOVING BUILDINGS; PROVIDING A PENALTY FOR THE VIOLATION OF THIS ORDINANCE" AS TO REQUIREMENTS AND SPECIFICATIONS FOR ROOFING MATERIAL AND CONSTRUCTION OF ROOFS; AND REPEALING ORDINANCE NO. 363 AND ORDINANCE NO. 607 OF THE CITY OF CORAL GABLES.

was read upon first reading. Motion for its adoption on first reading was made by Commissioner Healy, seconded by Commissioner Hendrick. Ordinance was adopted on first reading by the following roll call: "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

The City Manager reported to the Commission that the bus terminal revenue certificate ordinance had been validated and approved by the Florida Supreme Court, and that he expected final plans and specifications from the architect within the next week.

Discussion was held upon the recommendation of the Planning and Advisory Board, at the November 6th meeting, recommending beautification of Miracle Mile by the installation of side planting with a curb not to exceed 3½ feet in width in the center of the street for the purpose of dividing traffic. The alternative method proposed for the beautification of Miracle Mile by installation of a center parkway not to exceed 10 feet in width, was discussed at length and all Commissioners present favored the center parkway, on the grounds that such treatment was more economical, in both installation and maintenance,

and provided increased traffic regulation and safety upon the street. The City Attorney expressed his oral opinion that the beautification of Miracle Mile was not a proper subject for the levying of special assessments, although he believed without question that the city had the right to install a center parkway as a means of traffic control.

The City Manager was requested to confer with the members of the Miracle Mile Association to ascertain how much of the cost of installation of a center parkway would be borne by the property owners, the Commission indicating its willingness to install such center parkway and beautification treatment if the cost thereof would be borne by property owners.

RESOLUTION NO. 3623

A RESOLUTION CALLING A PUBLIC HEARING
UPON THE PROPOSAL TO BEAUTIFY MIRACLE
MILE

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF
CORAL GABLES, FLORIDA:

1. That this Commission hereby expresses itself to be in favor of beautification of Miracle Mile by the installation of a center parkway, which said parkway will furnish and afford necessary and needed traffic control.

2. That a public hearing is hereby called and set for 8 o'clock P.M., Tuesday, December 5, 1950, in the Commission Chamber of the City Hall, upon the proposal to install a center parkway on Miracle Mile, and the City Clerk is hereby directed to give notice of such public hearing by publication in the Coral Gables Riviera-Times.

Motion for its adoption was made by Commissioner Mayes, seconded by

Commissioner Hartnett. Resolution was adopted by the following roll call: "Yeas"

- Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

RESOLUTION NO. 3624

A RESOLUTION REAPPOINTING MR. PHIL LAURENCE
AS A MEMBER OF THE CITY TRIAL BOARD

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF
CORAL GABLES, FLORIDA:

That Mr. Phil Laurence hereby is reappointed as a member of the City Trial Board for a two-year term beginning December 1, 1950.

Motion for its adoption was made by Commissioner Healy, seconded by

Commissioner Hartnett. Resolution was adopted by the following roll call: "Yeas"

- Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

RESOLUTION NO. 3625

A RESOLUTION AUTHORIZING A COMPROMISE SETTLE-
MENT OF A TAX CLAIM.

WHEREAS it appears from an examination of the records of the Southeastern Natural Gas Corporation that

said company since 1946 sold gas cylinders to the D.A. Godwin Service Station, 2100 Ponce de Leon Blve., which firm has in turn sold such cylinders at retail in Coral Gables, and that neither the company nor the firm named have ever made a return or paid the Coral Gables Utilities Excise Tax upon such sales made prior to March 1, 1950; and

WHEREAS while the utilities excise tax is due the City of Coral Gables from one or both of said firms upon such sales, the exact amount of sales to and by the Godwin Service Stationis, because of the method of recording such sales by the Southeastern Natural Gas Corporation, uncertain and difficult of proof; and

WHEREAS it is estimated that \$881.00 tax is due upon such sales during the period August 1, 1946 to March 1, 1950, such estimate being based upon the recent valume of sales of the Godwin Service Station, and the Southeastern Natural Gas Corporation has offered to settle and compromise the tax claim of the city for such period for the sum of \$587.00, being two-thirds of the estimated amount of tax due;

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

That the offer of the Southeastern Natural Gas Corporation to settle in full its liability and the liability of the D. A. Godwin Service Station to the City of Coral Gables for utilities excise tax upon the sales of gas by the Southeastern Natural Gas Corporation to the D. A. Godwin Service Station and by the D. A. Godwin Service Station to the public, for the period August 1, 1946 to and including February 28, 1950, for the amount of \$587.00, be and the same hereby is accepted and the Director of Finance, upon payment of said amount of \$587.00, is hereby directed and authorized to release said company and firm from all and any claims for the Coral Gables Utilities Excise Tax for said period.

Motion for its adoption was made by Commissioner Hartnett, seconded by Commissioner Healy. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

RESOLUTION NO. 3626

A RESOLUTION AUTHORIZING THE CITY MANAGER TO ATTEND THE INTERNATIONAL CITY MANAGERS ASSOCIATION CONVENTION.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES, FLORIDA:

That the City Manager is hereby authorized and requested to attend the International Convention of International City Managers Association to be held in Houston, Texas, November 26 to 29, 1950, and the necessary travel expense is hereby directed to be paid from Appropriation Account 2670-193.

Motion for its adoption was made by Commissioner Hartnett, seconded by Commissioner Healy. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

There being no other business the meeting was adjourned.

ATTEST:

APPROVED:

E. B. Poorman
CITY CLERK
E. B. Poorman

W. Keith Phillips
MAYOR
W. Keith Phillips

MINUTES OF REGULAR MEETING
OF THE CITY COMMISSION
DECEMBER 5, 1950

The Commission of the City of Coral Gables convened in regular session at the City Hall at 8:00 o'clock P.M., Tuesday, December 5, 1950. Mayor Phillips in the Chair, Commissioners Hartnett, Healy, Hendrick and Mayes present.

Minutes of the regular meeting of November 21, 1950 were approved as read.

The meeting was then turned over to a public hearing upon the confirmation of Local Improvement A-13. Mr. William L. Clark, Jr., representing an out-of-town party who was in the process of buying 350 feet of property in the improvement district, requested that the hearing upon the confirmation be postponed until the prospective owner could be contacted and informed of the improvement. The City Clerk advised that he had received approval of the improvement district from one property owner, and no objections had been received concerning the improvement. Commissioner Hartnett moved that the confirmation hearing upon Local Improvement A-13 be postponed until December 19, 1950. The motion failed for want of a second.

The following resolution was presented and read:

RESOLUTION NO. 3627

A RESOLUTION CONFIRMING THE RESOLUTION
ORDERING LOCAL IMPROVEMENT A-13.

WHEREAS the Commission of the City of Coral Gables met at 8 o'clock P.M., December 5, 1950, pursuant to legal notice duly published in accordance with the provisions of the charter of the city, to hear all objections of interested persons to the confirmation of Resolution 3621 passed and adopted November 21, 1950 and ordering Local Improvement A-13 and to the plans and specifications and estimates of cost of such improvement, and no objections to such improvement were made;

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

That Resolution 3621 passed and adopted November 21, 1950 and ordering Local Improvement A-13, be and the same is hereby confirmed, and the cost of such improvement except that abutting city controlled parkways shall be assessed against all lots and lands adjoining and abutting upon such improvement.

Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Healy. Resolution was adopted by the following roll call: "Yeas"- Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

The meeting was then turned over to a public hearing upon the question of whether or not a center parkway shall be constructed on Miracle Mile, in accordance with Resolution 3623 of November 21, 1950 and with notices thereof published in the Riviera-Times on November 24 and December 1, 1950. Approximately 70 persons were present at such hearing.

Mayor Phillips reviewed the history of the idea of beautification of Miracle Mile and outlined the need for better control of traffic which it is

believed would be afforded by a center parkway or street division.

A number of citizens spoke in favor of a center parkway with planting of trees and shrubs thereon, including Mr. Roy Page and Mr. Philip Schlissel of the Miracle Mile Association, Mr. S. E. Giffen, Mr. W. G. Van Devere, Mr. Sam Weissel and Mr. Allan Abess.

Mr. James Rankin stated that many property owners along the street objected to narrowing the street, but declared that there was no objection to any necessary safety measures. Mr. M. L. Neher and Mr. William Swain, Florida National Bank at Coral Gables, objected to any narrowing of the street by either side or center planting.

The City Manager and Captain Brasher of the Police Department both declared that a center parkway of not more than 8 feet in width would not adversely affect the number of parking spaces upon the street (continuing diagonal parking), and that a center parkway would increase traffic control and safety. The City Manager noted that a center parkway of 8 feet would leave two 9 foot traffic lanes, one 8 foot safety lane and an 18 foot parking lane on each half of the street.

At the conclusion of the discussion the following resolution was presented and read:

RESOLUTION NO. 3628

A RESOLUTION ORDERING LOCAL IMPROVEMENT M-1.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES, FLORIDA:

That a local improvement described and designated as follows shall be made under Sections 62 and 63, Chapter 13972 Special Acts of Florida as Amended:

1. Construction of a curb and center parkway of not to exceed 8 feet in width, with planting of grass, shrubbery and trees thereon, upon Coral Way from Douglas Road to LeJeune Road, according to plans and specifications therefor prepared by the City Manager, at an estimated cost of \$20,000.
2. That the cost of such improvement, except that part apportioned to the City, shall be defrayed by a special assessment upon all lots and lands adjoining and contiguous or bounding and abutting upon such street upon a frontage basis, which said properties are hereby designated as Improvement District M-1.
3. That said special assessment shall be payable 30 days after confirmation of the preliminary assessment roll therein or at such times and in such installments as the Commission may designate pursuant to Chapter 13972 Special Acts of Florida 1929 as Amended.

Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Hartnett. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

Attorney W. J. McLeod appeared before the Commission, representing the owners of Lots 1 to 11 inclusive, Block 110, Country Club Section 5. He stated that the owners of these lots, by virtue of a blanket quit claim deed from the city some years ago, owned the land between the platted lot lines and the actual existing canal line, subject to the right of the city to excavate the canal to its platted width. He requested that the city release to the owners of these lots its right to excavate the canal, thereby making the land useable to the canal line as it now exists and assisting in the financing of proposed houses to be constructed upon the property. It was noted during the discussion that on October 19, 1950 the Commission had granted an exception covering said lots permitting a setback of 35 feet from the waterway as it now exists, instead of from the platted canal line. No decision was made upon Mr. McLeod's request.

Mrs. Rose Davidow, owner of Lot 28, Block 29, Crafts Section, appeared to object to the construction of a building upon Lot 4, Block 35, Crafts Section, such building having been planned to face University Drive with the rear of said building facing the Davidow lot across Avenue Malaga. She stated that the facing of a building in this manner would greatly detract from the value of her property, upon which she had planned to build, and inquired whether or not the building in Block 35 could be made to face both Avenue Malaga and University Drive. The City Manager advised that the Zoning Ordinance permitted construction of a building upon Block 35 facing south as planned, and that the erection of such building could not be stopped, but that the city was endeavoring to work out with the owner of the proposed building some satisfactory plan of treatment of the rear of the building so that it would not be unattractive to buildings across the street.

Mr. Louis Miller appeared to object concerning the front of the building now being constructed on Lots 5 and 6, Block 28, Section K. It was noted that the present temporary use of such building had been approved by the Commission and that the plans therefor had been approved by the Board of Architects, and no action was taken.

The City Manager presented a letter addressed to the city from the engineering firms of Duff and Phelps, and Maurice H. Connell and Associates Inc., outlining the scope of the work to be covered in the engineering report to be prepared by such firms upon the Consumers Water Company properties, assets and operations. The letter stated that this study and report would cover:

1. A complete inspection and examination of the physical properties with particular reference to their physical condition.
2. Adequacy of the facilities to meet the present and future requirements of the territory served.

- 3. A survey of the economic background of the service area.
- 4. A valuation of the properties.
- 5. A complete analysis of past earnings of the private Water Company as well as an analysis of the prospective earnings of the property under municipal ownership and operation including a projection of probable earnings of the system under municipal operation over a period equal to the maximum life of the bonds to be issued.
- 6. The financial requirements of the properties for immediate and future expansion under municipal ownership.

In addition this study and report will cover other important factors that are deemed pertinent to the municipality and to the prospective purchasers of the securities involved in order to present a complete picture as to the earning power and other elements inherent to the enterprise. The report will also cover the management and operating personnel requirements of the properties under municipal ownership and operation.

RESOLUTION NO. 3629

A RESOLUTION APPROVING THE SCOPE OF WORK OF THE PROPOSED ENGINEERING REPORT UPON THE CONSUMERS WATER COMPANY.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES, FLORIDA:

That the City Manager is hereby authorized to indicate the approval of this Commission to the outline of Duff and Phelps, and Maurice H. Connell and Associates Inc., of the scope and content of the engineering report to be prepared by such firms upon the Consumers Water Company as outlined above, such report to be prepared at no expense to the City of Coral Gables.

Motion for its adoption was made by Commissioner Hartnett, seconded by Commissioner Mayes. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

ORDINANCE NO. 674

AN ORDINANCE AMENDING SECTION FORTY (40) OF ORDINANCE NO. ONE (1) ADOPTED AUGUST 3, 1925, ENTITLED "AN ORDINANCE OF THE CITY OF CORAL GABLES, FLORIDA, PRESCRIBING RULES AND REGULATIONS FOR THE ERECTION, REPAIR, REMOVAL AND DEMOLITION OF BUILDINGS IN SAID CITY; PROVIDING FOR THE SUBMISSION OF PLANS AND MAKING APPLICATION FOR PERMIT FOR ERECTING, REPAIRING OR REMOVING BUILDINGS: PROVIDING A PENALTY FOR THE VIOLATION OF THIS ORDINANCE", AS TO REQUIREMENTS AND SPECIFICATIONS FOR ROOFING MATERIAL AND CONSTRUCTION OF ROOFS; AND REPEALING ORDINANCE NO. 363 AND ORDINANCE NO. 607 OF THE CITY OF CORAL GABLES.

which was read and adopted on first reading November 21, 1950, was read again in full. Motion for its adoption was made by Commissioner Healy, seconded by Commissioner Mayes and the ordinance was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

Thereupon Mayor Phillips declared the ordinance passed and adopted and

ORDINANCE NO. 675

AN ORDINANCE TO AMEND PARAGRAPH SEVEN (7) SECTION FOUR (4) OF ORDINANCE NO. 1 PASSED AND ADOPTED AUGUST 3, 1925, AND ENTITLED "AN ORDINANCE OF THE CITY OF CORAL GABLES, FLORIDA, PRESCRIBING RULES AND REGULATIONS FOR THE ERECTION, REPAIRS, REMOVAL AND DEMOLITION OF BUILDINGS IN SAID CITY; PROVIDING FOR THE SUBMISSION OF PLANS AND MAKING APPLICATION FOR PERMIT FOR ERECTION, REPAIRING, OR REMOVING BUILDINGS; PROVIDING A PENALTY FOR THE VIOLATION OF THIS ORDINANCE"; TO REPEAL PARAGRAPH ON BUILDING PERMIT FEES SECTION ONE (1) OF ORDINANCE NO. FIFTY-FOUR (54) PASSED AND ADOPTED OCTOBER 1, 1926; TO REPEAL ORDINANCE NO. NINETY-FIVE (95), PASSED AND ADOPTED SEPTEMBER 8, 1927; TO REPEAL ORDINANCE NO. THREE HUNDRED THIRTY-EIGHT (338), PASSED AND ADOPTED OCTOBER 19, 1939; TO REPEAL PARAGRAPHS 1, 2, 3, 4, 5, 6, AND 7, SECTION ONE OF ORDINANCE NO. 348, PASSED AND ADOPTED MARCH 5, 1940; AND TO REPEAL ORDINANCE NO. FIVE HUNDRED TWENTY-NINE (529), PASSED AND ADOPTED MAY 20, 1947.

which was read and adopted on first reading November 21, 1950, was read again in full. Motion for its adoption was made by Commissioner Hendrick, seconded by Commissioner Hartnett and the ordinance was adopted by the following roll call:

"Yeas" - Commissioner Hartnett, Healy, Hendrick and Mayes; Mayor Phillips.

"Nays" - None.

Thereupon Mayor Phillips declared the ordinance passed and adopted and ordered its publication as Ordinance No. 675.

RESOLUTION NO. 3630

A RESOLUTION AUTHORIZING EXCEPTIONS TO ORDINANCE NO. 271, KNOWN AS THE "ZONING ORDINANCE".

WHEREAS, the Zoning Board of Appeals at its regular meeting November 27, 1950 and Special meeting December 4, 1950, has recommended that the following exceptions to the provisions of Ordinance No. 271, known as the "Zoning Ordinance", be granted;

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

That the following exceptions to the provisions of Ordinance No. 271 be and the same hereby are granted:

1. Permit construction of 12 unit apartment containing 6931 square feet of floor area and covering 38 percent of the lot area, upon Lots 12 to 14 inclusive, Block 39, Douglas Section.

2. Approve the continuance and operation of the electric sign now in existence at Lowry Electric Company, 300 Bird Road in accordance with plans as approved by the Board of Supervising Architects, and with the stipulation that the lighting of the sign be constant and not intermittent or blinking.

3. Permit erection of orchid house on rear of Lot 4, Block 108, Country Club Section 5, said orchid house to be screened from view by shrubbery and to be constructed with all glass sides and top in accordance with plans approved by the Board of Supervising Architects.

4. Permit construction of residence facing north instead of east upon Block 262, Riviera Section.

Motion for its adoption was made by Commissioner Hartnett, seconded by Commissioner Healy. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

The Commission then discussed a recommendation by the Zoning Board of Appeals that no re-hearings upon a request for a change of zoning be granted within a period of one year from the date of the last previous request for such zoning change, unless the City Commission feels that circumstances have so altered the area as to warrant a re-hearing. The matter was referred to the City Attorney for preparation of an ordinance to cover the subject.

ORDINANCE

AN ORDINANCE AMENDING ORDINANCE NO. 271 OF THE CITY OF CORAL GABLES, KNOWN AS THE "ZONING ORDINANCE", TO PERMIT CBS NATURAL STONE OR CHAIN LINK TYPE WIRE FENCES TO A MAXIMUM HEIGHT OF SEVEN FEET ALONG THE PROPERTY LINE ABUTTING RED ROAD, FOR ALL LOTS FACING OR ABUTTING UPON RED ROAD FROM CORAL WAY TO SOUTHWEST 8TH STREET, PROVIDED THAT SUCH FENCES DO NOT CREATE A HAZARD TO PEDESTRIAN OR VEHICLE TRAFFIC, AND IN ALL CASES SUBJECT TO PRIOR APPROVAL OF THE CITY MANAGER; DELETING ANY REQUIREMENT THAT BUILDINGS UPON ALL LOTS ABUTTING UPON RED ROAD FROM CORAL WAY TO SOUTHWEST 8TH STREET, FACE RED ROAD; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH.

which was read and adopted on first reading at the meeting of November 7, 1950 was presented to the Commission. Commissioner Hartnett then moved and Commissioner Healy seconded the motion, that the title and body of the ordinance be amended to show that buildings upon all lots abutting upon Red Road from Coral Way to Southwest 8th Street be permitted to face either Red Road or Country Club Prado (continuing the existing zoning provisions that an exception would be required to face houses upon side streets running into Red Road). The motion was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None. Thereupon,

ORDINANCE NO. 676

AN ORDINANCE AMENDING ORDINANCE NO. 271 OF THE CITY OF CORAL GABLES, KNOWN AS THE "ZONING ORDINANCE", TO PERMIT CBS NATURAL STONE OR CHAIN LINK TYPE WIRE FENCES TO A MAXIMUM HEIGHT OF SEVEN FEET ALONG THE PROPERTY LINE ABUTTING RED ROAD, FOR ALL LOTS FACING OR ABUTTING UPON RED ROAD FROM CORAL WAY TO SOUTHWEST 8TH STREET, PROVIDED THAT SUCH FENCES DO NOT CREATE A HAZARD TO PEDESTRIAN OR VEHICLE TRAFFIC, AND IN ALL CASES SUBJECT TO PRIOR APPROVAL OF THE CITY MANAGER; PROVIDING THAT BUILDINGS UPON ALL LOTS ABUTTING UPON RED ROAD FROM CORAL WAY TO SOUTHWEST 8TH STREET MAY FACE EITHER RED ROAD OR COUNTRY CLUB PRADO; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH.

as amended was read again in full. Motion for its adoption was made by Commissioner Hartnett, seconded by Commissioner Healy and the Ordinance was

adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

Thereupon Mayor Phillips declared the ordinance passed and adopted and ordered its publication as Ordinance No. 676.

The City Clerk advised that Mr. John B. Keena had been elected a member of the City Trial Board by the employees of the city at an election held November 27, 1950 for a two-year term beginning December 1, 1950.

RESOLUTION NO. 3631

A RESOLUTION DIRECTING THE CESSATION OF THE SALE AND USE OF BUS TOKENS IN AND BY THE CORAL GABLES MUNICIPAL TRANSPORTATION SYSTEM.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES, FLORIDA:

1. That effective at the close of business Thursday, December 14, 1950 the sale of fare tokens within the municipal transportation system shall be stopped, and thereafter no more fare tokens shall be sold.

2. That effective at the close of business December 31, 1950 the use or acceptance of fare tokens for the payment of fares in the municipal transportation system shall be stopped, and thereafter all fares shall be accepted only in cash.

Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Hendrick. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays"- None.

RESOLUTION NO. 3632

A RESOLUTION GRANTING AN INCREASE OF SALARIES TO CITY EMPLOYEES AND MAKING AN APPROPRIATION THEREFOR.

WHEREAS, since July 1, 1950, and since the adoption of the salary and wage classifications for employees of this city under the budget for the current fiscal year, the cost of living has increased materially, and it is fitting and proper that some adjustment in salaries and wages of city employees be made to compensate in some part for the increased cost of living;

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

1. That a salary or wage increase, equal to 7 percent of the present salaries or wages for each employee, be and the same hereby is granted to all city employees, such increase to be effective for all employees paid upon a weekly basis as of November 30, 1950, and such salary increase to be effective as to all employees paid upon semi-monthly basis as of December 1, 1950.

2. That the necessary amounts to meet the increased payroll expenditures authorized hereby be and the same hereby are appropriated from available unappropriated revenue of the city to the several affected salaries and wages accounts for the current fiscal year.

Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Hartnett. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

The City Attorney announced that the engineering contract made in October 1946 between the City of Coral Gables and the firm of Russell and Axon had been cancelled, that all claims of such firm for services had been settled, and that pending litigation upon the contract had been dismissed.

The City Attorney announced that leases had been completed for all off-street parking sites in Blocks 1 and 2, Crafts Section, and declared that it was now proper to proceed with bids for paving and landscaping such sites.

RESOLUTION NO. 3633

A RESOLUTION AUTHORIZING THE EXECUTION OF A \$41,934.07 NOTE AND A CHATTEL MORTGAGE TO FINANCE BUS PURCHASES.

WHEREAS four new Twin Coach buses and four new Marmon Herrington buses have been purchased for the Transportation Department, and the budget and appropriation ordinance for the fiscal year 1950-1951 contemplates financing for a period of one year part of the purchase price thereof.

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

That, for the purpose of financing part of the purchase price of said buses, the Mayor and City Clerk hereby are authorized and directed to execute, on behalf of the city, a note to the Coral Gables First National Bank, in the amount of \$41,934.07, dated December 8, 1950, payable one year after date, bearing interest at the rate of 2-3/4% per year payable semi-annually, together with a chattel mortgage, of even date, securing said note and conveying to said bank the following buses:

- Twin Coach, Serial 41-S-1311, Motor No. FTC-180-1-D4975
- Twin Coach, Serial 41-S-1312, Motor No. FTC-180-1-D4972
- Twin Coach, Serial 41-S-1313, Motor No. FTC-180-1-D4980
- Twin Coach, Serial 41-S-1314, Motor No. FTC-180-1-D4977

Motion for its adoption was made by Commissioner Hartnett, seconded by Commissioner Mayes. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

RESOLUTION NO. 3634

A RESOLUTION APPROPRIATING \$300.00 FROM THE CONTINGENT FUND.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES, FLORIDA:

That the sum of \$300.00 be and the same hereby is appropriated from the General Contingent Fund of the city to Appropriation Account 2670-221 for the purpose of underwriting a portion of the expenses of the Christmas concert of the Philharmonic Society of Greater Miami, to be given as part of the Christmas program in the city, for the purpose of publicizing the city and promoting cultural opportunities within the city.

Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Hartnett. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None. There being no other business the meeting was adjourned.

APPROVED:

W. Keith Phillips
MAYOR
W. Keith Phillips

ATTEST:

E. B. Poorman
CITY CLERK
E. B. Poorman

MINUTES OF REGULAR MEETING
OF THE CITY COMMISSION
DECEMBER 19, 1950

The Commission of the City of Coral Gables convened in regular session at the City Hall at 8:00 o'clock P.M., Tuesday, December 19, 1950. Mayor Phillips in the Chair; Commissioners Hartnett, Hendrick and Mayes present. Commissioner Healy absent.

Minutes of the regular meeting of December 5, 1950 were approved as read.

The meeting was then turned over to receipt and consideration of bids for public improvements in the City of Coral Gables designated as off-street parking projects OSP-1 and OSP-2.

RESOLUTION NO. 3635

A RESOLUTION ACCEPTING BIDS AS RECITED
HEREIN FOR OFF-STREET PARKING PROJECT OSP-1.

WHEREAS, pursuant to city ordinance bids were requested for the following project:

Off-Street Parking Project OSP-1

Proposal No. 1. To furnish all labor and material to pave Lots 29 to 34 inclusive, Block 2, Crafts Section, Coral Gables, Florida;

Proposal No. 2. To furnish all labor and material to construct a concrete curbing on Lots 29 to 42 inclusive, Block 2, Crafts Section, Coral Gables, Florida;

according to plans and specifications therefor made a part of the request for such bids; and

WHEREAS bids upon the above described proposals were received as follows:

<u>Proposal No. 1</u>	Price Per Square Yard
Brooks Paving Co.	\$.78 $\frac{1}{2}$
Troup Bros., Inc.	.67
W. T. Price Dredging Corp.	.85
 <u>Proposal No. 2</u>	 Price Per Lineal Foot
Brooks Paving Co.	\$1.30
Concrete Placing Co.	1.75
Troup Bros.	1.23
W. T. Price Dredging Corp.	1.00

AND WHEREAS the bids of Troup Bros., Inc. upon Proposal No. 1, W. T. Price Dredging Corp. upon Proposal No. 2, are low bids and fully meet specifications ordered;

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

1. That the above recited bid of Troup Bros., Inc. upon Proposal No. 1 is hereby determined to be the lowest and most advantageous bid to the city and is hereby accepted; and that the above recited bid of W. T. Price Dredging Corp. upon Proposal No. 2 is hereby determined to be the lowest and most advantageous bid to the city and is hereby accepted.

2. That the City Manager and City Clerk are hereby authorized to execute contracts with the said Troup Bros., Inc. and W. T. Price Dredging Corp., respectively, for the above work authorized to be done upon the described proposals.

Motion for its adoption was made by Commissioner Hartnett, seconded by Commissioner Hendrick. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

RESOLUTION NO. 3636

A RESOLUTION ACCEPTING BIDS AS RECITED
HEREIN FOR OFF-STREET PARKING PROJECT OSP-2.

WHEREAS, pursuant to city ordinance bids were requested for the following project:

Off-Street Parking Project OSP-2

Proposal No. 1. To furnish all labor and material to pave the south one-half of Lots 22, 23, 24 and all of Lots 25 to 35 inclusive, Block 1, Crafts Section, Coral Gables, Florida;

Proposal No. 2. To furnish all labor and material to construct concrete curbing on the south one-half of Lots 22, 23, 24, and on Lots 25 to 35 inclusive, Block 1, Crafts Section, Coral Gables, Florida;

Proposal No. 3. To furnish all labor and material to construct concrete sidewalk on Lots 26 to 35 inclusive, Block 1, Crafts Section, Coral Gables, Florida;

according to plans and specifications therefor made a part of the request for such bids; and

WHEREAS bids upon the above described proposals were received as follows:

<u>Proposal No. 1</u>	Price Per Square Yard
W. T. Price Dredging Corp.	\$.95
Troup Bros., Inc.	.72
Brooks Paving Co.	.87½
<u>Proposal No. 2</u>	Price Per Lineal Foot
W. T. Price Dredging Corp.	\$1.00
Troup Bros., Inc.	1.23
Brooks Paving Co.	1.30
Concrete Placing Co.	1.75
<u>Proposal No. 3</u>	Price Per Square Foot
W. T. Price Dredging Corp.	\$.40
Troup Bros., Inc.	.40
Brooks Paving Co.	.45
Concrete Placing Co.	.32½

AND WHEREAS the bids of Troup Bros., Inc. upon Proposal No. 1, W. T. Price Dredging Corp. upon Proposal No. 2, and Concrete Placing Co. upon Proposal No. 3, are the low bids and fully meet specifications ordered;

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

1. That the above recited bid of Troup Bros., Inc. upon Proposal No. 1 is hereby determined to be the lowest and most advantageous bid to the city and is hereby accepted; that the above recited bid of W. T. Price Dredging Corp. upon Proposal No. 2 is hereby determined to be the lowest and most advantageous bid to the city and is hereby accepted; and that the above recited bid of Concrete Placing Co. upon Proposal No. 3 is hereby determined to be the lowest and most advantageous bid to the city and is hereby accepted.

2. That the City Manager and City Clerk are hereby authorized to execute contracts with the said Troup Bros., Inc., W. T. Price Dredging Corp. and Concrete Placing Co., respectively, for the above work authorized to be done upon the described proposals.

Motion for its adoption was made by Commissioner Hartnett, seconded by Commissioner Hendrick. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

The meeting was then turned over to a public hearing upon an appeal filed by Messrs. Ralph Fossey, Thomas Fossey, James M. Feaster and Dr. B. Gonzalez, from the decision of the Zoning Board of Appeals made at its meeting November 27, 1950, disapproving a request for a change of zoning of Lots 1 to 18 inclusive, Block 89, Riviera Section, from R-1 residential use to C-2 business use, and of Lots 19 to 24 inclusive, Block 89, Riviera Section, from R-1 residential use to CFA-8 apartment use.

Mr. Franklin Parson, attorney for the owners and appellants, requested a postponement of the public hearing upon the appeal on the ground that an application was now pending before the Zoning Board of Appeals for the re-zoning of adjoining Block 91, Riviera Section, from R-1 residential to apartment and duplex use. He stated that if Block 91 were re-zoned for apartment use for lots abutting U. S. Highway No. 1 and for duplex use for the lots abutting Orduna Drive, the owners of the property in question here requested the right to join in such hearing and would probably modify their pending request for re-zoning to comply with that requested for Block 91.

Prior to any action upon this request for postponement, the following persons who were present at the hearing were heard: Mr. Leroy Farmer, President of the Riviera Property Owners Association, declared that the principal objection to the re-zoning requested was against the granting of C-2 use along U. S. Highway No. 1. He explained that the association had no objection to permitting

apartment use on U. S. Highway No. 1 and duplex use in the rear tier of lots, and suggested that if the owners' pending request be so modified that the change of zoning be granted and public hearings hereon be ended.

Dr. J. L. Anderson stated that his principal apprehension concerning the requested change of zoning was that insufficient parking facilities would be afforded if multiple residential or business zoning were permitted. He said that he had no objections to the zoning of the lots abutting U. S. Highway No. 1 for apartment use, or to the zoning of the rear tier of Lots in Block 89 for duplex use if adequate parking facilities and space were required. He declared that he objected to any use of Block 89 as a motel and would be in favor of a change of zoning only if the change of Lots 19 to 24 of Block 89 was to duplex use.

Mr. S. L. Taylor, Mr. H. M. Randall, Mr. Duke Baird, Mrs. Paul Ropes, Mr. Harley Delph, Mrs. C. M. Davidson, and Mr. and Mrs. Marvin McDermott spoke in opposition to any change of zoning in Block 89. The following persons were also present and indicated their opposition to any change of zoning: Mr. James Major, Mr. and Mrs. Harvey Fuller, Mrs. Alice Lomax, Mr. P. Richardson, Mr. Jack Plunkett, Mr. J. A. Johnston and Mr. H. F. Doughty.

At the conclusion of this discussion Mr. Parson stated that he did not believe any further hearing was necessary even though the owners reduced their request for a change of zoning to that of apartment and duplex, on the ground that the Commission had authority to grant a lesser change than that requested. He declared that the property abutting U. S. Highway No. 1 had been originally planned for business sites inasmuch as the lots were 25 feet in width, and stated that no single family residence had been built upon U. S. Highway No. 1 in the past 25 years. He said that the latter fact was evidence that single family zoning of the property in question was confiscatory in that it prohibits reasonable use of the property. He stated that the owners were seeking amicable re-zoning and were willing to accept multiple residence use, but that if no re-zoning were granted their only alternative would be recourse to the courts.

Dr. Anderson then stated that because of the attitude of the appellants he would now oppose any change in zoning whatsoever. Mr. Taylor and Mr. Davidson made similar comments.

Commissioner Mayes requested the opinion of the City Attorney as to whether or not a change to a more restricted use than originally requested could be granted without further public hearing. The City Attorney stated that in his

opinion where an application was made for a specific re-zoning and an appeal was taken thereon, that the Commission had no right to grant a change of zoning to a more restricted use than requested without an agreement of all parties concerned.

Commissioner Mayes then moved that the Commission affirm the ruling of the Zoning Board denying the request for re-zoning as made, but that another public hearing be granted to the owners involved to permit them to request apartment-duplex zoning if, as a result of a present pending application, the zoning of adjacent Block 91 were changed to apartment-duplex use. The motion was seconded by Commissioner Hendrick. Mr. Parson stated that he had no objection to the motion as long as the instant property could be considered in connection with the application for re-zoning of the adjacent block for apartment-duplex use. The City Attorney stated that in his opinion a subsequent request for change of zoning could not be prohibited as long as the subsequent request did not involve the same change previously requested, and suggested that the action of the Commission in this instance be confined to affirming or reversing the decision of the Zoning Board. The above described motion was then withdrawn.

RESOLUTION NO. 3637

A RESOLUTION DENYING A REQUEST FOR POSTPONEMENT OF PUBLIC HEARING.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES, FLORIDA:

That the request of the owners of Lots 1 to 24 inclusive, Block 89, Riviera Section, for a postponement of the public hearing upon the appeal from a decision of the Zoning Board of Appeals made at its meeting November 27, 1950, disapproving an application for a change of zoning of Lots 1 to 18 of said block from R-1 use to C-2 use, and to change the zoning of Lots 19 to 24 inclusive of said block from R-1 use to CFA-8 apartment use, be and the same hereby is denied.

Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Hendrick. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

RESOLUTION NO. 3638

A RESOLUTION SUSTAINING THE DECISION OF THE ZONING BOARD OF APPEALS AND DENYING A REQUEST FOR A CHANGE OF ZONING OF LOTS 1 TO 24, INCLUSIVE, BLOCK 89, RIVIERA SECTION.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES, FLORIDA:

That after a public hearing duly called and held

and after hearing witnesses, that the recommendation of the Zoning Board of Appeals made at its meeting November 27, 1950 disapproving a request for change of zoning of Lots 1 to 18 inclusive, Block 89, Riviera Section, from R-1 residential use to C-2 business use, and to change the zoning of Lots 19 to 24 inclusive of said block from R-1 residential use to CFA-8 apartment use, be and the same hereby is sustained.

Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Hendrick. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

Mr. Robert B. Cole, attorney representing Mr. Duffield Hopkins, appeared before the Commission concerning the recommendation of the Zoning Board of Appeals made at its meeting December 11, 1950 recommending a change of zoning of Lots 8 and 9, Block 14, Section E, from CF-12 R-1 use to CF-7 $\frac{1}{2}$ R-1 use, and recommending a change of zoning of Lots 21 and 22, Block 15, Section E, from R-1 CF-12 use to R-1 use with 2100 square feet minimum area. Mr. Cole stated that Mr. Hopkins withdrew any objections to a change of zoning of Lots 21 and 22, Block 15, above, provided that the residence proposed to be built thereon was built in substantial compliance with the plot plan and house plans as presented to the Commission on this date and as identified by Mr. Hopkins at this meeting.

ORDINANCE NO. 677

AN ORDINANCE AMENDING ORDINANCE NO. 271, PASSED AND ADOPTED FEBRUARY 16, 1937, AND KNOWN AS THE "ZONING ORDINANCE", AS TO ZONING REQUIREMENTS OF LOTS 8 AND 9, BLOCK 14 AND LOTS 21 AND 22, BLOCK 15, SECTION E; REPEALING ALL ORDINANCES OF PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND DECLARING THIS ORDINANCE TO BE AN EMERGENCY ORDINANCE.

was read upon first reading. Motion was made by Commissioner Hartnett, seconded by Commissioner Hendrick, that the requirement of reading on two separate days be dispensed with and the ordinance be placed on second reading at once. Motion was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

Thereupon the ordinance was read again in full. Motion for its adoption was made by Commissioner Hartnett, seconded by Commissioner Hendrick, and the ordinance was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

Thereupon Mayor Phillips declared the ordinance passed and adopted and ordered its publication as Ordinance No. 677.

Mr. Julius Bauer appeared before the Commission in connection with his request for the erection of a 60 foot F.M. radio tower on the vacant lot west of 242 Avenue Aragon, and in connection with a similar request by the Gables Taxi Inc. to erect such a tower at Douglas Road and S.W. 8th Street. The Zoning Board of Appeals at its meeting December 18, 1950 had recommended that radio antennas be permitted in the City of Coral Gables only on premises zoned for industrial purposes.

Mayor Phillips expressed his opposition to permitting radio antennas in the downtown business section of the city, stating that the appearance of such towers was not in keeping with the progress and policies of the city.

The City Attorney stated that there was no provision in the Zoning Ordinances prohibiting such towers, but declared that in his opinion the city could require the removal of such antennas, if erected, if public safety required. After further discussion on the matter no action was taken.

Mr. Leslie Coombes appeared before the Commission to discuss the status of numerous alleyways or roadways within the city limits of which he, through Coral Gables, Inc., offered to deed to the city for street purposes. The City Clerk and City Attorney explained that in such cases the dedication to the public of such alley or roadways was uncertain and that there appeared no proper dedication thereof, and both recommended that the offer to deed such alleys to the city be accepted to avoid future complications over opening and paving of such alleys. Mr. Coombes offered to deed to the city a portion of the alley which forms part of the equipment yard property and to have deeded to the city a portion of the center parkway of Cocoplum Plaza. In return for this conveyance the City Attorney and City Clerk recommended that the public interest, if any there be, in certain alleys in the residential section of Riviera and Biscayne Bay Sections, and in the alley in Block 8, Industrial Section, be disclaimed by the city. Mr. Coombes explained that Coral Gables Inc. at the present time owned the entire Block 8, Industrial Section, and if such interest was disclaimed in the alleyway that the replat of such block would be made.

During the latter part of this discussion Commissioner Mayes was excused from the meeting, after expressing himself to be in favor of accepting the conveyances as outlined and disclaiming interest in certain alleys discussed.

RESOLUTION NO. 3639

A RESOLUTION DISCLAIMING PUBLIC INTEREST IN AND VACATING CERTAIN ALLEYS IN THE CITY OF CORAL GABLES.

WHEREAS, Coral Gables, Inc., owner of the vested reversionary or contingent interest in the following described alleys, roadways or unmarked strips of land in Coral Gables, in order to preserve, protect or establish the proper dedication of said alleys or roadways for public use has offered to convey or cause to be conveyed to the City of Coral Gables, for use as streets, alleys or roadways the following described streets or alleys, reserving unto the grantor the reversion or reversions in the same whenever such use shall be discontinued by formal action of the City Commission of the City of Coral Gables or by other competent authority:

Biltmore Section, Coral Gables.

The alley in Block 1, except that portion thereof lying east of the easterly boundary line of Lot 18 of said block extended north to the southerly boundary line of Lot 10 of said block.

The alleys in Blocks 2 and 3.

That portion of the alley in Block 4 lying west of the prolongation south of a line 20 feet east of and parallel to the west boundary line of Lot 5 of said block.

The alleys in Blocks 6, 7, 10, 11, 12, 13, 14 and 15.

All as shown upon the plat of Coral Gables Biltmore Section recorded in Plat Book 20, page 28, of the Public Records of Dade County, Florida.

Biltmore Addition, Coral Gables.

That portion of the alley in Block 37 lying east of and adjoining Lots 19 and 28 of said block and the prolongation southward of the easterly boundary line of said Lot 19, and the prolongation northward of the easterly boundary line of said Lot 28.

That portion of the alley in Block 38 lying east of and adjoining Lots 19 and 28 of said block and the prolongation of said block and the prolongation southward of the easterly boundary line of said Lot 19, and the prolongation northward of the easterly boundary line of said Lot 28.

That portion of the alley in Block 41 lying east of and adjoining Lot 14 of said block and the prolongation southward of the east boundary line of said Lot 14, to the north boundary lines of Lots 23 and 24, Block 29, Biltmore Section, Coral Gables.

All as shown upon the plat of Coral Gables Biltmore Addition recorded in Plat Book 30, page 45 of the Public Records of Dade County, Florida.

Country Club Section Part 6, Coral Gables.

The alleys or roadways lying between Block 114 and Block 115; between Block 124 and Block 123; between 125 and 126; and between Block 134 and Block 133.

All as shown upon the plat of Coral Gables Country Club Section Part 6, recorded in Plat Book 20, page 1 of the Public Records of Dade County, Florida.

Industrial Section, Coral Gables.

The alleys in Blocks 1, 2, 3, 4, 6, 7 and 9.

The alley lying east of and adjoining Lots 1 to 43 inclusive of Block 5, and the alley lying north of and adjoining Lots 44 to 63 inclusive of Block 5 (including the extension

of said last described alley into Avenue Ruiz).
 The north and south alley lying east of and adjoining
 Lots 1 to 10 inclusive and Lot 12, Block 16 (and lying
 west of and adjoining Tract A of resubdivision of said
 Block 16 as recorded in Plat Book 32, page 50 of the
 Public Records of Dade County, Florida).

The alley and all branches thereof in Block 10 except
 that alley in the westerly end of said Block 10 lying
 east of and adjoining Lots 1 to 19 inclusive and
 Lot 17A of said Block; and the alley lying between
 Block 10 on the east and Block 15 and 18 on the west,
 said Block 10 as shown on said plat being four
 separated parcels of land.

That portion of the westerly alley in Block 10 (lying
 east of and adjoining Lots 1 to 19 inclusive and
 Lot 17A of said block) that lies within a 70 foot
 strip of land the center line of which is the west
 line of the NE quarter of Section 20, Township 54
 South, Range 41 East.

All as shown upon the revised plat of Coral Gables Industrial
 Section recorded in Plat Book 28, page 22 of the Public Records
 of Dade County, Florida.

Riviera Section Part 2, Coral Gables.

Alleys in Blocks 36, 37, 93, 94, 95, 96 and 97.

All as shown upon the revised plat of Coral Gables Riviera
 Section, Part 2, recorded in Plat Book 28, page 18 of the
 Public Records of Dade County, Florida.

Riviera Section Part 3, Coral Gables.

Alleys in Blocks 48, 49, 85, 88, 89 and 91.

All as shown upon the revised plat of Coral Gables Riviera
 Section Part 3, recorded in Plat Book 28, page 44 of the
 Public Records of Dade County, Florida.

Riviera Section Part 8, Coral Gables.

Alleys in Blocks 148 and 155, and that portion of the alley
 in Block 156 lying south of and adjoining the southerly
 boundary line of Lots 28 to 31 of said Block 156.

All as shown upon the plat of Coral Gables Riviera Section
 Part 8, recorded in Plat Book 25, page 55 of the Public Records
 of Dade County, Florida.

Riviera Section Part 14, Coral Gables.

Alleys in Blocks 192, 197, 198, 296, 296A and 207.

Alley in Block 196, except that part thereof lying between
 Red Road and the northeasterly boundary line of Lot 36
 of said block extended across said alley.

Alley in Block 199, except that part thereof lying between
 Red Road and the southwesterly boundary line of Lot 4 of
 said block extended across said alley.

All as shown upon the Second Revised Plat of Coral Gables Riviera
 Section Part 14, recorded in Plat Book 28, page 32 of the Public
 Records of Dade County, Florida.

Section K, Coral Gables.

Alleys in Blocks 19, 20, 25, 26, 27, 28, 34, 36 and 37.

Alley in Block 35 except that portion thereof lying east of
 the projection northward of the west boundary line of Lot 40
 in said block to the south boundary line of Lot 8 in said
 Block.

All as shown upon the plat of Coral Gables Section K recorded in Plat Book 8, page 33 of the Public Records of Dade County, Florida.

Douglas Section, Coral Gables.

Lot D between Blocks 27 and 34 as shown upon the Revised Plat of Coral Gables Douglas Section recorded in Plat Book 25, page 69 of the Public Records of Dade County, Florida.

AND WHEREAS the said Coral Gables, Inc. has also agreed to cause to be conveyed to the City of Coral Gables for the same purposes as above recited and subject to the same conditions, the following street or roadway:

Lot B between Blocks 1 and 19, Section E, Coral Gables, according to the plat thereof recorded in Plat Book 8, page 13 of the Public Records of Dade County, Florida;

AND WHEREAS the said Coral Gables, Inc. has also agreed to cause to be conveyed to the City of Coral Gables the following described properties:

That part of Block 269A, Coral Gables Riviera Section Part 11, according to revised plat thereof recorded in Plat Book 28, page 23 of the Public Records of Dade County, Florida, lying within the Southwest Quarter of Section 29, Township 54 South, Range 41 East, in Dade County, Florida. (A part of Cocoplum Plaza.)

All those portions of the westerly alley, roadway or unmarked strip of land in Block 10, Coral Gables Industrial Section according to the revised plat thereof recorded in Plat Book 28, page 22 of the Public Records of Dade County, Florida, (said alley, roadway or unmarked strip being a 25 foot strip of land lying east of and adjoining Lots 1 to 19 inclusive and Lot 17A of said Block 10) lying east of a line 35 feet east of and parallel to the west line of the northeast quarter of Section 20, Township 54 South, Range 41 East, in Dade County, Florida. (A part of the City Equipment Yard property);

AND WHEREAS it is to the public interest that any and all doubt as to the proper dedication to the public of such streets, alleys or roadways for public use be eliminated, and that the public rights therein be established or preserved, and the conveyances above recited will so establish or preserve the public rights therein:

AND WHEREAS the grantor, Coral Gables, Inc., is the owner of vested or reversionary interest in certain other alleys in the City of Coral Gables listed hereinafter, wherein any public interest either does not exist or is questionable, inasmuch as a proper dedication thereof to the public has never been made as far as ascertainable, and the grantor above has requested the City of Coral Gables to disclaim any public interest therein, if any there be, and after careful study this Commission finds that the establishment or existence of such alleys is not required by or beneficial to the public interest;

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

That in consideration of the conveyance to the City of Coral Gables of the streets, alleys, roadways or unmarked strips of land described above, subject to the conditions recited, the City of Coral Gables hereby disclaims any public interest in and to the following described alleys, roadways or unmarked strips of land in the City of Coral Gables, and, to the extent if any that the same are or may be public alleys, hereby vacates and discontinues:

The alleys, roadways or unmarked strips of land in Blocks 149 and 150, Coral Gables Riviera Section Part 8, as shown on the plat thereof recorded in Plat Book 25, page 55 of the Public Records of Dade County, Florida.

The alleys, roadways or unmarked strips of land in Blocks 146 and 147 in Coral Gables Riviera Section Part 8 and 9, as shown on the plats thereof recorded in Plat Book 25, page 55 and Plat Book 28, page 29, respectively, of the Public Records of Dade County, Florida.

The alleys, roadways or unmarked strips of land in Blocks 227 and 243 in Coral Gables Riviera Section Parts 12 and 13, as shown on the revised plats thereof recorded in Plat Book 28, page 35 and Plat Book 28, page 30, respectively, of the Public Records of Dade County, Florida.

That portion of the alley, roadway or unmarked strip of land lying east of and adjoining Lot 18, Block 223, Coral Gables Riviera Section Part 13, as shown on the revised plat thereof recorded in Plat Book 28, page 30 of the Public Records of Dade County, Florida.

The alley, roadway or unmarked strip of land in Block 226, Coral Gables Riviera Section Part 13 as shown on the plat thereof recorded in Plat Book 28, page 30 of the Public Records of Dade County, and as shown upon the plat of resubdivision of said block recorded in Plat Book 30, page 27 of the Public Records of Dade County, Florida.

The alleys, roadways or unmarked strips of land in Blocks 53, 54, 84, 90, 91 and 93 in Coral Gables Biscayne Bay Section Part 1, Plat A, as shown on the plat thereof recorded in Plat Book 25, page 63 of the Public Records of Dade County, Florida.

The alley, roadway or unmarked strip of land in Block 82, Coral Gables Biscayne Bay Section, Part 1, Plat A, as shown on the plat thereof recorded in Plat Book 25, page 63 of the Public Records of Dade County, Florida, and as shown upon the plat of resubdivision of said block recorded in Plat Book 40, page 22 of the Public Records of Dade County, Florida.

The alley, roadway or unmarked strip of land in Block 8, Coral Gables Industrial Section, as shown on the revised plat thereof recorded in Plat Book 28, page 22 of the Public Records of Dade County, Florida.

Motion for its adoption was made by Commissioner Hartnett, seconded by Commissioner Hendrick. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett and Hendrick; Mayor Phillips. "Nays" - None.

The City Manager recommended in view of the possible future shortage of material that additional parking meters be ordered now for future on-street and off-street parking locations, such meters to be paid by allocation to purchase price of 50 percent of the revenue from the meters, with delivery times as shown below, and with the right retained by the city to cancel the order before delivery.

RESOLUTION NO. 3640

A RESOLUTION AUTHORIZING THE PURCHASE
OF PARKING METERS.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF
CORAL GABLES, FLORIDA:

That the City Manager is hereby authorized to purchase from the Michael Art Bronze Co. 254 Model D-5 one hour penny-nickel combinations Mico meters with coin counters, standards and flanges, at a price of \$50.00 each FOB Coral Gables, and 170

nine-hour Mico meters permitting the deposit of five cents or any multiple thereof at the rate of five cents for each one and one half hours, with coin counters, standards and flanges, at a price of \$50.00 each FOB Coral Gables; all of said meters to be purchased on an installment payment plan whereby one-half of the metered receipts of such meters is to be paid to the company to be applied upon the purchase price; provided that the right of the city to cancel said order before delivery shall be retained as to all or any group of such meters, and that the shipping date for the same shall be as follows:

On-street meters, Model D-5

For streets around terminal site, to be shipped not earlier than 120 days from date	43 meters
For sites in downtown business area in vicinity of new terminal, to be shipped not earlier than 120 days from date	152 meters
For various street locations, to be shipped immediately	59 meters
Total on-street Model D-5 meters	254

Off-street meters

For installation on bus terminal site, shipment not earlier than 120 days from date	16 meters
For use on off-street sites in Blocks 36 and 37, Section K, to be shipped not earlier than 120 days from date	54 meters
For various undetermined future sites, to be shipped 120 to 180 days from date	100 meters
Total off-street nine-hour Mico Meters	170

Motion for its adoption was made by Commissioner Hartnett, seconded by Commissioner Hendrick. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett and Hendrick; Mayor Phillips. "Nays" - None.

The City Manager and Director of Public Safety Kimbrough recommended the hiring of one additional motorcycle policeman, and the purchase of an additional motorcycle equipped with radio, for patrolling the business section and for assisting in enforcing parking regulations in such area. Both stated that increased attention to violations of traffic regulations should pay the salary of the extra policeman and equipment.

RESOLUTION NO. 3641

A RESOLUTION AUTHORIZING THE HIRING OF AN ADDITIONAL POLICE OFFICER AND THE PURCHASE OF ADDITIONAL EQUIPMENT, AND MAKING AN APPROPRIATION THEREFOR.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES, FLORIDA:

1. That the City Manager and Director of Public Safety are hereby authorized to hire one additional motorcycle officer in the Police Department and to purchase one additional motorcycle equipped with radio for use by such officer.

2. That for such purpose the following amounts are hereby appropriated from unappropriated current revenue for the city for the

fiscal year ending June 30, 1951, to

Appropriation Account 2650-101, Salaries \$1350; to
 Appropriation Account 2650-163, Uniforms \$ 44.75; to
 Appropriation Account 2650-311, Equipment \$200.

Motion for its adoption was made by Commissioner Hendrick, seconded by Commissioner Hartnett. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett and Hendrick; Mayor Phillips. "Nays" - None.

The City Manager reported that after further repeated attempts he had been unable to contact Mrs. Isabelle Herman, and the City Attorney was directed to study the situation so that some action might be taken to alleviate the nuisance of the Herman house on Avenue Malaga.

The City Manager reported that on the initial lot clearing project he had notified the owners of 21 lots to clear the same; that to date 8 had been cleared, authority had been obtained to clear an additional 9 lots, the owners had promised to clear an additional 2 lots, and that on 2 lots there had been no results.

The City Manager advised that to properly fence and protect the city nursery it was advisable to consolidate city owned lots into one contiguous tract. The city now owns Lots 21, 24 to 39 inclusive, 41 to 43 inclusive, and 45, Block 2, Central Miami Part 1, with an agreement pending to sell Lot 45 to a private purchaser. Subject to the release of any agreement to sell Lot 45, the City Manager recommended that such lot, or Lot 43, be traded for Lot 40 so that the nursery tract could be consolidated.

RESOLUTION NO. 3642

A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE A DEED TO EITHER LOT 45 OR LOT 43, BLOCK 2, CENTRAL MIAMI PART 1, IN EXCHANGE FOR THE CONVEYANCE TO THE CITY OF LOT 40 OF SAID BLOCK.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES, FLORIDA:

For the purpose of consolidating city property used as a nursery, the Mayor and City Clerk are hereby authorized and directed to execute a deed on behalf of the city to either Lot 43 or Lot 45, Block 2, Central Miami Part 1, in exchange for conveyance to the city of Lot 40 of said block, provided that any conveyance of said Lot 45 shall be contingent upon the release of any right to purchase same by N. R. Bowlby

Motion for its adoption was made by Commissioner Hartnett, seconded by Commissioner Hendrick. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett and Hendrick; Mayor Phillips. "Nays" - None.

RESOLUTION NO. 3643

A RESOLUTION AUTHORIZING EXCEPTIONS TO ORDINANCE NO. 271, KNOWN AS THE "ZONING ORDINANCE".

WHEREAS the Zoning Board of Appeals at its regular meetings December 11 and 18, 1950 has recommended that the following exceptions to the provisions of Ordinance No. 271, known as the "Zoning Ordinance", be granted;

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

That the following exceptions to the provisions of Ordinance No. 271 be and the same hereby are granted:

1. Permit construction of residence on Block 255, Riviera Section, having a setback of 15 feet from Hardee Road and 13 feet from Avenue Manati.

2. Permit construction of a residence on Lots 9 and east 10' of Lot 8, Block 8, University Estates, containing 1578 square feet and having side setbacks of 8'3" on each side, the residence having more square footage than the average zoning of the two lots involved.

Mayor Phillips left the Chair, and Vice Mayor Hendrick assumed the Chair. Motion was made by Mayor Phillips, seconded by Commissioner Hartnett, that the above resolution be adopted. The resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett and Hendrick; Mayor Phillips. "Nays" - None. Mayor Phillips then resumed the Chair.

RESOLUTION NO. 3644

A RESOLUTION EXPRESSING APPRECIATION FOR THE SERVICES OF MR. PETE WEIMER.

WHEREAS, for a considerable period in the past Mr. Pete Weimer has been employed by the Miami Daily News and as such employee has been in contact with officers and employees of this city on frequent occasions, in regard to news coverage of the proceedings of this Commission and in connection with a column written by Mr. Weimer on Coral Gables; and

WHEREAS, during this period of association with Mr. Weimer, he has exhibited ability to a high degree as a newspaper reporter, and has earned and received the confidence of this Commission and officials of this city; and

WHEREAS this Commissioner has been informed that Mr. Weimer is leaving this area and will hereafter be employed by the Jacksonville Times Union, Jacksonville, Florida;

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

That this Commission does hereby express to Mr. Weimer its appreciation of his excellent news coverage of the events and proceedings of this city, and expresses to him its best wishes for success in his new position.

Motion for its adoption was made by Commissioner Hartnett, seconded by

Commissioner Hendrick. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett and Hendrick; Mayor Phillips. "Nays" - None.

The City Clerk stated that the Southern Bell Telephone Co. had requested allowance of 4 percent discount upon payment of its real estate and personal property tax, in the amount of \$28,534.20. It appeared that the remittance had been forwarded in apt time from the Atlanta office of the company to the local office, but because of damage to the enclosure envelope the remittance had been held in the Miami Post Office from November 27 to December 8, with no notice thereof being received by the company. Due to the unusual circumstances without fault on the part of the company, the Clerk recommended the 4 percent discount be allowed as if the payment had been made in November.

RESOLUTION NO. 3645

A RESOLUTION AUTHORIZING THE ALLOWANCE OF
4 PERCENT DISCOUNT TO SOUTHERN BELL TELEPHONE
COMPANY IN PAYMENT OF ITS 1950 CITY TAXES.

WHEREAS, it appears that because of circumstances beyond its control the payment of 1950 City of Coral Gables personal property and real estate taxes by the Southern Bell Telephone Co. had been delayed until after November 30, 1950;

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

That the Tax Collector be and he hereby is authorized to allow a discount of 4 percent upon payment of 1950 taxes of the Southern Bell Telephone Co.

Motion for its adoption was made by Commissioner Hendrick, seconded by Commissioner Hartnett. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett and Hendrick; Mayor Phillips. "Nays" - None.

Superintendent of Public Works Robinson requested an additional amount of \$180.00 to enable the purchase of an aerial survey of the city on a scale of 1 inch to 100 feet rather than a survey on the scale of 1 inch to 200 feet as originally budgeted. He explained that since the budget was prepared the price of the 1 inch to 100 foot survey had been reduced, and that that with a contribution from the private party who desired to have a copy of the same the new scale survey could be procured for only \$180.00 more than the amount budgeted, although the benefits to be received from the 1 inch to 100 foot scale greatly exceeded those from the 1 inch to 200 foot scale survey.

RESOLUTION NO. 3646

A RESOLUTION APPROPRIATING \$180.00 TO ENABLE
PURCHASE OF AERIAL SURVEY.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF
CORAL GABLES, FLORIDA:

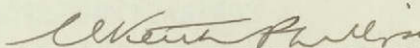
That the sum of \$180.00 be and the same hereby is
appropriated from the General Contingent Fund to Appropriation
Account 2615-312A to enable the purchase of an aerial survey
upon the scale of 1 inch to 100 feet.

Motion for its adoption was made by Commissioner Hartnett, seconded by
Commissioner Hendrick. Resolution was adopted by the following roll call:

"Yeas" - Commissioners Hartnett and Hendrick; Mayor Phillips. "Nays" - None.

There being no other business the meeting was adjourned.

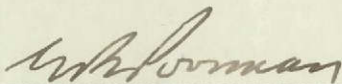
APPROVED:



MAYOR

W. Keith Phillips

ATTEST:



CITY CLERK

E. B. Poorman

MINUTES OF REGULAR MEETING
OF THE CITY COMMISSION
JANUARY 2, 1951.

The Commission of the City of Coral Gables convened in regular session at the City Hall at 8:00 o'clock P.M., Tuesday, January 2, 1951. Mayor Phillips in the Chair; Commissioners Hartnett, Healy and Mayes present. Commissioner Hendrick absent.

The meeting was turned over to the receipt and consideration of bids for paving work in the City of Coral Gables designated as Local Improvement A-13.

RESOLUTION NO. 3647

A RESOLUTION ACCEPTING THE BID OF BROOKS PAVING COMPANY FOR PAVING WORK IN THE CITY OF CORAL GABLES DESIGNATED AS LOCAL IMPROVEMENT A-13, AND AUTHORIZING THE EXECUTION OF A CONTRACT THEREFOR.

WHEREAS, pursuant to city charter the City Commission had advertised for bids on alley paving designated as Local Improvement A-13, and bids therefor were received as follows:

<u>Name</u>	<u>Price Per Square Yard</u>
Brooks Paving Co.	\$.685
McFarlin Construction Co.	.84
Hall Paving Co.	.78
Troup Bros. Inc.	.90

AND WHEREAS, the bid of Brooks Paving Co. is low bid and fully meets specifications ordered;

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

1. That the above recited bid of Brooks Paving Co. is hereby determined to be the lowest and most advantageous bid to the city, and is hereby accepted.

2. That the City Manager and City Clerk be, and they hereby are, authorized to execute a contract with the said Brooks Paving Co. for work authorized under Resolution 3621 and designated as Local Improvement A-13, based upon the bid and subject to the conditions and provisions of the charter of the city.

Motion for its adoption was made by Commissioner Healy, seconded by Commissioner Hartnett. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy and Mayes; Mayor Phillips. "Nays" - None.

RESOLUTION NO. 3648

A RESOLUTION ACCEPTING CONSTRUCTION WORK IN LOCAL IMPROVEMENT A-10.

WHEREAS, by Resolution No. 3558 passed and adopted August 15, 1950, the Commission ordered Local Improvement A-10 and by Resolution No. 3564 passed and adopted September 5, 1950,

said improvement was confirmed after public hearing; and

WHEREAS the Commission subsequently authorized the execution of a contract for the alley paving in such improvement, and the work covered by said contract has now been completed and the City Manager has reported that the work was done in accordance with specifications and is satisfactory;

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

1. That the paving work done by Brooks Paving Co. in Local Improvement A-10 is hereby accepted.

2. That the City Manager and Director of Finance are hereby authorized and directed to pay to the said contractor the full contract price.

Motion for its adoption was made by Commissioner Hartnett, seconded by Commissioner Mayes. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy and Mayes; Mayor Phillips. "Nays" - None.

The City Manager reported that the current contract with Gulf Oil Corporation for furnishing of gasoline to the city expires January 7, 1951, and stated that bids had been requested from numerous gasoline companies for a year's contract beginning January 8, 1951. Bids were received in response to this request as follows:

Company Submitting Bid	Basis	Net Price Gasoline Only, Dec.28 Market (in cents)		Estimated Net Cost (1 Yr.)
		House Brand-Premium	House Brand-Premium	Base Dec.28 Market Corrected to 60°; House 250,000 Gallons, Premium 220,000 Gallons. (Not Corrected, House 252,270 Gallons, Premium 221,998 Gallons)
Aeroland Oil Co.	Transport	13.60	15.10	\$101,029.00
Atlantic Refining Co.	Tank Wagon	12.60	13.60	94,320.00
Gulf Oil Corp.	Transport	12.404	13.394	93,377.00
Orange State Oil Co.	Transport	12.474	13.464	94,557.00
Shell Oil Co.	Transport	12.573	13.563	94,172.00
Sinclair Refining Co.	Transport	12.078	13.068	91,845.00
Standard Oil Co.	Transport	12.474	13.464	94,557.00
Superior Oil Co.	Tank Wagon	13.464	14.454	99,251.00
Texas Co.	Transport	12.1176	13.1076	92,031.00

Gulf, Orange State, Shell, Sinclair, Standard, Superior and Texas companies offer 1% discount on 10 day payment; Atlantic, Gulf, Shell, Sinclair and Texas companies base cost on gallonage corrected to 60° Fahrenheit.

The City Manager stated that the bid of Sinclair Refining Company was low bid, but advised that this bid had been delivered some ten minutes after the hour set for the opening of bids and at or about the time the first bid was being opened. He stated (and it was agreed by the representatives present from Texas Company) that no possible advantage could have been gained by the Sinclair Refining Company by the lateness in delivery of the bid. The City Attorney advised that under the

circumstances, and when it was clear that no advantage could have been gained by the bidder, he believed the bid of the Sinclair Refining Company to be timely and proper. The City Manager then recommended that the bid of Sinclair Refining Company be accepted.

RESOLUTION NO. 3649

A RESOLUTION ACCEPTING THE BID OF SINCLAIR REFINING COMPANY FOR FURNISHING OF GASOLINE TO THE CITY FOR ONE YEAR AND AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT THEREFOR.

WHEREAS bids have been requested from numerous oil companies for furnishing of gasoline, both house brand and premium, to the City of Coral Gables for a one year period, January 8, 1951 through January 7, 1952, and nine bids were received; and

WHEREAS this Commission hereby finds that the bid of Sinclair Refining Company is the lowest and most advantageous bid to the city;

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

That the bid of Sinclair Refining Company to furnish gasoline to the city for one year beginning on January 8, 1951, at the Sinclair Refining Company's posted transport truck price at time of delivery, with temperature corrected to 60° at loading point, with 1% discount excluding taxes for payment within ten days, is hereby accepted, and the City Manager is hereby authorized to execute a contract with said company in compliance with such bid.

Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Healy. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy and Mayes; Mayor Phillips. "Nays" - None.

Dr. Spirer appeared before the Commission concerning the presently platted alley lying south and west of Lots 15-17 inclusive, Block 41, Biltmore Addition. Dr. Spirer is presently building a residence upon a tract facing Avenue Catalonia and lying immediately west of and adjoining the north branch of this alley. He requested that the east and west branch of this alley opening into Segovia Street be paved, and that the north and south branch of the alley, opening into Avenue Catalonia, be vacated. During the discussion it was noted that Mrs. Don Peabody, whose residence is situated on Segovia Street immediately south of and adjoining the east and west branch of said alley, desires that the north and south branch of the alley opening into Avenue Catalonia be paved, and the east and west branch opening into Segovia Street be vacated. It was suggested that the City Manager negotiate with all parties concerned to reach an amicable settlement of the question.

Mr. Julius Bauer appeared before the Commission again in connection with

his request to erect a sixty foot F.M. radio antenna on the vacant lot west of 242 Avenue Aragon. It was noted that the Commission of November 21, 1950 had determined as a policy that all requests for the erection of antennas be referred to the Zoning Board and that in each case a public hearing, with notice to affected property owners in the vicinity, be held. The Zoning Board of Appeals at its meeting of December 18, 1950 had held such public hearing in connection with this and another similar request, and it had made the recommendation that radio antennas be permitted in the City of Coral Gables only on premises zoned for industrial purposes. The City Attorney advised that the chairman of the Zoning Board had interpreted the action of the Board, not as specific action upon the pending requests, but as a general recommendation of policy, and that the chairman had advised that owners of property affected by Mr. Bauer's antenna had made no objections thereto. The Commission deferred action upon the matter pending a conference to be held upon that and other matters between the Commission, the Zoning Board, the Architects Board and the Planning Board.

The City Manager and Superintendent of Streets Harley Pittman presented to the Commission two sketches of proposed center parkways along Miracle Mile.

The first such plan contemplated the planting of coconut palms and shrubbery and the second contemplated only the planting of shrubbery. The City Manager requested that the Commission indicate its preference for one or the other of the plans presented, so that an accurate estimate of cost could be prepared. The Commission expressed its preference for the plan which included the planting of palm trees as well as shrubbery.

Superintendent Pittman explained to the Commission the case of a city foreman, Joe Murray, who had sworn out a warrant against a party charging reckless driving endangering the lives of a city working crew, and who, upon dismissal of such charges in the Municipal Court, was now being sued for false arrest. The Commission directed the City Attorney to defend the city employee in such suit inasmuch as the matter arose out of city business.

The City Manager exhibited to the Commission new perspectives of the proposed bus terminal as recently received from architect Ray R. Gauger, and advised that the form Final Plans and Specifications had arrived. He said that after allowing sufficient time for checking and preparation of copies for distribution the Commission should be able to call for bids by the next regular meeting of the Commission.

Some discussion was then had as to whether or not the city should place orders now for the steel necessary for the construction. The City Attorney advised against such procedure inasmuch as the city would thereby assume the responsibility for the correctness and quality of the steel, which responsibility should be borne by the contractor.

The City Manager reported that he had received a letter from Shields and Company concerning the scope of work of the proposed engineering report upon the Consumers Water Company. In the letter Mr. Dancy, of the above firm, had advised that the report would contain a study upon a source of water supply and a treatment plant.

The City Manager stated that in connection with paving contract recently awarded for Off-Street Parking Project No. 1 in Block 2, Crafts Section, the contract did not cover the north and south alley in such block adjoining the off-street parking lot to the east. He advised that the city leases require that the city pay the share of the cost of such paving that would be apportioned to the lots within the parking site, and recommended that such alley be paved at the same time the parking lot was paved and that the owners of the property lying east of the alley be billed for the proportionate share.

RESOLUTION NO. 3650

A RESOLUTION AUTHORIZING THE PAVING OF THE
NORTH AND SOUTH ALLEY IN BLOCK 2, CRAFTS SECTION.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF
CORAL GABLES, FLORIDA:

That the City Manager is hereby authorized to have the north and south alley in Block 2, Crafts Section paved at the same time that Off-Street Parking Lot No. 1 is paved, the city to bear one-half the cost thereof, and the owners of property adjoining such alley to the east to be billed for the remaining one-half of the cost thereof.

Motion for its adoption was made by Commissioner Hartnett, seconded by Commissioner Mayes. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy and Mayes; Mayor Phillips. "Nays" - None.

The City Manager called the attention of the Commission to the fact that hearings were scheduled for January 22, 1951 and February 27, 1951 before the Florida Railroad and Public Utilities Commission on the request of the Souther Bell Telephone Company for an increase in rates to permit a return of $7\frac{1}{2}\%$ upon the investment of the company. No action was taken.

RESOLUTION NO. 3651

A RESOLUTION RESCINDING THE AWARD OF CONTRACT FOR CURBING WORK IN OFF-STREET PARKING PROJECTS, OSP-1 AND OSP-2, AND AWARDING SAID CONTRACT TO THE NEXT LOWEST BIDDER.

WHEREAS, on December 18, 1950 bids were received for the performance of work within the City of Coral Gables designated as:

Off-Street Parking Project - OSP-1, Proposal No. 2: To furnish all labor and material to construct a concrete curb on Lots 29-42, inclusive, Block 2, Crafts Section, Coral Gables; and

Off-Street Parking Project - OSP-2, Proposal No. 2: To furnish all labor and material to construct a concrete curb on the south one-half of Lots 22, 23 and 24 and upon Lots 25-35, inclusive, Block 1, Crafts Section, Coral Gables.

AND WHEREAS the bid of the W. T. Price Dredging Corporation was the lowest bid upon such proposals and was accepted, but the said W. T. Price Dredging Corporation has declared that it is unwilling to contract for such work;

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

1. That the award of contract for the concrete curbing as above described on Off-Street Parking Projects OSP-1 and OSP-2 to the W. T. Price Dredging Corporation is hereby rescinded, and said contract is hereby awarded to the next lowest bidder therefor, Troup Bros., Inc. at a price per lineal foot of \$1.23 on each proposal of each project.

2. That the City Manager and City Clerk are hereby authorized to execute a contract with said Troup Bros., Inc. for the above curbing work authorized to be done in the above described proposal.

Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Hartnett. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy and Mayes; Mayor Phillips. "Nays" - None.

The City Clerk reported the receipt of a letter from Pentland, Purvis, Keller and Co., Certified Public Accountants retained by the city for the fiscal year ending June 30, 1950, suggesting that consideration be given by the Commission to increasing the annual appropriation for auditing fees for the current fiscal year. The Commission expressed the opinion that the auditor's fee for city and Retirement System records for the fiscal year ending June 30, 1951 should remain at \$2,000 total as in previous years. Commissioner Hartnett suggested that the firm be requested to forward a letter proposal to the Commission outlining the scope of the audit of city and Retirement System records for such fiscal year which the firm would be willing and able to do for the total fee of \$2,000.

ORDINANCE

AN ORDINANCE AMENDING ORDINANCE NO. 271 WHICH IS COMMONLY KNOWN AS THE "ZONING ORDINANCE" BY PROVIDING THAT WHEN AN APPLICATION FOR CHANGE OF ZONING HAS BEEN ACTED UPON NO FURTHER APPLICATION WILL BE HEARD FOR A PERIOD OF SIX (6) MONTHS; PROVIDING FOR THE SEPARABILITY OF THE PROVISIONS HEREOF; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH.

was read upon first reading. Motion for its adoption on first reading was made by Commissioner Hartnett, seconded by Commissioner Mayes. Ordinance was adopted on first reading by the following roll call: "Yeas" - Commissioners Hartnett, Healy and Mayes; Mayor Phillips. "Nays" - None.

After discussion it was agreed that a joint conference of the Planning and Advisory Board, the Zoning Board of Appeals, the Board of Supervising Architects and the Commission would be held Saturday, January 13, 1951 at 8:00 o'clock A.M.

RESOLUTION NO. 3652

A RESOLUTION APPROVING PLANS FOR SANITARY FACILITIES AND EQUIPMENT BUILDING AT GRANADA GOLF COURSE.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES, FLORIDA:

That the plans for the Sanitary Facilities and Equipment building to be built by the Coral Gables Country Club at a location on the Granada Golf Course property immediately west of and adjoining the existing tennis courts now operated by the club, as presented at this meeting, are hereby approved.

Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Healy. The resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy and Mayes; Mayor Phillips. "Nays" - None.

RESOLUTION NO. 3653

A RESOLUTION AMENDING RESOLUTION NO. 3630 PASSED AND ADOPTED DECEMBER 5, 1950.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES, FLORIDA:

That Section 1 of Resolution 3630 passed and adopted December 5, 1950, be and the same hereby is amended so that the said Section 1 shall read as follows:

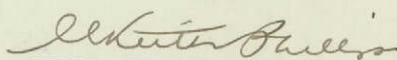
"1. Permit construction of a 12 unit apartment containing 6931 square feet floor area, covering 38% of the lot area, and having a 10 $\frac{1}{2}$ foot front setback, upon Lots 12-14, inclusive, Block 39, Douglas Section."

Motion for its adoption was made by Commissioner Mayes, seconded by

Commissioner Healy. The resolution was adopted by the following roll call:
"Yeas" - Commissioners Hartnett, Healy and Mayes; Mayor Phillips. "Nays" -
None.

There being no other business the meeting was adjourned.

APPROVED:



MAYOR

W. Keith Phillips

ATTEST:



CITY CLERK
E. B. Poorman

MINUTES OF REGULAR MEETING
OF THE CITY COMMISSION
JANUARY 16, 1951.

The Commission of the City of Coral Gables convened in regular session at the City Hall at 8:00 o'clock P.M., Tuesday, January 16, 1951. Mayor Phillips in the Chair; Commissioners Hartnett, Healy, Hendrick and Mayes present.
Absent: None.

RESOLUTION NO. 3654

A RESOLUTION ACCEPTING CONSTRUCTION WORK
IN LOCAL IMPROVEMENT H-77.

WHEREAS, by Resolution No. 3560 passed and adopted August 15, 1950, the Commission ordered Local Improvement H-77, and by Resolution No. 3563, passed and adopted September 5, 1950, said improvement was confirmed after public hearing; and

WHEREAS the Commission subsequently authorized the execution of a contract for the street paving in such improvement with Troup Bros., Inc., and the work covered by said contract has now been completed and the City Manager has reported that the work was done in accordance with specifications and is satisfactory;

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

1. That the paving work done by Troup Bros., Inc. in Local Improvement H-77 is hereby accepted.
2. That the City Manager and Director of Finance are hereby authorized and directed to pay to the said contractor the full contract price.

Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Hartnett. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

The meeting was then turned over to a public hearing upon an appeal of Mr. Anthony Buschell from a decision of the Zoning Board of Appeals made at its regular meeting of December 18, 1950 disapproving a request for an exception to construct a residence on Lot 1, Block 43, Crafts Section, said lot being 40 feet wide. Mr. George L. Hollahan, Jr., attorney representing the owner, stated that this lot was platted with a 40 foot width and was zoned for a residence containing 1027 square feet area; that the property was surrounded on all sides by improved property, and would be valueless unless the use of the lot for its properly zoned purpose was permitted. He pointed out that a house could be built on such lot meeting minimum square footage area requirements and meeting

all setback requirements. Numerous owners of other property in the immediate neighborhood objected to any exception being granted, stating that while there may be other 40 foot lots in the neighborhood, their residences had been built on tracts of greater width. The Commission referred the matter to the City Attorney for an opinion upon whether or not the city, through its zoning ordinance, could prohibit the residence use of such lot.

ORDINANCE NO. 678

AN ORDINANCE AMENDING SUB-PARAGRAPH 13 OF SECTION 21 OF ORDINANCE NO. 271 KNOWN AS THE "ZONING ORDINANCE", CLARIFYING THE PROVISIONS CONCERNING THE REQUIRED FRONTAGE FOR THE CONSTRUCTION OF BUILDINGS IN COUNTRY CLUB SECTION 3; REPEALING ALL ORDINANCES IN CONFLICT HEREWITH; AND DECLARING THIS TO BE AN EMERGENCY ORDINANCE.

was read upon first reading. Motion was made by Commissioner Mayes; seconded by Commissioner Hartnett, that the requirement of reading on two separate days be dispensed with and the ordinance be placed on second reading at once. Motion was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

Thereupon the ordinance was read again in full. Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Hartnett, and the ordinance was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

Thereupon Mayor Phillips declared the ordinance passed and adopted and ordered its publication as Ordinance No. 678.

Mr. Robert Fite, Vice President, Mr. Dick Roberts, Vice President, and Mr. William Fuller, Local Manager, of the Florida Power & Light Company, appeared before the Commission to discuss the proposed new franchise for the Florida Power & Light Company for a 30 year period commencing upon the acceptance of the franchise ordinance. Mr. Fite explained that this franchise had been under discussion for some time between the company and the city, at the original request of the city, and that it was the same franchise as that granted to the Florida Power & Light Company by some 35 Florida cities in the last 4 years. He pointed out that under the new franchise the city retained the same control over the operations and rates of the company as under the current franchise, which expires in 1956; that the principal change effected by the new franchise was that under it the company will pay to the city 6% of the company's annual gross revenue from the

sale of electrical energy to residential and commercial customers within the city, less the amount of annual taxes and licenses imposed by the city upon the company's electric property, operations and subsidiaries. He stated that the city, at the present rate of sale of electric power, should realize approximately \$48,000 additional revenue from this franchise tax during the first year of such franchise, and that the net return to the city in later years should increase as the population and sale of power in the area increased. He pointed out that the company was willing to take a new franchise entailing the payment of 6% gross revenue to the city because such franchise afforded a more stable basis for financing the company's operations, and permitted more advantageous borrowing on the part of the company.

Discussion was had concerning the provisions of Section VIII of the proposed franchise, and it was agreed that the six month period therein granted the company for compliance after any default under the terms of the franchise should not apply in the case of payment of money owing the city under the franchise. Such provision was inserted into the franchise ordinance.

The following ordinance, incorporating the above discussed change, was thereupon introduced:

ORDINANCE NO. 679

AN ORDINANCE GRANTING TO FLORIDA POWER & LIGHT COMPANY, ITS SUCCESSORS AND ASSIGNS, AN ELECTRIC FRANCHISE, AND IMPOSING PROVISIONS AND CONDITIONS RELATING THERETO.

and read upon first reading. Motion was made by Commissioner Hendrick, seconded by Commissioner Healy, that the requirement of reading on two separate days be dispensed with, and that the ordinance be placed on second reading at once. Motion was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

Thereupon the ordinance was read again in full. Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Hendrick, and the ordinance was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

Thereupon Mayor Phillips declared the ordinance passed and adopted and ordered its publication as Ordinance No. 679.

ORDINANCE NO. 680

AN ORDINANCE CALLING FOR THE HOLDING OF A SPECIAL ELECTION IN THE CITY OF CORAL GABLES, FLORIDA, ON FEBRUARY 27, 1951, FOR THE SUBMISSION TO THE QUALIFIED ELECTORS OF SAID CITY OF WHETHER OR NOT ORDINANCE NO. 679 GRANTING TO THE FLORIDA POWER & LIGHT COMPANY, A FLORIDA CORPORATION, AN ELECTRIC FRANCHISE FOR THIRTY YEARS ACCORDING TO THE TERMS AND CONDITIONS SET FORTH THEREIN, SHALL BE APPROVED; PROVIDING FOR THE CLOSING OF THE REGISTRATION BOOKS OF THE CITY FOR SAID ELECTION; PROVIDING THE FORM OF BALLOT FOR SAID ELECTION; DIRECTING THE CITY CLERK OF THE CITY OF CORAL GABLES TO PUBLISH NOTICE OF SUCH ELECTION, WHICH NOTICE SHALL INCLUDE THE FULL TEXT OF ORDINANCE NO. 679, IN A NEWSPAPER OF GENERAL CIRCULATION IN THE CITY OF CORAL GABLES AT LEAST ONE TIME AT LEAST FIFTEEN DAYS PRIOR TO THE HOLDING OF SUCH ELECTION; PROVIDING FOR THE SEPARABILITY OF THE PROVISIONS OF THIS ORDINANCE; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND DECLARING THIS ORDINANCE TO BE AN EMERGENCY ORDINANCE.

was read upon first reading. Motion was made by Commissioner Hendrick, seconded by Commissioner Mayes, that the requirement of reading on two separate days be dispensed with and that the ordinance be placed on second reading at once.

Motion was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

Thereupon the ordinance was read again in full. Motion for its adoption was made by Commissioner Hartnett, seconded by Commissioner Hendrick, and the Ordinance was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy Hendrick and Mayes; Mayor Phillips. "Nays" - None.

Thereupon Mayor Phillips declared the ordinance passed and adopted and ordered its publication as Ordinance No. 680.

RESOLUTION NO. 3655

A RESOLUTION ADOPTING THE STATE LAW CONCERNING VOTING BY ABSENTEE VOTERS AT CITY ELECTIONS.

WHEREAS, Chapter 25385, Laws of 1949, provides for the casting of ballots at elections by absentee voters, and further provides that said law may be adopted by a municipality by ordinance or resolution, and

WHEREAS, it is the intention and desire of this Commission to adopt said law to provide for and regulate the voting of absentee voters in city elections.

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

That the terms and provisions of said Chapter 25385, Laws of Florida 1949, are hereby adopted, for the purpose of providing means for absentee voting in any authorized general or special election in the City of Coral Gables, and the City Clerk of the

City of Coral Gables is hereby instructed and directed to do all things necessary and proper to carry into effect the purpose and intent of this resolution and of said law.

Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Hartnett. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

RESOLUTION NO. 3656

A RESOLUTION APPOINTING CUSTODIAN OF VOTING MACHINES FOR THE SPECIAL CITY ELECTION OF FEBRUARY 27, 1951.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES, FLORIDA:

That Mr. Frank Lewis is hereby appointed Custodian of voting machines for the special city election to be held February 27, 1951.

Motion for its adoption was made by Commissioner Healy, seconded by Commissioner Mayes. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

RESOLUTION NO. 3657

A RESOLUTION APPROVING FINAL PLANS AND SPECIFICATIONS FOR CORAL GABLES MUNICIPAL BUS TERMINAL FACILITIES; DIRECTING PUBLICATION OF CALL FOR BIDS FOR CONSTRUCTION OF SAID FACILITIES,

WHEREAS, Ray R. Gauger, registered Florida architect, has prepared and presented to this Commission final specifications and drawings for a Municipal Bus Terminal and appurtenant facilities, also sometimes described as the "Municipal Transit Terminal", said drawings or plans being dated December 28, 1950 and consisting of drawings designated O to 7 inclusive, S-1 to S-4 inclusive, E-1 to E-5 inclusive, P-1 to P-4 inclusive, and AC-1; and said specifications being dated December 28, 1950 and including General Specifications, Air Conditioning Specifications, Electrical Specifications and Plumbing Specifications; and

WHEREAS, the said architect has declared to this Commission that the bus terminal facilities, including the bus loading and unloading area, driveways, walks, curbs and buildings are justifiable and necessary to meet the present and anticipated future needs of the Coral Gables Municipal Transportation System, and to furnish a minimum of space for services and businesses serving the convenience of the public and of a nature customarily found in transportation terminals, and has recommended their adoption and approval.

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

SECTION 1. That this Commission hereby finds and determines that the Municipal Bus Terminal facilities as shown in drawings and specifications, prepared by Ray R. Gauger, dated December 28, 1950 and above described, are necessary and justifiable to meet the present and future anticipated needs of the Coral Gables Municipal Transportation System, and to furnish a minimum of space for services

and businesses serving the convenience of the public and of a nature customarily found in transportation terminals, and the said plans, drawings and specifications, including the forms of proposal, contract, contract bond and bid bond contained therein, are hereby accepted and approved.

SECTION 2. That the City Clerk is hereby authorized and directed to publish a notice calling for bids for the construction of the said Municipal Bus Terminal, according to the plans and specifications therefor, in the Miami Herald and the Miami Daily News, daily newspapers of general circulation throughout the State of Florida and published in Miami, Florida, and in the Coral Gables Riviera-Times, a weekly newspaper of general circulation in the City of Coral Gables and in Dade County, Florida, published in the City of Coral Gables, Florida, each of such publications to be made at least 30 days before the date for the receipt of bids, which notice shall be in substantially the following form:

CALL FOR BIDS
CITY OF CORAL GABLES, FLORIDA
MUNICIPAL BUS TERMINAL

Notice is hereby given by the City of Coral Gables, Florida that sealed bids will be received by the City Manager in his office in the City Hall, Coral Gables, Florida, until 8 o'clock P.M., Eastern Standard Time, February 20, 1951, immediately after which all bids will be publicly opened and read at a regular meeting of the Commission of the City of Coral Gables, Florida in the Commission Room of said City Hall, for the construction of a municipal bus terminal in Coral Gables, according to the plans and specifications therefor, on file in the office of the City Manager, Coral Gables.

Plans, specifications and Instructions to Bidders, together with form of proposal, form of contract and forms of bid and performance bonds, may be obtained from the Department of Public Works, second floor, City Hall, Coral Gables, upon payment therefor of a deposit of \$25.00 for each set of plans and specifications (limited to two for each contractor) and any such deposit will be refundable only to persons submitting a bona fide proposal or bid to the city and provided that the copies of said plans and specifications are returned to the city in reasonably good condition.

As evidence of good faith, and to insure the execution of a contract and the filing of a performance bond, all bids submitted must be accompanied by a cashier's or certified check drawn upon an incorporated bank or trust company, or a bid bond with corporate surety satisfactory to the City Attorney, in the amount of Two and one-half percent (2½%) of the total amount of such bid, payable to the City of Coral Gables, Florida, which check shall be and become the property of said city or which bid bond shall become due and payable, as liquidated damages upon failure of the successful bidder to execute the construction contract and file a satisfactory performance bond within five (5) days following written notice of the award of the contract. In the event of the rejection of any bid the accompanying check or bid bond will be returned, without interest.

The City of Coral Gables reserves the right to withhold the award of any contract upon any bid for a period of five (5) days after receipt of bids as above, for the purpose of comparing, studying and tabulating such bids.

Upon the acceptance of any bid and the approval thereof by the Commission of the City of Coral Gables, Florida, the contract shall be executed by the City Manager, City Clerk and the contractor, and upon the filing by the contractor with the City Clerk

of a satisfactory Performance Bond, in the full amount of the contract price, in form and with corporate surety satisfactory to the City Manager and City Attorney, conditioned upon the performance of the work in accordance with the contract and the plans and specifications therefor.

The form of proposal or bid, bid bond, contract and contract bond shall be substantially as set forth in the said plans and specifications.

The City of Coral Gables, Florida reserves the right to reject any or all bids, and to waive informalities in any bid. It shall be the sole responsibility of the bidder to deliver his or its bid to the office of the City Manager on or before the closing hour and date shown above.

THE CITY OF CORAL GABLES, FLORIDA
BE E. B. POORMAN
CITY CLERK

SECTION 3. That the City Clerk is hereby authorized and directed, in addition to publication of call for bids as above, to deliver to the Miami Builders Exchange, Miami, Florida, one set of plans and specifications, Instructions to Bidders, and a copy of the Notice of Call for Bids, and to F. W. Dodge Corporation, Miami Florida, two sets of plans and specifications, Instructions to Bidders, and copies of the Notice of Call for Bids, for the purpose of further dissemination to contractors and builders throughout the United States of information of the call for bids by this city for the construction of a municipal bus terminal.

Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Hendrick. Resolution was adopted by the following roll call:
"Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips.
"Nays" - None.

The Commission authorized and instructed the City Manager and City Attorney to take all steps that appeared to be necessary to secure from the National Production Authority an authorization for the construction of the proposed bus terminal, or an exemption from the restrictions against the building of such terminal, under the terms of the recent federal regulations and restrictions upon the construction of commercial buildings.

RESOLUTION NO. 3658

A RESOLUTION DIRECTING PUBLICATION OF NOTICE OF SALE OF \$300,000 MUNICIPAL TRANSIT TERMINAL REVENUE CERTIFICATES OF THE CITY OF CORAL GABLES, FLORIDA, FOR THE PURPOSE OF FINANCING THE COST OF A MUNICIPAL TRANSIT TERMINAL AND APPURTENANT FACILITIES; FIXING A DATE AND TIME FOR THE RECEIPT OF SEALED BIDS FOR SUCH CERTIFICATES; AND PROVIDING A FORM ON WHICH ALL BIDS ARE REQUIRED TO BE MADE.

WHEREAS the Commission of the City of Coral Gables, Florida, on September 5, 1950, duly adopted Ordinance No. 671, entitled:

AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE ISSUANCE OF \$300,000 MUNICIPAL TRANSIT TERMINAL REVENUE CERTIFICATES OF THE CITY OF CORAL GABLES, FLORIDA, FOR THE PURPOSE OF FINANCING THE COST OF A MUNICIPAL TRANSIT TERMINAL AND APPURTENANT FACILITIES, SETTING FORTH THE TERMS AND CONDITIONS ON WHICH SAID REVENUE CERTIFICATES ARE TO BE ISSUED, SEGREGATION AND APPLICATION OF INCOME AND REVENUES FOR SECURING AND PAYING SAID REVENUE CERTIFICATES, DESIGNATING A TRUSTEE, AND PROVIDING FOR THE RIGHTS OF SUCH TRUSTEE AND THE HOLDERS OF SAID REVENUE CERTIFICATES IN THE ENFORCEMENT THEREOF.

providing for the issuance of Municipal Transit Terminal Revenue Certificates of the City of Coral Gables, Florida, in the aggregate principal amount of Three Hundred Thousand Dollars (\$300,000) for the purpose of financing the cost of a Municipal Transit Terminal and appurtenant facilities;

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

SECTION 1. That the City Clerk and Director of Finance is hereby authorized and directed to publish a notice calling for bids for the said Municipal Transit Terminal Revenue Certificates in the Miami Herald and the Miami Daily News, daily newspapers of general circulation throughout the State of Florida, published in the City of Miami, Dade County, Florida, and in the Coral Gables Riviera-Times, a weekly newspaper of general circulation throughout the City of Coral Gables, and in the Daily Bond Buyer, a financial journal published in New York City and devoted primarily to municipal bonds, each of such publications to be made at least ten days before the date for the receipt of bids, which notice shall be in substantially the following form:

OFFICIAL NOTICE OF SALE
\$300,000 CITY OF CORAL GABLES, FLORIDA
MUNICIPAL TRANSIT TERMINAL REVENUE CERTIFICATES

NOTICE IS HEREBY GIVEN that the Commission of the City of Coral Gables, Florida, will receive sealed bids at the office of the City Clerk, City Hall, Coral Gables, Florida, until 8 o'clock P.M., Eastern Standard Time, on February 20, 1951, for the purchase of all or none of \$300,000 principal amount Municipal Transit Terminal Revenue Certificates to be issued by the City of Coral Gables, Florida, as authorized by Ordinance No. 671 of said city, passed and adopted September 5, 1950, immediately after which time all of said bids will be publicly opened and read, at a regular meeting of the said Commission in the Commission Chamber of the City Hall.

Said Municipal Transit Terminal Revenue Certificates are to be dated September 1, 1950, of \$1000 denomination, and are expressed to mature serially, in numerical order, upon September 1, as follows:

Maturity	Amount	Maturity	Amount	Maturity	Amount
1952	\$8,000	1960	\$10,000	1969	\$14,000
1953	8,000	1961	11,000	1970	14,000
1954	9,000	1962	11,000	1971	14,000
1955	9,000	1963	11,000	1972	15,000
1956	9,000	1964	12,000	1973	15,000
1957	10,000	1965	12,000	1974	16,000
1958	10,000	1966	12,000	1975	16,000
1959	10,000	1967	13,000	1976	18,000
		1968	13,000		

provided, however, that certificates numbered 35 to 300 inclusive, shall be subject to redemption by said city prior to maturity in

whole or from time to time in part, in the inverse order of their maturity (less than all of a single maturity to be selected by lot), on any interest payment date on or after September 1, 1955, upon terms of par and accrued interest to the redemption date, plus a redemption premium of 2% of the principal amount thereof if called for redemption on or before September 1, 1961; 1% of such principal amount if called for redemption thereafter and on or before September 1, 1966; and without premium if called for redemption thereafter and prior to maturity.

Principal and semi-annual interest (March and September 1) shall be payable in lawful money at the Central Hanover Bank and Trust Company, New York, New York; certificates registerable as to principal alone, and, if registered, reconvertible into bearer certificates.

Said revenue certificates and interest thereon shall be payable solely from and secured by a first claim on the "Terminal Revenue Certificates Fund" of said city, and shall be a valid claim of the holder or holders thereof only against said fund and the portion of revenues and income pledged to said fund. The city has covenanted to deposit into said fund sufficient amounts to pay the interest upon said certificates as the same becomes due and to create a sinking fund to retire the said certificates at or prior to maturity, from all revenues and income from the operation of said terminal facilities, including rent to be paid by said city for that part of the facilities occupied and used by it, which said revenues and rentals shall be kept separate and apart from all other funds of the city and upon which said revenue certificates and interest thereon shall be a first charge.

The revenue certificates were validated by a decree of the Circuit Court of Dade County, Florida, entered on October 12, 1950, which decree was affirmed on appeal by the Supreme Court of Florida, on November 17, 1950.

No bid for less than all of said certificates will be received; the prepared certificates will be furnished by the city and delivery will be made as soon after sale as certificates are prepared, in New York, New York, or at some other place mutually agreed upon. All bids must be upon forms furnished by the city, which forms are available at the office of the City Clerk, Coral Gables.

The city agrees to furnish free of charge at the time of delivery of said certificates the unqualified approving opinion of Messrs. Chapman and Cutler, Chicago, Illinois, covering the validity thereof, together with the customary non-litigation certificate.

Bidders shall specify the rate or rates of interest which these certificates are to bear, which shall be in multiples of a twentieth (1/20) of one percent (1%), provided that all certificates of a single maturity shall bear the same rate of interest, and the certificates will be awarded to the bidder whose bid results in the lowest net interest cost computed to maturity as shown by standard tables of bond values, and the determination of the Commission thereon shall be final. No bid of less than 98% of par, and accrued interest will be accepted.

All bids must be unconditional and must be accompanied by a certified or cashier's check in the amount of \$6,000, drawn upon an incorporated bank or trust company, payable to the City of Coral Gables, Florida, which check shall be and become the property of said city as liquidated damages upon failure of the successful bidder to accept said certificates when the same are ready for delivery. All checks of unsuccessful bidders will be returned,

without interest thereon, immediately after award of the sale of said certificates has been made, which said award shall be made upon the date the bids are returnable or by 11 o'clock A.M. the day following.

The City of Coral Gables reserves the right to reject any or all bids.

Coral Gables, Florida

THE CITY OF CORAL GABLES, FLORIDA
BY E. B. POORMAN
CITY CLERK

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SECTION 2. That the form upon which all bids are required to be made shall be substantially as follows:

BID
FOR CITY OF CORAL GABLES, FLORIDA
MUNICIPAL TRANSIT TERMINAL REVENUE CERTIFICATES

Date _____ 1951

Commission of the City of
Coral Gables, Florida.

Gentlemen:

For Three Hundred Thousand Dollars (\$300,000) par value, City of Coral Gables, Florida, Municipal Transit Terminal Revenue Certificates, described in your published Notice of Sale, which by reference is made a part of this bid, with interest rates per annum on said certificates maturing in years and amounts as follows:

Year	Amount	Year	Amount
1952	\$8,000 at _____%	1965	\$12,000 at _____%
1953	8,000 at _____%	1966	12,000 at _____%
1954	9,000 at _____%	1967	13,000 at _____%
1955	9,000 at _____%	1968	13,000 at _____%
1956	9,000 at _____%	1969	14,000 at _____%
1957	10,000 at _____%	1970	14,000 at _____%
1958	10,000 at _____%	1971	14,000 at _____%
1959	10,000 at _____%	1972	15,000 at _____%
1960	10,000 at _____%	1973	15,000 at _____%
1961	11,000 at _____%	1974	16,000 at _____%
1962	11,000 at _____%	1975	16,000 at _____%
1963	11,000 at _____%	1976	18,000 at _____%
1964	12,000 at _____%		

we offer to pay the principal sum of _____ Dollars, with accrued interest to date of delivery.

We will accept delivery at the Central Hanover Bank and Trust Company, New York, New York, unless another place shall be mutually agreed upon, it being understood that the City will furnish us, free of charge, at the time of delivery of said certificates, the opinion of Chapman and Cutler, Chicago, Illinois, approving the validity thereof.

In accordance with the said Notice of Sale, we enclose herewith a cashier's or certified check for Six Thousand Dollars (\$6,000), payable to the order of the City of Coral Gables, Florida, to be returned to the undersigned, without interest, upon award of said certificates provided this bid is not accepted; otherwise to be retained by said City until the delivery of the certificates and payment therefor, and to be retained as and for liquidated damages in case of the failure of the undersigned to make payment.

The aggregate amount of interest maturing on said certificates, computed from September 1, 1950 to the absolute maturity dates of said certificates, at the interest rates stated in the above Bid, after deducting the premium or adding the discount, if any, specified in the above Bid, is \$ _____, and the average net interest cost is _____%.

SECTION 3. That the City Clerk and Director of Finance is hereby directed to cause an Official Statement to be prepared, containing a copy of the foregoing Notice of Sale and the form on which bids are required to be submitted, and also financial and statistical information concerning the City, the Municipal Transportation System and Terminal Facilities, and to furnish copies of such Official Statement to all interested bidders.

Motion for its adoption was made by Commissioner Healy, seconded by Commissioner Hendrick. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

The City Manager requested that the Commission establish a policy concerning the method of rental of the commercial units in the terminal building. The subject was discussed but no decision was reached.

Commissioner Mayes noted that a meeting of government units in Dade County was to be held Friday, January 19, 1951 for the purpose of discussing and organizing opposition to the pending petition of the Southern Bell Telephone Company for an increase in rates. It was agreed that Mayor Phillips represent the city with instructions not to commit this city to any action planned by such body.

The City Manager advised that he had been informed by Chamber of Commerce Secretary Peter Knowles that Mr. Lyle Roberts and Mr. A. N. Houston had been named by the Chamber of Commerce as its representatives upon the Mayor's Off-Street Parking Committee.

Mr. Hartnett noted that considerable discussion was presently being held upon the question of keeping retail stores open during one or more week nights and requested an indication of opinion of the Commission as to whether or not the Commission might consider the operation of parking meters in the evening hours during which the stores would be open. Some objection was raised to the possible confusion resulting from changing the hours of enforcement on certain nights and concerning the hardship that might result to persons desiring to attend motion picture theatres. No specific policy was decided upon.

RESOLUTION NO. 3659

A RESOLUTION AUTHORIZING PAYMENT OF ANNUAL DUES TO FLORIDA LEAGUE OF MUNICIPALITIES.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF
CORAL GABLES, FLORIDA:

That the proper city officials are hereby authorized and directed to pay the sum of \$400.00 for annual dues of the City of Coral Gables to the Florida League of Municipalities for the calendar year 1951.

Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Hendrick. Resolution was adopted by the following roll call:

"Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips.

"Nays" - None.

The City Manager reported that the municipal transportation system had made 67 trips under special charter during the last football season and that these charter trips had returned a net profit of \$1093.08.

The City Manager presented a letter from Mr. Glenn C. Mincer, representing the estate of Louise E. Regar, offering to sell to the city Lot 5 and the south 100 feet of Lot 4, Block 6, Section A, being a residence adjoining the Venetian Pool. No action was taken on the offer.

The City Manager advised that a credit of \$977.91 had been received from the Florida Power & Light Company as an adjustment for the time during which the city street lights were not operating because of the recent hurricane.

ORDINANCE NO. 681

AN ORDINANCE AMENDING ORDINANCE NO. 271 WHICH IS COMMONLY KNOWN AS THE "ZONING ORDINANCE" BY PROVIDING THAT WHEN AN APPLICATION FOR CHANGE OF ZONING HAS BEEN ACTED UPON, NO FURTHER APPLICATION WILL BE HEARD FOR A PERIOD OF SIX MONTHS; PROVIDING EXCEPTION; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH.

which was read and adopted on first reading January 2, 1951, was read again in full. Motion for its adoption was made by Commissioner Hartnett, seconded by Commissioner Mayes and the ordinance was adopted by the following roll call:

"Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips.

"Nays" - None.

Thereupon Mayor Phillips declared the ordinance passed and adopted and ordered its publication as Ordinance No. 681.

The City Clerk advised that the Everglades Drainage District held title to Block 200, Riviera Section, a small parkway island, and in the course of liquidation of the assets of such district would be willing to sell the same to the city for \$110.00

RESOLUTION NO. 3660

A RESOLUTION AUTHORIZING THE PURCHASE OF
BLOCK 200, RIVIERA SECTION.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF
CORAL GABLES, FLORIDA:

That the proper city officials be, and they hereby are
authorized to purchase from the Everglades Drainage District,
Block 200, Riviera Section at a price of \$110.00

Motion for its adoption was made by Commissioner Hendrick, seconded
by Commissioner Mayes. Resolution was adopted by the following roll call:

"Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips.

"Nays" - None.

RESOLUTION NO. 3660

A RESOLUTION AUTHORIZING ISSUANCE OF
RETAIL BEVERAGE STORE LICENSE.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF
CORAL GABLES, FLORIDA:

That the issuance of a retail beverage store license
permitting the sale of alcoholic beverages containing not more
than 14 percent of alcohol by weight for consumption on the
premises to Stephen Hossen and William J. Staughton d/b/a
Continental Chicken House, 918 Ponce de Leon Blvd., is hereby
authorized and approved upon the ground that said business is
a bona fide restaurant of a seating capacity of more than 50
persons, subject to compliance with all regulatory ordinances
in respect thereto and subject to cancellation upon receipt
of any unfavorable criminal record of the transferee.

Motion for its adoption was made by Commissioner Mayes, seconded by
Commissioner Hendrick. Resolution was adopted by the following roll call: "Yeas" -
Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

RESOLUTION NO. 3662

A RESOLUTION AUTHORIZING EXCEPTIONS TO
ORDINANCE NO. 271, KNOWN AS THE "ZONING
ORDINANCE".

WHEREAS, the Zoning Board of Appeals at its regular
meeting January 8, 1951 has recommended that the following
exceptions to the provisions of Ordinance No. 271, known as the
"Zoning Ordinance", be granted;

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

That the following exceptions to the provisions of
Ordinance No. 271 be and the same hereby are granted:

1. Permit change of facing of Lot 15 and 16, Block 29,
Granada Section from west on Genoa Street to south on Avenue San
Miguel, subject to receipt of letters from affected property
owners, stating that they have no objections thereto.

2. Construct residence on Lot 1, Block 6, Coral Estates, facing Avenue Zamora and having a $7\frac{1}{2}$ foot setback from Avenue Zamora.

3. Permit construction of 7 residences on Lots 1-7, inclusive and 23-29, inclusive, Block 82, Riviera Section, in accordance with sketches submitted, on condition that one residence be built on Alhambra Circle on a tract of 80 feet depth and that the remaining 6 houses built on Miller Road and Avenue Trillo each have 90 foot frontage.

4. Permit construction of a residence on Lot 8, Block 140, Riviera Section containing a minimum of 2137 square feet floor area.

5. Permit construction of residence on Lot 25, Block 16, Biltmore Section facing Avenue Hernando instead of Avenue Sevilla.

6. Permit operation of a fish market at 229 Grand Avenue upon a temporary basis until September 30, 1951.

Motion for its adoption was made by Commissioner Hendrick, seconded by Commissioner Hartnett. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

RESOLUTION NO. 3663

A RESOLUTION APPROPRIATING FUNDS FOR THE PURPOSE OF PUBLICIZING THE CITY.

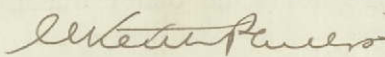
BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES, FLORIDA:

That the sum of \$259.60 be and the same hereby is appropriated from the General Contingent Fund of the city for the purpose of paying expenses of the Coral Gables High School Band to St. Petersburg, Florida, to take part in the Festival of States to be held in such city January 19, 1951, for the purpose of publicizing the city.

Motion for its adoption was made by Commissioner Hartnett, seconded by Commissioner Hendrick. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

There being no other business the meeting was adjourned.

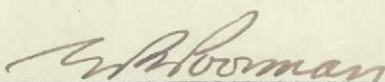
APPROVED:



MAYOR

W. Keith Phillips

ATTEST:


CITY CLERK, E. B. Poorman

MINUTES OF SPECIAL MEETING
OF THE CITY COMMISSION
JANUARY 27, 1951

The Commission of the City of Coral Gables convened in special session at the City Hall at 10 o'clock A.M., Saturday, January 27, 1951. Mayor Phillips in the Chair; Commissioners Hartnett, Healy and Mayes present. Commissioner Hendrick absent.

Superintendent of Public Works Robinson informally discussed with the Commission several zoning and building code matters upon which action would be taken in the near future.

The City Attorney and City Manager were authorized and directed to travel to Atlanta and to Washington in an attempt to secure approval from the National Production Authority for the construction of the new bus terminal.

Mayor Phillips advised of the organization of local municipalities and other governmental units to oppose the current request of Southern Bell Telephone Company for an increase of rates. He stated that the organization had selected the Miami Traffic Association to direct the opposition to such application, and that all cities in the area were being asked to provide funds at the rate of ten cents per capita to underwrite the expenses of contesting the application.

RESOLUTION NO. 3664

A RESOLUTION APPROPRIATING FUNDS TO UNDERWRITE
EXPENSES OF OPPOSITION TO INCREASE OF TELEPHONE
RATES.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF
CORAL GABLES, FLORIDA:

That the sum of \$1966 be and the same hereby is appropriated from the General Contingent Fund of the city for the purpose of underwriting a portion of the expense to be incurred in opposing the current application of the Southern Bell Telephone Company for an increase of rates.

Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Healy. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy and Mayes; Mayor Phillips. "Nays" - None.

There being no other business the meeting was adjourned.

APPROVED:

Walter Phillips
MAYOR

ATTEST:

W. P. Robinson
CITY CLERK

MINUTES OF REGULAR MEETING
OF THE CITY COMMISSION
FEBRUARY 6, 1951

The Commission of the City of Coral Gables convened in regular session at the City Hall at 8:00 o'clock P.M., Tuesday, February 6, 1951. Mayor Phillips in the Chair, Commissioners Hartnett, Healy, Hendrick and Mayes present. Absent: None.

The following resolution was presented and read.

RESOLUTION NO. 3665

A RESOLUTION APPOINTING ELECTION OFFICIALS
FOR THE SPECIAL CITY ELECTION OF FEBRUARY 27,
1951.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL
GABLES, FLORIDA:

That the following named persons are hereby appointed
and designated as election officials for the special election to
be held February 27, 1951.

<u>Precinct No. 1</u> - Clerk:	L. E. Westerdahl
Inspectors:	Jean O'Hara
	Goldie Linnemeier
	Walter M. Van Nort
	J. W. Leek
	Frederick T. Sargent
	Loretta Sheehy

<u>Precinct No. 2</u> - Clerk:	Edwin G. Bishop
Inspectors:	Eula C. McCall
	Edna Tomlinson
	Charles D. Boulton
	Jessie B. Lewis
	Katherine Skogstad
	Martha L. Reiner

<u>Precinct No. 3</u> - Clerk:	Pauline R. Ehly
Inspectors:	Easter M. Russell
	Lillian T. Mason
	Mary W. Robinson

and for their attendance at said election each of said officials shall be paid the sum of \$12.00; and for their attendance at the instructional meeting the sum of \$2.00.

Motion for its adoption was made by Commissioner Healy, seconded by Commissioner Hendrick. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy, Hendrick, Mayes; Mayor Phillips. "Nays" - None.

Mr. W. H. Epperson appeared before the Commission in connection with the request of Mr. Anthony Buschell for an exception to erect a residence on Lot 1, Block 43, Crafts Section, a lot 40 feet wide, which request was disapproved by the Zoning Board at its meeting of December 18, 1950. Mr. Epperson stated that this lot had been purchased by Mr. Buschell for the amount of \$590.00 after his

own purchase contract (at a price of \$650.00) was cancelled by the previous owner of the lot. Mr. Epperson asked the Commission to take action to forbid erection of a house on this lot.

Motion was made by Commissioner Mayes, seconded by Commissioner Healy to approve the recommendation of the Zoning Board. City Attorney Semple then advised that a similar case is soon to be heard by the Supreme Court of the State of Florida. Commissioner Mayes then withdrew his motion.

On motion of Commissioner Mayes, seconded by Commissioner Healy and unanimously passed, action in this matter was then deferred until the decision of the Supreme Court of the State of Florida, in a similar case now pending, is known.

Mr. George A. Milenoff and his attorney, Mr. Seymour Simon, appeared before the Commission to discuss the City of Coral Gables Occupational License required for the operation of the theatre constructed by Mr. Milenoff. Mr. Milenoff stated that theatre classifications of the existing License Ordinance would impose a hardship in his case. After discussion the Commission decided that the existing ordinance classifications should not apply to a cultural project of this type.

ORDINANCE NO. 682

AN ORDINANCE AMENDING SECTION 28 OF ORDINANCE NO. 514, AS AMENDED, KNOWN AS THE OCCUPATIONAL LICENSE ORDINANCE OF THE CITY OF CORAL GABLES, TO FURTHER DEFINE AND AMEND THE CLASSIFICATION "THEATRICAL TROUPE" AND TO PROVIDE A SEPARATE LICENSE FEE FOR CERTAIN TYPES OF PERFORMANCES OF A CULTURAL AND EDUCATIONAL NATURE; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND DECLARING THIS ORDINANCE TO BE AN EMERGENCY MEASURE.

was introduced and read.

Motion was made by Commissioner Hendrick, seconded by Commissioner Healy that the requirement of reading on two separate days be dispensed with and the ordinance be placed on second reading at once. Motion was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

Thereupon the ordinance was read again in full. Motion for its adoption was made by Commissioner Hendrick, seconded by Commissioner Hartnett, and the ordinance was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

Thereupon Mayor Phillips declared the ordinance passed and adopted and ordered its publication as Ordinance No. 682.

Mr. C. D. Van Orsdel appeared before the Commission in connection with his request for a change in zoning of Lots 1, 2 and 3, Block 80, Granada Section from C-2 Business to C-3 Business to permit erection of a mortuary on the above mentioned lots. This request was approved by the Zoning Board at its meeting of January 29, 1951.

ORDINANCE

AN ORDINANCE AMENDING ORDINANCE NO. 271 OF THE CITY OF CORAL GABLES, KNOWN AS THE "ZONING ORDINANCE" AS TO ZONING REQUIREMENTS OF LOTS 1, 2 AND 3, BLOCK 80, GRANADA SECTION; AND REPEALING ALL ORDINANCES IN CONFLICT HEREWITH.

was read upon first reading. Motion for its adoption was made by Commissioner Healy, seconded by Commissioner Mayes. Ordinance was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

Mr. J. Allen Brown appeared before the Commission as the representative of the Zoning Board to discuss the request of Mr. S. Black for permission to build two houses on Lots 5, 6, 7 and a part of Lot 8, Block 122, Country Club Section No. 6. He stated that Mr. Black had purchased the adjoining Lots 8 and 9 as recommended by the Board at its meeting of January 8, 1951. He therefore recommended that, although the frontage was still less than required, an exception be granted to permit the erection of two houses on the property.

The following resolution was presented and read:

RESOLUTION NO. 3666

A RESOLUTION AUTHORIZING AN EXCEPTION TO ORDINANCE NO. 271, KNOWN AS THE "ZONING ORDINANCE".

WHEREAS, the Zoning Board of Appeals at its regular meeting of January 8, 1951 has recommended that the following exception to the provisions of Ordinance No. 271, known as the "Zoning Ordinance", be granted;

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

That the following exception to the provisions of Ordinance No. 271 be and the same is hereby granted.

Permit construction of two residences on Lots 5, 6, 7 and part of 8, Block 122, Country Club Section No. 6, providing that the west side set-back of Lot 5 be not less than ten feet.

Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Healy. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

The City Manager requested the consideration of the Commission in the matter of the request of Mr. Charles R. Harris for an exception as to set-back requirements for Lot 6, Block 149, Country Club Section No. 6.

The following resolution was presented and read:

RESOLUTION NO. 3667

A RESOLUTION AUTHORIZING AN EXCEPTION TO ORDINANCE NO. 271, KNOWN AS THE "ZONING ORDINANCE".

WHEREAS, the plans for construction of a residence on Lot 6, Block 149, Country Club Section No. 6 indicate an exception to provisions of Ordinance No. 271, known as the "Zoning Ordinance", should be granted;

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

That the following exception to the provisions of Ordinance No. 271 be and the same is hereby granted.

Permit construction of a residence on Lot 6, Block 149, Country Club Section No. 6, having a side set-back of 7 feet 2 inches from the north property line of the aforementioned lot.

Motion for its adoption was made by Commissioner Healy, seconded by Commissioner Hartnett. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

Mr. Brown then asked for consideration of the request of Mr. W. W. Garris for permission to construct a building on Lot 15, Block 10, Crafts Section, containing 520 cubic feet per front foot instead of 750 cubic feet as required by zoning. The request was referred back to the Zoning Board for a re-study.

Commissioner Hartnett stated that, in his opinion, the requirements for public hearings on zoning matters should be revised and extended. After discussion, the matter was referred to the Zoning Board for study and subsequent report to the Commission.

Mr. H. George Fink appeared before the Commission in connection with the request of Joseph M. Koven for an exception to erect an apartment building on Lots 17 to 21, inclusive, Block 14, Biltmore Section, covering 43.3% of the

ground area of the property. Mr. Fink stated that the plans as drawn met all requirements as to set-back and that the design of the building was so open as to offset the excess ground coverage.

The following resolution was presented and read:

RESOLUTION NO. 3668

A RESOLUTION AUTHORIZING AN EXCEPTION TO ORDINANCE NO. 271, KNOWN AS THE "ZONING ORDINANCE".

WHEREAS, the Zoning Board of Appeals at its regular meeting of January 31, 1951, has recommended that the following exception to the provisions of Ordinance No. 271, known as the "Zoning Ordinance" be granted:

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

That the following exception to the provisions of Ordinance No. 271 be and the same is hereby granted.

Permit construction of an apartment building on Lots 17 to 21 inclusive, Block 14, Biltmore Section, covering 43.3% of the ground area of the property.

Motion for its adoption was made by Commissioner Hartnett, seconded by Commissioner Mayes. Resolution was adopted by the following roll call:
 "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips.
 "Nays" - None.

The City Manager presented a list of locations in need of storm drainage facilities to the Commission and stated that funds provided in the current budget for this purpose had been exhausted. Commissioner Hartnett suggested that such conditions constituted a hazard to property during hurricanes and suggested that this work be financed with Hurricane Reserve Funds.

The following resolution was presented and read:

RESOLUTION NO. 3669

A RESOLUTION AUTHORIZING THE CONSTRUCTION OF STORM DRAINS, AND MAKING AN APPROPRIATION THEREFOR.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES, FLORIDA:

1. That the City Manager is instructed to proceed with construction of storm drains described as follows:

Miracle Mile at LeJeune Road	330 ft. 12" sewer line with one manhole and two catch basins.
Ponce de Leon Blvd. near Avenue Navarre	100 ft. Underground sump
S.W. 8th Street near Columbus Blvd.	100 " " "
350 Douglas Road	100 " " "
4700 block San Amaro Drive	100 " " "

433 Avenue Malaga	50 Ft.	Underground sump
University Drive at Toledo Street	50 "	" "
1610 Salzedo Street	75 "	Drainage sump
6800 Granada Blvd. (East side)	75 "	" "
2928 Coconut Grove Drive	75 "	" "
214 Avenue Almeria	50 "	" "
Corner of Avenue Madruga and Red Road	50 "	" "
4537 Ponce de Leon Blvd.	100 "	" "
Avenue Valencia at Hernando	100 "	" "
Corner Douglas Road and Avenue Navarre	100 "	" "
427-430 Avenue Palermo	50 "	" "
100 block Avenue Mendoza	50 "	" "
1320 Avenue Alegriano	50 "	" "
433 Blue Road	50 "	" "
5511 Riviera Drive	75 "	" "
Douglas Road near Coliseum	100 "	" "
Ponce de Leon Blvd. at Miracle Mile	100 "	" "
230 Avenue Calabria	75 "	" "
5513 Avenue Fontana	50 "	" "
4531 Alhambra Circle	50 "	" "
6801 Red Road	100 "	" "
910 Pizarro Street	50 "	" "
231 Avenue Salamanca	50 "	" "

2. That conditions existing at these locations are hereby determined to be a hurricane hazard and that funds in the amount of \$7,975.00 are hereby appropriated from the Special Benefit Reserve in the Trust Fund to Appropriation Account 2671-322C.

Motion for its adoption was made by Commissioner Hendrick, seconded by Commissioner Healy. Resolution was adopted by the following roll call:
 "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips.
 "Nays" - None.

The City Manager suggested the purchase of a new passenger car to allow the assignment of a city car to Mr. Harley Pittman, the Superintendent of Parks, Streets and Wastes Departments. He stated that he had intended to include this item in the next year's budget, but that considering national conditions, he recommended immediate action. He stated that he had obtained one proposal from the Huskamp Motor Company to furnish a 1951 Ford Fordor Sedan with Fordomatic transmission at a net cost of \$2028.00.

The following resolution was presented and read:

RESOLUTION NO. 3670

A RESOLUTION AUTHORIZING THE CITY MANAGER TO CALL FOR BIDS FOR ONE PASSENGER CAR, SEDAN MODEL, AND TO PURCHASE SUCH CAR FROM THE SUPPLIER WHOSE BID IS MOST ADVANTAGEOUS TO THE CITY AND MAKING AN APPROPRIATION THEREFOR.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES, FLORIDA:

1. That the City Manager call for bids for a passenger car (sedan) to be purchased from the supplier whose bid is most advantageous to the city, but at a cost not to exceed \$2200.00. The City Manager will then transfer the car presently assigned to

him to the Parks Department.

2. That funds are hereby appropriated from unappropriated revenues of the city in the amount of \$2028.00, plus the cost of installing a radio, to Appropriation Account 2640-311 in an amount determined to be the used car value of the Studebaker, City Number 100, plus radio installation costs, and the balance of such funds to Appropriation Account 2610-311.

Motion for its adoption was made by Commissioner Hartnett, seconded by Commissioner Mayes. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

The City Manager read a letter signed by Lee Elman regarding the approaching Florida Power & Light Company Franchise Election. The Commission directed the City Manager to communicate with Mr. Elman, thanking him for his interest, and advising him of the procedure to be followed in publicizing the issue and in other matter as discussed in his letter.

The following resolution was presented and read:

RESOLUTION NO. 3671

A RESOLUTION PLEDGING THE SUPPORT OF THE CITY OF CORAL GABLES TO THE COMMITTEE FORMED TO OPPOSE AN INCREASE OF RATES REQUESTED BY THE SOUTHERN BELL TELEPHONE AND TELEGRAPH COMPANY.

WHEREAS the Southern Bell Telephone and Telegraph Company has made application through the Florida Railroad and Public Utilities Commission for an increase in rates that would yield 7.25% on the alleged value of their investment which is believed by this Commission to be inconsistent and against the public welfare; and

WHEREAS the several political subdivisions of Dade County in meeting assembled have appointed a committee for the purpose of unity and combined effort against the proposed increase, Mayor Phillips of this city being chairman of such committee; and

WHEREAS the Greater Miami Traffic Association has been designated as the proper agency to represent the political subdivisions of Dade County in opposition to the application of the Southern Bell Telephone and Telegraph Co.; and

WHEREAS political subdivisions of other areas of the State of Florida, served by the Southern Bell Telephone and Telegraph Company, have also been invited and urged to join with political subdivisions in Dade County in defense of this action; and

WHEREAS this Commission has heretofore appropriated funds to underwrite expenses of opposing such application;

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

That this Commission does hereby state and determine that it believes the application of the Southern Bell Telephone

Company for an increase in rates that would yield 7.25% on the alleged value of its investment, to be inconsistent with and against the public welfare, and declares itself in accord with and pledges its support to the organized opposition against such application

Motion for its adoption was made by Commissioner Hendrick, seconded by Commissioner Mayes. Resolution was adopted by the following roll call:

"Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips.

"Nays" - None.

The City Manager stated that requests had been received from most of the owners adjoining the alley in Block 6, Crafts Section, including the Coral Gables Federal Savings & Loan Association, the Coral Gables First National Bank, and Mr. Leslie H. Coombes, for the paving of the alley.

The following resolution was presented and read:

RESOLUTION NO. 3672

A RESOLUTION ORDERING LOCAL IMPROVEMENT
A-14.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF
CORAL GABLES, FLORIDA:

That a local improvement described and designated as follows shall be made under Sections 62 and 63, Chapter 13972 Special Acts of Florida as amended:

1. Paving to a 20 foot width with a 6 inch compacted lime rock base, primed and sealed with asphaltic oils and sand finished, the alley in Block 6, Crafts Section, running from Avenue Andalusia to Avenue Valencia, and eastward to Galiano Street at an estimated cost of \$1400.00 (of which an estimated \$70.00 shall be apportioned to the city, and \$1330.00 to abutting properties).

2. That the cost of the improvement, except that portion thereof abutting city property, shall be defrayed by a special assessment upon all lots and lands adjoining and contiguous or bounding and abutting upon such alley, on a frontage basis, which said properties are hereby designated Improvement District A-14.

3. That such special assessment shall be payable 30 days after confirmation of the preliminary assessment roll therein, or at such time as the Commission may designate pursuant to Chapter 13972, Special Acts of Florida 1929 as amended.

Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Hendrick. Resolution was adopted by the following roll call:

"Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips.

"Nays" - None.

Commissioner Mayes suggested that the meeting of the Florida League of Municipalities at Jacksonville, February 17 and 18, 1951, called to discuss the telephone rate case, should also institute an investigation of the State

Milk Board. The Commission directed City Attorney Semple to attend the meeting with Mayor Phillips to aid in this matter.

The City Manager suggested that they also seek action by the League to affect legislation allowing the use of "X" license tags on city owned buses. The Commission approved such action.

Commissioner Hendrick reminded the Commission of the meeting of the Dade Legislative group called to consider special acts for local legislation during the approaching session of the State Legislature. A letter from Mr. Hugh Culbreath, legal attache of the delegation, was read asking that he be advised of any such acts under consideration to allow him to list them on the agenda prior to the meeting. After discussion no specific requests were determined. City Attorney Semple requested that if the Commissioners subsequently decide on any such acts to be requested they advise him immediately.

The City Manager recommended the removal of 21 - 4000 lumen whiteway overhead street lights from Segovia Street between Biltmore Way and Bird Road, and the installation in their place of 33 - 2500 lumen overhead bracket lights on steel poles, at \$31.50 per year per light. The latter lights are modern fixtures.

He also recommended the installation of the following additional street lights:

- 2500 Lumen OHB at corner Avenue San Lorenzo and Estancia Street
- 2500 Lumen OHB at corner of LeJeune Road and Avenue Greco
- 2500 Lumen OHB at Avenue Granello approximately half way between Avenue Greco and LeJeune Road.

The City Manager's recommendations were approved.

The City Manager stated that Mr. W. C. Teare and Mr. M. D. Thomas desired to enter an agreement whereby 10 steel poles for street lights would be installed on San Amaro Drive between Bird Road and Blue Road, in place of wooden poles as originally planned. He stated that they will agree to pay the city, prior to such installation, the amount of \$700.00, the difference in annual pole rental involved for a period of ten years. The Commission indicated its approval of such an agreement.

The City Manager read a letter from J. Baldi asking for a lease agreement on certain parking meters to be placed on the off-street parking lots for use of his customers only. The Commission indicated doubt of the wisdom of such a policy and deferred action pending experience in the operation of the lots.

Mayor Phillips read a telegram from the Office of Price Stabilization signed by Michael B. DiSalle, requesting the appointment of a local Price Stabilization Committee. With the approval of the Commission, Mayor Phillips appointed the following citizens to the committee:

Mr. Albert E. Harum, Chairman	
Mr. George W. Thorpe	Mr. H. E. Keating
Mr. Warner B. Daniels	Mr. Allan T. Abess
Mr. Edward D. Rogers	Mr. Leland Shepard
Mr. Walter L. Lynch	Mr. Van E. Huff

The City Manager was directed to notify the aforementioned persons of their appointment.

The Acting City Clerk presented a plat of High Land Estates as drawn by M. B. Garris, Civil Engineer for consideration by the Commission as to its adoption. He stated that Mr. Garris requested that the name of Tiziano Street be revised to Avila Street. Superintendent of Public Works L. W. Robinson stated that the unnamed street shown on the plat is a continuation of Altamira Street and should be so named on the plat.

ORDINANCE NO. 683

AN ORDINANCE APPROVING A PLAT ENTITLED "HIGH LAND ESTATES, A SUBDIVISION OF THE SW $\frac{1}{4}$ OF THE SW $\frac{1}{4}$ OF THE NW $\frac{1}{4}$ OF SECTION 32, TOWNSHIP 54 SOUTH, RANGE 41 EAST", AND ACCEPTING AND CONFIRMING DEDICATION OF ROADS, STREETS AND AVENUES CONTAINED THEREIN.

was read upon first reading. Motion was made by Commissioner Hartnett, seconded by Commissioner Hendrick, that the requirement of reading on two separate days be dispensed with, and that the ordinance be placed on second reading at once. Motion was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

Thereupon the ordinance was read again in full. Motion for its adoption was made by Commissioner Hartnett, seconded by Commissioner Hendrick, and the ordinance was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

Thereupon Mayor Phillips declared the ordinance passed and adopted and ordered its publication as Ordinance No. 683.

The following resolution was presented and read:

RESOLUTION NO. 3673

A RESOLUTION AUTHORIZING EXCEPTIONS TO ORDINANCE NO. 271, KNOWN AS THE "ZONING ORDINANCE".

WHEREAS, the Zoning Board of Appeals at its regular

meetings January 22 and January 29, 1951 has recommended that the following exceptions to the provisions of Ordinance No. 271, known as the "Zoning Ordinance", be granted;

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

That the following exceptions to the provisions of Ordinance No. 271 be and the same hereby are granted:

1. Permit use of building located on Lots 7 and 8, Block 1, Douglas Section (808 Ponce de Leon Blvd.), for a retail cake and pastry shop employing the use of gas and electric ovens.

2. Permit construction of residence on Lot 14, Block 16, Section B. containing 1192 square feet area.

3. Permit construction of residence on Lots 1, 2 and 3, Block 108, Riviera Section, facing north on Miller Road instead of west on San Vicente Street.

Motion for its adoption was made by Commissioner Healy, seconded by Commissioner Hartnett. Resolution was adopted by the following roll call:

"Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips.

"Nays" - None.

Commissioner Mayes was excused from the meeting at this point.

The following resolution was presented and read:

RESOLUTION NO. 3674

A RESOLUTION PERMITTING ERECTION OF CHAIN LINK FENCES ON UNIVERSITY OF MIAMI CAMPUS.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES, FLORIDA:

That the University of Miami is hereby given permission to erect a 6 foot chain link wire fence on the main campus of the University, around the perimeter of the new athletic field south of the new field house, and around the perimeter of the new baseball field, providing, however, that said fence shall be set back a minimum distance of 5 feet from the platted street lines of San Amaro Drive, Avenue Apricale and Ponce de Leon Blvd. where said streets abut the said athletic field and baseball field; and provided, further, that no angle arms or barbed wire shall be placed on top of such fence.

Motion for its adoption was made by Commissioner Hartnett, seconded by Commissioner Hendrick. Resolution was adopted by the following roll call:

"Yeas" - Commissioners Hartnett, Healy and Hendrick, Mayor Phillips. "Nays" - None.

The Commission agreed that shrubbery planting around such fence could be on the inside of the fence.

City Attorney Semple stated that the case of Camner vs City of Coral Gables, involving an accident at the Venetian Pool, had been dismissed.

There being no other business the meeting was adjourned.

ATTEST: K. H. Allyn
Acting City Clerk, K. H. Allyn

APPROVED: W. Keith Phillips
MAYOR, W. Keith Phillips

MINUTES OF REGULAR MEETING
OF THE CITY COMMISSION
FEBRUARY 20, 1951

The Commission of the City of Coral Gables convened in regular session at the City Hall at 8:00 o'clock P.M., Tuesday, February 20, 1951. Mayor Phillips in the Chair; Commissioners Hartnett, Healy, Hendrick and Mayes present. Absent: None.

Minutes of the regular meetings of January 2 and January 16, 1951, and of the special meeting January 27, 1951 were approved as read.

Bids received by the City Manager for the construction of the Municipal Bus Terminal pursuant to the call therefor and the publication of such call as provided in Resolution 3657, passed and adopted January 16, 1951, were publicly opened and read by the City Clerk. Bids were received from the Witters Construction Company, Gust K. Newberg Construction Company, Deigaard and Preston, M. R. Harrison Construction Corporation, Arkin Construction Company, Inc., Star Construction Company, Thompson-Polizzi Construction Company, Edward M. Fleming Construction Company, Inc., J. E. Shaw, and Spector and Sons.

The bids were referred to the City Manager and Superintendent of Public Works for examination and tabulation.

Bids received by the City Clerk for the purchase of \$300,000 Municipal Transit Terminal Revenue Certificates, pursuant to the call therefor and the publication of such call as provided in Resolution 3658, passed and adopted January 16, 1951, were publicly opened and read by the City Clerk. Bids were received from B. J. VanIngen and Company, Inc., John Nuveen and Company; Shields and Company-Leedy, Wheeler and Alleman; Stranahan Harris and Company, Inc.-McCreehy and Company Inc., and the Ransom Davidson Company, Inc.

The bids were referred to the City Clerk and Chief Accountant for examination and tabulation.

The meeting was then turned over to public hearings upon the confirmation of the preliminary assessment rolls for Local Improvements A-10 and H-77.

The following resolution was presented and read:

RESOLUTION NO. 3674

A RESOLUTION CONFIRMING THE PRELIMINARY
ASSESSMENT ROLL IN LOCAL IMPROVEMENT A-10.

WHEREAS the Commission of the City of Coral Gables met

at 8 o'clock P.M., February 20, 1951, pursuant to legal notice of said meeting published in accordance with the provisions of the city charter, to hear objections by interested persons to the confirmation of the preliminary assessment roll for Local Improvement A-10, and no objections were voiced;

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

1. That the assessments as imposed and indicated in the preliminary assessment roll for Local Improvement A-10 be, and they hereby are, confirmed and sustained against all lots and parcels of land described therein.

2. That it is hereby found that the amount assessed for and upon each of the lots and parcels described in said preliminary assessment roll is not more than the amount that each of said lots and parcels is specially benefited by said improvement, and that such amount is in proportion to the benefits that each of said properties received thereby, and that the proportion of said work to be paid by the City of Coral Gables has been duly taken into account and eliminated from the total cost of said work before the apportionment of the assessments against the separate lots or parcels.

3. That the total amount of said assessment and the apportionment of cost of said improvement as follows:

Total cost	\$1,056.62	Apportioned to abutting
Apportioned to City	<u>102.06</u>	lots and parcels, per
Apportioned to		lineal front foot: \$.8524
abutting property	\$ 954.56	

be and the same hereby is confirmed.

4. That each and every assessment described herein shall become due and payable April 1, 1951, except that assessments in the amount of \$25.00 or more against any one lot or parcel, as shown on the plats of record, may be paid in two equal installments on or before the first day of November 1951 and 1952, provided that the owner thereof shall file with the City Manager, on or before April 1, 1951, his written undertaking waiving all irregularities and illegalities in connection with said assessments against such lot or parcel; all deferred payments or delinquent payments to bear interest at the rate of 6 percent per annum from April 1, 1951.

5. That the Director of Finance is hereby authorized to transfer the necessary amount to pay the cost of Local Improvement A-10 as shown above, from the Trust and Reserve Fund of the city to the Current Fund as a temporary loan, such loan to be repaid as follows:

- (a) The city portion of said assessment in the amount of \$102.06 shall be repaid in two annual installments without interest at the same times the installments are due on assessments of abutting property;
- (b) The remainder of such loan shall be repaid by transferring to the Trust and Reserve Fund all payments received from the assessments upon abutting property in said improvement district;
- (c) All interest received upon deferred installments of such assessments upon abutting property shall be likewise paid into the Trust and Reserve Fund account.

Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Hartnett. Resolution was adopted by the following roll call:
 "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips.
 "Nays" - None.

The following resolution was presented and read:

RESOLUTION NO. 3675

A RESOLUTION CONFIRMING THE PRELIMINARY
 ASSESSMENT ROLL IN LOCAL IMPROVEMENT H-77.

WHEREAS the Commission of the City of Coral Gables met at 8 o'clock P.M., February 20, 1951, pursuant to legal notice of said meeting published in accordance with the provisions of the city charter, to hear objections by interested persons to the confirmation of the preliminary assessment roll for Local Improvement H-77, and no objections were voiced;

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

1. That the assessments as imposed and indicated in the preliminary assessment roll for Local Improvement H-77 be, and they hereby are, confirmed and sustained against all lots and parcels of land described therein.
 2. That it is hereby found that the amount assessed for and upon each of the lots and parcels described in said preliminary assessment roll is not more than the amount that each of said lots and parcels is specially benefited by said improvement, and that such amount is in proportion to the benefits that each of said properties received thereby, and that the proportion of said work to be paid by the City of Coral Gables on account of intersections has been duly taken into account and eliminated from the total cost of said work before the apportionment of the assessments against the separate lots or parcels.
 3. That the total amount of said assessment and the apportionment of cost of said improvement as follows:

Total cost	\$3,255.04	Apportioned to abutting
Apportioned to City	<u>1,985.28</u>	lots and parcels, per
Apportioned to		lineal front foot: \$.74
abutting property	\$1,269.76	
- be and the same hereby is confirmed.
4. That each and every assessment described herein shall become due and payable April 1, 1951, except that assessments in the amount of \$25.00 or more against any one lot or parcel, as shown on the plats of record, may be paid in three equal installments on or before the first day of November 1951, 1952, and 1953, provided that the owner thereof shall file with the City Manager, on or before April 1, 1951, his written undertaking waiving all irregularities and illegalities in connection with said assessments against such lot or parcel; all deferred payments or delinquent payments to bear interest at the rate of 6 percent per annum from April 1, 1951.
 5. That the Director of Finance is hereby authorized to transfer the necessary amount to pay the cost of Local Improvement H-77 as shown above, from the Trust and Reserve Fund of the city to the Current Fund as a temporary loan, such loan to be repaid as follows:

- (a) The city portion of said assessment in the amount of \$1,985.28 shall be repaid in three annual installments without interest at the same times the installments are due on assessments of abutting property;
- (b) The remainder of such loan shall be repaid by transferring to the Trust and Reserve Fund all payments received from the assessments upon abutting property in said improvement districts;
- (c) All interest received upon deferred installments of such assessments upon abutting property shall be likewise paid into the Trust and Reserve Fund account.

Motion for its adoption was made by Commissioner Hendrick, seconded by Commissioner Healy. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

Mr. James Leybourne, President of Coral Gables First National Bank, appeared before the Commission to request permission for the bank to construct drive-in tellers' windows on the property to the south of the bank property and immediately across the alley at the rear of the building. He explained that the State Banking Law required that such tellers' windows be connected with the main banking floor so that employees may walk within the building between the main bank floor and the tellers' windows, and that such requirement made it necessary that the alley be bridged at the second story level in accordance with plans presented. He also requested that the Commission give some consideration to the prescribing of one-way traffic in the alley from west to east either now or at some future time. He advised that the bank planned to purchase a 25 foot lot about 175 feet west of Galiano Street, and to use such lot as an auxiliary entrance into the alley and as a reservoir space for cars waiting to use the tellers' windows.

The following resolution was presented and read:

RESOLUTION NO. 3676

A RESOLUTION AUTHORIZING THE CORAL GABLES FIRST NATIONAL BANK TO CONSTRUCT A BUILDING BRIDGING THE ALLEY IN BLOCK 3, CRAFTS SECTION.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES, FLORIDA:

That authority and permission is hereby granted to Coral Gables First National Bank to erect tellers' windows on property across the alley to the south of the existing bank building and to connect the structure containing the tellers' windows with the main bank building by an enclosed walk or

corridor across the alley at the second floor level, such bridge to have a clearance of not less than 14 feet; this permission is granted subject to all rights of the public to use the alley and space above the alley, it being understood that it is not the intent of the Commission to hereby vacate said alley or to abridge the public rights therein to any degree beyond the scope of authority granted hereby.

Motion for its adoption was made by Commissioner Healy, seconded by Commissioner Mayes. Resolution was adopted by the following roll call: "Yeas" Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

Mr. William Keefe, representing Coral Gables Post 98 American Legion, requested the Commission to grant the Post authority to install gates in the opening of the wall north of the American Legion building and across the alley in Block 26, Section K, and he explained that the alleyway would be closed by these gates only at such times as night functions were held in the patio of the building. The matter was referred to the City Manager.

Dr. Bowman Ashe, President, and Mr. William Hester, Secretary, of the University of Miami, appeared before the Commission to request an amendment to the resolution passed and adopted February 6, 1951, authorizing a chain link fence to be installed around athletic fields on the university campus. Such resolution required that the fence be placed with a 5 foot setback from street lines. After discussion the following resolution was presented and read:

RESOLUTION NO. 3677

A RESOLUTION AMENDING RESOLUTION NO. 3674
CONCERNING CHAIN LINK FENCE ON THE UNIVERSITY
OF MIAMI CAMPUS.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF
CORAL GABLES, FLORIDA:

That Resolution 3674, passed and adopted February 6, 1951 and authorizing the University of Miami to erect a chain link wire fence on the main campus of the university, around the perimeters of the athletic field and the new baseball field, be and the same hereby is amended to eliminate therefrom any requirement that such fence be set back 5 feet from street lines.

Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Healy. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

Dr. Ashe also discussed with the Commission the possibility of removing the sidewalk on the east side of San Amaro Drive, and Mr. Hester dis-

cussed with the Commission the adoption of a policy concerning the placing of street lights around the perimeter of the campus and on Miller Road through the campus, and the placing of fire hydrants on the campus. All such matters were referred to the City Manager.

Mr. Lee Elman appeared before the Commission to protest the alleged lack of publicity concerning the forthcoming special election to be held February 27th upon the Florida Power & Light Company franchise ordinance. He also alleged that the adoption of the new franchise would mean the increase of electric rates within the City of Coral Gables, which the City Manager denied.

Mr. Green appeared before the Commission concerning a residence now under construction on Lots 21 and 22, Block 15, Section E. He advised that the builder had fixed the setback line at 35 feet from the chord of the curve of the street, and as a result one corner of the residence was only 33 feet from the street line although all other parts of the house were the required 35 feet. He requested permission to continue the construction of the house as started. He was referred to the Zoning Board where he might make application for an exception covering the matter.

Mr. W. W. Garris appeared before the Commission concerning his request to construct an office building on Lot 15, Block 10, Crafts Section, containing 520 cubic feet per front foot. This request had been approved by the Zoning Board at its January 22, 1951 meeting, but had been referred back to the Zoning Board by the Commission at the Commission meeting February 6th. Mr. Garris was advised that the Zoning Board had not yet made any further recommendation on the matter, and no action was taken.

Superintendent of Parks Pittman and Assistant Superintendent Seymour discussed with the Commission the participation of the City of Coral Gables Parks Department in the Greater Miami Flower Show. They presented sketches of the proposed exhibit, and pointed out that participation by the city would result in considerable favorable publicity. It was noted that there was no money budgeted for this specific purpose, but Mayor Phillips advised that a substantial refund could be expected from the appropriation to underwrite the Orange Bowl Festival. The following resolution was then presented and read:

RESOLUTION NO. 3678

A RESOLUTION APPROPRIATING FUNDS FOR CITY PARTICIPATION IN THE GREATER MIAMI FLOWER SHOW.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES, FLORIDA:

That the sum of \$250.00 be, and the same hereby is appropriated from Appropriation Account 2670-231 to pay the cost of the display of the City Parks Department in the Greater Miami Flower Show, for the purpose of publicizing the city and its Parks Department.

Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Hartnett. Resolution was adopted by the following roll call:
 "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips.
 "Nays" - None.

Examination and tabulation of the bids received for the construction of the Municipal Bus Terminal having been completed, the City Manager recommended the acceptance of the low bid of the Witters Construction Company, and recommended that Alternate No. 1 covering electrical work be accepted and included in the contract.

The following resolution was presented and read:

RESOLUTION NO. 3679

A RESOLUTION ACCEPTING THE BID OF THE WITTERS CONSTRUCTION COMPANY FOR THE CONSTRUCTION OF THE MUNICIPAL BUS TERMINAL, AND AUTHORIZING THE CITY MANAGER AND CITY CLERK TO EXECUTE A CONTRACT THEREFOR.

WHEREAS, bids have been received pursuant to the call and advertisement therefor as prescribed in Resolution 3657, passed and adopted January 16, 1951, for the construction of a complete Municipal Bus Terminal, and bids have been received this date as follows:

Bidder	Base Bid	With Alt. #1 Electrical Work
The Witters Construction Co.	\$269,850.00	\$270,850.00
Gust K. Newberg Construction Co.	\$288,241.00	289,141.00
Deigaard and Preston	293,119.00	194,044.00
M. R. Harrison Construction Corp.	301,700.00	302,660.00
Arkin Construction Co., Inc.	305,149.00	306,449.00
Thompson-Polizzi Construction Co.	308,000.00	309,200.00
J. E. Shaw	319,586.00	320,886.00
Star Construction Company	325,000.00	326,000.00
Edward M. Fleming Construction Company Inc.,	325,200.00	326,209.00
Spector and Sons	332,305.35	333,605.35

AND WHEREAS, this Commission hereby finds and determines that the bid of The Witters Construction Co. is the lowest and most advantageous bid to the city, and that The Witters Construction Co. is the lowest responsible bidder;

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

That the bid of The Witters Construction Co. in the amount of \$270,850.00 (including Alternate No. 1 for electrical work) for the construction of the Municipal Bus Terminal, according to plans and specifications therefor, is hereby accepted, and the City Manager is hereby directed to notify such company of the acceptance of this bid, and the City Manager and City Clerk are hereby authorized and directed to execute a contract with said company in compliance with such bid.

Motion for its adoption was made by Commissioner Hartnett, seconded by

Commissioner Hendrick. Resolution was adopted by the following roll call:

"Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips.

"Nays" - None.

The tabulation and examination of the bids for the purchase of \$300,000 Municipal Transit Terminal Revenue Certificates offered pursuant to the publication and call for such bids as prescribed by Resolution 3658, passed and adopted January 16, 1951, having been completed, the City Clerk advised that the bid of B. J. VanIngen and Company, Inc., offered the lowest average net interest cost, and that the tabulation of such bids, as verified by Mr. Rollin Miller, C.P.A., showed that the bid of B. J. VanIngen and Company, Inc., also resulted in the lowest net interest cost computed to maturity as shown by standard tables of bond values. He recommended the acceptance of such bid, and the following resolution was presented and read:

RESOLUTION NO. 3680

A RESOLUTION ACCEPTING THE BID OF THE
B. J. VANINGEN AND COMPANY, INC. FOR THE
PURCHASE OF \$300,000 MUNICIPAL TRANSIT
TERMINAL REVENUE CERTIFICATES.

WHEREAS, bids have been received for the purchase of \$300,000 Municipal Transit Terminal Revenue Certificates in accordance with the publication and call for bids as prescribed by Resolution No. 3658, passed and adopted January 16, 1951, as follows:

Bidder	Dollars Bid	Total Int. Cost	Avg. Net Int. Cost	Coupon Rate
B. J. VanIngen and Co. Inc.	\$296,426.70	\$132,080.80	2.829%	2.75%
John Nuveen and Co.	294,828.00	133,679.50	2.860%	2.75%
Shields and Co., Leedy, Wheeler and Alleman	294,000.00	134,317.50	2.8743%	2.50-2.75%
Stranahan Harris and Co., Inc, McCreedy and Co., Inc.	297,007.00	142,956.50	3.0593%	3.25-3.00-2.80%
The Ransom Davidson Co., Inc.	295,510.00	144,680.00	3.096%	3.00%

AND WHEREAS, the Commission hereby finds and determines that the bid of B. J. VanIngen and Company, Inc. results in the lowest net interest cost computed to maturity as shown by standard tables of bond values, and is the highest and most advantageous bid to the city;

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

That the bid of B. J. VanIngen and Company, Inc. to purchase \$300,000 Municipal Transit Terminal Revenue Certificates at a principal sum of \$296,426.70, with a coupon rate of 2-3/4% throughout the issue, resulting in a total interest cost of \$132,080.80, and an average net interest cost of 2.829%, is hereby accepted, and the proper officers of the city are hereby authorized to execute and deliver to said company the \$300,000 of revenue certificates as soon as such certificates can be prepared.

Motion for its adoption was made by Commissioner Hartnett, seconded by

Commissioner Mayes. Resolution was adopted by the following roll call: "Yeas" -

Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

The City Manager presented a letter from Police Officer M. G. Hammon thanking the Commission for permitting him to attend the Northwestern University Traffic Institute.

The City Manager advised that he had received numerous requests for placing street lights on the boundary line of the city, where the city adjoins county areas, and requested the Commission to establish a policy upon such requests, inasmuch as the county had no authority to place street lights and would not share in the cost thereof. The Commission directed the City Manager to have street lights erected on the boundary line of the city in all cases where it was deemed necessary to serve the interest of the city.

Mayor Phillips was excused from the meeting at this point on account of illness, and Vice Mayor Hendrick assumed the Chair.

The following resolution was presented and read:

RESOLUTION NO. 3681

A RESOLUTION AUTHORIZING EXCEPTIONS
TO ORDINANCE NO. 271, KNOWN AS THE
"ZONING ORDINANCE".

WHEREAS, the Zoning Board of Appeals at its regular meeting February 12, 1951, has recommended that the following exception to the provisions of Ordinance No. 271, known as the "Zoning Ordinance", be granted;

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

That the following exceptions to the provisions of
Ordinance No. 271 be and the same hereby are granted:

1. Permit erection of a 4 foot high chain link wire fence around the rear of residence on Lots 9 and 10, Block 1, Country Club Section 1, and around Lots 19 and 20 of said block adjoining said residence, provided that the fence be set back 25 feet from the street line of Avenue Palermo.
2. Permit construction of residence with a 10 percent reduction in square footage on Lot 23 and north 21.87 feet of Lot 22, Block 128, Riviera Section.
3. Permit on a temporary basis, at the will of the Commission, the enclosure of north 16 feet of Lot 32, Lot 33 and south 12 feet of Lot 34, Block 1, Golden Gate Section, with a 12 foot high CBS wall (so designed that it will become part of a building at some future date) and to have a chain link fence and gate in the center of such wall facing Dixie Highway, the front of such wall to have a 10 foot setback from Dixie Highway and to be in line with existing wall and fence on the adjoining property.
4. Permit construction of warehouse on Lots 16 and 17, Block 7, Industrial Section, having a parapet of an average height of 6 inches instead of 18 inches as now required on the sides and front of the building, and with no parapet across

the rear of the building, subject to the approval of the plans by the Board of Supervising Architects.

Motion for its adoption was made by Commissioner Healy, seconded by Commissioner Mayes. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy and Mayes; Vice Mayor Hendrick. "Nays" - None.

The following resolution was presented and read:

RESOLUTION NO. 3682

A RESOLUTION AUTHORIZING THE TRANSFER OF
RETAIL PACKAGE LIQUOR STORE LICENSE.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF
CORAL GABLES, FLORIDA:

That the transfer of retail package liquor store license heretofore issued to Gables Beverages, Inc., at 2626 Ponce de Leon Blvd., to Rasario and Alice Gonthier, d/b/a Gables Liquors at the same address, is hereby approved, subject to compliance with all regulatory ordinances in respect thereto.

RASARIO

Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Hartnett. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett and Mayes; Vice Mayor Hendrick. "Nays" - None. Commissioner Healy not voting.

A request for the transfer of the Nook Bar license was deferred pending further investigation.

The City Clerk presented a letter from Mr. N. Jay Finke offering to buy all tax certificates now held by the City of Coral Gables at face value plus 3 percent interest from date of issuance. The Commission declined such offer. The following resolution was presented and read:

RESOLUTION NO. 3683

A RESOLUTION CALLING A SPECIAL MEETING
OF THE COMMISSION AT 9 O'CLOCK A.M.,
WEDNESDAY, FEBRUARY 28, 1951.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF
CORAL GABLES, FLORIDA:

That a special meeting of the Commission of the City of Coral Gables is hereby called, to be held at 9 o'clock A.M., Wednesday, February 28, 1951, for the purpose of canvassing the returns of the special election to be held February 27, 1951, and for such other business as may come before the meeting.

Motion for its adoption was made by Commissioner Healy, seconded by Commissioner Mayes. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy and Mayes; Vice Mayor Hendrick. "Nays" - None.

The City Clerk brought to the attention of the Commission the recommendation of the Board of Trustees of the Retirement System that an amendment to the pension ordinance be presented to the voters at the April 10, 1951 regular city

election, such proposed amendment providing that a disability annuity in the minimum amount of \$100.00 per month be provided for all employees, regardless of length of service with the city, in cases of service-connected disability. A decision on the recommendation was deferred. The City Manager recommended that consideration of the Commission be given to further amendments of the pension ordinance to reduce the compulsory retirement age from 70 to 65, and to provide a minimum \$100.00 retirement annuity in all cases. No action was taken.

ORDINANCE NO. 684

AN ORDINANCE AMENDING ORDINANCE NO. 271 OF THE CITY OF CORAL GABLES, KNOWN AS THE "ZONING ORDINANCE" AS TO ZONING REQUIREMENTS OF LOTS 1, 2 AND 3, BLOCK 80, GRANADA SECTION; AND REPEALING ALL ORDINANCES IN CONFLICT HEREWITH.

which was read and adopted on first reading February 6, 1951, was read again in full. Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Hartnett and the ordinance was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy and Mayes; Vice Mayor Hendrick. "Nays" - None.

Thereupon Vice Mayor Hendrick declared the ordinance passed and adopted and ordered its publication as Ordinance No. 684.

ORDINANCE NO. 685

AN ORDINANCE AMENDING SECTION 28 OF ORDINANCE NO. 514, AS AMENDED, KNOWN AS THE OCCUPATIONAL LICENSE ORDINANCE OF THE CITY OF CORAL GABLES, BY AMENDING THE CLASSIFICATION "THEATRICAL TROUPE" AND BY CREATING, DEFINING AND ESTABLISHING A LICENSE FEE FOR THE CLASSIFICATION DESIGNATED "OPEN AIR THEATRE"; REPEALING ORDINANCE NO. 682, PASSED AND ADOPTED FEBRUARY 6, 1951, AND ALL OTHER ORDINANCES OR PARTS OF ORDINANCES INCONSISTENT OR IN CONFLICT HEREWITH; AND DECLARING THIS ORDINANCE TO BE AN EMERGENCY MEASURE.

was read upon first reading. Motion was made by Commissioner Hartnett, seconded by Commissioner Mayes, that the requirement of reading on two separate days be dispensed with and the ordinance be placed on second reading at once. Motion was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy and Mayes; Vice Mayor Hendrick. "Nays" - None.

Thereupon the ordinance was read again in full. Motion for its adoption was made by Commissioner Hartnett, seconded by Commissioner Mayes,

and the ordinance was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy and Mayes; Vice Mayor Hendrick. "Nays" - None.

Thereupon Vice Mayor Hendrick declared the ordinance passed and adopted and ordered its publication as Ordinance No. 685.

The following resolution was presented and read:

RESOLUTION NO. 3684

A RESOLUTION ADOPTING THE PROVISIONS OF THE FEDERAL LAW CONCERNING RE-EMPLOYMENT OF EMPLOYEES WHO LEAVE THE EMPLOYMENT OF THE CITY FOR SERVICE IN THE ARMED FORCES.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES, FLORIDA:

That the terms and provisions of the Federal Law now existing or hereafter enacted, relating to re-employment, after termination of military service, of employees inducted or called into military service or who voluntarily entered such service, are hereby adopted by this city and shall govern the re-employment of all city employees entering military service.

Motion for its adoption was made by Commissioner Healy, seconded by Commissioner Mayes. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy and Mayes; Vice Mayor Hendrick. "Nays" - None.

The matter of re-enactment of the boundary sections of the city charter in the 1951 Legislature, was discussed and the Commission decided to take no action thereon.

ORDINANCE

AN ORDINANCE AMENDING SUBSECTIONS 8 AND 12 OF SECTION 24 OF ORDINANCE NO. 271, KNOWN AS THE "ZONING ORDINANCE", AS AMENDED, BY PROVIDING A FEE FOR THE EXAMINATION OF PLANS PRESENTED IN CONNECTION WITH APPLICATIONS FOR BUILDING PERMITS AND THE PRELIMINARY DEPOSIT OF UP TO \$7.00 OF SUCH FEE AT THE TIME PLANS ARE FILED, TO BE RETAINED BY THE CITY IF NO BUILDING PERMIT IS SUBSEQUENTLY ISSUED; PROVIDING FOR PAYMENT OF FEES TO MEMBERS OF THE BOARD OF SUPERVISING ARCHITECTS AND STRUCTURAL ENGINEER; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH.

was read upon first reading. Motion for its adoption on first reading was made by Commissioner Mayes, seconded by Commissioner Hartnett. Ordinance was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy and Mayes; Vice Mayor Hendrick. "Nays" - None.

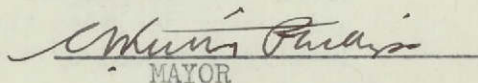
There being no other business the meeting was adjourned.

ATTEST:


CITY CLERK

E. B. Poorman

APPROVED:


MAYOR

W. Keith Phillips

MINUTES OF SPECIAL MEETING
OF THE CITY COMMISSION
FEBRUARY 28, 1951.

Pursuant to call thereof by Resolution No. 3683 passed and adopted at the regular meeting of February 20, 1951, the Commission of the City of Coral Gables convened in special session at the City Hall at 9 o'clock A.M., Wednesday, February 28, 1951. Mayor Phillips in the Chair, Commissioners Hartnett, Healy and Hendrick present. Commissioner Mayes absent.

The following resolution was presented and read:

RESOLUTION NO. 3685

A RESOLUTION ACCEPTING AND CANVASSING THE RETURNS OF THE CLERKS AND INSPECTORS OF THE SPECIAL ELECTION HELD IN THE CITY OF CORAL GABLES, FEBRUARY 27, 1951, FOR THE APPROVAL OR DISAPPROVAL OF ORDINANCE NO. 679 OF SAID CITY AND DECLARING THE RESULTS AS INDICATED THEREBY.

WHEREAS, the City Clerk has submitted to the Commission the returns of the Clerk and Inspectors for the several voting precincts of the special election held February 27, 1951, in the City of Coral Gables, Florida, for the approval or disapproval of Ordinance No. 679 of said city, granting an electric franchise to the Florida Power & Light Company, such returns containing the oaths and certificates of said election officials and their sworn reports of votes cast in each precinct in said election, showing a total of 1643 votes; and

WHEREAS, said certificates and returns show the following results of the said special election:

Question: Shall Ordinance No. 679, passed and adopted by the City Commission on the 16th day of January, 1951, entitled "AN ORDINANCE GRANTING TO FLORIDA POWER & LIGHT COMPANY, ITS SUCCESSORS AND ASSIGNS, AN ELECTRIC FRANCHISE, AND IMPOSING PROVISIONS AND CONDITIONS RELATING THERETO", be approved?

	PRECINCT			TOTAL
	1	2	3	
For the Ordinance	656	618	246	1520
Against the Ordinance	47	42	15	104
Spoiled Votes	7	12	0	19
TOTAL	710	672	261	1643

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

That this Commission declares that said election was fairly and legally held, and the reports and returns of the several Clerks and Inspectors of the election are hereby accepted and approved; and hereby declares that said Ordinance No. 679 has been duly and legally approved by a majority of the qualified voters voting at

said election.

Motion for its adoption was made by Commissioner Hendrick, seconded by Commissioner Healy. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy and Hendrick, Mayor Phillips. "Nays" - None.

The following resolution was presented and read:

RESOLUTION NO. 3686

A RESOLUTION AUTHORIZING TRANSFER OF
RETAIL BEVERAGE STORE LICENSE.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF
CORAL GABLES, FLORIDA:

That the transfer of retail beverage store license heretofore issued to Fred J. Mingo, d/b/a Nook Bar, 255 Avenue Minorca to Gilbert M. Weiss and Herman Fuhrmann, doing business under the same name and at the same location is hereby approved, subject to compliance with all regulatory ordinances and laws in respect thereto and subject to cancellation upon receipt of any disqualifying criminal record on the part of either or both of the transferees.

Motion for its adoption was made by Commissioner Hartnett, seconded by Commissioner Hendrick. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett and Hendrick; Mayor Phillips. "Nays" - None
Commissioner Healy not voting.

The subject of Builders Risk Insurance covering the city during the construction of the Municipal Bus Terminal was discussed and the City Manager and City Clerk were authorized to procure complete Builders Risk Insurance in accordance with the most favorable proposition therefor submitted to the city.

A discussion was then held upon whether or not a fraternity use was permissible under the zoning ordinance in C-2 Business zone. The City Attorney advised that in his opinion, a fraternity use is permissible in any business zone, and the Commission concurred in this opinion.

The City Clerk advised that the city had been offered an opportunity to purchase $3\frac{1}{2}\%$ term bonds of the city at a price of 107, and that a legal opinion had been received from the firm of Wood, Thompson and Hoffman of New York, approving attorneys for the issue, to the effect that sinking fund monies could be used for such purpose, if a savings could be shown over the amount of interest that would be paid to the call date plus the premium required at call date. The Commission decided not to take advantage of such offer at this time, in the belief that such bonds might be obtainable at a later date at a more favorable price.

The following resolution was presented and read:

RESOLUTION NO. 3687

A RESOLUTION AUTHORIZING AN EXCEPTION TO ORDINANCE NO. 271, KNOWN AS THE "ZONING ORDINANCE."

WHEREAS, the Zoning Board of Appeals at the regular meeting of February 26, 1951, has recommended that the following exception to the provisions of Ordinance No. 271, known as the "Zoning Ordinance" be granted;

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

That the following exception to the provisions of Ordinance No. 271 be and the same hereby is granted:

1. Permit construction of residence on Lots 21-22, Block 15, Section E, with one corner of such residence having a 33 foot set-back from the street, instead of 35 feet as required.

Motion for its adoption was made by Commissioner Healy, seconded by Commissioner Hendrick. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy and Hendrick; Mayor Phillips. "Nays" - None.

The following resolution was presented and read:

RESOLUTION NO. 3688

A RESOLUTION AUTHORIZING AN EXCEPTION TO ORDINANCE NO. 271, KNOWN AS THE "ZONING ORDINANCE".

WHEREAS, the Zoning Board of Appeals at the regular meeting of February 26, 1951, has recommended that the following exception to the provisions of Ordinance No. 271, known as the "Zoning Ordinance" be granted;

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

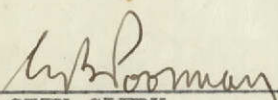
That the following exception to the provisions of Ordinance No. 271 be and the same hereby is granted:

1. Permit construction of a public school in Block 4, Golden Gate subdivision with a precast flat concrete roof and no parapet, according to plans submitted, subject to approval of the plans by the Board of Architects.

Motion for its adoption was made by Commissioner Hendrick, seconded by Commissioner Healy. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy and Hendrick; Mayor Phillips. "Nays" - None.

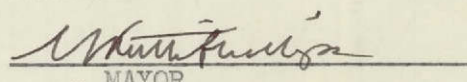
There being no other business the meeting was adjourned.

ATTEST:


CITY CLERK

2-28-51 E. B. Poorman

APPROVED:


MAYOR
W. Keith Phillips

MINUTES OF REGULAR MEETING
OF THE CITY COMMISSION
MARCH 6, 1951

The Commission of the City of Coral Gables convened in regular session at the City Hall at 8:00 o'clock P.M., Tuesday, March 6, 1951. Mayor Phillips in the Chair, Commissioners Hartnett, Healy, Hendrick and Mayes present. Absent: None.

The minutes of the regular meeting of February 6, 1951 were approved as read.

The following ordinance was presented and read:

ORDINANCE

AN ORDINANCE AMENDING ORDINANCE NO. 271 KNOWN AS THE "ZONING ORDINANCE", AS AMENDED, AS TO ZONING REQUIREMENTS OF LOTS 1 TO 40 INCLUSIVE, BLOCK 37 AND LOTS 1 TO 20 INCLUSIVE, BLOCK 38, RIVIERA SECTION; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT OR INCONSISTENT HEREWITH.

upon first reading. Motion for its adoption was made by Commissioner Hendrick, seconded by Commissioner Hartnett. Ordinance was adopted on first reading by the following roll call: "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

The following ordinance was presented and read;

ORDINANCE

AN ORDINANCE AMENDING SUBSECTION (c) OF SECTION 12 OF ORDINANCE NO. 271, KNOWN AS THE "ZONING ORDINANCE", AS AMENDED, TO PERMIT FLAT ROOFS UPON BOAT HOUSES UNDER CONDITIONS AS SET FORTH HEREIN; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES INCONSISTENT OR IN CONFLICT HEREWITH.

upon first reading. Motion for its adoption was made by Commissioner Hartnett, seconded by Commissioner Mayes. Ordinance was adopted on first reading by the following roll call: "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

The following resolution was presented and read:

RESOLUTION NO. 3689

A RESOLUTION AUTHORIZING EXCEPTIONS TO ORDINANCE NO. 271, KNOWN AS THE "ZONING ORDINANCE".

WHEREAS, the Zoning Board of Appeals at its regular meeting of February 26, 1951 has recommended that the following exceptions to the provisions of Ordinance No. 271, known as the

"Zoning Ordinance", be granted;

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

That the following exceptions to the provisions of Ordinance No. 271 be and the same hereby are granted:

1. Permit construction of boat house on Lots 5 and 6, Block 92, Riviera Section, said boat house to have a flat roof with no parapet, provided that such roof be given ornamental treatment approved by the Board of Supervising Architects.
2. Permit construction of residence on Lot 29 and the south 50 feet of Lots 28, Block 96, Country Club Section 5, having a 15 foot setback from Avenue Mendavia instead of 30 feet as now required.
3. Permit construction of residence on Lot 22 and the west 15 feet of Lot 21, Block 16, Section A, facing Columbus Blvd. instead of Avenue Almeria, subject to receipt of letters from affected property owners stating they have no objections thereto.
4. Permit construction of residences on Lots 17 to 19, inclusive, Block 42, Riviera Section, with a 10% area reduction, providing said lots are resubdivided into parcels of 95 foot frontage, and permit construction of residence on northerly portion of such tract facing Blue Road instead of Biltmore Way; permit construction of residences on Lots 4 to 14, inclusive, of said Block 42, Riviera Section with a 10% area reduction, providing such lots are resubdivided into parcels with 99.44 foot frontage as proposed.
5. Permit construction of summer house 9 feet by 8 feet of CBS with tile roof in accordance with plans presented, on the edge of bank adjoining the south 39 feet of Lot 10, all of Lot 11 and the north 29 feet of Lot 12, Block 128, Riviera Section.
6. Permit erection of a 10 unit apartment on Lots 15 to 17 inclusive, Block 35, Douglas Section, covering 42.4% of the ground area of such lots.
7. Permit construction of residence on Lot 14, Block 146, Country Club 6, facing Avenue Candia instead of LeJeune Road as now required.
8. Permit construction of residence on Lots 1 and 2, Block 70, Granada Section, with a 7 foot 1 inch setback from the south property line.
9. Permit extension of existing "Orlyt" type greenhouse by addition of $12\frac{1}{2}$ feet by $12\frac{1}{2}$ feet on the front thereof, on Lots 1 to 6 inclusive, Block 10, Coconut Grove Section.

Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Hartnett. Resolution was adopted by the following roll call:
 "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips.
 "Nays" - None.

The recommendation of the Zoning Board of Appeals for the rezoning of Blocks 89 and 91, Riviera Section, to permit construction of duplexes and apartments was discussed but action was deferred pending receipt of an opinion from the City Attorney concerning the city's power and duties in connection with such request.

Sergeant Harry Bell of the Coral Gables Police Department requested approval of the Commission of a proposal presented to the Police Benevolent Association whereby, in exchange for the transfer to the association of the assets of the Palmetto Pistol Club, the members of the Palmetto Pistol Club would be affiliated with the Coral Gables Pistol Club and be permitted to use the pistol range on the city incinerator tract. Sergeant Bell explained that such persons would use the range under the full supervision and subject to all the rules of the Coral Gables Pistol Club, and that their association with the Coral Gables Club or Police Benevolent Association would be subject to termination at any time. The Commission noted that the use of the pistol range was subject to termination at the will of the Commission at any time, and approved the proposed agreement with the Palmetto Pistol Club upon the same basis.

Mr. Joseph Fitzgerald appeared before the Commission to complain of an alleged zoning violation in the 400 block of Avenue Alcazar.

The City Manager advised that the South Miami Coach Line had applied to the Florida Railroad Utilities Commission for a permit to operate buses between the Homestead Army Air Base and Miami on a route going through Coral Gables on Cutler Road, LeJeune Road and Grand Avenue. No objections to such permit were made by the Commission.

The City Manager and Superintendent of Public Works discussed with the Commission a proposed local improvement district for the opening and paving of numerous streets in Biscayne Bay Section, the estimated cost of which would be \$32,615.00. Action was deferred pending notification of and discussion with the property owners of the area.

The following resolution was presented and read:

RESOLUTION NO. 3690

A RESOLUTION ACCEPTING CONSTRUCTION WORK IN
LOCAL IMPROVEMENT A-11.

WHEREAS, by Resolution No. 3576 passed and adopted September 19, 1950, the Commission ordered Local Improvement A-11, and by Resolution No. 3601 passed and adopted October 19, 1950, said improvement was confirmed after public hearing; and

WHEREAS, the Commission subsequently authorized the execution of a contract for the alley paving in such improvement with McFarlin Construction Co., and the work covered by said contract has now been completed and the City Manager has reported that the work was done in accordance with specifications and is satisfactory;

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

1. That the paving work done by McFarlin Construction Co., in Local Improvement A-11 is hereby accepted.

2. That the City Manager and Director of Finance are hereby authorized and directed to pay to the said contractor the full contract price.

Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Hendrick. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

The following resolution was presented and read:

RESOLUTION NO. 3691

A RESOLUTION ACCEPTING CONSTRUCTION WORK IN LOCAL IMPROVEMENT A-12.

WHEREAS, by Resolution No. 3577 passed and adopted September 19, 1950, the Commission ordered Local Improvement A-12, and by Resolution No. 3602 passed and adopted October 19, 1950, said improvement was confirmed after public hearing; and

WHEREAS the Commission subsequently authorized the execution of a contract for the alley paving in such improvement with McFarlin Construction Co., and the work covered by said contract has now been completed and the City Manager has reported that the work was done in accordance with specifications and is satisfactory;

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

1. That the paving work done by McFarlin Construction Co. in Local Improvement A-12 is hereby accepted.

2. That the City Manager and Director of Finance are hereby authorized and directed to pay to the said contractor the full contract price.

Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Hendrick. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

The following resolution was presented and read:

RESOLUTION NO. 3692

A RESOLUTION ACCEPTING CONSTRUCTION WORK IN LOCAL IMPROVEMENT A-13.

WHEREAS, by Resolution No. 3621 passed and adopted November 21, 1950, the Commission ordered Local Improvement A-13, and by Resolution No. 3627 passed and adopted December 5, 1950, said improvement was confirmed after public hearing; and

WHEREAS the Commission subsequently authorized the execution of a contract for the alley paving in such improvement with the Brooks Paving Company, and the work covered by said contract has now been completed and the City Manager has reported that the work was done in accordance with specifications and is satisfactory;

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

1. That the paving work done by Brooks Paving Co. in Local Improvement A-13 is hereby accepted.
2. That the City Manager and Director of Finance are hereby authorized and directed to pay to the said contractor the full contract price.

Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Hendrick. Resolution was adopted by the following roll call:
 "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips.
 "Nays" - None.

The following resolution was presented and read:

RESOLUTION NO. 3693

A RESOLUTION ACCEPTING CONSTRUCTION WORK IN LOCAL IMPROVEMENT H-78.

WHEREAS, by Resolution No. 3578 passed and adopted September 19, 1950, the Commission ordered Local Improvement H-78, and by Resolution No. 3603 passed and adopted October 19, 1950, said improvement was confirmed after public hearing; and

WHEREAS the Commission subsequently authorized the execution of a contract for the street paving in such improvement with McFarlin Construction Co., and the work covered by said contract has now been completed and the City Manager has reported that the work was done in accordance with specifications and is satisfactory;

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

1. That the paving work done by McFarlin Construction Co. in Local Improvement H-78 is hereby accepted.
2. That the City Manager and Director of Finance are hereby authorized and directed to pay to the said contractor the full contract price.

Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Hendrick. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

The following ordinance was presented and read:

ORDINANCE NO. 686

AN ORDINANCE AMENDING ORDINANCE NO. 483, KNOWN AS CORAL GABLES RETIREMENT SYSTEM ORDINANCE, BY AMENDING SECTION 5.3 THEREOF TO PROVIDE THAT ANY PARTICIPANT SUFFERING TOTAL PERMANENT DISABILITY ARISING OUT OF THE DIRECT DISCHARGE OF HIS DUTIES, IRRESPECTIVE OF HIS LENGTH OF CREDITABLE SERVICE, SHALL BE ENTITLED TO A DISABILITY ANNUITY IN SUCH AMOUNT THAT EACH MONTHLY INSTALLMENT THEREOF SHALL, AS A MINIMUM, EQUAL THE DIFFERENCE BETWEEN THE AMOUNT DUE SUCH PARTICIPANT FROM THE CITY, THE STATE OF FLORIDA, COUNTY OF DADE OR UNITED STATES GOVERNMENT UNDER THE WORKMEN'S COMPENSATION LAW, UNEMPLOYMENT INSURANCE LAW, SOCIAL SECURITY LAW, PENSION OR OTHER SIMILAR LAWS, AND THE SUM OF ONE HUNDRED DOLLARS; AND PROVIDING FOR THE SEPARABILITY OF THE PROVISIONS HEREOF.

upon first reading. Motion was made by Commissioner Mayes, seconded by Commissioner Hendrick, that the requirement of reading on two separate days be dispensed with and the ordinance be placed on second reading at once. Motion was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

Thereupon the ordinance was read again in full. Motion for its adoption was made by Commissioner Hendrick, seconded by Commissioner Mayes, and the ordinance was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

Thereupon Mayor Phillips declared the ordinance passed and adopted and ordered its publication as Ordinance No. 686.

The following ordinance was presented and read:

ORDINANCE NO. 687

AN ORDINANCE CALLING FOR THE HOLDING OF A SPECIAL ELECTION IN THE CITY OF CORAL GABLES, FLORIDA, ON APRIL 10, 1951, AT THE SAME TIME AND PLACES AS THE GENERAL CITY ELECTION TO BE HELD ON SAID DATE, FOR THE SUBMISSION TO THE QUALIFIED ELECTORS OF SAID CITY OF THE QUESTION OF WHETHER OR NOT ORDINANCE NO. 686, AMENDING ORDINANCE NO. 483, KNOWN AS THE CORAL GABLES RETIREMENT SYSTEM ORDINANCE, BY PROVIDING DISABILITY ANNUITIES IN CERTAIN CIRCUMSTANCES AND UNDER CONDITIONS SET FORTH IN SAID ORDINANCE, SHALL BE APPROVED; PROVIDING FOR THE CLOSING OF THE REGISTRATION BOOKS OF THE CITY FOR SAID ELECTION; DIRECTING THE CITY CLERK OF THE CITY OF CORAL GABLES TO PUBLISH NOTICE OF SUCH ELECTION, WHICH NOTICE SHALL INCLUDE THE FULL TEXT OF ORDINANCE NO. 686, IN A NEWSPAPER OF GENERAL CIRCULATION IN THE CITY OF CORAL GABLES THREE TIMES AT LEAST 15 DAYS PRIOR TO THE HOLDING OF SUCH ELECTION; PROVIDING FOR THE SEPARABILITY OF THE PROVISIONS OF THIS ORDINANCE; AND DECLARING THIS ORDINANCE TO BE AN EMERGENCY MEASURE.

upon first reading. Motion was made by Commissioner Hendrick, seconded by Commissioner Mayes, that the requirement of reading on two separate days be dispensed with and the ordinance be placed on second reading at once. Motion

was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

Thereupon the ordinance was read again in full. Motion for its adoption was made by Commissioner Hendrick, seconded by Commissioner Mayes, and the ordinance was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

Thereupon Mayor Phillips declared the ordinance passed and adopted and ordered its publication as Ordinance No. 687.

The following resolution was presented and read:

RESOLUTION NO. 3694

A RESOLUTION AUTHORIZING SALE OF A CITY OWNED TAX CERTIFICATE.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES, FLORIDA:

That the City Clerk hereby is authorized to sell to Dr. F. E. Kitchens city owned Tax Certificate No. 2443, dated June 3, 1946, covering Lot 4, Block 267, Riviera Section, for the face amount thereof plus a redemption fee of \$1.00.

Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Hendrick. Resolution was adopted by the following roll call: "Yeas"- Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

The following ordinance was presented and read:

ORDINANCE NO. 688

AN ORDINANCE AMENDING SECTION 15 OF ORDINANCE NO. 514, KNOWN AS THE OCCUPATIONAL LICENSE ORDINANCE (AS AMENDED) BY PROVIDING THAT THE DISSOLUTION OF A CORPORATE LICENSEE AND THE ASSUMPTION OF OWNERSHIP OF THE BUSINESS BY THE STOCKHOLDERS OF THE CORPORATION SHALL NOT BE CONSIDERED A TRANSFER OF THE OWNERSHIP FOR LICENSE PURPOSES; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND DECLARING THIS ORDINANCE TO BE AN EMERGENCY ORDINANCE.

upon first reading. Motion was made by Commissioner Hendrick, seconded by Commissioner Mayes, that the requirement of reading on two separate days be dispensed with and the ordinance be placed on second reading at once. Motion was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

Thereupon the ordinance was read again in full. Motion for its adoption was made by Commissioner Hendrick, seconded by Commissioner Mayes, and the ordinance was adopted by the following roll call: "Yeas" - Commissioners

Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

Thereupon Mayor Phillips declared the ordinance passed and adopted and ordered its publication as Ordinance No. 688.

The following resolution was presented and read:

RESOLUTION NO. 3695

A RESOLUTION APPOINTING CITY AUDITORS FOR
THE FISCAL YEAR BEGINNING JULY 1, 1950

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF
CORAL GABLES, FLORIDA:

That the firm of Pentland, Purvis, Keller & Company are hereby retained to audit City of Coral Gables records and the records of the Coral Gables Retirement System for the fiscal year beginning July 1, 1950 and ending June 30, 1951, in accordance with the outline of program presented by such firm, at a total fee of \$2,000.00.

Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Hendrick. Resolution was adopted by the following roll call:
"Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips.
"Nays" - None.

The following resolution was presented and read:

RESOLUTION NO. 3696

A RESOLUTION APPOINTING CUSTODIAN OF VOTING
MACHINES FOR THE GENERAL AND SPECIAL CITY
ELECTIONS OF APRIL 10, 1951.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF
CORAL GABLES, FLORIDA:

That Mr. Frank Lewis is hereby appointed Custodian of voting machines for the general and special city elections to be held April 10, 1951.

Motion for its adoption was made by Commissioner Hartnett, seconded by Commissioner Mayes. Resolution was adopted by the following roll call:
"Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips.
"Nays" - None.

ORDINANCE NO. 689

AN ORDINANCE AMENDING SUBSECTIONS 8 AND 12 OF SECTION 24 OF ORDINANCE NO. 271, KNOWN AS THE "ZONING ORDINANCE", AS AMENDED, BY PROVIDING A FEE FOR THE EXAMINATION OF PLANS PRESENTED IN CONNECTION WITH APPLICATIONS FOR BUILDING PERMITS AND THE PRELIMINARY DEPOSIT OF UP TO \$7.00 OF SUCH FEE AT TIME PLANS ARE FILED, TO BE RETAINED BY THE CITY IF NO BUILDING PERMIT IS SUBSEQUENTLY ISSUED; PROVIDING FOR PAYMENT OF FEES TO MEMBERS OF THE BOARD OF SUPERVISING ARCHITECTS AND STRUCTURAL ENGINEER; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH.

which was read and adopted on first reading February 20, 1951, was read again in full. Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Hartnett and the ordinance was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

Thereupon Mayor Phillips declared the ordinance passed and adopted and ordered its publication as Ordinance No. 689.

The City Clerk advised, in accordance with instructions of the Commission, that he had written numerous insurance agencies and had requested proposals from such agencies for the furnishing to the city of complete Builder's Risk Insurance during the construction of the Municipal Bus Terminal, such insurance to cover a construction price of \$250,850.00 (after elimination of footings and foundations, sidewalks and driveways). He advised that proposals had been received as follows, (premium quoted being on an annual basis and subject to a pro-rata reduction to the actual period of construction): Coral Gables Insurance Inc., \$767.13, Sumner Insurance Agency, \$767.13, Hardeman Insurance Agency, \$1193.80*, Mutual Insurance Representative, Inc., \$1222.50*, Baldwin Insurance of Coral Gables, Inc., \$1226.65, and Caster Insurance Agency, \$122.65. (*Subject to dividends from mutual insurers.)

The following resolution was presented and read:

RESOLUTION NO. 3697

A RESOLUTION AUTHORIZING THE CITY CLERK TO SECURE BUILDER'S RISK INSURANCE COVERAGE FOR CITY BUS TERMINAL.

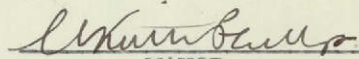
BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES, FLORIDA:

That the City Clerk is hereby authorized and directed to procure complete Builder's Risk Insurance, including fire and extended coverage, vandalism, malicious mischief, riot and civil commotion, explosion, motor vehicle and aircraft damage, during construction of the Municipal Bus Terminal to a value of \$250,850.00 from the firms or agencies making the lowest bid therefor in accordance with the recitals above, provided that the premium quoted assure full coverage on an annual basis with a pro-rata reduction of such premium for coverage less than one year.

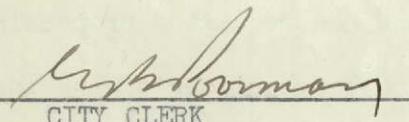
Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Hartnett. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

There being no other business the meeting was adjourned.

APPROVED:


MAYOR
W. Keith Phillips

ATTEST:


CITY CLERK
E. B. Poorman

MINUTES OF REGULAR MEETING
OF THE CITY COMMISSION
MARCH 20, 1951

The Commission of the City of Coral Gables convened in regular session at the City Hall at 8:00 o'clock P.M., Tuesday, March 20, 1951. Mayor Phillips in the Chair; Commissioners Hartnett, Healy, Hendrick and Mayes present.

Absent: None.

Minutes of the regular meetings February 20 and March 6, 1951, and of the special meeting February 28, 1951, were approved as read.

The following resolution was presented and read:

RESOLUTION NO. 3698

A RESOLUTION CONFIRMING THE PRELIMINARY
ASSESSMENT ROLL IN LOCAL IMPROVEMENT A-11.

WHEREAS the Commission of the City of Coral Gables met at 8 o'clock P.M., March 20, 1951, pursuant to legal notice of said meeting published in accordance with the provisions of the city charter, to hear objections by interested persons to the confirmation of the preliminary assessment roll for Local Improvement A-11, and no objections were voiced;

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

1. That the assessments as imposed and indicated in the preliminary assessment roll for Local Improvement A-11 be, and they hereby are confirmed and sustained against all lots and parcels of land described therein.

2. That it is hereby found that the amount assessed for and upon each of the lots and parcels described in said preliminary assessment roll is not more than the amount that each of said lots and parcels is specially benefited by said improvement, and that such amount is in proportion to the benefits that each of said properties received thereby, and that the proportion of said work to be paid by the City of Coral Gables has been duly taken into account and eliminated from the total cost of said work before the apportionment of the assessments against the separate lots or parcels.

3. That the total amount of said assessment and the apportionment of cost of said improvement as follows:

Total Cost	\$877.90	Apportioned to abutting
Apportioned to City	<u>203.90</u>	lots and parcels, per
Apportioned to		lineal front foot: \$1.1422
abutting property	\$674.00	

be and the same hereby is confirmed.

4. That each and every assessment described herein shall become due and payable May 1, 1951, except that assessments in the amount of \$25.00 or more against any one lot or parcel, as shown on the plats of record, may be paid in two equal installments on or before the first day of November 1951 and 1952, provided that the owner thereof shall file with the City Manager, on or before May 1, 1951, his written undertaking waiving all irregularities and illegalities in connection with said assessments against such lot or parcel; all deferred

payments or delinquent payments to bear interest at the rate of 6 percent per annum from May 1, 1951.

5. That the Director of Finance is hereby authorized to transfer the necessary amount to pay the cost of Local Improvement A-11 as shown above, from the Trust and Reserve Fund of the city to the Current Fund as a temporary loan, such loan to be repaid as follows:

- (a) The city portion of said assessment in the amount of \$203.90 shall be repaid in two annual installments without interest at the same times the installments are due on assessments of abutting property;
- (b) The remainder of such loan shall be repaid by transferring to the Trust and Reserve Fund all payments received from the assessments upon abutting property in said improvement district;
- (c) All interest received upon deferred installments of such assessments upon abutting property shall be likewise paid into the Trust and Reserve Fund account.

Motion for its adoption was made by Commissioner Hendrick, seconded by Commissioner Hartnett. Resolution was adopted by the following roll call:
 "Yeas" -- Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips.
 "Nays" - None.

The following resolution was presented and read:

RESOLUTION NO. 3699

A RESOLUTION CONFIRMING THE PRELIMINARY ASSESSMENT ROLL IN LOCAL IMPROVEMENT A-12.

WHEREAS the Commission of the City of Coral Gables met at 8 o'clock P.M., March 20, 1951, pursuant to legal notice of said meeting published in accordance with the provisions of the city charter to hear objections by interested persons to the confirmation of the preliminary assessment roll for Local Improvement A-12, and no objections were voiced;

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

1. That the assessments as imposed and indicated in the preliminary assessment roll for Local Improvement A-12 be, and they hereby are, confirmed and sustained against all lots and parcels of land described therein.

2. That it is hereby found that the amount assessed for and upon each of the lots and parcels described in said preliminary assessment roll is not more than the amount that each of said lots and parcels is specially benefited by said improvement, and that such amount is in proportion to the benefits that each of said properties received thereby, and that the proportion of said work to be paid by the City of Coral Gables has been duly taken into account and eliminated from the total cost of said work before the apportionment of the assessments against the separate lots or parcels.

3. That the total amount of said assessment and the apportionment of cost of said improvement as follows:

Total cost	\$1,892.27	Apportioned to abutting
Apportioned to City	<u>335.21</u>	lots and parcels, per
Apportioned to		lineal front foot: \$1.455
abutting property	\$1,557.06	

be and the same hereby is confirmed.

4. That each and every assessment described herein shall become due and payable May 1, 1951, except that assessments in the amount of \$25.00 or more against any one lot or parcel, as shown on the plats of record, may be paid in two equal installments on or before the first day of November 1951 and 1952, provided that the owner thereof shall file with the City Manager, on or before May 1, 1951, his written undertaking waiving all irregularities and illegalities in connection with said assessments against such lot or parcel; all deferred payments or delinquent payments to bear interest at the rate of 6 percent per annum from May 1, 1951.

5. That the Director of Finance is hereby authorized to transfer the necessary amount to pay the cost of Local Improvement A-12 as shown above, from the Trust and Reserve Fund of the city to the Current Fund as a temporary loan, such loan to be repaid as follows:

- (a) The city portion of said assessment in the amount of \$335.21 shall be repaid in two annual installments without interest at the same times the installments are due on assessments of abutting property;
- (b) The remainder of such loan shall be repaid by transferring to the Trust and Reserve Fund all payments received from the assessments upon abutting property in said improvement district;
- (c) All interest received upon deferred installments of such assessments upon abutting property shall be likewise paid into the Trust and Reserve Fund account.

Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Hartnett. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

The following resolution was presented and read:

RESOLUTION NO. 3700

A RESOLUTION CONFIRMING THE PRELIMINARY ASSESSMENT ROLL IN LOCAL IMPROVEMENT A-13.

WHEREAS the Commission of the City of Coral Gables met at 8 o'clock P.M., March 20, 1951, pursuant to legal notice of said meeting published in accordance with the provisions of the city charter, to hear objections by interested persons to the confirmation of the preliminary assessment roll for Local Improvement A-13, and no objections were voiced;

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

1. That the assessments as imposed and indicated in the preliminary assessment roll for Local Improvement A-13 be, and they hereby are confirmed and sustained against all lots and parcels of land described therein.

2. That it is hereby found that the amount assessed for and upon each of the lots and parcels described in said preliminary assessment roll is not more than the amount that

each of said lots and parcels is specially benefited by said improvement, and that such amount is in proportion to the benefits that each of said properties received thereby, and that the proportion of said work to be paid by the City of Coral Gables has been duly taken into account and eliminated from the total cost of said work before the apportionment of the assessments against the separate lots or parcels.

3. That the total amount of said assessment and the apportionment of cost of said improvement as follows:

Total cost	\$1,267.50	Apportioned to abutting
Apportioned to City	<u>110.58</u>	lots and parcels, per
Apportioned to		lineal front foot: \$.9326
abutting property	\$1,156.92	

be and the same hereby is confirmed.

4. That each and every assessment described herein shall become due and payable May 1, 1951, except that assessments in the amount of \$25.00 or more against any one lot or parcel, as shown on the plats of record, may be paid in two equal installments on or before the first day of November 1951 and 1952, provided that the owner thereof shall file with the City Manager, on or before May 1, 1951, his written undertaking waiving all irregularities and illegalities in connection with said assessments against such lot or parcel; all deferred payments or delinquent payments to bear interest at the rate of 6 percent per annum from May 1, 1951.

5. That the Director of Finance is hereby authorized to transfer the necessary amount to pay the cost of Local Improvement A-13 as shown above, from the Trust and Reserve Fund of the city to the Current Fund as a temporary loan, such loan to be repaid as follows:

- (a) The city portion of said assessment in the amount of \$110.58 shall be repaid in two annual installments without interest at the same times the installments are due on assessments of abutting property;
- (b) The remainder of such loan shall be repaid by transferring to the Trust and Reserve Fund all payments received from the assessments upon abutting property in said improvement district;
- (c) All interest received upon deferred installments of such assessments upon abutting property shall be likewise paid into the Trust and Reserve Fund account.

Motion for its adoption was made by Commissioner Hendrick, seconded by Commissioner Hartnett. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

The following resolution was presented and read:

RESOLUTION NO. 3701

A RESOLUTION CONFIRMING THE PRELIMINARY ASSESSMENT ROLL IN LOCAL IMPROVEMENT H-78.

WHEREAS the Commission of the City of Coral Gables met at 8 o'clock P.M., March 20, 1951, pursuant to legal notice of said meeting published in accordance with the provisions of the city charter, to hear objections by interested persons to the confirmation of the preliminary assessment roll for Local Improvement H-78, and no objections were voiced;

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

1. That the assessments as imposed and indicated in the preliminary assessment roll for Local Improvement H-78 be, and they hereby are confirmed and sustained against all lots and parcels of land described therein.

2. That it is hereby found that the amount assessed for and upon each of the lots and parcels described in said preliminary assessment roll is not more than the amount that each of said lots or parcels is specially benefited by said improvement, and that such amount is in proportion to the benefits that each of said properties received thereby.

3. That the total amount of said assessment and the apportionment of cost of said improvement as follows:

Total cost	\$ 715.25	Apportioned to abutting
Apportioned to City	<u>-0-</u>	lots and parcels, per
Apportioned to		lineal front foot: \$1.017
abutting property	\$ 715.25	

be and the same hereby is confirmed.

4. That each and every assessment described herein shall become due and payable May 1, 1951, except that assessments in the amount of \$25.00 or more against any one lot or parcel, as shown on the plats of record, may be paid in three equal installments on or before the first day of November 1951, 1952, and 1953, provided that the owner thereof shall file with the City Manager, on or before May 1, 1951, his written undertaking, waiving all irregularities and illegalities in connection with said assessments against such lot or parcel; all deferred payments or delinquent payments to bear interest at the rate of 6 percent per annum from May 1, 1951.

5. That the Director of Finance is hereby authorized to transfer the necessary amount to pay the cost of Local Improvement H-78 as shown above, from the Trust and Reserve Fund of the city to the Current Fund as a temporary loan, such loan to be repaid as follows:

- (a) Such loan shall be repaid by transferring to Trust and Reserve Fund all payments received from the assessments upon abutting property in said improvement district;
- (b) All interest received upon deferred installments of such assessments upon abutting property shall be likewise paid into the Trust and Reserve Fund account.

Motion for its adoption was made by Commissioner Hartnett, seconded by Commissioner Hendrick. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

The following resolution was presented and read:

RESOLUTION NO. 3702

A RESOLUTION CONFIRMING THE RESOLUTION ORDERING LOCAL IMPROVEMENT A-14

WHEREAS the Commission of the City of Coral Gables met at 8 o'clock P.M., March 20, 1951, pursuant to legal notice duly published in accordance with the provisions of the charter of the city, to hear all objections of interested persons to the confirmation of Resolution 3672 passed and adopted February 6, 1951 and ordering Local Improvement A-14 and to the plans and specifications and estimates of cost of such improvement, and no objections to such improvement were made;

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

That Resolution 3672 passed and adopted February 6, 1951 and ordering Local Improvement A-14, be and the same is hereby confirmed, and the cost of such improvement except that abutting city owned property, shall be assessed against all lots and lands adjoining and abutting upon such improvement.

Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Hartnett. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

Mr. John Gazlay and his attorneys, Mr. Herbert Sawyer and Mr. Luther Mershon, appeared before the Commission in connection with Mr. Gazlay's appeal from the decision of the Zoning Board made at its meeting February 26, 1951 disapproving a request for an exception to permit temporary use of Lots 29 to 32 inclusive, Block 27, Section K, for a riding ring in connection with Mr. Gazlay's riding academy. Mr. Gazlay and the two attorneys advocated the granting of a temporary permit to use such lots as a riding ring until such time as Mr. Gazlay could dispose of his property, and upon the condition that the ring be oiled to prevent obnoxious dust. It was stated that such ring was necessary for the continuation of Mr. Gazlay's business which had been operated upon the site for 21 years, and for the protection of children being taught to ride.

Dr. Roy Bovard, Mr. Roscoe Brunstetter, Mr. Ben Turner, Mr. Nicholas Hodston and Mr. Frederick Lewis, who own or represent owners of property in the vicinity, urged that such permission not be granted on the ground that such use was causing insanitary conditions and was detrimental to the value of surrounding property. Letters from Mr. J. A. Robertson, Mr. Sidney C. Kass, Mr. Inman Padgett and Mr. Earnest A. Roth, expressing opposition to such use, and from Mr. T. A. Lucchesi, owner of lots involved, expressing his lack of approval of the request, were read. A letter from Dr. T. E. Cato, Health Commissioner of Dade County, recommending removal of the stable and riding ring from the downtown area because of the hazard of disease, was also read.

Commissioner Mayes declared that in his opinion the stable itself was the objectionable element, and asked Mr. Gazlay if he would agree to remove the stable within a specific period of time if a temporary permit for a riding ring were granted. Mr. Gazlay refused to make such a commitment, although he declared that he was willing to agree to abandon the riding ring after one year, and stated that he was endeavoring to sell the property.

the Zoning Board and to grant the temporary permit requested. There being no motion offered, the recommendation of the Zoning Board denying such permit was sustained.

The City Manager presented a petition from numerous property owners on Avenue Madeira requesting the paving of such street from LeJeune Road to Cortez Street, and the following resolution was presented and read:

RESOLUTION NO. 3703

A RESOLUTION ORDERING LOCAL IMPROVEMENT H-79.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES, FLORIDA:

That a local improvement described and designated as follows shall be made under Sections 62 and 63, Chapter 13972 Special Acts of Florida as amended:

1. Centering in the street right of way, regrading and widening to 18 feet, adding a minimum of 2 inch compacted, rolled and bonded lime rock base to the existing rock base, and surfacing with a one inch asphaltic concrete wearing surface, Avenue Madeira from LeJeune Road to Cortez Street in Coral Estates and Coral Groves Sections, at an estimated cost of \$5,291.13 (of which an estimated \$531.00 shall be apportioned to the city, and \$4,760.13 to abutting properties).

2. That the cost of the improvement, except intersections, shall be defrayed by a special assessment upon all lots and lands adjoining and contiguous or bounding and abutting upon such street, on a frontage basis, which said properties are hereby designated Improvement District H-79.

3. That such special assessment shall be payable 30 days after confirmation of the preliminary assessment roll therein, or at such time as the Commission may designate pursuant to Chapter 13972, Special Acts of Florida 1929 as amended.

Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Hendrick. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

The following resolution was presented and read:

RESOLUTION NO. 3704

A RESOLUTION AUTHORIZING AN EXCEPTION TO ORDINANCE NO. 271, KNOWN AS THE "ZONING ORDINANCE".

WHEREAS, the Zoning Board of Appeals at its regular meeting February 26, 1951 has recommended that the following exception to the provisions of Ordinance No. 271, known as the "Zoning Ordinance", be granted;

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

That the following exception to the provisions of Ordinance No. 271 be and the same hereby is granted:

Permit construction of residence on Lots 18 to 20 inclusive, Block 126, Riviera Section, containing 2250 square feet of floor area and having a front setback from San Vicente Street of 20 feet and a 5 foot side setback from the west line of the property.

Motion for its adoption was made by Commissioner Hartnett, seconded by Commissioner Mayes. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

The following resolution was presented and read:

RESOLUTION NO. 3705

A RESOLUTION AUTHORIZING AN EXCEPTION TO ORDINANCE NO. 271, KNOWN AS THE "ZONING ORDINANCE".

WHEREAS, the Zoning Board of Appeals at its regular meetings January 22 and March 12, 1951 has recommended that the following exception to the provisions of Ordinance No. 271, known as the "Zoning Ordinance", be granted;

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

That the following exception to the provisions of Ordinance No. 271 be and the same hereby is granted:

Permit construction of office building on Lot 15, Block 10, Crafts Section, containing 520 cubic feet per front foot instead of 750 feet as now zoned.

Motion for its adoption was made by Commissioner Healy, seconded by Commissioner Mayes. Resolution was adopted by the following roll call: "Yeas" - Commissioners Healy and Mayes; Mayor Phillips. "Nays" - Commissioners Hartnett and Hendrick.

On motion of Commissioner Mayes, seconded by Commissioner Hartnett and unanimously passed, the Zoning Board of Appeals was requested to give serious consideration to the provisions of Section 18 of the Zoning Ordinance requiring a minimum cubic foot content per front foot for buildings in C districts, and to make a recommendation to the City Commission as to whether such provisions should be continued, modified or repealed.

The following ordinance was presented and read:

ORDINANCE NO. 690

AN ORDINANCE AMENDING ORDINANCE NO. 666 OF THE CITY OF CORAL GABLES BY AMENDING ARTICLE II OF CHAPTER 7 THEREOF, BY ADDING THERETO SECTION 19 $\frac{1}{2}$, TO BE ENTITLED "OFF-STREET PARKING FACILITIES OPERATED BY CITY", AND REGULATING PARKING AND PARKING METERS ON SUCH OFF-STREET FACILITIES; REPEALING ALL LAWS IN CONFLICT HEREWITH; AND DECLARING THIS ORDINANCE TO BE AN EMERGENCY ORDINANCE.

upon first reading. Motion was made by Commissioner Mayes, seconded by Commissioner Hartnett, that the requirement of reading on two separate days be dispensed with and the ordinance be placed on second reading at once. Motion was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

Thereupon the ordinance was read again in full. Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Hendrick, and the ordinance was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

Thereupon Mayor Phillips declared the ordinance passed and adopted and ordered its publication as Ordinance No. 690.

The City Manager advised that he had received an offer from Mr. H. L. Good of 2957 S. W. 31st Avenue, Miami, to pay the city three cents each for coconuts removed from city property. He advised that a similar contract involving another purchaser had expired and recommended execution of a contract with Mr. Good.

The following resolution was presented and read:

RESOLUTION NO. 3706

A RESOLUTION AUTHORIZING EXECUTION OF A CONTRACT FOR THE SALE OF COCONUTS ON CITY PROPERTY.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES, FLORIDA:

That the City Manager and City Clerk are hereby authorized to execute a contract with Mr. H. L. Good for a period of one year from March 6, 1951, subject to cancellation by the city at any time, selling to Mr. Good matured coconuts growing on city property, at the rate of three cents each, provided that such contractor deposit a \$50.00 cash bond and evidence of public liability-property damage insurance in the amount of \$10/25,000 covering such operations.

Motion for its adoption was made by Commissioner Hartnett, seconded by Commissioner Hendrick. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

The City Manager requested that a policy be set by the Commission concerning refunding of garbage and trash collection fees in instances where residential property was sold.

The following resolution was presented and read:

RESOLUTION NO. 3707

A RESOLUTION AUTHORIZING REFUND OF FEES PAID FOR COLLECTION OF GARBAGE AND TRASH UNDER CERTAIN CONDITIONS DESCRIBED HEREIN.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES, FLORIDA:

That whenever any single-family or duplex residential unit in the City of Coral Gables is sold, and the possession thereof passes to a new owner, fees paid to the city by the seller for the collection of garbage and trash from the premises thereof for a period expiring after the date possession changes shall be refunded to the seller, at his request, upon the following basis and conditions:

- (1) The seller shall furnish the city with sufficient proof showing the date of sale of such unit, the date possession is or was delivered to the purchaser, and the full name and address of the purchaser. The seller shall be responsible for the payment of garbage and trash collection fees to the date possession is delivered to the purchaser, and the purchaser shall be responsible for the payment of such fees thereafter.
- (2) The original city receipt of the payment and all unexpired tags shall be returned to the city.
- (3) Charges for collection of garbage and trash for fractional quarters or years, to be used in computing the amount of refund due in such cases, shall be at the following rates:

Where quarterly fee is:	\$2.75	\$5.50
One month	1.00	2.00
Two months	2.00	4.00
Three months (quarter)	2.75	5.50

For periods of 10 days or less in any one month no charge shall be made, but 11 days or more shall be interpreted as meaning one month.

Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Hendrick. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

A letter from the Riviera Property Owners Association recommending a revision of the permitted hours of business for the sale of beer and wine in the city was read to the Commission, and action thereon was deferred.

The following resolution was presented and read:

RESOLUTION NO. 3708

APPOINTMENT OF ELECTION OFFICIALS FOR THE
GENERAL AND SPECIAL CITY ELECTIONS OF
APRIL 10, 1951.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF
CORAL GABLES, FLORIDA:

That the following named persons are hereby appointed
and designated as election officials for the general and
special elections to be held April 10, 1951:

<u>Precinct No. 1</u> Clerk:	L. E. Westerdahl
Inspectors:	Goldie Linnemeier
	Jean O'Hara
	Thelma Nauman
	Walter M. VanNort
	J. W. Leek
	Frederick T. Sargent

<u>Precinct No. 2</u> Clerk:	Edwin G. Bishop
Inspectors:	Eula C. McCall
	Edna Tomlinson
	Charles D. Boulton
	Martha L. Reiner
	Celia Pippinger
	Brevard N. Stewart
	Willard A. Nicholson

Precinct No. 3. - Clerk: Pauline R. Ehly
 Inspectors: Easter M. Russel
 Lillian T. Mason
 Maibelle Frue
 Margaret M. Wilkins

and for their attendance at said elections each of said officials shall be paid the sum of \$12.00; and for their attendance at the instructional meeting the sum of \$2.00.

Motion for its adoption was made by Commissioner Hartnett, seconded by Commissioner Mayes. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

The following resolution was presented and read:

RESOLUTION NO. 3709

A RESOLUTION APPROVING A STATEMENT OF COST OF THE SPECIAL ELECTION, FEBRUARY 27, 1951.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES, FLORIDA:

1. That the following statement of expenditures and cost of the special election held February 27, 1951, as presented by the City Clerk, be and the same hereby is approved:

Publication of notices of election and appointment of election officials	\$28.30
Title strip for machine; sample ballots; signature identification slips, return sheets, absentee ballots, etc.	136.42
Drayage on 10 voting machines to and from polling places	120.00
Services of election officials and voting machine custodian	294.00
Fees and supplies charged by county for machines	26.00
Special supplies for election	27.32
Preparation of voter's lists \$28.67, and supplies for mailing statements of Commission \$37.11	65.78
	<u>\$697.82</u>

2. That the City Clerk is hereby authorized and directed to forward the above statement of cost to the Florida Power & Light Co. for payment.

Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Hendrick. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

The following resolution was presented and read:

RESOLUTION NO. 3710

A RESOLUTION AUTHORIZING REFUND OF CANDIDATE'S FEES TO R. A. MARSHALL.

WHEREAS, Richard A. Marshall heretofore filed with the City Clerk his declaration of candidacy for Commissioner in the April 10, 1951 election, and on or about March 15, 1951, withdrew his name as such candidate, prior to the time ballots were printed and before any cost was incurred by the city because of his candidacy;

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

That the City Clerk is hereby authorized and

directed to refund to Mr. R. A. Marshall, the \$100.00 filing fee paid by him at the time of filing his declaration of candidacy for the April 10, 1951 election.

Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Hartnett. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

The following resolution was presented and read:

RESOLUTION NO. 3711

A RESOLUTION GOVERNING THE REFUNDING OF CANDIDATES' FILING FEES IN CONNECTION WITH CITY ELECTIONS.

WHEREAS the Charter of the City of Coral Gables provides that candidates for the office of Commissioner of the city shall qualify as candidates by filing their written declaration of intent and by paying a \$100.00 filing fee by not later than 28 days prior to the election;

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

That from and after this date, filing fees so paid by candidates for the Commission of the City of Coral Gables shall be retained by the city, and shall not be refunded to such candidates in the event of such candidates' retraction or withdrawal as a candidate after the filing of the above described declaration of intent and the payment of the required filing fee.

Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Hartnett. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

The City Clerk advised that he had received an application for the transfer of the Certificate of Public Convenience and Necessity heretofore issued to the Gables Taxi, Inc., such transfer being necessary because of change of ownership of all of the outstanding stock of the corporate certificate holder, and requested the Commission to fix a date of public hearing upon such transfer. The Commission designated April 3, 1951 as the date of such hearing.

The following ordinance was presented and read:

ORDINANCE NO. 691

AN ORDINANCE APPROVING A PLAT ENTITLED "REPLAT OF BLOCK 8 OF THE REVISED PLAT OF CORAL GABLES INDUSTRIAL SECTION IN SECTION 20, TOWNSHIP 54 SOUTH, RANGE 41 EAST, CORAL GABLES, FLORIDA", AND ACCEPTING DEDICATION OF STREETS AND AVENUES AS SHOWN ON SUCH PLAT; AND DECLARING THIS ORDINANCE TO BE AN EMERGENCY ORDINANCE.

upon first reading. Motion was made by Commissioner Hendrick, seconded by Commissioner Mayes, that the requirement of reading on two separate days be dispensed with and the ordinance be placed on second reading at once. Motion was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy,

Hendrick and Mayes; Mayor Phillips. "Nays" - None.

Thereupon the ordinance was read again in full. Motion for its adoption was made by Commissioner Hendrick, seconded by Commissioner Mayes, and the ordinance was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

Thereupon Mayor Phillips declared the ordinance passed and adopted and ordered its publication as Ordinance No. 691.

The City Clerk advised that the city owned an outstanding tax certificate No. 2041 on the south 50 feet of Lot 53, Block 7, Granada Section, such certificate being dated July 2, 1945, and that the amount due thereon, including redemption fees to this date was \$7.54. He advised that the owner of this property, Roy M. Hutchins, desired to purchase such certificate and have same cancelled upon payment of the principal amount due, \$4.27, because he had received a statement from the Clerk of the Circuit Court of Dade County, dated November 15, 1948, erroneously stating that there were no tax certificates outstanding. On motion of Commissioner Hartnett, seconded by Commissioner Mayes and unanimously passed, the Director of Finance was authorized to sell such tax certificate to Mr. Hutchins upon payment of the principal amount thereof plus interest to November 15, 1948, plus the 25¢ redemption fee, inasmuch as delay in payment after November 15, 1948 was due to no fault on his part.

The following resolution was presented and read:

RESOLUTION NO. 3712

A RESOLUTION AUTHORIZING AN EXCEPTION TO ORDINANCE NO. 271, KNOWN AS THE "ZONING ORDINANCE".

WHEREAS, the Zoning Board of Appeals at its regular meeting February 26, 1951 has recommended that the following exception to the provisions of Ordinance No. 271, known as the "Zoning Ordinance", be granted;

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

That the following exception to the provisions of Ordinance No. 271 be and the same hereby is granted:

Permit operation of a rifle range on the second floor of the building at 272 Avenue Aragon upon a temporary basis to be terminated at the will of the Commission, upon the following conditions:

- (1) That such operation shall not be operated as a commercial venture;
- (2) That the construction of the range, including particularly the safety features thereof, be subject to the supervision and approval of the Police Department;
- (3) That such range be operated only between the hours of 5 to 8 o'clock P.M. daily except Sunday.

Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Hartnett. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

The following ordinance was presented and read:

ORDINANCE

AN ORDINANCE AMENDING ORDINANCE NO. 271 OF THE CITY OF CORAL GABLES, FLORIDA, COMMONLY KNOWN AS THE "ZONING ORDINANCE", BE ADDING THERETO A SECTION TO BE KNOWN AS SECTION 12½ AND REQUIRING OFF-STREET PARKING FACILITIES AS HEREINAFTER SET FORTH; REPEALING ALL LAWS IN CONFLICT HEREWITH.

upon first reading. Motion for its adoption on first reading was made by Commissioner Hartnett, seconded by Commissioner Mayes. Ordinance was adopted on first reading by the following roll call: "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

ORDINANCE NO. 692

AN ORDINANCE AMENDING SUBSECTION (c) OF SECTION 12 OF ORDINANCE NO. 271, KNOWN AS THE "ZONING ORDINANCE", AS AMENDED, TO PERMIT FLAT ROOFS UPON BOAT HOUSES UNDER CONDITIONS AS SET FORTH HEREIN; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES INCONSISTENT OR IN CONFLICT HEREWITH.

which was read and adopted on first reading March 6, 1951, was read again in full. Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Hendrick and the ordinance was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

Thereupon Mayor Phillips declared the ordinance passed and adopted and ordered its publication as Ordinance No. 692.

ORDINANCE NO. 693.

AN ORDINANCE AMENDING ORDINANCE NO. 271, KNOWN AS THE "ZONING ORDINANCE", AS AMENDED AS TO ZONING REQUIREMENTS OF LOTS 1 TO 40 INCLUSIVE, BLOCK 37 AND LOTS 1 TO 20 INCLUSIVE, BLOCK 38, RIVIERA SECTION; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT OR INCONSISTENT HEREWITH.

which was read and adopted on first reading March 6, 1951, was read again in full. Motion for its adoption was made by Commissioner Hartnett, seconded by Commissioner Mayes and the ordinance was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

Thereupon Mayor Phillips declared the ordinance passed and adopted and ordered its publication as Ordinance No. 693.

There being no other business the meeting was adjourned.

ATTEST:

E. B. Poorman
CITY CLERK

E. B. Poorman

APPROVED:

W. Keith Phillips
MAYOR W. Keith Phillips

MINUTES OF REGULAR MEETING
OF THE CITY COMMISSION
APRIL 3, 1951.

The Commission of the City of Coral Gables convened in regular session at the City Hall at 8:00 o'clock P.M., Tuesday, April 3, 1951. Mayor Phillips in the Chair; Commissioners Hartnett, Healy, Hendrick and Mayes present. Absent: None.

Minutes of the regular meeting of March 20, 1951 were read and approved.

The meeting was then turned over to a public hearing upon confirmation of Local Improvement H-79. Mr. J. D. Girtman appeared to object to the improvement, and a large group of property owners who had petitioned for the improvement appeared to support it.

The following resolution was presented and read:

RESOLUTION NO. 3713

A RESOLUTION CONFIRMING THE RESOLUTION
ORDERING LOCAL IMPROVEMENT H-79.

WHEREAS the Commission of the City of Coral Gables met at 8 o'clock P.M., April 3, 1951, pursuant to legal notice duly published in accordance with the provisions of the charter of the city, to hear all objections of interested persons to the confirmation of Resolution 3703 passed and adopted March 20, 1951 and ordering Local Improvement H-79 and to the plans and specifications and estimates of cost of such improvement, and no objections to such improvement were made;

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

That Resolution 3703 passed and adopted March 20, 1951 and ordering Local Improvement H-79, be and the same is hereby confirmed, and the cost of such improvement, except intersections, shall be assessed against all lots and lands adjoining and abutting upon such improvement.

Motion for its adoption was made by Commissioner Hendrick, seconded by Commissioner Hartnett. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

The meeting was then turned over to a public hearing upon the matter of transfer of the Certificate of Public Convenience and Necessity issued to Gables Taxi, Inc. for operation of 11 taxicabs and 5 for-hire cars, such hearing being necessary under the terms of city ordinances inasmuch as there had been a change of ownership of all outstanding stock of the corporate certificate holder.

The following resolution was presented and read:

RESOLUTION NO. 3714

A RESOLUTION APPROVING TRANSFER OF
CERTIFICATE OF PUBLIC CONVENIENCE AND
NECESSITY FOR GABLES TAXI, INC.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF
CORAL GABLES, FLORIDA:

That the transfer of all of the outstanding stock of Gables Taxi, Inc. to Eugene A. Klein and Mildred Klein, and the operation of the corporation with such new stockholders, under Certificate of Public Convenience and Necessity No. 19, heretofore issued to Gables Taxi, Inc., be and hereby is approved.

Motion for its adoption was made by Commissioner Hartnett, seconded by Commissioner Hendrick. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

A petition was then presented to the Commission, signed by 47 residents of Avenue Anastasia, requesting the removal of the existing bus line now operating on Avenue Anastasia between Segovia Street and Riviera Drive. After a discussion in which numerous of the petitioners took part, the matter was referred to the City Manager, Superintendent of Transportation Smith and Director of Public Safety Kimbrough for a study and recommendation.

Commissioner Mayes was excused from the meeting at this point.

Mr. Stewart McDonald, President of the Student Association of the University of Miami, appeared before the Commission to request permission for the installation of a rider pickup station on University Drive just west of the Merrick Building, such station to be used as a gathering point for students seeking rides off the campus.

RESOLUTION NO. 3715

A RESOLUTION APPROVING THE ESTABLISHMENT OF A RIDER PICKUP STATION ON THE UNIVERSITY CAMPUS.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF
CORAL GABLES, FLORIDA:

That permission is hereby granted to the Student Association of the University of Miami to establish and install a waiting station permitting the congregation of students seeking rides in private cars to points outside of the campus, on University Drive west of the Merrick Building, subject to the approval of the site by the City Manager and Police Department, and subject to requisite approval of all signs installed at such site.

Motion for its adoption was made by Commissioner Hartnett, seconded by Commissioner Hendrick. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy and Hendrick; Mayor Phillips. "Nays" - None.

Mr. Edward N. Claughton appeared before the Commission to request permission to reactivate the filling station on the southwest corner of Douglas Road and Coral Way until such time as the construction of a proposed new building on this site could be accomplished. It was noted in the discussion that the use of the premises as a filling station had never been abandoned in accordance with the terms

of the Zoning Ordinance, and that authority granted for the construction of another filling station within 750 feet of this site, contingent upon the abandonment of this station, had consequently never gone into effect.

The following resolution was presented and read:

RESOLUTION NO. 3716

A RESOLUTION REPEALING RESOLUTION 3520 AND SECTION 2 OF RESOLUTION 3522.

WHEREAS the issuance of a building permit for construction of a gasoline filling station on Lots 1 to 4, Block 5, Crafts Section, was heretofore approved by Resolution 3520, passed and adopted July 5, 1950, contingent upon the formal abandonment of the property at the southwest corner of Coral Way and Douglas Road as a filling station; and

WHEREAS on July 5, 1950 an exception was granted to the Zoning Ordinance to permit construction of a filling station on the first above described site with a flat roof; and

WHEREAS the site at the southwest corner of Coral Way and Douglas Road has never been legally abandoned, and the condition imposed in the above described Resolution 3520 has never been fulfilled;

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

That Resolution 3520, passed and adopted July 5, 1950, and Section 2 of Resolution 3522, passed and adopted July 5, 1950, be and the same hereby are rescinded and repealed.

Motion for its adoption was made by Commissioner Hartnett, seconded by Commissioner Hendrick. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy and Hendrick; Mayor Phillips. "Nays" - None.

Mr. M. B. Garris discussed with the Commission the amendment of the boundary section of the city charter, and presented to the Commission a proposed new boundary description, eliminating from the city all keys in Biscayne Bay and clarifying the boundary line along Old Cutler Road. The proposed new boundary section also deleted all parcels of land that had been ousted from the city in the past, and the parcel of land now unconnected with other portions of the city and lying in Section 13, Township 55, Range 40 East. The suggested boundary line was approved by the Commission, except that in connection with the last described unconnected parcel of land it was suggested that the approval of any residents in that area be first secured.

Mr. Garris also recommended to the Commission the establishment of a pier and bulkhead line along the bayshore, and the Commission approved and directed that the necessary steps be taken to establish such a line in accordance with the sketch or map thereof presented by Mr. Garris.

Tax Assessor Blount and Superintendent of Public Works Robinson requested permission to place on order two pieces of equipment for their respective departments, inasmuch as their delivery in the future was uncertain both as to price and availability of equipment.

The following resolution was presented and read:

RESOLUTION NO. 3717

A RESOLUTION AUTHORIZING THE PURCHASE OF DESCRIBED EQUIPMENT.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES, FLORIDA:

1. That the Tax Assessor is hereby authorized to purchase one Model 6341 Graphotype for use in his office, at a price of \$1114.25, such order to be placed at the present time and delivery to be made after July 1, 1951 and in accordance with budget items of that fiscal year.

2. That the Superintendent of Public Works is hereby authorized to place on order a duplicating machine for use in his office, such order to be placed at the present time and delivery to be made after July 1, 1951, \$301.89 of such cost to be supported by items in the 1951-1952 budget.

Motion for its adoption was made by Commissioner Hendrick, seconded by Commissioner Hartnett. Resolution was adopted by the following roll call: "Yeas"

- Commissioners Hartnett, Healy and Hendrick; Mayor Phillips. "Nays" - None.

The following resolution was presented and read:

RESOLUTION NO. 3718

A RESOLUTION APPROPRIATING \$637.50 TO THE UNIVERSITY OF MIAMI.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES, FLORIDA:

That the amount of \$637.50 be and the same hereby is appropriated from unappropriated revenue of the city to Account 2670-231, for assistance to the University of Miami Athletic Department in providing equipment and furniture in the moving picture projection room in the new field house.

Motion for its adoption was made by Commissioner Hendrick, seconded by Commissioner Healy. Resolution was adopted by the following roll call: "Yeas" -

Commissioners Hartnett, Healy and Hendrick; Mayor Phillips. "Nays" - None.

The City Manager reported that hearings were scheduled on April 17 and 23 before the Florida Industrial Commission upon claims of former employees N. T. Mulloy and M. B. Williams.

The City Manager reported a letter from Mr. Marshall Dancy inquiring whether or not the engineer's report upon Consumers Water Co. was satisfactory to the city. No objections to the report were made.

The following resolution was presented and read:

RESOLUTION NO. 3719

A RESOLUTION AUTHORIZING EXCEPTIONS
TO ORDINANCE NO. 271, KNOWN AS THE
"ZONING ORDINANCE".

WHEREAS, the Zoning Board of Appeals at its regular meeting March 26, 1951 has recommended that the following exceptions to the provisions of Ordinance No. 271, known as the "Zoning Ordinance", be granted;

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

That the following exceptions to the provisions of Ordinance No. 271 be and the same hereby are granted:

1. Permit construction of "Orlyt" type greenhouse with CBS base on rear of Lots 14 to 16, Block 1, Section B.
2. Permit use of Room No. 24 in the Solana Hotel as a business office for sale of tax records.
3. Permit installation of Bermuda plain cement tile and cover with two coats of Somay rubber base, white fungicidal paint, for roof of residence being constructed on Lots 6, 7 and half of 8, Block 71, Granada Section.
4. Permit construction of building having flat roof with a parapet of less than 18 inches, on Lots 12 to 17 inclusive, Block 6, Industrial Section, subject to approval of plans by the Board of Supervising Architects.
5. Construction of a residence having a 39° facing on Avenue Paradiso, instead of facing Donatello Street as required, on Lots 12 and 13, Block 52, Riviera Part 3.

Motion for its adoption was made by Commissioner Hendrick, seconded by Commissioner Healy. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy and Hendrick; Mayor Phillips. "Nays" - None.

The following resolution was presented and read:

RESOLUTION NO. 3720

A RESOLUTION AUTHORIZING AMENDMENTS TO THE
CONSTRUCTION CONTRACT FOR THE MUNICIPAL BUS
TERMINAL.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES, FLORIDA:

That the following amendments to the construction contract for the bus terminal are hereby authorized and approved:

1. Substitution of monolithic cement finish in place of 2 inch topping for floors as originally specified, resulting in an \$825.00 credit upon such contract.
2. Substitution of slim-line lights, instead of fluorescent lights as originally specified, in all places not included in Alternate No. 1 of the electrical specifications, with the provision that the city will maintain the fixtures and lamps and the subcontractor will replace any defective parts, fixtures and lamps within the standard guarantee period, at an additional cost of \$936.07.

Motion for its adoption was made by Commissioner Hendrick, seconded by Commissioner Hartnett. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy and Hendrick; Mayor Phillips. "Nays" - None.

The City Manager noted the receipt of a letter from Attorney W. J. McLeod, on behalf of Mrs. C. S. Robertson, owner of Lot 33, Block 34, Section K, which lot is presently being used as an entrance to an unofficial parking lot in this block. Mr. McLeod stated that this lot would be closed to the public unless the city or some other person protected the owner from liability, and that the owner was unwilling to lease the property unless there would be a guaranteed income therefrom. Inasmuch as the parking lot operation is not carried on by the city, and inasmuch as there is no liability in connection therewith on the part of the city, no action was taken.

The City Manager advised that bids were being requested for resurfacing streets in accordance with budget authority for the current fiscal year, and that such bids were returnable at the next Commission meeting.

A discussion was had as to alleged zoning violations at 5321 Granada Boulevard. The matter was referred to the City Attorney for action.

RESOLUTION NO. 3721

A RESOLUTION CALLING A SPECIAL MEETING
OF THE COMMISSION AT 9:00 O'CLOCK A.M.,
APRIL 11, 1951.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF
CORAL GABLES, FLORIDA:

That a special meeting of the Commission is hereby called and set for 9:00 o'clock A.M., Wednesday, April 11, 1951, for the purpose of canvassing the results of the regular and special city elections to be held April 10, 1951, and for such other matters as may come before the Commission.

Motion for its adoption was made by Commissioner Healy, seconded by Commissioner Hartnett. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy and Hendrick; Mayor Phillips. "Nays" - None.

The City Clerk was directed to invite Judge David J. Heffernan to be installing officer, and Reverend Lewis Head to give the invocation, at the induction meeting of the Commission to be held at Noon, April 13, 1951.

ORDINANCE NO. 694

AN ORDINANCE AMENDING ORDINANCE NO. 271 OF THE CITY OF CORAL GABLES, FLORIDA, COMMONLY KNOWN AS THE "ZONING ORDINANCE", BE ADDING THERETO A SECTION TO BE KNOWN AS SECTION 12½ AND REQUIRING OFF-STREET PARKING FACILITIES AS HEREINAFTER SET FORTH; REPEALING ALL LAWS IN CONFLICT HEREWITH.

which was read and adopted on first reading March 20, 1951, was read again in full.

Motion for its adoption was made by Commissioner Hartnett, seconded by Commissioner Hendrick and the ordinance was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy and Hendrick; Mayor Phillips. "Nays" - None.

Thereupon Mayor Phillips declared the ordinance passed and adopted and ordered its publication as Ordinance No. 694.

Superintendent of Public Works Robinson presented to the Commission plans of a proposed addition to the Renuart Building in the Industrial Section, such plans including a sign to be placed on the building pylon. It was noted that Ordinance No. 656 concerning signs prohibited any sign extending above the parapet of any building structure. Inasmuch as the Commission saw no objections to such a sign, particularly in the Industrial Section, the following ordinance was presented and read,

ORDINANCE

AN ORDINANCE AMENDING SECTION 4 OF ORDINANCE NO. 656, PASSED AND ADOPTED JUNE 6, 1950; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH.

upon first reading. Motion for its adoption on first reading was made by Commissioner Hartnett, seconded by Commissioner Healy. Ordinance was adopted on first reading by the following roll call: "Yeas" - Commissioners Hartnett, Healy and Hendrick; Mayor Phillips. "Nays" - None.

There being no other business the meeting was adjourned.

APPROVED:

W. Keith Phillips
MAYOR
W. Keith Phillips

ATTEST:

E. B. Poorman
CITY CLERK
E. B. Poorman

MINUTES OF SPECIAL MEETING
OF THE CITY COMMISSION
APRIL 11, 1951

Pursuant to Resolution No. 3721, passed and adopted April 3, 1951, the Commission of the City of Coral Gables convened in special session at the City Hall at 9:00 o'clock A.M., April 11, 1951. Mayor Phillips in the Chair; Commissioners Hartnett, Healy, Hendrick and Mayes present. Absent: None.

The following resolution was presented and read:

RESOLUTION NO. 3722

A RESOLUTION ACCEPTING THE RETURNS OF THE CLERK AND INSPECTORS OF THE REGULAR CITY ELECTION OF APRIL 10, 1951 AND DECLARING THE RESULTS AS INDICATED THEREBY.

WHEREAS, the City Clerk ex officio Supervisor of Registration, has submitted to the Commission returns of the Clerks and Inspectors of the regular election of April 10, 1951 containing the oaths and certificates of said election officials and their sworn report of ballots cast in each precinct in said election, showing a total of 2900 ballots cast; and

WHEREAS, said returns, reports and certificates are fully and completely made in accordance with the law; and

WHEREAS, said certificates show the following results of the election:

	Precinct 1	Precinct 2	Precinct 3	Total
FOR COMMISSIONERS:				
Thomas J. Blake	305	412	098	815
David H. Hendrick, Jr.	904	890	298	2092
Stephen Hessen	093	099	012	204
Thomas A. Horkan, Jr.	110	105	034	249
J. E. Junkin	108	086	032	226
Lucile P. Neher	563	675	237	1475
W. Keith Phillips	894	938	299	2131
S. A. Shikany	391	322	116	829
FOR MAYOR				
David H. Hendrick, Jr.	778	752	268	1798
Lucile P. Neher	1	-0-	-0-	1

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

That the Commission declares that the election was fairly and legally held, that the report of the Inspectors and Clerks is hereby accepted and approved, and the following are found to have been duly and legally elected at said election:

FOR THE COMMISSION FOR A PERIOD OF FOUR YEARS:

W. Keith Phillips
David H. Hendrick, Jr.

FOR THE COMMISSION FOR A PERIOD OF TWO YEARS:

Lucile P. Neher

FOR MAYOR FOR A PERIOD OF TWO YEARS:

David H. Hendrick, Jr.

Motion for its adoption was made by Commissioner Hartnett, seconded by Commissioner Mayes. Resolution was adopted by the following roll call:

"Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips.

"Nays" - None.

The following resolution was presented and read:

RESOLUTION NO. 3723

A RESOLUTION ACCEPTING AND CANVASSING THE RETURNS OF THE CLERKS AND INSPECTORS OF THE SPECIAL ELECTION HELD IN THE CITY OF CORAL GABLES, APRIL 10, 1951, FOR THE APPROVAL OR DISAPPROVAL OF ORDINANCE NO. 686 OF SAID CITY, AND DECLARING THE RESULTS AS INDICATED THEREBY.

WHEREAS, the City Clerk has submitted to the Commission the returns of the Clerks and Inspectors for the several voting precincts of the special election held April 10, 1951 in the City of Coral Gables, Florida, for the approval or disapproval of Ordinance No. 686 of said city amending the Coral Gables Retirement System Ordinance, such returns containing the oaths and certificates of said election officials and their sworn reports of votes cast in each precinct in said election, showing a total of 1343 votes cast; and

WHEREAS, said certificates and returns show the following results of the said special election:

Question: Shall Ordinance No. 686, passed and adopted by the City Commission on March 6, 1951, entitled: "AN ORDINANCE AMENDING ORDINANCE NO. 483, KNOWN AS THE CORAL GABLES RETIREMENT SYSTEM ORDINANCE, BY AMENDING SECTION 5.3 THEREOF TO PROVIDE THAT ANY PARTICIPANT SUFFERING TOTAL PERMANENT DISABILITY ARISING OUT OF THE DIRECT DISCHARGE OF HIS DUTIES, IRRESPECTIVE OF HIS LENGTH OF CREDITABLE SERVICE, SHALL BE ENTITLED TO A DISABILITY ANNUITY IN SUCH AMOUNT THAT EACH MONTHLY INSTALLMENT THEREOF SHALL, AS A MINIMUM, EQUAL THE DIFFERENCE BETWEEN THE AMOUNT DUE SUCH PARTICIPANT FROM THE CITY, THE STATE OF FLORIDA, COUNTY OF DADE OR UNITED STATES GOVERNMENT UNDER THE WORKMEN'S COMPENSATION LAW, UNEMPLOYMENT INSURANCE LAW, SOCIAL SECURITY LAW, PENSION OR OTHER SIMILAR LAWS, AND THE SUM OF ONE HUNDRED DOLIARS; AND PROVIDING FOR THE SEPARABILITY OF THE PROVISIONS HEREOF", be approved?

	Precinct 1	Precinct 2	Precinct 3	TOTAL
For the Ordinance	459	447	164	1070
Against the Ordinance	104	131	38	273
Spoiled votes	0	0	0	0
TOTAL	563	578	202	1343

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

That this Commission declares that said election was fairly and legally held, and the reports and returns of the several Clerks and Inspectors of the election are hereby accepted and approved; and hereby declares that said Ordinance No. 686 has been duly and legally approved by a majority of the qualified voters voting at said election.

Motion for its adoption was made by Commissioner Hartnett, seconded

by Commissioner Mayes. Resolution was adopted by the following roll call:

"Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips.

"Nays" - None.

RESOLUTION NO. 3724

A RESOLUTION AUTHORIZING EXCEPTIONS TO ORDINANCE NO. 271, KNOWN AS THE "ZONING ORDINANCE".

WHEREAS, the Zoning Board of Appeals at its regular meeting April 9, 1951 has recommended that the following exceptions to the provisions of Ordinance No. 271, known as the "Zoning Ordinance", be granted;

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

That the following exceptions to the provisions of Ordinance No. 271 be and the same hereby are granted:

- 1. Permit construction of residence on Lots 12 and 13, Block 46, Country Club 3, with a front setback of 44 feet for covered entryway or porch.
- 2. Permit construction of residence on Lot 39, Block 32, Riviera Section 1, facing Avenue Villabella instead of Avenue Cadagua.

Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Hendrick. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Healy, Hendrick and Mayes; Mayor Phillips. "Nays" - None.

There being no other business the meeting was adjourned.

APPROVED:

W. H. Phillips
MAYOR

ATTEST:

W. H. Norman
CITY CLERK

MINUTES OF SPECIAL MEETING
OF THE CITY COMMISSION
APRIL 13, 1951

Pursuant to requirements of the charter the Commission of the City of Coral Gables convened at 12:00 o'clock Noon, on Friday, April 13, 1951 in the Commission Chamber of the City Hall, for the purpose of inducting into office the Mayor and Commissioners elected at the general election on April 10, 1951. Mayor Phillips in the Chair; Commissioners Hartnett, Healy, Hendrick and Mayes present.

After the invocation by Reverend Lewis Head, Judge David J. Heffernan administered the oath of office to Commissioners-elect Lucile P. Neher and W. Keith Phillips, and to Mayor and Commissioner elect David H. Hendrick, Jr.

Brief remarks were then made by the newly elected Mayor and Commissioners, by retiring Commissioner Healy, and by incumbent Commissioners Hartnett and Mayes.

The following resolution was then presented and read:

RESOLUTION NO. 3725

A RESOLUTION EXPRESSING THE APPRECIATION OF THE COMMISSION AND OF THE CITIZENS OF CORAL GABLES FOR THE FAITHFUL SERVICE OF ANDREW T. HEALY UPON THE COMMISSION OF THE CITY OF CORAL GABLES.

WHEREAS, Andrew T. Healy has this day retired from the Commission of the City of Coral Gables, after many years of service thereon, to assume a responsible and important position with the United States Government; and

WHEREAS, Andrew T. Healy, who has three times been elected a Commissioner of this city, has throughout his tenure of office served this city and its citizens faithfully and well, being ever vigilant and forceful in maintaining the high standards of our community and always placing the interests of the city above all else in his actions and deliberations, and for his unselfish devotion to his duties and responsibilities in this respect deserves the thanks and appreciation of all our citizens.

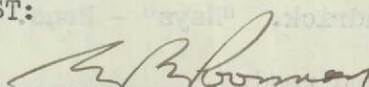
NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES, FLORIDA:

That this Commission, on behalf of the citizens of the City of Coral Gables, does hereby express to Andrew T. Healy its commendation and appreciation for his able and conscientious service and wise counsel as a Commissioner of the City of Coral Gables, and hereby expresses to him its sincere wish for his continued success in his new field of endeavor.

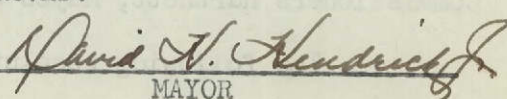
Motion for its adoption was made by Commissioner Hartnett, seconded by Commissioner Mayes. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Mayes, Neher and Phillips; Mayor Hendrick. "Nays" - None.

There being no other business the meeting was adjourned.

ATTEST:


CITY CLERK

APPROVED:


MAYOR

MINUTES OF REGULAR MEETING
OF THE CITY COMMISSION
APRIL 17, 1951

The Commission of the City of Coral Gables convened in regular session at the City Hall at 8:00 o'clock P.M., Tuesday, April 17, 1951. Mayor Hendrick in the Chair; Commissioners Hartnett, Mayes and Neher present. Absent: Commissioner Phillips.

Minutes of the regular meeting April 3, 1951, and of the special meeting April 11, 1951, were approved as read.

The meeting was then turned over to opening and reading of bids received for paving and resurfacing streets in the City of Coral Gables, as shown below.

The following resolution was presented and read:

RESOLUTION NO. 3726

A RESOLUTION ACCEPTING THE BID OF TROUP BROS. INC. FOR RESURFACING CERTAIN STREETS IN THE CITY OF CORAL GABLES, AND AUTHORIZING THE EXECUTION OF A CONTRACT THEREFOR.

WHEREAS, pursuant to the ordinances of this city the City Clerk had advertised for bids for sealing and resurfacing of certain streets within the City of Coral Gables by application of asphaltic oils and sanding, as more fully described and designated in the plans and specifications furnished therefor and which will be made a part of the contract, and bids therefor were received as follows:

<u>Name</u>	<u>Price Per Square Yard</u>
Troup Bros. Inc.	\$.087
E. E. Collins Contracting Co.	.0875
McFarlin Construction Co.	.095
Black Top Paving Co.	.095
Belcher Oil Co.	.105
Brooks Paving Co.	.17

AND WHEREAS the bid of Troup Bros. Inc. is low bid and fully meets specifications ordered;

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

1. That the above recited bid of Troup Bros. Inc. is hereby determined to be the lowest and most advantageous bid to the city and is hereby accepted.

2. That the City Manager and City Clerk be and they hereby are authorized to execute a contract with the said Troup Bros. Inc. for resurfacing streets as designated in specifications furnished with said bid and which will be made a part of said contract, based upon the above bid and subject to the conditions and provisions of the charter and ordinances of the city.

Motion for its adoption was made by Commissioner Neher, seconded by Commissioner Mayes. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Mayes and Neher; Mayor Hendrick. "Nays" - None.

The following resolution was presented and read:

RESOLUTION NO. 3727

A RESOLUTION ACCEPTING THE BID OF THE HALL PAVING COMPANY FOR PAVING WORK DESIGNATED AS A-14, AND AUTHORIZING THE EXECUTION OF A CONTRACT THEREFOR.

WHEREAS, pursuant to city charter the City Commission had advertised for bids on alley paving designated as Local Improvement A-14, and bids therefor were received as follows:

<u>Name</u>	<u>Price Per Square Yard</u>
Hall Paving Co.	\$.68
Brooks Paving Co.	.895
Troup Bros. Inc.	.94
McFarlin Construction Co.	1.05
E. E. Collins Contracting Co.	1.25
Belcher Oil Co.	1.25

AND WHEREAS, the bid of Hall Paving Company is low bid and fully meets specifications ordered;

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

1. That the above recited bid of Hall Paving Company is hereby determined to be the lowest and most advantageous bid to the city, and is hereby accepted.

2. That the City Manager and City Clerk be, and they hereby are, authorized to execute a contract with the said Hall Paving Company for work authorized under Resolution 3672 and designated as Local Improvement A-14, based upon the bid and subject to the conditions and provisions of the charter of the city.

Motion for its adoption was made by Commissioner Neher, seconded by Commissioner Mayes. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Mayes and Neher; Mayor Hendrick. "Nays" - None.

The City Manager discussed with the Commission the engineering report upon the Consumers Water Co. prepared by the firms of Duff and Phelps and Maurice H. Connell & Associates Inc., and suggested that it might be advantageous to retain Mr. Sidney Hoehl to analyze such report and confer thereon with the Commission.

The following resolution was presented and read:

RESOLUTION NO. 3728

A RESOLUTION AUTHORIZING THE RETENTION OF MR. SIDNEY HOEHL FOR CONSULTATION IN CONNECTION WITH ENGINEERING REPORT.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES, FLORIDA:

That the City Manager is hereby authorized to retain Mr. Sidney Hoehl, at a fee of not to exceed \$500.00, for analysis and consultation in connection with the engineering report recently presented to the Commission upon the Consumers Water Co.

Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Hartnett. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Mayes and Neher; Mayor Hendrick. "Nays" - None.

The City Manager advised that the City Attorney had obtained leases from Mr. Sam Weissel for certain lots to be used in the off-street parking project of the city, and that one of such leases contained a clause reserving to Mr. Weissel two parking spaces for use of his taxicabs and providing for payment by Mr. Weissel for such spaces based on the average amount of income per space received from the particular off-street parking lot. The Commission saw no objection to such provision in the lease.

The City Manager discussed with the Commission the location upon the windshield of the automobile inspection sticker issued by the city, and the matter of its location upon each vehicle was directed to be left to the discretion of the Director of Public Safety.

The following resolution was presented and read:

RESOLUTION NO. 3729

A RESOLUTION DESIGNATING THE CORAL GABLES RIVIERA-TIMES AS THE NEWSPAPER IN WHICH PUBLISH NOTICE OF THE 1951 TAX SALE.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES, FLORIDA:

That the Coral Gables Riviera-Times is hereby designated as the newspaper in which to publish notice of the 1951 tax sale of delinquent general taxes and local improvement liens.

Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Hartnett. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Mayes and Neher; Mayor Hendrick. "Nays" - None.

ORDINANCE NO. 695

AN ORDINANCE AMENDING SECTION 4 OF ORDINANCE NO. 656, PASSED AND ADOPTED JUNE 6, 1950; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH.

which was read and adopted on first reading April 3, 1951, was read again in full. Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Hartnett and the ordinance was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Mayes and Neher; Mayor Hendrick. "Nays" - None.

Thereupon Mayor Hendrick declared the ordinance passed and adopted and ordered its publication as Ordinance No. 695.

The following resolution was presented and read:

RESOLUTION NO. 3730

A RESOLUTION AUTHORIZING THE TRANSFER OF
RETAIL PACKAGE LIQUOR STORE LICENSE

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF
CORAL GABLES, FLORIDA:

That the transfer of the retail package liquor store license heretofore issued to Breeding's Drug Store at 2409 Ponce de Leon Blvd., to Carl A. Singleton, is hereby approved.

Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Hartnett. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Mayes and Neher; Mayor Hendrick. "Nays" - None.

The City Manager discussed with the Commission the question of whether or not the city or the architect should retain a structural engineer for inspection and consultation during construction of the bus terminal, but no action was taken upon this matter pending receipt of an opinion concerning interpretation of the architect's contract from the City Attorney.

The City Manager advised of the receipt of a letter from Dr. T. E. Cato, Health Commissioner of Dade County, advising that the City of Miami is considering fluoridation of the city water supply to help prevent dental decay, and requesting that the Commission approve such proposal. He stated that tests carried out in a number of cities reflect that such water treatment is effective in preventing dental decay and does not affect the taste or color of the water, and that the proposal had been approved by the Dade County Medical Association and Miami Dental Society. On motion of Commissioner Mayes, seconded by Commissioner Hartnett and unanimously passed, the fluoridation of the water supply was approved.

The City Manager recommended the installation of one 1000 lumen OHB street light at the corner of LeJeune Road and Avenue Zamora, and one 1000 lumen OHB street light at the corner of LeJeune Road and Avenue Mendoza. The recommendation was approved.

The following resolution was presented and read:

RESOLUTION NO. 3731

A RESOLUTION AUTHORIZING AN EXCEPTION
TO ORDINANCE NO. 271, KNOWN AS THE
"ZONING ORDINANCE".

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF
CORAL GABLES, FLORIDA:

That the following exception to the provisions of Ordinance No. 271 be and the same hereby is granted:

Permit construction of residence on Lots 31 to 33, Block 135, Country Club 6, facing north on Avenue Escobar instead of east on Monserrate Street.

Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Hartnett. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Mayes and Neher; Mayor Hendrick. "Nays" - None.

The following resolution was presented and read:

RESOLUTION NO. 3732

A RESOLUTION ORDERING LOCAL IMPROVEMENT H-80.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES, FLORIDA:

That a local improvement described and designated as follows shall be made under Sections 62 and 63, Chapter 13972 Acts of Florida as amended:

1. Paving to a 20 foot width with a 6 inch compacted lime rock base, primed and sealed with asphaltic oils and sand finished, the following streets or portions of streets lying within an area bounded on the north by Sunset Road, on the east by Old Cutler Road, on the south by Davis Road, and on the west by Erwin Road, to-wit: Avenues Viznar, Puerta, Tiziano, Santurce, Tibidabo, San Juan, Gondoliere, San Servando and Tivoli; Sunset Place; and Altamira, Mindello, Almansa and Veronese Streets; in Biscayne Bay Section Part 1, Plat 1, and High Land Estates subdivisions, and in unsubdivided acreage in the above described area, all in Coral Gables, Florida, at an estimated cost of \$31,720.09 (of which an estimated \$6,000 shall be apportioned to the city and \$25,720.09 to abutting properties).

2. That the cost of the improvement, except intersections, shall be defrayed by a special assessment upon all lots and lands adjoining and contiguous or bounding and abutting upon such streets on a frontage basis, which said properties are hereby designated Improvement District H-80.

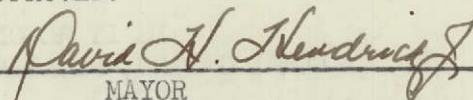
3. That such special assessment shall be payable 30 days after confirmation of the preliminary assessment roll therein, or at such time as the Commission may designate pursuant to Chapter 13972, Special Acts of Florida 1929 as amended.

Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Hartnett. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Mayes and Neher; Mayor Hendrick. "Nays" - None.

On motion of Commissioner Neher, seconded by Commissioner Mayes and unanimously passed, the City Clerk was directed to write to the proper officials of the Coral Gables High School, commending the school, directors, coaches and students for the excellent showing of the Coral Gables High School Bank in recent district competition, and for the victory of the Coral Gables High School Tennis Team in the State High School Tournament.

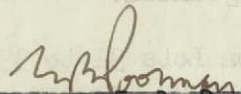
There being no other business the meeting was adjourned.

APPROVED:


MAYOR

David H. Hendrick, Jr.

ATTEST:


CITY CLERK, E. B. Poorman

MINUTES OF REGULAR MEETING
OF THE CITY COMMISSION
MAY 1, 1951

The Commission of the City of Coral Gables convened in regular session at the City Hall at 8:00 o'clock P.M., Tuesday, May 1, 1951. Mayor Hendrick in the Chair; Commissioners Hartnett, Mayes, Neher and Phillips present. Absent: None.

Minutes of the special meeting of April 13, 1951 and of the regular meeting April 17, 1951 were read and approved.

The meeting was then turned over to the receipt and consideration of bids for paving work in Local Improvement H-79. The following resolution was presented and read:

RESOLUTION NO. 3733

A RESOLUTION ACCEPTING THE BID OF TROUP BROS. INC. FOR PAVING WORK DESIGNATED AS H-79, AND AUTHORIZING THE EXECUTION OF A CONTRACT THEREFOR.

WHEREAS, pursuant to city charter the City Commission had advertised for bids on street paving designated as Local Improvement H-79, and bids therefor were received as follows:

<u>Name</u>	<u>Price Per Square Yard</u>
Brooks Paving Co.	\$ 1.12
E. E. Collins Construction Co.	.98
Troup Bros. Inc.	.8875

AND WHEREAS, the bid of Troup Bros. Inc. is low bid and fully meets specifications ordered;

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

1. That the above recited bid of Troup Bros. Inc. is hereby determined to be the lowest and most advantageous bid to the city, and is hereby accepted.
2. That the City Manager and City Clerk be, and they hereby are, authorized to execute a contract with the said Troup Bros. Inc. for work authorized under Resolution No. 3703 and designated as Local Improvement H-79, based upon the bid and subject to the conditions and provisions of the charter of the city.

Motion for its adoption was made by Commissioner Phillips, seconded by Commissioner Mayes. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Mayes, Neher and Phillips; Mayor Hendrick. "Nays" - None.

The meeting was then turned over to a public hearing upon the confirmation of Resolution No. 3732, ordering Local Improvement H-80, being the paving of streets in Biscayne Bay Section. Numerous property owners were present to protest as unnecessary the paving of Avenues San Servando and Tivoli, the paving of Almansa Street and Veronese Street north of Avenue Gondoliere, and the paving of Avenue Viznar and Sunset Place. At the conclusion of the discussion the following resolution was presented and read:

RESOLUTION NO. 3734

A RESOLUTION AMENDING RESOLUTION NO. 3732,
ADOPTED APRIL 17, 1951, ORDERING LOCAL
IMPROVEMENT DISTRICT H-80 AND CONFIRMING
SUCH RESOLUTION AS AMENDED.

WHEREAS the Commission of the City of Coral Gables met at 8 o'clock P.M., May 1, 1951, pursuant to regular notice duly published in accordance with the provisions of the charter of the city to hear all objections presented by interested persons to the confirmation of Resolution No. 3732, adopted April 17, 1951 and ordering Local Improvement H-80, and to the plans, specifications and estimates of costs of such improvement; and

WHEREAS, objections have been made to the paving of Avenues San Servando and Tivoli; that portion of Avenue Gondoliere west of Mindello Street; Almansa Street and Veronese Street north of Avenue Gondoliere; and Sunset Place; in said improvement district on the ground that paving of such streets is not necessary at the present time, and no other objections were sustained;

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

1. That Resolution No. 3732, passed and adopted April 17, 1951 and entitled "A Resolution Ordering Local Improvement H-80", be and the same is hereby amended so that Section 1 thereof shall read:

"1. That a local improvement described and designated as follows shall be made under Sections 62 and 63, chapter 13972 Laws of Florida as Amended:

Paving to a 20 foot width with a 6 inch compacted lime rock base, primed and sealed with asphaltic oils and sand finished, the following streets, avenues or portions thereof, lying within Biscayne Bay Section, Coral Gables, to-wit:

Mindello Street, from Davis Road to Sunset Road

Almansa Street from Old Cutler Road to Avenue Gondoliere

Altamira Street from Davis Road to Avenue Tiziano

Avenue Viznar from Mindello Street to Old Cutler Road

Avenue Puerta from Mindello Street to Old Cutler Road

Avenue Tiziano from Erwin Road to Old Cutler Road

Avenue Santurce from Erwin Road to Old Cutler Road

Avenue Tibidabo from Erwin Road to Old Cutler Road

San Juan Drive from Mindello Street to Old Cutler Road

Avenue Gondoliere from Mindello Street to Old Cutler Road

at an estimated cost of \$23,149.08 (of which an estimated \$4,533.75 shall be apportioned to the city, and \$18,615.33 to abutting properties)."

2. That Resolution No. 3732, passed and adopted April 17, 1951 and ordering Local Improvement H-80, as amended hereby, be and the same hereby is confirmed, and the cost of such improvement, except street intersections, shall be assessed against all lots and lands adjoining or abutting upon said improvement.

Motion for its adoption was made by Commissioner Hartnett, seconded by

Commissioner Phillips. Resolution was adopted by the following roll call: "Yeas"

- Commissioners Hartnett, Mayes, Neher and Phillips; Mayor Hendrick. "Nays" - None.

Mrs. David Hall and Mr. Blum appeared on behalf of the Ponce de Leon

Junior High School Band Patrons Association, requesting financial assistance

from the city to assist in providing instruments, music stands and music library for the newly formed band. The request was taken under consideration.

Mr. Dutch Kirkland appeared before the Commission to request that the city remove the broken sidewalk on Avenue Parma in front of Block 44, Riviera Section. The City Manager recommended that the city remove such sidewalk, inasmuch as a substantial portion of the same was broken by the city in clearing operations. Mr. Kirkland stated that all owners of property in the block agreed to the removal.

The following resolution was presented and read:

RESOLUTION NO. 3735

A RESOLUTION AUTHORIZING REMOVAL OF BROKEN
SIDEWALK BY CITY FORCES.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF
CORAL GABLES, FLORIDA:

That the removal by city forces, of the broken sidewalk on Avenue Parma in front of Block 44, Riviera Section, is hereby authorized and directed.

Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Hartnett. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Mayes, Neher and Phillips; Mayor Hendrick. "Nays" - None.

Mr. William Gaither, owner of property at the northeast corner of Avenue Mendavia and Santa Maria Street, requested permission to remove an isolated portion of sidewalk in front of his property, at his expense. On motion of Mr. Mayes, seconded by Mr. Hartnett and unanimously passed, such permission was granted.

Tax Assessor Blount discussed with the Commission assessment policies to be followed in determining 1951 assessed valuations, and it was agreed that a conference between Mr. Blount and the Commission would be held at 9:30 o'clock, A.M. Saturday, May 5, 1951, on this subject.

Mr. W. G. Van Devere, Mr. Sam Weissel and Mr. S. E. Giffen appeared before the Commission to inquire of the status of the Miracle Mile beautification, ordered as local improvement M-1 on December 5, 1950. In discussing the improvement by installation of a center parkway beautified by shrubbery and trees, the City Attorney expressed the opinion that although he believed without question that the city had the right to install a center parkway with beautification as a means of traffic control, by the use of general funds of the city, the installation of traffic control or beautification facilities and the payment thereof by special assessments upon abutting properties was of doubtful legality.

Mr. Van DeVere stated that he believed that he could secure voluntary contributions to cover the portion or portions of any objecting property owner up to at least 300 feet of such property. The City Clerk was authorized and directed to set a public hearing upon the local improvement whenever estimates of cost were available.

Mr. Weissel also discussed with the Commission the amendment to the garbage and trash fee ordinance holding the owners of commercial buildings responsible that adequate garbage and trash containers were secured for the buildings and that the fees were paid. No action was taken.

The City Manager presented a written offer from Mr. George D. Lilly to purchase that part of Tracts 81 and 82 lying south and west of Snapper Creek Canal, and north and west of the Seaboard Air Line Railroad, in Section 32, Township 54, Range 40, for the sum of \$750.00. This property was purchased by the city in 1945 for future use as a soil pit. The offer was declined by the Commission.

The following resolution was presented and read:

RESOLUTION NO. 3736

A RESOLUTION AUTHORIZING PURCHASE OF A
DRUNKOMETER FOR THE PUBLIC SAFETY DEPARTMENT.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF
CORAL GABLES, FLORIDA:

1. That the proper city officials are hereby authorized to purchase for use by the Public Safety Department, one Drunkometer alcoholic tester at a cost of \$225.00, and supplies therefor to the amount of \$75.00, total \$300.00, plus freight.

2. That currently existing balances in commitments of prior years for the Public Safety Department, except in Account 324D, in the total amount of \$313.02, are hereby cancelled, and the necessary amounts of such balances hereby made available to Account 2650-312D to permit the purchase of the above described equipment.

Motion for its adoption was made by Commissioner Phillips, seconded by Commissioner Neher. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Mayes, Neher and Phillips; Mayor Hendrick. "Nays" - None.

The City Manager advised that he had been unable to reach a satisfactory solution to the closing or paving of the "L" shaped alley in Block 41, Biltmore Addition, over which controversy existed between Dr. Spirer and Mrs. Peabody, whose properties abut upon such alley. On motion by Commissioner Neher, seconded by Commissioner Phillips and unanimously passed, it was determined by the Commission that such alley should not be closed, and that the north and south portion thereof should be paved only at Dr. Spirer's expense.

The following resolution was presented and read:

RESOLUTION NO. 3737

A RESOLUTION AUTHORIZING EXCEPTIONS
TO ORDINANCE NO. 271, KNOWN AS THE
"ZONING ORDINANCE".

WHEREAS, the Zoning Board of Appeals at its regular meeting April 23, 1951 has recommended that the following exceptions to the provisions of Ordinance No. 271, known as the "Zoning Ordinance", be granted;

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

That the following exceptions to the provisions of Ordinance No. 271 be and the same hereby are granted:

1. Permit erection of apartment upon Lot 21, Block 11, Biltmore Section, facing Avenue Almeria instead of Anderson Road as now zoned.
2. Permit construction of addition to present kitchen of residence located on Lots 24 and 25, Block 16, Coconut Grove Section, having a 3.56' setback from the side property line, in line with now existing car porte.
3. Permit construction of hotel on Lots 1 to 4 inclusive, Block 2, Mariano Place. ✓ Mariano
4. Permit construction of residence on Lot 20, Block 28, Granada Section, facing north on Avenue Mariana instead of east on Columbus Blvd.
5. Permit construction of an addition to present building on Lots 16 and 17, Block 3, Industrial Section, omitting parapets, to correspond with original building.

Motion for its adoption was made by Commissioner Hartnett, seconded by Commissioner Mayes. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Mayes, Neher and Phillips; Mayor Hendrick. "Nays" - None.

The City Manager presented an invoice from Mr. Ray Gauger, architect for the new bus terminal, and the following resolution was presented and read:

RESOLUTION NO. 3738

A RESOLUTION AUTHORIZING PAYMENT OF \$4360.30
UPON ARCHITECTS FEES FOR NEW BUS TERMINAL.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES, FLORIDA:

That \$4360.30 is hereby authorized and directed to be paid to Mr. Ray R. Gauger, to be applied upon his fees for preparation of plans and specifications for the New bus terminal, such payment bringing the total payments for such account to a total of \$16,042.50, and being a complete payment for the preparation of plans and specifications in the amount of 5 percent of contract cost, and for additional work performed in the amount of \$2,500.00 in accordance with supplemental agreement dated November 7, 1950.

Motion for its adoption was made by Commissioner Hartnett, seconded by Commissioner Mayes. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Mayes, Neher and Phillips; Mayor Hendrick. "Nays" - None.

The City Manager then discussed with the Commission the question of supervision of the construction of the new bus terminal, and stated that in his

opinion continuous inspection by a structural engineer was necessary and desirable. He added that Mr. Rodney Miller and all members of the Board of Supervising Architects had concurred in this opinion. He pointed out that Mr. Gauger advised that he planned to personally inspect the building at the time when structural steel columns are erected, and when the contractor is ready to erect steel joists. At other times during the construction the supervision will be handled for Mr. Gauger by his representative, Mr. Curtis Haley. The City Attorney stated that under the contract with Mr. Gauger the city was entitled to adequate supervision, and said that if adequate supervision calls for inspection by the structural engineer, then the city is entitled to such inspection. Inasmuch as Mr. Gauger had declined to retain a structural engineer for this purpose, he stated that the city could call upon Mr. Gauger to furnish such supervision and advise Mr. Gauger that if it were not done the city proposed to retain a structural expert and would charge the cost of such supervision to Mr. Gauger's contract fees.

Mr. Hartnett declared he was not satisfied that under the present circumstances the city does not have competent supervision, and after further discussion it was recommended that the City Manager take up this question with prominent architects in the area, and particularly with the firm of Steward & Skinner, Mr. Russell Pancoast and Mr. Robert Smith.

The following ordinance was presented and read:

ORDINANCE

AN ORDINANCE AMENDING ORDINANCE NO. 271, KNOWN AS THE "ZONING ORDINANCE", AS AMENDED, AS TO ZONING REQUIREMENTS OF LOTS 14 TO 19 INCLUSIVE, BLOCK 7, COUNTRY CLUB SECTION PART 1, AND LOTS 12 TO 20 INCLUSIVE, BLOCK 38, RIVIERA SECTION PART 1; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH.

upon first reading. Motion for its adoption on first reading was made by Commissioner Phillips, seconded by Commissioner Hartnett. Ordinance was adopted on first reading by the following roll call: "Yeas" - Commissioners Hartnett, Mayes, Neher and Phillips; Mayor Hendrick. "Nays" - None.

The following ordinance was presented and read:

ORDINANCE

AN ORDINANCE AMENDING SECTION 5 OF ORDINANCE NO. 271, KNOWN AS THE "ZONING ORDINANCE", AS AMENDED, BY DELETING THE CLASSIFICATION OF A-2 USE THEREFROM; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH.

upon first reading. Motion for its adoption on first reading was made by Commissioner Phillips, seconded by Commissioner Mayes. Ordinance was adopted on first reading by the following roll call: "Yeas" - Commissioners Hartnett, Mayes, Neher and Phillips; Mayor Hendrick. "Nays" - None.

The following resolution was presented and read:

RESOLUTION NO. 3739

A RESOLUTION APPROVING A STATEMENT OF COSTS OF APRIL 10, 1951 CITY ELECTION.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES, FLORIDA:

1. That the following expenditures incurred in the conduct of the regular city election of April 10, 1951, are hereby approved and determined to be chargeable to candidates' filing fees:

Publications of notices	\$63.80
Election form,ballots,return sheets,supplies.....	163.93
Drayage and county charges,voting machines	136.20
Election officials,expenses polling places,etc.....	<u>351.59</u>

Total cost chargeable to candidates' fees \$715.52

2. That the total amount of candidates' fees received for said election was \$800.00 as follows:

Thomas J. Blake	\$100.00
David H. Hendrick, Jr.	100.00
Stephen Hessen	100.00
Thomas A. Horkan, Jr	100.00
J. E. Junkin	100.00
Lucile P. Neher	100.00
W. Keith Phillips	100.00
S. A. Shikany	<u>100.00</u>

Total \$800.00

and that the amount received for candidates' fees exceeded the cost of the election by \$84.48.

3. That the City Clerk and Director of Finance is hereby authorized and directed to return to each candidate in said election the sum of \$10.56, being his or her prorata share of the amount by which such fees exceeded the costs, as above stated.

Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Hartnett. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Mayes, Neher and Phillips; Mayor Hendrick. "Nays" - None.

The following resolution was presented and read:

RESOLUTION NO. 3740

A RESOLUTION APPROPRIATING \$800.00 FOR THE PURPOSE OF PUBLICIZING THE CITY.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES, FLORIDA:

That the sum of \$800.00 is hereby appropriated

from Appropriation Account 2670-231 for payment to the Coral Gables High School Band Patrons Association to assist in defraying the expenses of the Coral Gables High School Band to St. Petersburg to compete in the state band contest, for the purpose of publicizing the city.

Motion for its adoption was made by Commissioner Hartnett, seconded by Commissioner Mayes. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Mayes, Neher and Phillips; Mayor Hendrick. "Nays" - None.

The City Clerk advised the Commission that in July 1946 the Standard Johnson Company Inc. of Brooklyn had shipped a coin counting and wrapping machine to the City of Coral Gables in error, and that such machine had been retained by the city under the erroneous assumption that it had been ordered and paid for. He advised that Standard Johnson had called the attention of the city to the fact that the machine had never been paid for, and billed the city in the amount of \$550.00, being the alleged delivery price at time of delivery in 1946.

The following resolution was presented and read:

RESOLUTION NO. 3741

A RESOLUTION APPROPRIATING A SUM UP TO \$550.00 FOR PAYMENT OF EQUIPMENT DESCRIBED HEREIN.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES, FLORIDA:

That the proper officers of the city are hereby authorized and directed to negotiate a settlement for the Standard Johnson Model NE5 No. 13152 Coin Counting and Wrapping Machine delivered to the City of Coral Gables in July 1946 and erroneously retained by the city, and that the sum of not to exceed \$550.00 is hereby appropriated from Unappropriated Revenue to Appropriation Account 2630-313B for the purpose of effecting a settlement of such claim.

Motion for its adoption was made by Commissioner Neher, seconded by Commissioner Phillips. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Mayes, Neher and Phillips; Mayor Hendrick. "Nays" - None.

The City Clerk advised that on February 1, 1949 an ordinance had been passed on first reading vacating that portion of the alley in Block 17, Industrial Section, lying between Lots 1 to 8 inclusive and the Southwest 20 feet of Lot 9 on the north, and the southwest 20 feet of Lot 76 and Lots 77 to 87 inclusive on the south, on condition that Lot 10 and the easterly 5 feet of Lot 9 be dedicated by the owners thereof to the city as an alternate alley outlet. He advised that the dedication or deed to the city of the alternate alley outlet had never been effected, and that the vacation of the alley had never been completed. The matter has recently come to the attention of city officials in regard to the use

by University Motors Inc. of the portion of the alley for which the vacation proceeding was commenced. The City Clerk stated that there was some doubt that the public dedication of the alley in that block, and negotiations had been started by the attorney for the owners of the property herein in an attempt to secure a proper dedication to the public of such alley, and he recommended that any action changing the alley outlet be deferred until the question of dedication be settled. The Commission concurred in this and deferred action.

The City Attorney presented to the Commission a written opinion concerning the zoning of Blocks 89, 91, 132 and 135, Riviera Section, stating that in his opinion Blocks 132 and 135 were properly zoned for single family purpose and that the zoning thereof should remain unchanged, and that in his opinion Blocks 89 and 91 were improperly zoned under the facts and law and that the zoning of such property should be liberalized, but in so doing protective measures for the benefit of neighboring property should be provided. The question of the re-zoning of Blocks 89 and 91, which had been recommended by the Zoning Board of Appeals on February 26, 1951, was referred to that Board for reconsideration in light of the opinion of the City Attorney, particularly in regard to protective measures to be provided for the benefit of neighboring property.

The City Attorney reported that an award had been made against the city by the Industrial Commission in the case of the alleged injury of M. B. Williams, a former employee of the city, in the amount of \$22.00 per week compensation for six weeks and \$100.00 attorney's fee and for the cost of a hernia operation. He requested authority to appeal the decision of the examiner.

The following resolution was presented and read:

RESOLUTION NO. 3742

A RESOLUTION AUTHORIZING AN APPEAL FROM A WORKMENS COMPENSATION AWARD.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES, FLORIDA:

That the City Attorney is hereby authorized and directed to take an appeal from the award of the Industrial Commission of the State of Florida in the matter of Workmens Compensation claim of M. B. Williams.

Motion for its adoption was made by Commissioner Phillips, seconded by Commissioner Mayes. Resolution was adopted by the following roll call: "Yeas" - Commissioners Mayes, Neher and Phillips; Mayor Hendrick. "Nay" - Commissioner Hartnett.

The following resolution was presented and read:

RESOLUTION NO. 3743

A RESOLUTION APPROPRIATING THE SUM OF \$200.00 FOR PUBLICITY PURPOSES.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES, FLORIDA:

That the sum of \$200.00 is hereby appropriated from Appropriation Account 2670-231 to Appropriation Account 2670-221 for the specific purpose of giving assistance to Ponce de Leon Junior High School Band for the purpose of publicizing the city.

Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Hartnett. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Mayes, Neher and Phillips; Mayor Hendrick. "Nays" - None.

Mayor Hendrick called to the attention of the Commission that the terms of the members of the Planning and Advisory Board expired May 1.

The following resolution was presented and read:

RESOLUTION NO. 3744

A RESOLUTION APPOINTING FRED B. HARTNETT AS VICE MAYOR.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES, FLORIDA:

That Commissioner Fred B. Hartnett be, and he hereby is appointed and designated as Vice Mayor of the City of Coral Gables.

Motion for its adoption was made by Commissioner Phillips, seconded by Commissioner Neher. Resolution was adopted by the following roll call: "Yeas" - Commissioners Mayes, Neher and Phillips; Mayor Hendrick. "Nays" - None. Commissioner Hartnett not voting.

There being no other business the meeting was adjourned.

APPROVED:

ATTEST:

David H. Hendrick, Jr.
MAYOR
David H. Hendrick, Jr.

E. B. Poorman
CITY CLERK
E. B. Poorman

MINUTES OF SPECIAL MEETING
OF THE CITY COMMISSION
MAY 5, 1951

The Commission of the City of Coral Gables convened in special session at the City Hall at 9:30 o'clock A.M., Saturday, May 5, 1951. Mayor Hendrick in the Chair; Commissioners Hartnett, Mayes, Neher and Phillips present. Absent: None.

Policies concerning collection of garbage and trash collection fees were discussed at length. To better support a civil action against delinquents for unpaid fees, the Commission directed that service be continued hereafter in cases where payments were not made, and that suits be instituted for the collection fees after delinquency of 60 days. The Commission also authorized the employment of a special inspector-collector, on a month to month basis at \$200 per month, to be assigned to collection of delinquent fees.

The City Manager advised that two offers to lease the restaurant space of the new bus terminal had been received, as follows:

1. Howard Johnson Inc. of Florida, 6% of gross with no minimum guarantee; five year term, with option to renew for an additional five years with a minimum rental to be agreed upon for the extended term. The city would be obligated to pay a broker's fee if this lease were made, at standard fee rates, but which could possibly be paid in a lump sum.

2. Simon Rodin, on behalf of a Florida corporation to be formed for this operation, 6% gross with minimum guarantee of \$12,000 per year: twenty four year term; no broker's fee. A \$12,000 earnest money check has been deposited with the city.

The Commission referred the two pending offers to the Terminal Rental Committee heretofore appointed, consisting of Leslie Coombes, Chairman, E. D. Rogers, Frank N. Holley, Lyle Roberts, and Robert Searles, for its study and recommendation. The City Manager was directed to discuss with Howard Johnson Inc. the items upon which it desired exclusive right of sale, and to secure financial reports upon both parties.

Tax Assessor Blount discussed the equalization of real estate values on Miracle Mile, by which he proposed to increase the assessed valuation of Miracle Mile real estate to bring the same more in line with values of other business property. It was the opinion of the Commission that some equalization was called for, but not necessarily involving the amount of increase proposed. A further study was requested, with the Assessor to report back to the Commission at a later date.

City Attorney Semple was authorized to go to Tallahassee in support of local bills requested by the city to be passed in the current legislative session.

There being no other business the meeting was adjourned.

APPROVED:

David H. Hendrick, Jr.
MAYOR
David H. Hendrick, Jr.

ATTEST:

E. B. Poorman
CITY CLERK
E. B. Poorman

MINUTES OF SPECIAL MEETING
OF THE CITY COMMISSION
MAY 7, 1951.

The Commission of the City of Coral Gables convened in special session at the City Hall at 7:30 o'clock P.M., Monday, May 7, 1951. Mayor Hendrick in the Chair; Commissioners Hartnett, Mayes, Neher and Phillips present. Absent: None.

Also present were Mr. Edmund Friedman of the firm of Maurice H. Connell and Associates, Inc., and Mr. Robert Cook of B. J. VanIngen and Company Inc.

The proposition of the Florida Utilities Corporation and General Waterworks Corporation, as presented by Mr. Marshall Dancy, as optionee, to sell the Consumers Water Company to the city at a total cost of acquisition of \$2,905,239 (made up of the sum of \$2,598,573 to be paid for the corporate stock of the company, and a net \$306,666 in liabilities to be assumed by the city) as of December 31, 1950, was discussed at length.

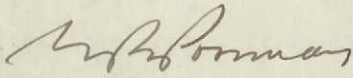
It was the concensus of opinion of the members of the Commission that the purchase price at which the Consumers Water Company had been offered to the city was not a fair and reasonable price for the property, and that the sellers should be notified of that fact, and of the fact that the Commission is ready to negotiate for the purchase of the company at a total cost of acquisition of not more than \$2,500,000 as of December 31, 1950 (upon the same basis of calculation of "cost of acquisition" as stated in the preceding paragraph). On motion of Commissioner Hartnett, seconded by Commissioner Mayes, and unanimously passed, the City Clerk was directed to so inform Mr. Marshall Dancy.

There being no other business the meeting was adjourned.

APPROVED:


MAYOR
David H. Hendrick, Jr.

ATTEST:


CITY CLERK
E. B. Poorman

MINUTES OF REGULAR MEETING
OF THE CITY COMMISSION
MAY 15, 1951

The Commission of the City of Coral Gables convened in regular session at the City Hall at 8:00 o'clock P.M., Tuesday, May 15, 1951. Mayor Hendrick in the Chair; Commissioners Hartnett, Mayes and Phillips present. Absent: Commissioner Neher.

Minutes of the regular meeting of May 1, 1951 were read and approved.

Mrs. Grace G. Vignes appeared before the Commission to offer to purchase Lot 20, Block 37, Section K, for the sum of \$3,750. This is the lot situated to the east of the Chamber of Commerce building and now used as a bus terminal driveway. The Commission declined sale of this lot at the present time, and directed that Mrs. Vignes' check in the amount of \$375 be returned to her.

Mrs. Adelaide Hiatt and Mr. Hiatt appeared before the Commission concerning a requested exception to face a residence on Lots 13 and 14, Block 43, Riviera Section, north on Blue Road instead of west on Granada Boulevard. The Zoning Board had recommended this exception, providing that the owners secured the consent of the owner of the property across Granada Boulevard to the west. The Commission was advised that the owner of the property across from the lots in question objected to the change of facing, and for that reason no action was taken upon the request.

ORDINANCE NO. 696

AN ORDINANCE AMENDING ORDINANCE NO. 271
KNOWN AS THE "ZONING ORDINANCE" AS AMENDED,
AS TO ZONING REQUIREMENTS OF LOTS 14 TO 19
INCLUSIVE, BLOCK 7, COUNTRY CLUB SECTION
PART 1 AND LOTS 12 TO 20 INCLUSIVE, BLOCK
38, RIVIERA SECTION PART 1; AND REPEALING
ALL ORDINANCES OR PARTS OF ORDINANCES IN
CONFLICT HEREWITH.

which was read and adopted on first reading May 1, 1951, was read again in full. Motion for its adoption was made by Commissioner Hartnett, seconded by Commissioner Mayes and the Ordinance was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Mayes and Phillips; Mayor Hendrick. "Nays" - None.

Thereupon Mayor Hendrick declared the ordinance passed and adopted and ordered its publication as Ordinance No. 696.

Tax Assessor Blount discussed with the Commission the reassessment of real estate upon Miracle Mile to bring the same more in accord with other business properties. He recommended that a value of \$320 per front foot be fixed as a

100 percent valuation with adjustments to be made in various blocks according to location. This policy was generally approved by the Commission.

The Commission then took under advisement the report of the Terminal Rental Committee concerning rental of the restaurant space in the new bus terminal, which matter had been referred to the committee for study and recommendations on May 5, 1951. All members of the committee appeared before the Commission in support of its recommendation. The committee reported that it had considered the applications of Howard Johnson Incorporated of Florida, and ~~had considered the applications of Howard Johnson Incorporated of Florida, and~~ of Simon Rodin, and was of the opinion that a Howard Johnson operation was the most desirable operation because of its established prestige and well known standards. While deploring the refusal of the Johnson firm to agree to a guaranteed minimum rental, it recommended that a lease agreement be entered into with Howard Johnson Incorporated of Florida upon the terms of its proposal and a further agreement that at least one third of the equipment installed in the leased premises be free from lien from the beginning of the term of the lease.

The City Attorney and City Manager were directed to negotiate with Howard Johnson Incorporated of Florida concerning specific terms of a lease, with directions to secure the fullest possible protection to the city in the absence of any guaranteed minimum rental.

The City Manager noted the receipt of a letter from Mr. George C. White City Auditor of Tallahassee, warning of House Joint Resolution 993 now pending in the legislature. This resolution would provide for an amendment to the State Constitution, to be voted on in 1952, to permit the legislature from time to time to consolidate municipal offices and functions with county offices, after referendum in the affected political subdivisions. The following resolution was then presented and read:

RESOLUTION NO. 3745

A RESOLUTION OPPOSING HOUSE JOINT RESOLUTION 993.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF
CORAL GABLES, FLORIDA:

That this Commission hereby expresses its opposition to House Joint Resolution 993 proposing a constitutional amendment to permit the legislature to consolidate municipal and county offices and functions, unless such power be granted subject to permissive referendum within the cities affected, to be called at the option of such cities.

Motion for its adoption was made by Commissioner Phillips, seconded by Commissioner Mayes. Resolution was adopted by the following roll call: "Yeas" -

Commissioners Hartnett, Mayes and Phillips; Mayor Hendrick. "Nays" - None.

The City Manager noted the receipt of a second offer from Mr. George D. Lilly to purchase approximately seven acres of the soil pit owned by the city in Section 32, Township 54, Range 40, for the sum of \$1250. The offer was declined by the Commission.

The City Manager advised that Altamira Street from Davis Road to Avenue Tiziano and Avenue Tiziano from Erwin Road to the west line of Block 111, Biscayne Bay Section, included within the scope of Local Improvement H-80, was being paved by the owner of the subdivision in which the streets were located, and that such streets and portions of streets should be deleted from Local Improvement H-80.

The following resolution was presented and read:

RESOLUTION NO. 3746

A RESOLUTION AMENDING RESOLUTION 3732 ADOPTED
APRIL 17, 1951 ORDERING LOCAL IMPROVEMENT H-80,
AND CONFIRMING SUCH RESOLUTION AS AMENDED.

WHEREAS the Commission of the City of Coral Gables met at 8 o'clock P.M., May 1, 1951, pursuant to regular notice duly published, to hear all objections presented by interested persons to the confirmation of Resolution 3732, adopted April 17, 1951 and ordering Local Improvement H-80; and

WHEREAS objections were made at such public hearing to the paving of certain streets described in the original resolution and by Resolution 3734 adopted May 1, 1951, Resolution 3732 was amended in conformance with the objections sustained, and confirmed; and

WHEREAS it now appears that certain other streets or parts of streets included in Local Improvement H-80 are being paved by the owner thereof and should be deleted from the local improvement;

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

1. That Resolution 3732 passed and adopted April 17, 1951 and entitled "A Resolution Ordering Local Improvement H-80" as amended by Resolution 3734 passed and adopted May 1, 1951, be and the same is hereby further amended so that Section 1 of said Resolution 3732 shall read:

"1. That a local improvement described and designated as follows shall be made under Sections 62 and 63, Chapter 13972 Laws of Florida As Amended:

Paving to a 20 foot width with a 6 inch compacted lime rock base, primed and sealed with asphaltic oils and sand finished, the following streets, avenues or portions thereof, lying within Biscayne Bay Section, Coral Gables, to-wit:

Mindello Street, from Davis Road to Sunset Road
Almansa Street from Old Cutler Road to Avenue Gondoliere
Avenue Viznar from Mindello Street to Old Cutler Road
Avenue Puerta from Mindello Street to Old Cutler Road
Avenue Tiziano from west line of Block 111, Biscayne Bay Section, to Old Cutler Road
Avenue Santurce from Erwin Road to Old Cutler Road
Avenue Tibidabo from Erwin Road to Old Cutler Road
San Juan Drive from Mindello Street to Old Cutler Road
Avenue Gondoliere from Mindello Street to Old Cutler Road

at an estimated cost of \$23,149.08 (of which an estimated \$4,533.75 shall be apportioned to the city, and \$18,615.33 to abutting properties)."

2. That Resolution 3732 passed and adopted April 17, 1951 and ordering Local Improvement H-80, as amended by Resolution 3734 passed and adopted May 1, 1951 and as further amended hereby, be and the same hereby is confirmed.

Motion for its adoption was made by Commissioner Hartnett, seconded by Commissioner Mayes. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Mayes and Phillips; Mayor Hendrick. "Nays" - None.

The question of the advisability of the retention by the architect of a structural engineer for the continuous inspection of the construction of the new bus terminal, was again discussed at length and at the conclusion of such discussion the following resolution was presented and read:

RESOLUTION NO. 3747

A RESOLUTION CONCERNING RETENTION OF A STRUCTURAL ENGINEER IN CONNECTION WITH CONSTRUCTION OF THE NEW BUS TERMINAL.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES, FLORIDA:

1. That this Commission hereby finds and determines that continuous inspection by a structural engineer of the construction of the new bus terminal is necessary and desirable, and that architect Ray R. Gauger be and he hereby is requested to furnish such engineering inspection, provided that the fee therefor will not exceed \$800; and

2. That if the architect declines to retain a structural engineer for this purpose, then a competent structural engineer shall be retained therefor by the city, and the question of liability for fees for such services, (which shall not exceed \$800) as between the city and the architect, will be submitted to arbitration under the terms of the architect's contract.

3. That the City Manager is hereby authorized and directed to negotiate a settlement with the architect concerning this matter in light of the above determination.

Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Phillips. Resolution was adopted by the following roll call: "Yeas" - Commissioners Mayes and Phillips; Mayor Hendrick. "Nay" - Commissioner Hartnett.

The City Manager stated that he and Superintendent of Transportation Chester Smith had given considerable study to the request of residents upon Avenue Anastasia to remove the Biltmore bus line from such street. He said that the removal of Australian pines from such street and widening and repaving thereof would cost approximately \$6,400, and that while such action would correct some of the conditions about which the residents were complaining, he felt that

the complainants would not be satisfied with such action. He advised that Mr. Smith had worked out new routes for the Biltmore and San Lorenzo lines to take the bus route off Avenue Anastasia, by rerouting the Biltmore line from Segovia Street over Avenue Sevilla and DeSoto Boulevard to the Veterans Hospital, and by rerouting the San Lorenzo line over Avenue Valencia to Segovia Street to cover a portion of the territories formerly serviced by the Biltmore line.

He recommended such changes in the bus routes on a trial basis, until such time as the new terminal was in operation and the effect of such changes could be studied. Mr. Smith stated that he did not recommend any change in bus route from Avenue Anastasia, but that if it was desired to take buses off such street the above change of routes offered the best alternative coverage of the area affected.

The following resolution was presented and read:

RESOLUTION NO. 3748

A RESOLUTION AUTHORIZING CHANGE OF BUS ROUTE.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES, FLORIDA:

That the City Manager and Superintendent of Transportation Chester Smith are hereby authorized and directed to reroute the Biltmore bus line from Segovia Street over Avenue Sevilla and DeSoto Boulevard to the Veterans Hospital, so that said line shall not run upon Avenue Anastasia, and to reroute the San Lorenzo line over Avenue Valencia to Segovia Street to cover a portion of the territory formerly covered by the Biltmore route, upon a trial basis and subject to route study by the City Manager and Superintendent of Transportation at the time the new bus terminal is placed in operation, and said officials are hereby authorized to return the Biltmore bus line to Avenue Anastasia if the changes above authorized on a trial basis are not successful.

Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Phillips. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Mayes and Phillips; Mayor Hendrick. "Nays" - None.

The following resolution was presented and read:

RESOLUTION NO. 3749

A RESOLUTION AUTHORIZING EXCEPTIONS TO ORDINANCE NO. 271, KNOWN AS THE "ZONING ORDINANCE".

WHEREAS, the Zoning Board of Appeals at its regular meeting May 14, 1951 has recommended that the following exceptions to the provisions of Ordinance No. 271, known as the "Zoning Ordinance", be granted:

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

That the following exceptions to the provisions of Ordinance No. 271 be and the same hereby are granted:

1. Permit construction of masonry wall not more than 6 feet high around Block 21, Douglas Section, at Phoenetia and East Ponce de Leon Boulevard, said wall to have a 4 foot setback and have pilasters every 20 feet with the height of such pilasters to be in proportion to the height of the wall as shown on sketch presented.

2. Permit construction of cafetorium on the Ponce Junior High School property east of the Home Economics Building and approximately 200 feet north of the circular end of the school property, such cafetorium to have partially tile roof and partially flat roof with no parapet, subject to approval of the plans by the Board of Architects.

3. Permit clearing of vacant lot on northeast corner of Red Road and Avenue San Remo and the use thereof for a parking space for new Crosley automobiles by Mr. W. M. Modisette Jr.; such lot to be so used only during the day, to be kept in a neat and orderly condition, with no signs of any nature posted upon the property, and such use to be upon a temporary basis subject to termination at the will of the Commission at any time.

Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Phillips. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Mayes and Phillips; Mayor Hendrick. "Nays" - None.

ORDINANCE NO. 697

AN ORDINANCE AMENDING SECTION 5 OF ORDINANCE NO. 271, KNOWN AS THE "ZONING ORDINANCE" AS AMENDED, BY DELETING THE CLASSIFICATION OF A-2 USE THEREFROM; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH.

which was read and adopted on first reading May 1, 1951, was read again in full.

Motion for its adoption was made by Commissioner Hartnett, seconded by Commissioner Phillips and the ordinance was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Mayes and Phillips; Mayor Hendrick. "Nays" - None.

Thereupon Mayor Hendrick declared the ordinance passed and adopted and ordered its publication as Ordinance No. 697.

The following resolution was presented and read:

RESOLUTION NO. 3750

A RESOLUTION EXPRESSING APPRECIATION TO NAN SUE PORTER POST 156, AMERICAN LEGION.

WHEREAS the Nan Sue Porter Post 156, American Legion, has presented to the City of Coral Gables 30 American flags for use and display in the city;

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

That this Commission hereby expresses its thanks

and appreciation to the Nan Sue Porter Post 156, American Legion, for its gift to the City of Coral Gables of 30 American flags, and for the community interest and spirit exhibited by the Post in such action.

Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Phillips. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Mayes and Phillips; Mayor Hendrick. "Nays" - None.

There being no other business the meeting was adjourned.

APPROVED:

David H. Hendrick, Jr.
MAYOR

David H. Hendrick, Jr.

ATTEST:

E. B. Poorman
CITY CLERK
E. B. Poorman

MINUTES OF SPECIAL MEETING OF
THE CITY COMMISSION MAY 22, 1951.

The Commission of the City of Coral Gables convened in special session at the City Hall at 7:30 o'clock P.M., Tuesday, May 22, 1951. Mayor Hendrick in the Chair; Commissioners Hartnett, Mayes, Neher and Phillips present. Absent: None.

Also present were the City Manager, City Attorney, Director of Finance and Attorney Sidney S. Hoehl, representing the city, and the following persons representing the owners or option holders of or upon the Consumers Water Company, engineers or persons interested in the financing of the sale of such company to the city: Mr. Marshall Dancy, Mr. R. Wendell Spraggins, and Mr. Robert Cook of B. J. Van Ingen & Co., Inc.; Mr. Maurice H. Connell and Mr. Edmund Friedman of Maurice H. Connell and Associates Inc.; Mr. Russell Van Horn, Secretary-Treasurer and Mr. Frederick Spence, Vice President of General Waterworks Corporation; Mr. F. Monroe Alleman, Vice President of Florida Utilities Corporation and Mr. William C. Steel, attorney for the owners.

The meeting was for the purpose of discussing the proposition before the Commission for the purchase of the Consumers Water Company at a cost of acquisition of \$2,905,239, in light of the determination by the Commission on May 7, 1951 that such price was not a fair and reasonable price for the company, and its statement of willingness to negotiate for the purchase at a lower figure.

Mr. Dancy, Mr. Spence and Mr. Alleman all declared that the owners were not interested in any reduction of the base price or any extension of the option for purchase which expires June 1.

The City Manager raised the issue of appraisal of the properties of the company, in support of the contention that the offered price was too high. Admitting that opinions of engineers might vary in appraising an operating utility, he submitted that by using fundamental theories of the Greeley and Hansen report of 1944 the reconstruction cost less depreciation value of the properties could be reduced to as low as \$2,056,341 as compared to Duff and Phelps' valuation (as of December 31, 1950) of approximately \$2,613,965. He declared that from such a study of appraised value he felt the asking price to be too high.

Mr. Van Horn asserted that the Duff and Phelps' appraisal was sound, but that in any event the earning power of the property, not the physical appraisal thereof, should be the principal criterion upon which to justify a purchase price, inasmuch as the city would buy for operation and not resale.

He declared that the present water rates were fair, and if continued through the 35 years life of the revenue certificates would (according to the engineering report upon projected future operations) operate the system, amortize the indebtedness and perhaps create a surplus. He submitted that the purchase price was reasonable since at present rates it appeared from the engineering report that the system could be operated and paid for at such price.

Mr. Hoehl discussed the purchase price of the system in light of what a private investor would pay for the company, stating that in his opinion the city should not in general pay more than private investors would pay. He declared that a private investor would pay only what the regulatory body would establish as a rate base (net investment, or original cost less depreciation), and would not pay any substantial acquisition premium over the rate base because he could expect no reasonable return on the investment over the rate base. His opinion was that the difference between the rate base and the purchase price was too great, and that the purchase price was therefore too high.

Commissioner Hartnett declared that the city was concerned here with a price of acquisition and not a base for fixing of rates, and asked the City Attorney if the Florida courts had distinguished between the two. The City Attorney replied that the Florida Supreme Court has established that for fixing rates the original cost of the property, less depreciation, should be used, but has indicated that for a basis of acquisition or condemnation the reproduction cost new, less depreciation, would be used.

Commissioner Mayes asked the owners if it was fair to expect the City to pay more for the property than a private investor would pay, just because it could capitalize its tax exemptions. Mr. Dancy declared that a comparison of what the city and a private investor would pay was immaterial. Mr. Van Horn declared that the price the city would pay should be commensurate with advantages received and not with the price a private investor would pay; but that based on average utility stock prices of today there would be a fair chance that the company could be sold to private investors at the price asked.

The Director of Finance declared that even if it be conceded that the revenues of the water system at the present rates would be sufficient to operate the system and amortize it over 35 years at the asking price, an unreasonable price should not be paid for the system, inasmuch as such action would prohibit what might otherwise be a justified reduction in rates at a later date. He expressed concern over the question of whether or not there would be adequate

income, at present rates and based upon the engineering report, to amortize the amount of certificates required to be issued to purchase the company at the price asked, to pay necessary operating costs, to provide for depreciation, replacement, maintenance and new customer's connections, and to make required refunds of revenue upon existing extension agreements. He pointed out several contingencies that could happen, including an increase in estimated interest rates from 3 to 3½% (which Mr. Dancy agreed appeared probable), and the loss of the West Miami portion of the system, which could easily effect a deficiency in revenue for operations and necessary requirements listed above. He asserted that in his opinion the purchase price was too high.

Mr. Connell reviewed his firm's association with Duff and Phelps in preparation of the engineering report, stating that the report supported the purchase price of \$2,905,239, and declared that any postponement in the purchase of the system might result in higher costs to the city. As a tax payer he stated that he felt the city could not be hurt by the purchase, regardless of the price, as long as the present rate revenue would amortize the purchase price and operate the system.

The third parties then left the meeting and the Commission discussed the proposition further. Mr. Van Horn and Mr. Spence then returned to offer a reduction of \$100,000 in the purchase price, bringing the cost of acquisition to \$2,805,239, declaring that the reduction would be borne by the General Waterworks Corporation interests. They thought the other owners would agree to a continuance of the option sufficient to enable the city to complete arrangements for the purchase, including an election thereon, if the parties could agree on a price.

After further discussion, the following resolution was presented and read:

RESOLUTION NO. 3751

A RESOLUTION AUTHORIZING EXECUTION OF A PURCHASE AGREEMENT FOR THE CONSUMERS WATER COMPANY, AND THE CALLING OF AN ELECTION THEREON, AT A PRICE AS DEFINED HEREIN.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES, FLORIDA:

1. That this Commission hereby agrees to the execution of a purchase contract for the purchase by the city of the Consumers Water Company, at a price of acquisition of \$2,750,000 (including amount paid for the corporate stock of the company and the amount of net liabilities assumed by the city in the taking over of the company) as of December 31, 1950,

provided (1) that the purchase be approved by a majority of the qualified voters voting at an election to be called for that purpose; and (2) that the purchase can be financed at an interest rate and on terms and conditions acceptable to the Commission.

2. That this offer be communicated to the option holders and owners of the Consumers Water Company for their acceptance or refusal.

Motion for its adoption was made by Commissioner Phillips, seconded by Commissioner Neher. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Mayes, Neher and Phillips; Mayor Hendrick. "Nays" - None.

The substance of the above resolution was then communicated to the parties in interest, and it was agreed that the offer would be considered by the owners and an answer would be given forthwith.

There being no other business the meeting was adjourned.

APPROVED:

David H. Hendrick, Jr.
MAYOR
David H. Hendrick, Jr.

ATTEST:

E. B. Poorman
CITY CLERK
E. B. Poorman

MINUTES OF SPECIAL MEETING
OF THE CITY COMMISSION
MAY 26, 1951

The Commission of the City of Coral Gables convened in special session at the City Hall at 8:30 o'clock A.M., Saturday, May 26, 1951. Mayor Hendrick in the Chair; Commissioners Hartnett, Mayes, Neher and Phillips present. Absent: None.

A written report of the Terminal Rental Committee dated May 25, 1951, and recommending that a lease for the terminal restaurant be executed with Howard Johnson Incorporated of Florida, at a rental of 6% of the gross receipts without Minimum guarantee, and provided that lessee agree that at least one third of the equipment installed in the premises be free from lien at the beginning of the lease term, was read.

The Commission discussed the recommendation, and the other pending application for the restaurant lease from Mr. Simon Rodin, at length. The following resolution was then presented and read:

RESOLUTION NO. 3752

A RESOLUTION AUTHORIZING EXECUTION OF A
LEASE FOR THE TERMINAL RESTAURANT WITH
HOWARD JOHNSON INCORPORATED OF FLORIDA.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF
CORAL GABLES, FLORIDA:

That the recommendation of the Terminal Rental Committee, that a lease be entered into for the terminal restaurant with Howard Johnson Incorporated of Florida, for a term of 5 years with an option to renew for a similar term, at a rental of 6% of the gross receipts with no minimum guarantee, and upon such other terms and conditions protecting the city as shall be proposed by the City Attorney, be and the same is hereby approved, and the City Attorney is hereby authorized and directed to negotiate and prepare such lease

Motion for its adoption was made by Commissioner Phillips, seconded by Commissioner Neher. Resolution was adopted by the following roll call: "Yeas" - Commissioners Mayes, Neher and Phillips; Mayor Hendrick. "Nay" - Commissioner Hartnett.

Commissioner Hartnett explained that he cast a negative vote for the reason that he felt the Rodin offer, guaranteeing \$12,000 minimum annual rent and supported by an earnest money deposit of \$12,000 was a better deal for the city.

The City Manager advised that the owners of the Consumers Water Company had accepted the proposition of the city to purchase the company as set forth in Resolution 3751, passed May 22, 1951. He advised the Commission that he had re-

ceived notice of a claim of J. D. Girtman to ownership of the water pipes situated in Coral Groves subdivision, and of J. J. Lamb concerning a company agreement to extend service to homes built in Central Miami Parts 5, 6 and 7 without further advancements from the land owners to support such extensions.

The City Attorney then presented a resolution calling an election and authorizing execution of a purchase agreement for the purchase of the Consumers Water Company, as follows:

RESOLUTION NO. 3753

RESOLUTION AUTHORIZING THE ACQUISITION OF THE WATER PROPERTIES AND FACILITIES OF THE CONSUMERS WATER COMPANY, AND THE ESTABLISHMENT OF A MUNICIPALLY OWNED WATER SYSTEM OF THE CITY OF CORAL GABLES; PROVIDING THAT THE COST OF THE ACQUISITION OF SAID WATER PROPERTIES AND FACILITIES OF SAID CONSUMERS WATER COMPANY SHALL BE FINANCED BY THE ISSUANCE BY THE CITY OF CORAL GABLES OF REVENUE BONDS OR CERTIFICATES PAYABLE SOLELY FROM THE REVENUES DERIVED FROM THE OPERATION OF SAID WATER SYSTEM; AND PROVIDING FOR THE SUBMISSION OF THE QUESTION OF THE ACQUISITION OF SAID WATER PROPERTIES AND FACILITIES OF SAID CONSUMERS WATER COMPANY TO THE QUALIFIED ELECTORS RESIDING IN THE CITY OF CORAL GABLES AT A SPECIAL ELECTION.

WHEREAS, the City of Coral Gables does not now own or operate any water properties or facilities for the supply and distribution of water to the inhabitants of said City; and

WHEREAS, the City of Coral Gables can purchase the water properties and facilities of the Consumers Water Company, as defined herein, located within and without the City, under the terms and conditions hereinafter set forth; and

WHEREAS, this Commission deems it in the best interest of the City that said water properties and facilities of said Consumers Water Company be purchased and acquired in the manner hereinafter set forth;

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

SECTION 1. That the City of Coral Gables shall purchase and acquire the water properties and facilities of the Consumers Water Company, a corporation organized under the laws of the State of Florida, under the terms and conditions hereinafter set forth. The term "water properties and facilities" of said Consumers Water Company, as used herein, shall mean all wells, distribution mains and facilities, reservoirs, booster stations, fittings, valves, meters, pumping stations, shops, storage buildings and warehouses, franchises, contracts (including contract between said company and the City of Miami for the supply of water), and other properties, real, personal or mixed, now owned by said company and used in the supply and distribution of water in the City of Coral Gables, the City of West Miami, the City of South Miami, and unincorporated areas of the County of Dade, Florida.

SECTION 2. That the terms and conditions of the purchase and acquisition of said water properties and facilities of said Consumers Water Company shall be substantially as follows:

- (A) The base purchase price of said water properties and facilities shall be the principal sum of Two Million Seven Hundred Fifty Thousand Dollars (\$2,750,000), said purchase price to be paid for said water properties and facilities as of December 31, 1950.
- (B) That as of the date of settlement and payment of the purchase price for said water properties and facilities, said purchase price shall be adjusted by the addition to said purchase price of the following:
- (1) The amount of net capital additions made to said water properties and facilities from January 1, 1951 to the date of such settlement and payment of such purchase price, as shown by the books of account of said Consumers Water Company.
 - (2) The amount of the value of current assets delivered by the Consumers Water Company to the City at the date of such settlement and payment of such purchase price, such current assets consisting of working funds, inventories of material and supplies, accounts receivable, prepaid taxes and similar current assets.
- (C) That as of the date of settlement and payment of the purchase price for said water properties and facilities, said purchase price shall be adjusted by the deduction from said purchase price of the following:
- (1) The aggregate amount of liabilities of the Consumers Water Company assumed by the City.
- (D) The Consumers Water Company shall deliver said water properties and facilities free and clear of all mortgages, liens or other incumbrances thereon, or any such mortgages, lien or incumbrances shall be paid, satisfied and discharged from the proceeds of such purchase price at the time of settlement.

SECTION 3. That the City Attorney be and he is hereby authorized and directed to prepare a purchase agreement for said water properties and facilities substantially in conformity with the provisions of this resolution. Said agreement may, in the discretion of said City Attorney, provide for the purchase of said water properties or facilities directly from said Consumers Water Company, or from an assignee or designee of said company, or for the acquisition of said water properties and facilities by the purchase of all the stock of said Consumers Water Company, and the liquidation of said corporation, in such manner and under such terms and conditions as said City Attorney shall deem advisable.

That the Mayor and City Clerk of the City be and they are hereby authorized and directed to execute said purchase agreement when prepared in the name of the City, and to affix and attest the corporate seal of the City thereon, without further action of this Commission.

SECTION 4. That this Resolution shall not take effect, and said purchase agreement shall not be effective, until the acquisition of said water properties and facilities has been approved by a majority of the qualified electors residing in the City voting at the special election referred to in Section 5 hereof.

SECTION 5. That a special election is hereby called for the submission to the qualified electors residing in the City of the question of the approval of the acquisition of said water properties and facilities as provided herein. Said special election shall be held from the hours of 7:00 A.M. to 7:00 P.M. on the 26th day of June, 1951, and shall be held in the manner provided by law for municipal elections in said City.

SECTION 6. The registration books of the City of Coral Gables shall be kept open in the office of the City Clerk in the City Hall, Coral Gables, for the registration of voters for said

special election to be held on June 26, 1951 until 5:00 o'clock P.M., June 22, 1951, and any qualified elector may register there- in at all times during the regular business hours of said office until such time; and only those persons who have properly registered in and on said books on or before 5:00 o'clock P.M., June 22, 1951, shall be considered qualified electors in the said special elec- tion to be held June 26, 1951.

SECTION 7. The said election shall be held in the several voting precincts in the City of Coral Gables and at the voting places in the respective precincts as established by ordi- nance. The voting precincts and the polling places therefor will be as follows:

Precinct No. 1 - All of the City of Coral Gables lying north of Coral Way and west of LeJeune Road. Polling Place, Coral Gables Country Club.

Precinct No. 2 - All of the City of Coral Gables lying north of Coral Way and east of Le Jeune Road, and all of the City of Coral Gables lying south of Coral Way and north of Bird Road. Polling place, City Hall.

Precinct No. 3 - All of the City of Coral Gables lying south of Bird Road and south of the line of Bird Road extended to the eastern jurisdictional boundary of said City of Coral Gables. Polling place, Ponce de Leon Junior High School, Home Economics Building.

SECTION 8. That the ballot to be used in said special election shall be in substantially the following form, with such changes and revisions as the City Attorney shall deem necessary and advisable:

.....		Shall the City of Coral Gables acquire the water properties and facilities of the Consumers Water Company located within and without the said City,
.	. YES	and finance the cost of such acquisition by the issuance of water revenue bonds or certificates payable solely from the revenues derived from the operation by the City of Coral Gables of said water properties and facilities, as pro-
.....		vided in Resolution No. 3753, adopted by the City Commission of said City on the 26th day of May,
.....	. NO	1951, a copy of which resolution is on file in the office of the City Clerk of said City and open to inspection of any qualified elector re-
.....		siding in said City?

SECTION 9. That a least fifteen days prior to the date of said special election, the City Clerk shall publish this resolu- tion in full in a newspaper of general circulation in the City of Coral Gables, together with a notice in substantially the following form:

NOTICE OF SPECIAL ELECTION

NOTICE IS HEREBY GIVEN, that a special election will be held in the City of Coral gables between the hours of 7:00 A.M. and 7:00 P.M. on Tuesday the 26th day of June, 1951, at which special election the question of the acquisition by the City of Coral Gables of the water properties and facilities of Consumers Water Company, located within and without said City, and the financing of the cost of such acquisition by the issuance of revenue bonds or certifi- cates of said City payable solely from the operation by the City of Coral Gables of said water properties and facilities, as provided in Resolution No. 3753, adopted by the City Commission of said City on the 26th day of May, 1951, a copy of which resolution is published in full herewith, will be submitted to the qualified electors residing in said City.

The registration books of the City of Coral Gables shall be kept open in the office of the City Clerk in the City Hall, Coral Gables, for the registration of voters for said special

election to be held on June 26, 1951 until 5:00 o'clock P.M., June 22, 1951, and any qualified elector may register therein at all times during the regular business hours of said office until such time; and only those persons who have properly registered in and on said books on or before 5:00 o'clock P.M., June 22, 1951, shall be considered qualified electors in the said special election to be held June 26, 1951.

The said election shall be held in the several voting precincts in the City of Coral Gables and at the voting places in the respective precincts as established by ordinance. The voting precincts and the polling places therefor will be as follows:

Precinct No. 1 - All of the City of Coral Gables lying north of Coral Way and west of LeJeune Road. Polling place, Coral Gables Country Club.

Precinct No. 2 - All of the City of Coral Gables lying north of Coral Way and east of LeJeune Road, and all of the City of Coral Gables lying south of Coral Way and north of Bird Road. Polling Place, City Hall.

Precinct No. 3 - All of the City of Coral Gables lying south of Bird Road and south of the line of Bird Road extended to the eastern jurisdictional boundary of said city of Coral Gables. Polling Place, Ponce de Leon Junior High School, Home Economics Building.

City Clerk of the City of
Coral Gables, Florida.

SECTION 10. That if a majority of the qualified voters residing in said City voting at said special election shall approve the acquisition of said water properties and facilities of said Consumers Water Company, then the City of Coral Gables shall authorize the issuance of revenue bonds or certificates in an amount sufficient to finance the cost of the acquisition of said water properties and facilities in accordance with this resolution and the purchase agreement to be executed as provided herein. Said revenue bonds or certificates shall be authorized in the manner provided by the applicable statutes, and shall provide that the principal of and interest thereon shall be payable solely from the revenues derived by the City of Coral Gables from the operation of said water properties and facilities, and shall not be or constitute general obligations of said City, and that no holder or holders of said revenue bonds or certificates shall ever have the right to require the levy of ad valorem taxes for the payment of the principal of or interest on said revenue bonds or certificates.

SECTION 11. This resolution shall take effect when the acquisition of said water properties and facilities has been approved at the special election provided for herein in the manner provided in this resolution.

Motion for its adoption was made by Commissioner Phillips, seconded by Commissioner Neher. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Mayes, Neher and Phillips; Mayor Herdrick. "Nays" - None.

The following resolution was then presented and read:

RESOLUTION NO. 3754

A RESOLUTION APPOINTING A CUSTODIAN FOR
VOTING MACHINES FOR THE SPECIAL ELECTION OF
JUNE 26, 1951.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF
CORAL GABLES, FLORIDA:

That Mr. Frank Lewis be, and he hereby is, appointed
Custodian of voting machines for the special election to be
held June 26, 1951.

Motion for its adoption was made by Commissioner Hartnett, seconded by Commissioner Mayes. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Mayes, Neher and Phillips; Mayor Hendrick. "Nays" - None.

A lengthy discussion was then held upon the budget estimate proposed by the City Manager. It was suggested that the preliminary estimate be balanced by reductions in the accounts for the Library, Publicity, Youth Center, Biltmore Golf Course, General Contingent Fund and such other items as necessary.

There being no other business the meeting was adjourned.

APPROVED:

David H. Hendrick, Jr.
MAYOR
David H. Hendrick, Jr

ATTEST:

E. B. Poorman
CITY CLERK
E. B. Poorman

MINUTES OF REGULAR MEETING
OF THE CITY COMMISSION
JUNE 5, 1951

The Commission of the City of Coral Gables convened in regular session at the City Hall at 8:00 o'clock P.M., Tuesday, June 5, 1951. Mayor Hendrick in the Chair; Commissioners Hartnett, Mayes, Neher and Phillips present. Absent: None.

Dr. Gould, representing a group of property owners on Avenue Anastasia, appeared before the Commission to complain concerning the operation of the Exmoor School at Avenue Anastasia and Anderson Road, on the ground that the school was a nuisance in regard to noise and the creation of traffic in the neighborhood. The City Attorney pointed out that the school had been in operation at this location since 1927 and had been established long before the passage of the existing zoning law, and is at the present time an established non-conforming use. He did not believe that any change in the ages of the children attending the school would amount to a change of use, and advised that the city did not have power to abate a private nuisance. It was his opinion that the school, insofar as noise and traffic conditions were involved, was not a public nuisance, and if it was a private nuisance, the surrounding property owners would have to resort to private action to remedy the situation.

Mr. LeRoy K. Albert appeared to discuss a requested exception to change the facing of a residence to be built on Lots 47 and 48, Block 13, Crafts Section, from Avenue Sevilla to Galiano Street. This exception had been approved by the Zoning Board at its May 28 meeting, but action upon the matter by the Commission was deferred, because of the receipt of a letter from an adjoining property owner objecting to the exception. On motion by Commissioner Mayes, seconded by Commissioner Phillips and unanimously passed, the matter was referred back to the Zoning Board for reconsideration.

Mr. Russel VanHorn of the General Water Works Corporation, Mr. H. E. Keating, Manager of Consumers Water Company, and their attorney, Mr. William Steel, appeared before the Commission to discuss the proposed purchase contract for the purchase of the Consumers Water Company by the city. Mr. C. T. McCreedy was also present during the ensuring discussion as an adviser to the city.

Mr. J. J. Lamb presented a letter to the Commission advising of the existence of a contract dated February 6, 1950, wherein the Consumers Water Company in consideration of the payment of \$15,000 had agreed to supply adequate water service without further extension charges to all new construction in Central Miami Parts 5, 6 and 7. It was pointed out that the city would assume

the liability of such contract if the water company were purchased. Mr. Lamb also read a letter to the Commission recommending the postponement of the referendum election on the purchase of the company, pending investigation to determine whether or not other similar extension contracts existed and to verify the condition of some of the mains now laid.

Mr. Keating declared to the Commission that no other contracts for the extension of service such as the Lamb contract were outstanding or in existence.

The discussion then proceeded upon various sections of the draft purchase agreements, and the following agreements were reached:

SECTION XV. NEGOTIATIONS FOR WEST MIAMI DISTRIBUTION SYSTEM.

This clause will be rewritten to provide that Consumers Water Company reserves the right to continue the negotiations, but that during the life of the purchase contract no contract will be entered into for the sale of the West Miami distribution system without the prior written consent of the city as to the description of the property sold, the terms and conditions of the sale, and the disposition of the proceeds; and to provide that institution of condemnation proceedings during the contract period by the Town of West Miami would not be considered a cloud on the Consumers Water Company title to the property sold.

SECTION XIII. CONSUMERS' EMPLOYEES.

This clause, providing that the city shall on the closing date take over and employ all full time employees of the Consumers Water Company, is to remain unchanged.

SECTION VIII (3) INDEMNITY BOND AGAINST LIABILITIES.

The indemnity bond against liabilities of and claims against the Consumers Water Company, not assumed by the city under the purchase, is to be increased to \$50,000 and to a term of one year instead of \$25,000 and a term of six months.

SECTION VII. CLOSING THROUGH THIRD PARTY.

There will be added to this section a specific provision that the city will not be responsible for fees or expenses of the third person chosen to liquidate the company. The financial agencies, given the right to designate such liquidator, have designated A.E. Roache to so act.

SECTION II. CONDITIONED UPON ABILITY TO FINANCE

Effectuation of the purchase agreement shall be specifically conditioned upon the city's ability to finance the purchase "at rates of interest and on terms satisfactory to the city" as well as upon approval of the voters at the referendum election.

SECTION X. ADJUSTMENTS AFTER CLOSING

The contract is to provide that in determining accounts receivable at date of closing there shall be excluded all accounts unpaid within 60 days after billing and for which Consumers Water Company has no deposit, and that such accounts shall not be assigned to the city.

SECTION XIV. PRESERVATION OF CONSUMERS' PROPERTY

This provision shall remain as written. Disposition of pipe or other materials on hand, other than by integration into the system, shall not be specifically prohibited, but it is understood that the disposal of substantial quantities of materials by sale to other companies would not be "disposal in the ordinary course of business".

SECTION IX. PAYMENT BY CITY ON CLOSING DATE.

A deduction of \$2,000 in the purchase price is to be allowed as a final settlement adjustment of the controversy over the so-called Girtman interest in the water system located in Coral Groves and/or Coral Estates Subdivisions.

Other provisions of the draft agreement were tentatively approved. At the conclusion of the discussion, on motion by Commissioner Phillips, seconded by Commissioner Hartnett and unanimously passed, the City Manager, City Attorney and Mayor were authorized and directed to work out with the sellers the form of an amended purchase agreement in line with the discussion noted above, and to have the same executed by the city in accordance with the authority of Resolution 3753.

The following resolution was presented and read:

RESOLUTION NO. 3755

A RESOLUTION RETAINING NAMED PERSONS AS AGENTS OF THE CITY IN CONNECTION WITH THE PROPOSED PURCHASE OF THE CONSUMERS WATER COMPANY.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES, FLORIDA:

That C.T. McCreedy and A.B. Morrison are hereby retained by the city at a fee not to exceed \$2,000 for the purpose of preparation of factual data upon the proposed purchase of the Consumers Water Company, to be distributed to the public before the referendum election, and for their counsel and advice upon the form and content of the purchase agreement and the closing transaction in the event the company is purchased.

Motion for its adoption was made by Commissioner Phillips, seconded by Commissioner Hartnett. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Mayes, Neher and Phillips; Mayor Hemrick. "Nays" - None.

The following resolution was presented and read:

RESOLUTION NO. 3756

A RESOLUTION APPOINTING THE ELECTION OFFICIALS
FOR THE SPECIAL CITY ELECTION JUNE 26, 1951.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF
CORAL GABLES, FLORIDA:

That the following named persons are hereby
appointed and designated as election officials for the
special election to be held June 26, 1951:

Precinct No. 1 - Clerk:	L.E.Westerdahl
Inspectors:	Goldie Linnemeier
	Jean O'Hara
	Thelma Nauman
	Walter M.VanNort
	J.W.Leek
	Frederick T.Sargent
Precinct No. 2 - Clerk:	Edwin G.Bishop
Inspectors:	Chas. D. Boulton
	Celia Pippinger
	Edward L. Myers
	Esther Mooney
	Jessie B. Lewis
	Katherine Skogstad
Precinct No. 3 - Clerk:	Pauline R. Ehly
Inspectors:	Easter M.Russell
	Margaret M.Wilkins
	Marian T.Shaw

and for their attendance at said election each of said
officials shall be paid the sum of \$12.00; and for their
attendance at the instructional meeting, the sum of \$2.00.

Motion for its adoption was made by Commissioner Hartnett, seconded
by Commissioner Neher. Resolution was adopted by the following roll call:

"Yeas" - Commissioners Hartnett, Mayes, Neher and Phillips; Mayor Hendrick.

"Nays" - None.

The following resolution was presented and read:

RESOLUTION NO. 3757

A RESOLUTION AUTHORIZING EXCEPTIONS TO
ORDINANCE NO. 271, KNOWN AS THE "ZONING
ORDINANCE".

WHEREAS, the Zoning Board of Appeals at its regu-
lar meeting May 26, 1951 has recommended that the following
exceptions to the provisions of Ordinance No. 271, known as
the "Zoning Ordinance", be granted;

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

That the following exceptions to the provisions of
Ordinance No. 271 be and the same hereby are granted:

1. Permit efficiency apartments with 282 square
feet instead of the original 400 square feet as planned, in
hotel to be constructed on Lots 1 to 4 inclusive, Block 2,
Mariano Place, and to permit such hotel to be built with no
setback from the west property line, adjacent to C-2 business
zone.

2. Permit use of small band saw, sander and spray gun at 1924 Ponce de Leon Blvd. in connection with retail furniture store operation, for a temporary period of 6 months hereafter, and subject to renewal at that time provided there have been no complaints received concerning the above equipment.

3. Permit 30' 2" setback instead of 35' as now zoned, for Lots 21 and 22, Block 22, Section E.

Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Phillips. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Mayes, Neher and Phillips; Mayor Hendrick. "Nays" - None.

The City Clerk advised that the public liability-property damage insurance upon city buses would expire June 30, and he was instructed to request proposals for the continuation of such insurance from all insurance agencies licensed in the City of Coral Gables.

The following resolution was presented and read:

RESOLUTION NO. 3758

A RESOLUTION AUTHORIZING TRANSFER OF RETAIL PACKAGE LIQUORE STORE LICENSE.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES, FLORIDA:

That the transfer of retail package liquor store license heretofore issued to Jepeways Liquors at 2135 Ponce de Leon Blvd., to John J. Walek and Sophie M. Walek d/b/a John's Liquors at the same address, is hereby approved subject to compliance with all regulations in respect thereto, and subject to cancellation upon receipt of any disqualifying criminal record on the part of either or both transferees.

Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Hartnett. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Mayes, Neher and Phillips; Mayor Hendrick. "Nays" - None.

The following resolution was presented and read:

RESOLUTION NO. 3759

A RESOLUTION AUTHORIZING TRANSFER OF BEVERAGE VENDORS LICENSE.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES, FLORIDA:

That the transfer of beverage vendors license heretofore issued to Goff's Food Market at 5410 S.W. 8th Street, to Alex Popp d/b/a Popp's Food Market at the same location, is hereby approved subject to compliance with all regulations in respect thereto, and subject to cancellation upon receipt of any disqualifying criminal record on the part of the transferee.

Motion for its adoption was made by Commissioner Hartnett, seconded by Commissioner Mayes. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Mayes, Neher and Phillips; Mayor Hendrick. "Nays" - None.

The City Manager recommended that the garbage and trash incineration fees for the Town of West Miami be increased from \$2.50 to \$3.00 per ton beginning July 1, 1951. The recommendation was approved and he was directed to so notify the Town of West Miami.

The City Manager advised that he had received a request from Jack Bell asking the city to remove a number of trees from locations throughout the City of Miami and to replant them at Variety Children's Hospital. He estimated that the cost of the requested action would be about \$1,250. The City Attorney advised that the city had no power to do any such work.

The City Attorney advised that lease negotiations with Howard Johnson Incorporated of Florida for the restaurant space in the new bus terminal had not been concluded, but it was expected that the lease form would be prepared within a few days.

There being no other business the meeting was adjourned.

APPROVED:

David H. Hendrick, Jr.
MAYOR
David H. Hendrick, Jr.

ATTEST:

E. B. Poorman
CITY CLERK
E. B. Poorman

MINUTES OF REGULAR MEETING
OF THE CITY COMMISSION
JUNE 19, 1951.

The Commission of the City of Coral Gables convened in regular session at the City Hall at 8:00 o'clock P.M., Tuesday, June 19, 1951. Mayor Hendrick in the Chair; Commissioners Hartnett, Mayes, Neher and Phillips present. Absent: None.

Minutes of the regular meeting of May 15, 1951, and of the special meetings of May 5, 7, 22 and 26, 1951, were approved as read.

The meeting was then turned over to the opening and reading of bids received for paving work in the City of Coral Gables, designated as Local Improvement H-80, and after the opening and reading of such bids the following resolution was presented and read:

RESOLUTION NO. 3760

A RESOLUTION REJECTING ALL BIDS SUBMITTED FOR PAVING WORK IN THE CITY OF CORAL GABLES, DESIGNATED AS LOCAL IMPROVEMENT H-80.

WHEREAS, pursuant to the city charter the City Commission had advertised for bids for paving work in the City of Coral Gables and designated as Local Improvement H-80, and bids therefor were received as follows:

<u>Name</u>	<u>Price Per Square Yard</u>
Troup Bros., Inc.	\$.795
F.A.Chastain	.94
Belcher Oil Co.	.92
The Brewer Co.of Florida, Inc.	.998
Weekley Paving Co.	.86
C.T.Stockton, Inc.	.98
W.T. ^P Price Dredging Corp.	1.07
Brooks Paving Co.	.90
McFarlin Construction Co.	.89

AND WHEREAS this Commission feels that the bids received were high, and the acceptance of any of such bids would result in a cost for said improvement substantially exceeding the estimate therefor;

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

1. That all of the bids received as recited above for paving work in the City of Coral Gables, designated as Local Improvement H-80, be and the same are hereby rejected.

2. That the City Clerk be and he hereby is authorized to re-advertise for bids for said paving work, such bids to be returnable to the City Commission at its regular meeting, July 17, 1951.

Motion for its adoption was made by Commissioner Hartnett, seconded by Commissioner Phillips. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Mayes, Neher and Phillips; Mayor Hendrick. "Nays" - None.

A group of residents living upon Avenue Sevilla appeared before the

Commission to request that the routing of the Biltmore bus over Avenue Sevilla between Segovia Street and Granada Boulevard be discontinued, and a petition to that effect signed by some 40 of such residents was presented to the Commission. Superintendent of Transportation Smith explained that the routing of the Biltmore bus over Avenue Sevilla did not furnish as satisfactory service to passengers in the area as the previous routing over Avenue Anastasia. On motion by Commissioner Phillips, seconded by Commissioner Mayes and unanimously adopted, the City Manager and Superintendent of Transportation Smith were authorized and directed to work out some solution to the routing of the Biltmore bus resulting in the discontinuance of such bus route from Avenue Sevilla if practicable.

Mr. Roscoe Brunstetter, representing members of the City of Coral Gables Fire Department, presented a proposed ordinance to be adopted by the city levying upon insurance companies an excise or license tax of one percent of the gross amount of premiums collected upon fire and tornado insurance policies covering property within the City of Coral Gables, the proceeds of such tax to be appropriated for the benefit of members of the Fire Department of the city in the form of pension benefits to be administered in accordance with Chapter 175, Laws of Florida, 1949. Mr. Brunstetter explained that this would not be an additional tax upon insurance companies but would be a division by the state of a tax presently collected. He presented a petition signed by some 150 non-firemen employees declaring that they had no objections to the special pension benefits for the members of the Fire Department.

The Director of Finance and City Attorney advised that the proceeds of such tax would have to be distributed to the beneficiaries and in the manner provided by the state law, that such distribution was substantially different from the distribution of pension benefits under the Coral Gables Retirement System, and that as a result it was impracticable if not impossible to administer additional pension benefits to firemen under the general pension system. The Director of Finance recommended that if the Commission saw fit to adopt this insurance premium excise tax to permit additional pension benefits to firemen, a separate and distinct firemen's fund be established under state law to administer such benefits; and recommended that a decision as to the administration and distribution of such pension benefits be made by the Commission before such a tax was imposed. Mr. Brunstetter urged the adoption of the ordinance levying the tax at the present time, leaving the method of distribution thereof to be decided at some future date.

The following ordinance was then presented and read:

ORDINANCE

AN ORDINANCE ASSESSING AND IMPOSING ON EVERY INSURANCE COMPANY, CORPORATION OR OTHER INSURER NOW ENGAGED IN THE CITY OF CORAL GABLES IN OR CARRYING ON, OR WHO SHALL HEREAFTER ENGAGE IN OR CARRY ON, THE BUSINESS OF INSURING PROPERTY AGAINST LOSS OR DAMAGE BY FIRE OR TORNADO, AN EXCISE TAX IN ADDITION TO ANY LICENSE OR EXCISE TAX NOW LEVIED BY THE CITY OF CORAL GABLES, BUT BEING A TAX NOW COLLECTED BY THE STATE OF FLORIDA, AMOUNTING TO ONE (1%) PER CENT OF THE GROSS AMOUNT OF RECEIPTS OF PREMIUMS FROM POLICY HOLDERS ON ALL PREMIUMS COLLECTED ON FIRE AND TORNADO INSURANCE POLICIES COVERING PROPERTY WITHIN THE CORPORATE LIMITS OF THE CITY OF CORAL GABLES, AND APPROPRIATING THE MONEYS DERIVED FROM SUCH TAX FOR THE BENEFIT OF MEMBERS OF THE FIRE DEPARTMENT OF THE CITY OF CORAL GABLES.

upon first reading. Motion for its adoption on first reading was made by Commissioner Neher, seconded by Commissioner Hartnett. Ordinance was adopted on first reading by the following roll call: "Yeas" - Commissioners Hartnett, Mayes, Neher and Phillips; Mayor Hendrick. "Nays" - None.

The City Manager presented an estimate of cost for Local Improvement M-1, the proposed beautification of Miracle Mile by construction of a curb and center parkway not to exceed 8 feet in width, with necessary planting of trees, grass and shrubbery thereon. He estimated that the total cost would be \$23,597.50, and that the cost per front foot of abutting property would be approximately \$5.42. The City Clerk was directed to publish and mail notices of a public hearing upon confirmation of the local improvement. Mr. Hollis Rinehart, attorney representing owners of approximately 25 percent of the property on Miracle Mile, advised that he would be present at the hearing to object to the improvement.

Mr. Robert H. Cook of the B. J. VanIngen and Co., Inc., appeared before the Commission to offer to sell to the city 100 City of Coral Gables 3½% term optional bonds at a price of 105.19, on a yield basis of 2½% to July 1, 1954 call date. He suggested the purchase of these bonds by the July 1, 1944 sinking fund in advance of the first call date, July 1, 1954, and alleged that such action by the city would effect a saving of some \$1,700. At the conclusion of the discussion the following resolution was presented and read:

RESOLUTION NO. 3761

A RESOLUTION AUTHORIZING CITY OFFICERS TO PURCHASE CITY BONDS.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES, FLORIDA:

That the Director of Finance, City Manager and City Attorney are hereby authorized to purchase from B. J. VanIngen and Co., Inc., 100 City of Coral Gables 1944 Refunding Term

Bonds, such bonds to be purchased upon a yield basis of $2\frac{1}{2}\%$ to call date July 1, 1954, at their discretion and if such officers are satisfied with the legality of such purchase without public request for tenders, and of the ultimate benefit to the city by such action.

Motion for its adoption was made by Commissioner Phillips; seconded by Commissioner Mayes. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Mayes, Neher and Phillips; Mayor Hendrick. "Nays" - None.

The City Manager discussed with the Commission the use of and the possible fire hazard involved in the Gazlay Riding Academy, and recommended that some action be taken by the city to abate such use. The matter was referred to the City Attorney for action.

The City Manager advised that Mr. Paul Silverthorne had requested a refund of his occupation license fee as a sub-general contractor (License No. 2696, issued May 18, 1951), on the ground that he had not and would not commence business thereunder in the city because of his failure to receive approval by the Board of Architects of the plans of a proposed building. The City Manager recommended that no refund be granted. The City Attorney advised that under the existing license ordinance the Commission had no power to refund the fee under the circumstances. On motion by Commissioner Mayes, seconded by Commissioner Phillips and unanimously adopted, the request for a refund as above described was refused.

The City Manager advised the Commission of three requests for funds from the 1951-1952 budget, namely, a request from ^{Marine SAA} ~~Maine~~ Industries Association, Inc. for \$2,000 to assist in promotion of boat cruises and marine activities; (2) a request from the Greater Miami Allied Youth Committee for \$500 to help in defraying the expense of an Allied Youth movie to be made in this area; and (3) a request from the Greater Miami Traffic Association for an increase of the support by the city of the activities of such association. The requests were deferred, pending further study upon the current budget.

The City Manager reported that all 21 lots included in the original lot clearing program had now been cleared, 17 of such lots being cleared by the city and the remaining lots by the owners. He advised that there was a balance of approximately \$315 of the cost of such clearing presently due the city.

Mr. A. B. Morrison appeared before the Commission and discussed the progress of negotiations with the University of Miami for acquisition of a site for a sewage disposal plant.

The following resolution was presented and read:

RESOLUTION NO. 3762

A RESOLUTION APPOINTING MEMBERS OF THE BOARD OF SUPERVISING ARCHITECTS AND STRUCTURAL ENGINEER.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES, FLORIDA:

That the appointment by the City Manager of the following named persons as members of the Board of Supervising Architects and as structural Engineer of the City of Coral Gables is hereby approved.

Board of Supervising Architects

For terms ending June 30, 1953: William H. Merriam
William E. Tschumy
Earl V. Wolfe

Structural Engineer

For a term ending June 30, 1953: A. Harvey Baxter

Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Phillips. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Mayes, Neher and Phillips; Mayor Hendrick. "Nays" - None.

The following resolution was presented and read:

RESOLUTION NO. 3763

A RESOLUTION EXPRESSING THE APPRECIATION OF THE COMMISSION FOR THE FAITHFUL SERVICES OF LEROY K. ALBERT AND HOWARD B. KNIGHT UPON THE BOARD OF SUPERVISING ARCHITECTS OF THE CITY OF CORAL GABLES.

WHEREAS, Leroy K. Albert and Howard B. Knight will on the 30th day of June retire as members of the Board of Supervising Architects after five years of service thereon; and

WHEREAS, both of the Board of Supervising Architects have throughout their tenure of office served this city and its citizens faithfully and well and have contributed in a material way through their service and time in maintaining the high standards of building design and construction in this city;

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

That this Commission does hereby express to Leroy K. Albert and Howard B. Knights its commendation and appreciation for their services as members of the Board of Supervising Architects.

Motion for its adoption was made by Commissioner Hartnett, seconded by Commissioner Neher. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Mayes, Neher and Phillips; Mayor Hendrick. "Nays" - None

The Commission then discussed appointments for the Zoning Board of Appeals, Planning and Advisory Board and Athletic Commission, but action thereon was deferred.

The City Manager recommended the installation and removal of the following street lights:

- (a) Install 4000 lumens overhead white way at southeast corner of Avenue Aragon and Salzedo Street; on Avenue Aragon 150 feet west of Salzedo Street; on Avenue Aragon 350 feet west of Salzedo Street; on northeast corner Avenue Giralda and Salzedo Street; on Avenue Giralda 150 feet west of Salzedo Street; and on Avenue Giralda 350 feet west of Salzedo Street.
- (b) Install nine 1000 lumens overhead bracket lights on Alhambra Circle, between Avenue Mantua and Avenue Trillo, and remove three existing 2500 lumens overhead bracket lights in such area.
- (c) Install one 1000 lumens overhead bracket light on Anderson Road between University Drive and Avenue Escobar.

The recommendations were approved.

The following resolution was presented and read:

RESOLUTION NO. 3764

A RESOLUTION AUTHORIZING AN EXCEPTION TO ORDINANCE NO. 271, KNOWN AS THE "ZONING ORDINANCE".

WHEREAS, the Zoning Board of Appeals at its regular meeting June 11, 1951 has recommended that the following exception to the provisions of Ordinance No. 271, known as the "Zoning Ordinance", be granted;

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

That the following exception to the provisions of Ordinance No. 271 be and the same hereby is granted:

Permit erection of residence on Lots 47 and 48, Block 13, Crafts Section, facing west on Galiano Street instead of south on Avenue Sevilla as now zoned.

Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Hartnett. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Mayes and Phillips. "Nays" - Commissioner Neher, Mayor Hendrick.

RESOLUTION NO. 3765

A RESOLUTION AUTHORIZING AN EXCEPTION TO ORDINANCE NO. 271, KNOWN AS THE "ZONING ORDINANCE".

WHEREAS, the Zoning Board of Appeals at its regular meeting June 11, 1951 has recommended that the following exception to the provisions of Ordinance No. 271, known as the "Zoning Ordinance", be granted;

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

That the following exception to the provisions of Ordinance No. 271 be and the same hereby is granted:

Permit construction of building upon Lots 18 to 22 inclusive, Block 7, Industrial Section, having no parapet wall on rear of building as per plans submitted.

Motion for its adoption was made by Commissioner Hartnett, seconded by Commissioner Neher. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Mayes, Neher and Phillips; Mayor Hendrick. "Nays" - None.

The following ordinance was presented and read:

ORDINANCE

AN ORDINANCE AMENDING ORDINANCE NO. 271, KNOWN AS THE "ZONING ORDINANCE" AS AMENDED, AS TO ZONING REQUIREMENTS OF LOTS 1 TO 24 INCLUSIVE, BLOCK 89, AND LOTS 1 TO 52 INCLUSIVE, BLOCK 91, RIVIERA SECTION; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT OR INCONSISTENT HEREWITH.

upon first reading. Motion for its adoption on first reading was made by Commissioner Mayes, seconded by Commissioner Phillips. Ordinance was adopted on first reading by the following roll call: "Yeas" - Commissioners Hartnett, Mayes, Neher and Phillips; Mayor Hendrick. "Nays" - None.

The following resolution was presented and read:

RESOLUTION NO. 3766

A RESOLUTION CALLING A SPECIAL MEETING OF THE COMMISSION AT 9 O'CLOCK A. M., WEDNESDAY, JUNE 27, 1951.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES, FLORIDA:

That a special meeting of the Commission of the City of Coral Gables is hereby called, to be held at 9 o'clock A.M., Wednesday, June 27, 1951, for the purpose of canvassing the returns of the special election to be held June 26, 1951, and for such other business as may come before the meeting.

Motion for its adoption was made by Commissioner Hartnett, seconded by Commissioner Mayes. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Mayes, Neher and Phillips; Mayor Hendrick. "Nays" - None.

The following resolution was presented and read:

RESOLUTION NO. 3767

A RESOLUTION FIXING A PUBLIC HEARING UPON THE PROPOSED BUDGET AND APPROPRIATION ORDINANCE FOR THE FISCAL YEAR 1951-1952.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES, FLORIDA:

That a special meeting of the Commission is hereby called and set for 5 o'clock P.M., Friday, July 6, 1951, in the Commission Chamber of City Hall, for the purpose of holding a public hearing upon the proposed budget and appropriation ordinance for the fiscal year 1951-1952.

Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Hartnett. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Mayes, Neher and Phillips; Mayor Hendrick. "Nays" - None.

Commissioner Neher suggested that a survey be made of the condition of streets and sidewalks on both sides of Grand Avenue.

The City Clerk advised the Commission that a lien statement made in the Clerk's office on April 21, 1950, covering Lots 19 to 22, Block 3, Section E, and furnished to an abstract company, had in error omitted the lien of Local Improvement H-67 in the amount of \$233.80 plus interest. He advised that Mr. Milton Ferrell, attorney for the new owner, Dr. E. P. Preston, claimed that the city was liable for the omission of this lien inasmuch as the city received a fee for the preparation of lien statements. The City Clerk advised that the City Attorney had held that there was no such legal liability, but that in view of the circumstances he felt that the city had some moral responsibility to relieve the purchaser from loss involved in their reliance upon the city statement.

The following resolution was presented and read:

RESOLUTION NO. 3768

A RESOLUTION AUTHORIZING THE RELEASE OF
LOCAL IMPROVEMENT LIEN UPON PROPERTY
DESCRIBED.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF
CORAL GABLES, FLORIDA:

1. That the City Clerk and Director of Finance is hereby authorized and directed, because of an error in the preparation of a lien statement made by the city, to release the lien of Local Improvement H-67, in the amount of \$233.80 plus interest, upon Lots 19 to 22 inclusive, Block 3, Section E, and to transfer the amount thereof to an account receivable against the former owner, Jessie S. Richardson, providing that the purchaser will assign to the city his claim against the seller of the property for liability for payment of such lien.

2. That the City Attorney is hereby authorized and directed to take all possible legal steps to enforce the collection of the amount of this released lien from the seller, Jessie S. Richardson.

Motion for its adoption was made by Commissioner Hartnett, seconded by Commissioner Phillips. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Mayes, Neher and Phillips; Mayor Hendrick. "Nays" - None.

The City Attorney advised the Commission of the United States Supreme Court opinion approving an ordinance prohibiting soliciting and peddling within

the city limits, without prior invitation of the owner of premises entered upon. He advised that the Director of Public Safety strongly recommended the passage of such ordinance in this city. No action was taken pending further study of the matter by the city.

RESOLUTION NO. 3769

A RESOLUTION MAKING APPROPRIATIONS FOR
PURPOSES DESCRIBED HEREIN.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF
CORAL GABLES, FLORIDA:

1. That there is hereby appropriated from the Special Benefit Fund, from Reserve for Capital Improvements, Trust Fund, from available unappropriated funds, from unencumbered balances remaining in the special appropriation accounts for the fiscal year ending June 30, 1951, and from unencumbered balances remaining in the special appropriation accounts from cigarette tax revenue for the fiscal year ending June 30, 1951 (denoted by the letter "C"), to the several appropriation accounts for said fiscal year as herein described (those supported by cigarette tax funds being designated by the letter "C"), the following amounts:

	TO (FROM)
Trust Fund Special Benefit Reserve	(47,643.95)
Trust Fund Reserve For Capital Improvements	(30,428.53)
Available Unappropriated Funds	(2,930.00)
Account 2630 Finance Department	(438.00)
" 2645 Streets Department	(2,670.00)
" 2650 Public Safety Department	(2,870.00)
" 2670 Non-Departmental	(1,620.00)
" 2675 Debt Service Expense	(75.00)
" 2683 Biltmore Golf Course	(1,850.00)
Account 2645(C) Streets Department	(1,086.84)
" 2650(C) Public Safety Department	1,086.84
" 2615 Public Works Department	4,241.00
" 2643 Wastes Department	3,839.00
" 2647 Garage (Capital)	178.00
" 2652 Parking Meters (Capital)	65.00
" 2680 Transportation Department	1,850.00
" 2653 Parking Lots (Operating)	2,280.00
" 2653 Parking Lots (Capital)	10,272.74
" 2684 Bus Terminal (Capital)	20,155.79
" 2671 Hurricane Expense	47,643.95

2. That the Director of Finance is hereby authorized and directed to return all unencumbered balances remaining as of June 30, 1951, in appropriation accounts supported by cigarette tax revenue to the Trust Fund, Cigarette Tax Fund.

3. That the Director of Finance is hereby authorized and directed to allocate the departmental appropriations and transfers hereby made to and among the items within the several departments as established by the budget or by accounting changes and practices for the said fiscal year as needed, and to transfer unencumbered balances of any items within departments to other items within the same department where the balance is insufficient.

Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Hartnett. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Mayes, Neher and Phillips; Mayor Hendrick. "Nays" - None.

Ordinance No. 694, requiring off-street parking facilities to be pro-

vided on the premises in connection with the construction of new buildings, was brought up for discussion by Commissioner Hartnett, and the City Attorney was directed to prepare an amendment thereto clarifying the requirement to provide that such off-street parking facilities be not located in the front yards of buildings.

The following resolution was presented and read:

RESOLUTION NO. 3770

A RESOLUTION AUTHORIZING TRANSFER OF
RETAIL PACKAGE LIQUOR STORE LICENSE.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF
CORAL GABLES, FLORIDA:

That the transfer of retail package liquor store license heretofore issued to Roasaio and Alice Gonthier, doing business as Gables Liquors, 2626 Ponce de Leon Blvd., to Gables Liquors, Inc. at the same address, is hereby approved, subject to the conditions of the zoning exception heretofore granted permitting such use of such premises, and subject to compliance with all regulations and to cancellation upon receipt of any disqualifying criminal record on the part of the transferee or its officers.

Motion for its adoption was made by Commissioner Hartnett, seconded by Commissioner Phillips. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Mayes, Neher and Phillips; Mayor Hendrick. "Nays" - None.

The City Clerk advised that O. D. Hinkle had applied for a beer and wine license in connection with the restaurant known as Feed Box Luncheonette, 2630 Ponce de Leon Blvd., for which the authorized seats have been recently increased to 50. He advised that a further examination of the plumbing and building conditions disclosed that the premises would not qualify for a 50-seat restaurant, and therefore could not qualify for a beer and wine license.

The following resolution was presented and read:

RESOLUTION NO. 3771

A RESOLUTION DENYING AN APPLICATION FOR
A BEER AND WINE LICENSE.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF
CORAL GABLES, FLORIDA:

That the application of O. D. Hinkle, d/b/a Feed Box Luncheonette, 2630 Ponce de Leon Blvd., for a beer and wine license in connection with such restaurant be and the same is hereby denied upon the ground that the premises do not and cannot meet the requirements of plumbing and building codes of this city concerning restaurants of 50 or more seats capacity; and the City Clerk is hereby directed to cancel the additional license recently issued for the addition of seats in such restaurant to a 50-seat capacity, and to refund the fee for such authorization.

Motion for its adoption was made by Commissioner Phillips, seconded by Commissioner Mayes. Resolution was adopted by the following roll call: "Yeas" -
- Commissioners Hartnett, Mayes, Neher and Phillips; Mayor Hendrick. "Nays" - None.

The following resolution was presented and read:

RESOLUTION NO. 3772

A RESOLUTION AUTHORIZING TRANSFER OF
LOCATION OF BEVERAGE VENDOR'S LICENSE.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF
CORAL GABLES, FLORIDA:

That the change of location of the beverage vendor's license heretofore issued to Louis Meyer and Charles Simon, d/b/a the Friendly Bar, 309 Coral Way, to 2611 Ponce de Leon Blvd., is hereby approved, provided that the provisions of the plumbing and building codes of this city are complied with at the new location.

Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Phillips. Resolution was adopted by the following roll call: "Yeas"
- Commissioners Hartnett, Mayes, Neher and Phillips; Mayor Hendrick. "Nays" -
None.

The following resolution was presented and read:

RESOLUTION NO. 3773

A RESOLUTION APPROPRIATING FOR CURRENT
EXPENDITURES FOR OPERATION OF THE CITY
BETWEEN JULY 1, 1951 AND THE DATE OF
ADOPTION OF THE APPROPRIATION ORDINANCE
FOR THE FISCAL YEAR 1951-1952.

WHEREAS, Section 32 of the city charter prohibits passage of the appropriation ordinance for the fiscal year commencing July 1, 1951 sooner than one week after the beginning of the said fiscal year; and

WHEREAS, it is necessary that city functions continue without interruption, and the City Manager has recommended in writing that an appropriation be made for the current expenses of the city, chargeable to appropriations for the year 1951-1952, when passed, to an amount sufficient to cover the necessary expenses of the city and until an annual appropriation is in force;

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

That there is hereby appropriated an amount sufficient to cover the necessary expenses of the city from July 1, 1951 until the annual appropriation ordinance for the fiscal year 1951-1952 is in force, such appropriation to be charged to the appropriations for the year 1951-1952 when passed.

Motion for its adoption was made by Commissioner Hartnett, seconded by Commissioner Phillips. Resolution was adopted by the following roll call: "Yeas"

- Commissioners Hartnett, Mayes, Neher and Phillips; Mayor Hendrick. "Nays" -
None.

There being no other business the meeting was adjourned.

APPROVED:

David H. Hendrick, Jr.

MAYOR

David H. Hendrick, Jr.

ATTEST:

E. B. Poorman

CITY CLERK

E. B. Poorman

MINUTES OF SPECIAL MEETING
OF THE CITY COMMISSION
JUNE 27, 1951

Pursuant to call thereof by Resolution No. 3766, passed and adopted at the regular meeting of June 19, 1951, the Commission convened in special session at 9 o'clock A.M., Wednesday, June 27, 1951. Mayor Hendrick in the Chair; Commissioners Hartnett, Mayes, Neher and Phillips present. Absent: None.

The following resolution was presented and read:

RESOLUTION NO. 3774

A RESOLUTION ACCEPTING AND CANVASSING THE RETURNS OF THE CLERKS AND INSPECTORS OF THE SPECIAL ELECTION HELD IN THE CITY OF CORAL GABLES, JUNE 26, 1951, FOR THE APPROVAL OR DISAPPROVAL OF A PROPOSITION FOR THE PURCHASE OF THE CONSUMERS WATER COMPANY BY THE CITY OF CORAL GABLES, AND DECLARING THE RESULTS AS INDICATED THEREBY.

WHEREAS, the City Clerk has submitted to the Commission the returns of the Clerks and Inspectors for the several voting precincts of the special election held June 26, 1951 in the City of Coral Gables, Florida, for the approval or disapproval of the proposition for the purchase by the city of the Consumers Water Company, such returns containing the oaths and certificates of said election officials and their sworn reports of votes cast in each precinct in said election, showing a total of 1,352 votes cast; and

WHEREAS, said certificates and returns show the following results of the said special election:

QUESTION: Shall the City of Coral Gables acquire the water properties and facilities of the Consumers Water Company located within and without the said city, and finance the cost of such acquisition by the issuance of water revenue bonds or certificates payable solely from the revenues derived from the operation by the City of Coral Gables of said water properties and facilities, at a base price of \$2,750,000 as of December 31, 1950, with allowances, credits and additions as provided in Resolution No. 3753, adopted by the City Commission of said city on the 26th day of May, 1951, a copy of which resolution is on file in the office of the City Clerk of said city and open to inspection of any qualified elector residing in said city?

	PRECINCT	PRECINCT	PRECINCT	TOTAL
	1	2	3	
YES	68	71	49	188
NO	543	453	150	1,146
SPOILED	1	12	5	18
TOTAL	<u>612</u>	<u>536</u>	<u>204</u>	<u>1,352</u>

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

That this Commission declares that said election was fairly and legally held, and the reports and returns of the several Clerks and Inspectors of the election are hereby accepted and approved; and hereby declares that the proposition for the purchase of the Consumers Water Company by the City of Coral Gables, as presented at said election, was not approved by a majority of the qualified voters voting at said election and the proposition failed to carry.

Motion for its adoption was made by Commissioner Hartnett, seconded by Commissioner Mayes. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Mayes, Neher and Phillips; Mayor Hendrick. "Nays" - None.

The City Manager advised that negotiations were being carried on with representatives of Howard Johnson Incorporated of Florida concerning changes and additions in the bus terminal restaurant area requested for the proposed restaurant operation, and that the execution of a lease with the firm was being deferred pending final agreement upon such changes and additions. The matter was referred to the City Attorney and City Manager with directions to secure some definite agreement concerning building changes and to secure execution of a lease, at the earliest possible time, to avoid delay in the terminal construction.

Mr. A. B. Morrison and Mr. M. B. Garris appeared before the Commission and explained the status of negotiations with the University of Miami concerning a site for the sewage disposal plant. They advised that up to the present time they had been unable to reach any definite agreement with the University as to the site on the campus or the method of payment therefor. They recommended that some definite date in the near future be fixed as a deadline to force some decision upon the issue, so that if a university campus site becomes unavailable, plans may proceed upon the basis of some other site. The Commission suggested that a conference be arranged between Dr. Ashe, the Finance Committee of the University Trustees, Mr. Garris, Mr. Morrison, Mayor Hendrick and the City Manager, for the purpose of coming to some final conclusion upon the availability, price and method of payment for a site for the disposal plant upon the University campus.

Mr. Garris suggested that the title to be two remaining non-owned lots in the present incinerator site be cleared as quickly as possible to enable replatting of the incinerator site, in the event it became necessary to use that site for the sewage disposal plant.

Commissioner Hartnett suggested that the mechanics of collection of sewer charges be worked out, and that if necessary a contract be negotiated in the immediate future with the Consumers Water Company involving collection and/or cutting off of water service, before further proceeding with the sanitary sewer project.

The offer of B. J. VanIngen and Co., Inc., to sell 100 City of Coral Gables 1944 Refunding Term Bonds to the city, was again discussed by the Commission, and it was the consensus of opinion that the purchase not be made at

this time. On the recommendation of the City Manager and Director of Finance it was felt that the city should not commit itself in the present bond market.

The following resolution was presented and read:

RESOLUTION NO. 3775

A RESOLUTION ORDERING LOCAL IMPROVEMENT H-81.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES, FLORIDA:

That a local improvement described and designated as follows shall be made under Sections 62 and 63, Chapter 13972, Acts of Florida as amended:

1. Widening to 20 feet, re-shaping, bonding and covering with $1\frac{1}{2}$ inch asphaltic concrete, Avenue Anastasia from LeJeune Road to Anderson Road in Country Club Part 6 and in Biltmore Section, Coral Gables, at an estimated cost of \$9,112.83 (of which an estimated \$2,631.25 shall be apportioned to the city, and \$6,481.58 to abutting properties).
2. That the cost of the improvement, except intersections, shall be defrayed by a special assessment upon all lots and lands adjoining and contiguous or bounding and abutting upon such street on a frontage basis, which said properties are hereby designated as Improvement District H-81.
3. That such special assessments shall be payable 30 days after confirmation of the preliminary assessment roll thereon, or at such time as the Commission may designate pursuant to Chapter 13972, Special Acts of Florida as amended.

Motion for its adoption was made by Commissioner Hartnett, seconded by Commissioner Mayes. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Mayes, Neher and Phillips; Mayor Hendrick. "Nays" - None.

Superintendent of Public Works Robinson pointed out that an inspection of a residence currently being constructed at 736 Jeronimo Drive, disclosed that square edge sheathing instead of tongue-and-groove sheathing, as required, had been installed upon the roof, and that at the time this error was discovered the sheathing was completed. He advised that the owner had agreed to put on an additional layer of felt which should correct the condition, and requested advice from the Commission as to whether or not to permit such correction. Upon motion by Commissioner Hartnett, seconded by Commissioner Mayes and unanimously passed, the above described variation from the building code was permitted, provided that the additional roof felt be placed on the sheathing as stated above.

There being no other business the meeting was adjourned.

APPROVED:

David H. Hendrick, Jr.
MAYOR
David H. Hendrick, Jr.

ATTEST:

E. B. Poorman
CITY CLERK

E. B. Poorman

MINUTES OF REGULAR MEETING
OF THE CITY COMMISSION
JULY 3, 1951.

The Commission of the City of Coral Gables convened in regular session at the City Hall at 8:00 o'clock P.M., Tuesday, July 3, 1951. Mayor Hendrick in the Chair; Commissioners Hartnett, Mayes, Neher and Phillips present. Absent: None.

Minutes of the regular meeting of June 5, 1951 were read and approved.

The meeting was turned over to a discussion of the rezoning of Blocks 89 and 91, Riviera Section, an ordinance concerning which was passed on first reading June 19, 1951. At the conclusion of a discussion with several owners of property in the neighborhood, Commissioner Phillips moved and Commissioner Mayes seconded the motion, that the ordinance as passed on first reading June 19, 1951 be amended as to Lots 19-24 inclusive, Block 89 and Lots 37-52 inclusive, Block 91, to show such lots as CFD-10 R-2 use permitting erection of bungalow type duplexes of not less than 2500 square feet floor area providing that no such duplex units may be constructed upon a tract having less than 100 feet street frontage, and further providing that any single family residence built upon such lots shall have a minimum of 2000 square feet floor area. The motion to amend was carried by the unanimous vote of the Commission. Thereupon,

ORDINANCE NO. 698

AN ORDINANCE AMENDING ORDINANCE NO. 271,
KNOWN AS THE "ZONING ORDINANCE" AS AMENDED,
AS TO ZONING REQUIREMENTS OF LOTS 1 TO 24
INCLUSIVE, BLOCK 89, AND LOTS 1 TO 52
INCLUSIVE, BLOCK 91, RIVIERA SECTION; AND
REPEALING ALL ORDINANCES OR PARTS OF
ORDINANCES IN CONFLICT OR INCONSISTENT
HEREWITH.

which was passed and adopted on first reading June 19, 1951, as amended, was read again in full. Motion for its adoption was made by Commissioner Hartnett, seconded by Commissioner Mayes and the ordinance was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Mayes, Neher and Phillips; Mayor Hendrick. "Nays" - None.

Thereupon Mayor Hendrick declared the ordinance passed and adopted and ordered its publication as Ordinance No. 698.

The meeting was then turned over to a public hearing upon the application for a transfer of the Certificate of Public Convenience and Necessity heretofore issued to Sam's Taxi and Baggage Inc. for the operation of twelve taxicabs to Sam's Silver Fleet, Inc. The City Clerk advised that notices had been

sent to holders of all other certificates, in accordance with the ordinances of the city. No objections were made to the transfer, and the following resolution was presented and read:

RESOLUTION NO. 3776

A RESOLUTION AUTHORIZING TRANSFER OF CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES, FLORIDA:

That the transfer of the Certificate of Public Convenience and Necessity heretofore issued to Sam's Taxi and Baggage, Inc. for the operation of twelve taxicabs, to Sam's Silver Fleet, Inc., a Florida corporation whose stockholders and directors are the same persons as the stockholders and directors of the present certificate holder, be and the same is hereby authorized and approved; the authority to operate three for-hire cars now authorized under the present certificate to be retained by Sam's Taxi and Baggage, Inc.

Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Hartnett. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Mayes, Neher and Phillips; Mayor Hendrick. "Nays" - None.

The City Clerk reported that, in response to a letter inviting proposals to furnish Public Liability - Property Damage insurance upon city buses for one year beginning July 1, 1951, two proposals had been received: Premium of 4.53% of gross fare receipts, New York Casualty Company, through Coral Gables Insurance Inc., 4.74% of gross fare receipts by Travelers Insurance Company, through Searle and Morris Insurance Inc. The following resolution was presented and read:

RESOLUTION NO. 3777

A RESOLUTION AUTHORIZING THE SECURING OF PUBLIC LIABILITY - PROPERTY DAMAGE INSURANCE COVERING CITY BUSES FOR THE YEAR BEGINNING JULY 1, 1951.

WHEREAS, letters inviting proposals for furnishing the city with Public Liability - Property Damage insurance to limits of \$100,000 one person \$500,000 one accident, and Property Damage Insurance in the amount of \$10,000 one accident, upon city buses for the year beginning July 1, 1951, were sent to insurance agencies licensed by the city and in answer thereto two proposals were received: (1) New York Casualty Company at a premium rate of 4.53% of gross fare receipts; (2) Travelers Insurance Company at a premium rate of 4.74% of gross fare receipts.

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

That the proper city officials are hereby authorized and directed to accept the lowest proposal submitted as described above, and to secure Public Liability - Property Damage insurance for city-owned and operated buses for the year beginning July 1, 1951 to limits of \$100,000 one person, \$500,000 one accident Public Liability, and \$10,000 one accident Prop-

erty Damage, with New York Casualty Company, through Coral Gables Insurance Inc. at a premium rate of 4.53% of the gross fare receipts for such year.

Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Phillips. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Mayes, Neher and Phillips; Mayor Hendrick. "Nays" - None.

Commissioner Phillips was excused from the meeting at this point.

The following resolution was presented and read:

RESOLUTION NO. 3778

A RESOLUTION AUTHORIZING PURCHASE AND/OR CANCELLATION OF CERTAIN CITY OF CORAL GABLES TAX CERTIFICATES.

WHEREAS, City of Coral Gables taxes, for the years 1931 to 1950 inclusive, upon that part of the $N\frac{1}{2}$ of the $N\frac{1}{2}$ of the $SW\frac{1}{4}$ of the $NE\frac{1}{4}$ lying easterly of the Florida East Coast Railway right of way (except a 50 foot strip thereof lying adjacent to said right of way) Section 30, Township 54 South, Range 41 East, are unpaid and are evidenced by outstanding City of Coral Gables tax certificates now owned and held by the City of Coral Gables and other persons; and

WHEREAS, said property, consisting of approximately six acres lying within the area of Riviera Section Part 8, is unsubdivided, and parts of several streets (as they would be extended in conformity with surrounding plats) lie within said tract, namely Miami-Homestead Highway (U.S.1), Maynada Street, Avenue Madruga, Turin Street and Avenue Mariposa, said street rights of way, if extended through the said tract, composing approximately 2 acres of said tract; and

WHEREAS, the owners of such property, in exchange for the cancellation by the city of the tax certificates held by it, in the total principal amount of \$1,259.03 and the purchase and cancellation by the city of all other outstanding certificates, in the approximate principal amount of \$850, have offered to dedicate or deed to the City of Coral Gables for street purposes the rights of way as they extend through their property, of all streets named above, and it is considered to the best interest of the city and of the surrounding property that such street rights of way be secured.

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

That the Director of Finance be and he hereby is authorized and directed to purchase on behalf of the city all outstanding City of Coral Gables tax certificates held by other persons or corporations upon the said described property and to effect cancellation of such tax certificates and all tax certificates owned and held by the city, upon the following express conditions:

1. That the owners furnish at their expense an abstract of said property showing good and merchantable title to all areas to be dedicated or deeded as streets;

2. That the owners execute a good and sufficient deed or dedication to the City of Coral Gables of the right of way of Miami-Homestead Highway, Avenue Madruga, Avenue Mariposa, Maynada Street and Turin Street, as they would extend through such property in conformity with surrounding

plats, which said deed or dedication may reserve unto the grantors the reversionary interest in such streets if the same be vacated by action of the City Commission;

3. That county and city taxes upon the entire tract for the year 1951, be paid by the owners, and thereafter all city and county taxes upon the remaining portions of the property (after deletion of streets therefrom) are to be paid by the owners.

Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Neher. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Mayes and Neher; Mayor Hendrick. "Nays" - None.

The City Manager presented to the Commission a proposed plan for removal of trees and construction of parking facilities on the center parkways on Alhambra Circle between Ponce de Leon Blvd. and LeJeune Road, such plan resulting in approximately eighty parking spaces per block, and being recommended by the majority of property owners upon the street. Mr. Ed Rogers, owner of property on Alhambra Circle, stated that the great majority of the property owners favored the plan presented and that they recommended nine hour off-street parking on the center area. The matter was referred to the Planning Board for its study and recommendation.

The City Manager presented a statement from Mr. C. T. McCreedy for \$2,000 due Mr. McCreedy and Mr. Morrison for their work in connection with the recent water company election and contract. Inasmuch as their fee had been approved by Resolution 3775, the proper city officials were authorized to pay the same.

RESOLUTION NO. 3779

A RESOLUTION PROVIDING FOR THE DEPOSITING OF FUNDS OF THE CITY OF CORAL GABLES, AND AUTHORIZING THE SIGNING OF CHECKS AND DRAFTS OF THE CITY OF CORAL GABLES BY CERTAIN OFFICIALS.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES, FLORIDA:

1. That the Coral Gables First National Bank, the Florida National Bank at Coral Gables, The Hanover Bank of the City of New York, the Chase National Bank of the City of New York, and the Chemical Bank and Trust Company, New York, be and they are hereby designated as depositories for the monies of the several funds of the city of Coral Gables, Florida, and the Director of Finance, or his duly appointed assistants, be and they are hereby authorized to deposit said monies in any or all of said depositories upon being adequately secured with collateral as required hereby. Upon making any such deposit, the Director of Finance shall require that the depository file with him or in the name of the City of Coral Gables in the custody of some responsible third party, preferably an established bank or trust company, securities of the United States Treasury or of agencies or corporations of or established by the United States Government, of a par or market value, whichever shall be the lower, equal to

or in excess of the amount of monies of the City of Coral Gables on deposit in any such depository; and the Director of Finance is further authorized to release such collateral, or portions thereof, whenever it shall be found that the amount of collateral as defined above is in excess of the deposits secured thereby; provided, however, that the provisions hereof as to the filing of collateral for deposits shall not, until otherwise ordered, apply to monies deposited with The Hanover Bank of New York City for the payment of interest coupons or other service of the Issue of July 1, 1944 Refunding Bonds, or of the Issue of January 1, 1937 Refunding Bonds, or to monies deposited in said bank for the payment of dividends upon Tax Participation Certificates of the Issue of January 1, 1937, or for payment of principal and interest upon the Municipal Transit Terminal Revenue Certificates of September 1, 1950; nor to monies deposited with the Chast National Bank of the City of New York for the payment of interest coupons or other services of the Issue of July 1, 1926 Improvement Bonds, Issue of January 1, 1927 Improvement Bonds, Issue of June 1, 1928 Refunding Bonds, Issue of January 1, 1930 Refunding Bonds, and the Issue of July 1, 1930 Refunding Bonds; nor to monies deposited with the Chemical Bank and Trust Company of New York for the payment of interest coupons or other services of the Issue of December 1, 1925 Permanent Improvement Bonds, and Issue of April 1, 1926 Permanent Improvement Bonds.

2. That such depositories be and they are hereby authorized to make payments from monies of the City of Coral Gables on deposit therein upon and according to checks and drafts of the City of Coral Gables signed by W. T. McIlwain, as City Manager, and countersigned by E. B. Poorman, as Director of Finance; and the said W. T. McIlwain and E. B. Poorman, in the above respective capacities, be and they hereby are authorized to sign, endorse, accept, make, execute and deliver any and all checks and drafts on behalf of said City of Coral Gables; provided, also, that the City Manager and the Director of Finance are hereby authorized to use a Todd Protectograph check signer for their signatures, in lieu of natural signatures, on such city checks and documents as they may deem advisable, and the depositories herein named are hereby requested, authorized and directed to honor all checks, drafts or other orders for the payment of money drawn in the name of the city upon any of its accounts, including the Tax Participation Certificate Fund Account, and including checks, drafts or other orders for the payment of money drawn to the individual order of any person or persons whose names appear thereon as signer or signers hereof, when bearing or purporting to bear the facsimile signature (by impression of Protectograph check signer) of both of the following:

W. T. McIlwain, City Manager
E. B. Poorman, Director of Finance,

upon being furnished with an impression of such check signer duly certified by the Director of Finance.

3. That the provisions and authorization herein contained shall become effective upon the passage of this resolution and shall supersede all previous authorizations for the signing and countersigning of city checks and other cash instruments, and shall remain in effect until it shall be otherwise ordered by the Commission of the City of Coral Gables.

Motion for its adoption was made by Commissioner Mayes, seconded by

Commissioner Hartnett. Resolution was adopted by the following roll call: "Yeas"

- Commissioners Hartnett, Mayes and Neher; Mayor Hendrick. "Nays" - None.

RESOLUTION NO. 3780

A RESOLUTION ACCEPTING CONSTRUCTION
WORK IN LOCAL IMPROVEMENT H-79.

WHEREAS, by Resolution 3703 passed and adopted March 20, 1951, the Commission ordered Local Improvement H-79, and by Resolution 3713 passed and adopted April 3, 1951 said improvement was confirmed after public hearing; and

WHEREAS, the Commission subsequently authorized the execution of a contract for the street paving in such improvement with Troup Bros., Inc., and the work covered by said contract has now been completed and the City Manager has reported that the work was done in accordance with specifications and is satisfactory.

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

1. That the paving work done by Troup Bros., Inc. in Local Improvement H-79 is hereby accepted.
2. That the City Manager and Director of Finance are hereby authorized and directed to pay to the said contractor the full contract price.

Motion for its adoption was made by Commissioner Hartnett, seconded by Commissioner Neher. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Mayes and Neher; Mayor Hendrick. "Nays" - None.

RESOLUTION NO. 3781

A RESOLUTION AUTHORIZING EXCEPTIONS TO ORDI-
NANCE NO. 271, KNOWN AS THE "ZONING ORDINANCE".

WHEREAS, the Zoning Board of Appeals at its regular meeting of June 25, 1951 has recommended that the following exceptions to the provisions of Ordinance No. 271, known as the "Zoning Ordinance", be granted;

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

That the following exceptions to the provisions of Ordinance No. 271 be and the same hereby are granted:

1. Permit temporary operation of a dance studio, subject to cancellation by the Commission at any time, on the first floor of 154 Avenue Giralda.
2. Permit erection of a residence on the south 10 feet of Lot 7 and all of Lots 8 and 9, Block 106, Country Club Section 5, facing east on Toledo Street instead of south on Jeronimo Drive as now zoned.
3. Permit construction of an addition to present "Orlyt" type greenhouse, according to plans presented, on Lots 4 and 5, Block 129, Riviera Section.

Motion for its adoption was made by Commissioner Hartnett, seconded by Commissioner Mayes. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Mayes and Neher; Mayor Hendrick. "Nays" - None.

The following ordinance was presented and read:

ORDINANCE

AN ORDINANCE AMENDING ORDINANCE NO. 271 OF THE CITY OF CORAL GABLES, COMMONLY KNOWN AS THE "ZONING ORDINANCE" BY AMENDING PARAGRAPH NUMBERED 3 WHICH IS ENTITLED "DOMESTIC ANIMALS AND FOWL" OF SECTION 14 OF SAID ORDINANCE NO. 271, WHICH IS ENTITLED "MISCELLANEOUS USE RESTRICTIONS" BY PROHIBITING THE KEEPING OF HORSES, PONIES, CATTLE, GOATS, PIGS OR OTHER LIVESTOCK AND POULTRY, PIGEONS AND PEACOCKS IN CORAL GABLES NORTH OF BLUE ROAD WITHOUT EXCEPTION; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT THEREWITH; PROVIDING FOR A SEPARABILITY CLAUSE; PROVIDING FOR THE EFFECTIVE DATE OF THIS AMENDMENT TO SAID ORDINANCE.

upon first reading. Motion for its adoption was made by Commissioner Neher, seconded by Commissioner Mayes. Ordinance was adopted on first reading by the following roll call: "Yeas" - Commissioners Hartnett, Mayes and Neher; Mayor Hendrick. "Nays" - None.

The following ordinance was presented and read:

ORDINANCE

AN ORDINANCE AMENDING ORDINANCE NO. 271 OF THE CITY OF CORAL GABLES, FLORIDA, COMMONLY KNOWN AS THE "ZONING ORDINANCE", BY AMENDING SECTION 12-1/2 THEREOF, THE SAME BEING ENTITLED "OFF-STREET PARKING, REQUIREMENTS AND REGULATIONS", BY ADDING THERETO SECTION 4a TO PROVIDE THAT NO SUCH PARKING FACILITIES SHALL BE LOCATED IN THE AREA OF ANY AFFECTED PREMISES DESIGNATED AS A SET-BACK AREA AND FACING UPON A STREET; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH, AND FIXING THE EFFECTIVE DATE HEREOF.

upon first reading. Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Neher. Ordinance was adopted on first reading by the following roll call: "Yeas" - Commissioners Hartnett, Mayes and Neher; Mayor Hendrick. "Nays" - None.

The following ordinance was presented and read:

ORDINANCE

AN ORDINANCE REGULATING SOLICITORS, PEDDLERS, HAWKERS, ITINERANT MERCHANTS OR TRANSIENT VENDORS OF MERCHANDISE IN THE CITY OF CORAL GABLES, FLORIDA; DECLARING IT TO BE A NUISANCE FOR THOSE ENGAGING IN SUCH PURSUITS TO GO IN OR UPON PRIVATE RESIDENCES WITHOUT HAVING BEEN REQUESTED OR INVITED TO DO SO; PROVIDING PENALTIES FOR THE VIOLATION HEREOF; REPEALING ALL ORDINANCES IN CONFLICT HEREWITH.

upon first reading. Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Hartnett. Ordinance was adopted on first reading by the following roll call: "Yeas" - Commissioners Hartnett, Mayes and Neher; Mayor

Hendrick. "Nays" - None.

The City Attorney discussed a proposed amendment to the agreement now existing between the Coral Gables Women's Club and the City of Coral Gables affecting the title to the library building in Block 15, Douglas Section. Action on such matter was deferred until the next meeting.

There being no other business the meeting was adjourned.

APPROVED:

David H. Hendrick, Jr.
DAVID H. HENDRICK, JR.

MAYOR
David H. Hendrick, Jr.

ATTEST:

E. B. Poorman
E. B. POORMAN

CITY CLERK
E. B. Poorman

7-3-51

MINUTES OF SPECIAL MEETING
OF THE CITY COMMISSION
JULY 6, 1951

The Commission of the City of Coral Gables convened in special session at the City Hall at 4:30 o'clock P.M., Friday, July 6, 1951. Mayor Hendrick in the Chair; Commissioners Hartnett, Mayes, Neher and Phillips present. Absent: None.

The City Clerk explained that he had received the insurance policy covering operation of city buses for the year beginning July 1, 1951, in limits specified by Resolution No. 3777 of July 3, 1951, but that the premium rate thereon was 4.55% of gross fare receipts instead of 4.53 as bid. The National Board of Casualty Underwriters, after prolonged controversy over a protest filed by Travelers Insurance Company over the time of the filing of the rates by the present carrier, had not approved dropping of decimal fractions upon the two component parts of the premium rate, resulting in 2/100 of 1% increase. He recommended acceptance of the policy presented.

The following resolution was presented and read:

RESOLUTION NO. 3782

Public
? A RESOLUTION AUTHORIZING ACCEPTANCE OF
SPECIAL LIABILITY-PROPERTY DAMAGE INSURANCE
POLICY UPON CITY BUSES.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF
CORAL GABLES, FLORIDA:

That the insurance policy presented to the city by New York Casualty Company insuring the bus operations for the year beginning July 1, 1951 to limits of \$100,000/500,000 Public Liability, \$10,000 Property Damage, at a premium rate of 4.55% of gross fare receipts, is hereby accepted and approved.

Motion for its adoption was made by Commissioner Neher, seconded by Commissioner Hartnett. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Mayes, Neher and Phillips; Mayor Hendrick. "Nays" - None.

The meeting was turned over at 5 o'clock P.M., to a public hearing upon the proposed budget and appropriation ordinance for the fiscal year beginning July 1, 1951, pursuant to directions of Resolution No. 3767, passed and adopted June 19, 1951 and to notices thereof published in the Coral Gables Riviera-Times on June 22, 29 and July 6.

Two residents of the city were present at the hearing. A general discussion was held upon the various items in the proposed budget and upon a special report of the Citizens Tax Committee thereon. It was agreed that no provision could be made in this budget for funds for the Allied Youth, the Marine Industries

or for a payment to Doctors Hospital to support the retention of an additional resident physician. A request for an increase in the appropriation for the Greater Miami Traffic Association was turned down. The budget as set out in the revised form as of this date was approved, and city officers were authorized to proceed on such basis.

The following resolution was then presented and read:

RESOLUTION NO. 3783

A RESOLUTION COMMENDING AND THANKING THE
CITIZENS TAX COMMITTEE FOR THEIR STUDY AND
ASSISTANCE IN THE PREPARATION OF THE
1951-1952 BUDGET.

WHEREAS the Citizens Tax Committee, whose membership consisted of Rollin Miller, Chairman, Frank N. Holley, Jr., William C. Swain, William Redelsheimer and Warren Lehman, at the request of the Commission, made a thorough and conscientious study of the operations of the city and of the City Manager's budget estimate for the fiscal year 1951-1952, and presented a full and complete recommendation and report thereon to the City Manager and to the City Commission; and

WHEREAS its analysis of the budget and its recommendations made in respect thereto have been of great value to the City;

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

That this Commission hereby expresses its appreciation to the members of the Citizens Tax Committee for the time and effort expended by them in the analysis and study of the budget estimate for the fiscal year 1951-1952, and for their assistance and recommendations concerning the final adoption of the budget for such fiscal year.

Motion for its adoption was made by Commissioner Hartnett, seconded by Commissioner Mayes. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Mayes, Neher and Phillips; Mayor Hendrick. "Nays" - None.

The Commission then discussed with Rufus Nims, architect for Howard Johnson Incorporated of Florida, certain requested interior and exterior changes and additions in the bus terminal in the restaurant area. No decision was made as to such changes.

There being no other business the meeting was adjourned.

APPROVED:

David H. Hendrick, Jr.
DAVID H. HENDRICK, JR.

MAYOR

David H. Hendrick, Jr.

ATTEST:

E. B. Poorman
E. B. POORMAN

CITY CLERK
E. B. Poorman

MINUTES OF SPECIAL MEETING
OF THE CITY COMMISSION
JULY 11, 1951

Pursuant to call thereof and after notice duly served, the Commission of the City of Coral Gables convened in special session in the City Hall at 10:00 o'clock A.M., Wednesday, July 11, 1951. Mayor Hendrick in the Chair; Commissioners Hartnett, Mayes, Neher and Phillips present. Absent: None.

After discussion of the budget for the fiscal year 1951-1952, the following ordinance was presented and read:

ORDINANCE

AN ORDINANCE MAKING APPROPRIATIONS FOR THE EXPENSES OF OPERATION OF THE CITY OF CORAL GABLES AND ITS INCOME PRODUCING PROPERTIES, AND FOR PAYMENTS UPON DEBT SERVICE, FOR THE FISCAL YEAR COMMENCING JULY 1, 1951; AND PROVIDING FOR THE SEPARABILITY OF THE PROVISIONS HEREOF.

upon first reading. Motion for its adoption on first reading was made by Commissioner Mayes, seconded by Commissioner Phillips. Ordinance was adopted on first reading by the following roll call: "Yeas" - Commissioners Hartnett, Mayes Neher and Phillips; Mayor Hendrick. "Nays" - None.

Mr. A. B. Miller of Howard Johnson Incorporated of Florida, Mr. Don Hunsberger of Witters Construction Co., Mr. Curtis E. Haley and Mr. Rufus Nims appeared before the Commission to discuss certain exterior and interior changes in the bus terminal building requested by Howard Johnson Inc. for its proposed operation therein. The Commission expressed the opinion that the tenant should pay for all changes in the building required for its particular type of operation, as other tenants would, by ordinary custom and practice, be required to pay. The matter of the changes was referred to Mr. Haley for study and for his recommendation upon the matter.

Mr. Harry Simberg, Mr. Louis S. Edwards, and B. Robert Swartburg, architect, discussed with the Commission their plans for a proposed 108 room hotel in Coral Gables and certain zoning parking problems that would arise in connection therewith. On motion by Commissioner Phillips, seconded by Commissioner Neher and unanimously passed, the City Manager was authorized to write a letter to the National Production Authority, citing the need for a modern hotel of at least 100 rooms in this city, and stating that this Commission would encourage any plans toward that end.

The City Manager discussed with the Commission the purchase of route signs for bus stalls in the new bus terminal, and stated that lighted signs would cost approximately \$125.00 each. Such signs would be controlled from the dispatcher's booth, and would be lighted as a particular bus in a particular stall was ready to leave the terminal. The Commission felt that lighted signal signs were not necessary and suggested that unlighted route signs be obtained instead.

There being no other business the meeting was adjourned.

APPROVED:

David H. Hendrick, Jr.
MAYOR
David H. Hendrick, Jr.

ATTEST:

E. B. Poorman
CITY CLERK
E. B. Poorman

MINUTES OF REGULAR MEETING
OF THE CITY COMMISSION
JULY 17, 1951

The Commission of the City of Coral Gables convened in regular session at the City Hall at 8:00 o'clock P.M., Tuesday, July 17, 1951. Mayor Hendrick in the Chair; Commissioners Hartnett, Mayes, Neher and Phillips present. Absent: None.

Minutes of the regular meetings of June 19 and July 3, 1951, and of the special meetings of June 27 and July 6, 1951, were read and approved.

The meeting was turned over to receipt and consideration of bids for paving work in the City of Coral Gables, designated as Local Improvement H-80.

The following resolution was presented and read:

RESOLUTION NO. 3784

A RESOLUTION ACCEPTING THE BID OF TROUP BROS. INC. FOR PAVING WORK IN THE CITY OF CORAL GABLES DESIGNATED AS LOCAL IMPROVEMENT H-80, AND AUTHORIZING THE EXECUTION OF A CONTRACT THEREFOR.

WHEREAS, pursuant to city charter the City Commission had advertised for bids for paving work designated as Local Improvement H-80, and bids therefor were received as follows:

<u>Name</u>	<u>Price Per Square Yard</u>
Troup Bros. Inc.	\$.737
W. T. Price Dredging Corp.	1.02
Belcher Oil Company	.86
C. T. Stockton, Inc.	.79 $\frac{1}{4}$
Brooks Paving Company	.76
Ward Paving Company	.87

AND WHEREAS, the bid of Troup Bros. Inc. is low bid and fully meets specifications ordered;

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

1. That the above recited bid of Troup Bros. Inc. is hereby determined to be the lowest and most advantageous bid to the city, and is hereby accepted.

2. That the City Manager and City Clerk be, and they hereby are, authorized to execute a contract with the said Troup Bros. Inc. for work authorized under Resolution No. 3732 and designated as Local Improvement H-80, based upon the bid and subject to the conditions and provisions of the charter of the city.

Motion for its adoption was made by Commissioner Mayes, Seconded by Commissioner Phillips. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Mayes, Neher and Phillips; Mayor Hendrick. "Nays" - None.

ORDINANCE NO. 699

AN ORDINANCE ASSESSING AND IMPOSING ON EVERY INSURANCE COMPANY, CORPORATION OR OTHER INSURER NOW ENGAGED IN THE CITY OF CORAL GABLES IN OR CARRYING ON, OR WHO SHALL HEREAFTER ENGAGE IN OR CARRY ON, THE BUSINESS OF INSURING PROPERTY AGAINST LOSS OR DAMAGE BY FIRE OR TORNADO, AN EXCISE TAX IN ADDITION TO ANY LICENSE OR EXCISE TAX NOW LEVIED BY THE CITY OF CORAL GABLES, BUT BEING A TAX NOW COLLECTED BY THE STATE OF FLORIDA, AMOUNTING TO ONE (1%) PER CENT OF THE GROSS AMOUNT OF RECEIPTS OF PREMIUMS FROM POLICY HOLDERS ON ALL PREMIUMS COLLECTED ON FIRE AND TORNADO INSURANCE POLICIES COVERING PROPERTY WITHIN THE CORPORATE LIMITS OF THE CITY OF CORAL GABLES, AND APPROPRIATING THE MONEYS DERIVED FROM SUCH TAX FOR THE BENEFIT OF MEMBERS OF THE FIRE DEPARTMENT OF THE CITY OF CORAL GABLES.

which was read and adopted on first reading June 19, 1951, was read again in full. Motion for its adoption was made by Commissioner Hartnett, seconded by Commissioner Mayes and the ordinance was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Mayes, Neher and Phillips; Mayor Hendrick. "Nays" - None.

Thereupon Mayor Hendrick declared the ordinance passed and adopted and ordered its publication as Ordinance No. 699.

The meeting was then turned over to a public hearing upon confirmation of Local Improvement M-1, the construction of a curb and center parkway not to exceed 8 feet in width, with planting of grass, shrubbery and trees thereon, upon Coral Way from Douglas Road to LeJeune Road. Numerous citizens and property owners were present at the hearing and spoke for or against the proposed improvement.

Speaking against the improvement was Mr. Hollis Rinehart, attorney for the following property owners: N. M. Gillespie, Kuana Inc., Marvel Properties Inc., Irene Mc Connell, Dr. S. I. Rainforth and St. Joe Paper Co. totaling 965.56 frontage. Also present and opposing the improvement was Mr. J. Allen Brown, representing Arthur McBride, representing 309.53 feet. Also opposed to the improvement, as confirmed by letter, was Mr. Alexander Orr, owning 100 feet. Dr. D. H. Grimes, owner of 50 feet, opposed the improvement by letter. The total front footage opposing the improvement was 1425.09. Letters were received from two merchants, tenants upon the street, against the improvement, and Mr. Roscoe Brunstetter and Mrs. J. C. Fitzgerald were present to speak in opposition to the improvement.

Mr. Roy Page and others spoke in favor of the improvement, Mr. Page stating that he spoke for the following property owners: Coral Ponce Corp., Morris Rubin Inc., Lucile Page, Dr. Charles Ryan, Miracle Mile Association Inc., George Zain, Sam Weissel, Giffen Land Company, James Santacroce, Constantine Limmiatus, R. S. Van Devere, Miracle Mile Realty Corporation, Jaycee Corp., Louis Jacks, Curlees's Department Store, and D. Kaplan. The above persons and firms own 1399.46 feet frontage. Letters were received in favor of the improvement from M. S. Greentree and Carlotta Lewis, owners of 75 feet, making a total front footage in favor of the improvement 1474.26.

Letters were also received from three merchants, tenants upon the street, favoring the improvement. Mr. Page declared that the Miracle Mile Association preferred planting of low shrubbery rather than trees in the center parkway.

A petition dated October 10, 1950, requesting favorable action upon the beautification plan presented by the property owners on Miracle Mile, signed by numerous tenants of stores upon this street, was presented. At the conclusion of the discussion the following resolution was presented and read:

RESOLUTION NO. 3785

A RESOLUTION CONFIRMING THE RESOLUTION
ORDERING LOCAL IMPROVEMENT M-1.

WHEREAS the Commission of the City of Coral Gables met at 8 o'clock P.M., July 17, 1951, pursuant to regular notice duly published in accordance with the provisions of the charter of the city, to hear all objections of interested persons to the confirmation of Resolution No. 3628, passed and adopted December 5, 1950 and ordering Local Improvement M-1, and to the plans, specifications and estimates of cost of such improvement;

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

That Resolution No. 3628, passed and adopted December 5, 1950 and ordering Local Improvement M-1, be and the same hereby is confirmed, and the cost of such improvement, including the cost of a sprinkler system for irrigation of planting, shall be assessed against all lots and lands adjoining and abutting upon such improvement.

Commissioner Neher moved that the resolution be amended to provide that the approval or disapproval of the improvement be presented for decision to the voters of the city at a referendum to be held at the next general city election. The motion failed for want of a second.

Motion for adoption of the resolution was then made by Commissioner Mayes, seconded by Commissioner Hartnett. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Mayes and Phillips;

Mayor Hendrick. "Nays" - Commissioner Neher.

Mr. A. B. Miller of Howard Johnson Incorporated of Florida, Mr. Don Hunsberger of Witters Construction Company and Mr. Curtis E. Haley appeared before the Commission to discuss again the exterior and interior changes in the bus terminal building request by Howard Johnson Incorporated for its proposed operation therein. The City Manager and Mr. Haley recommended that the city bear the cost of the main dividing partition and toilet rooms and the rough wiring and plumbing, which, after allowance for deductions and toilet partitions and plumbing and air conditioning, would involve a total net outlay by the city of \$4246.78. They recommended that Howard Johnson Incorporated pay for exterior structure changes, interior partitions other than the main dividing partition, wiring and other work required to meet their particular needs or equipment.

The following resolution was presented and read:

RESOLUTION NO. 3786

A RESOLUTION AUTHORIZING CERTAIN CHANGES
IN THE BUS TERMINAL BUILDING, AT THE
EXPENSE OF THE CITY.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF
CORAL GABLES, FLORIDA:

That the recommendations of the City Manager and Mr. Curtis Haley concerning the exterior and interior changes in the bus terminal requested by Howard Johnson Incorporated for its proposed operation therein, are hereby accepted, with allocation of the cost thereof between Howard Johnson Inc. and the city as contained in the recommendation; and the net expenditure of \$4246.78 by the city for such changes is hereby authorized, with the further provision that any savings in the construction of changes to be made by the city, other than that on air conditioning equipment, be credited to Howard Johnson Inc.

Motion for its adoption was made by Commissioner Hartnett, seconded by Commissioner Neher. Resolution was adopted by the following roll call:
"Yeas" - Commissioners Hartnett, Mayes, Neher and Phillips; Mayor Hendrick.
"Nays" - None.

Mr. Curtis Haley made further recommendations concerning a re-design of the air conditioning equipment for the bus terminal and the credits to be received by the city in connection therewith.

The following resolution was presented and read:

RESOLUTION NO. 3787

A RESOLUTION ACCEPTING THE RECOMMENDATION
OF MR. CURTIS E. HALEY CONCERNING CHANGES
IN AIR CONDITIONING EQUIPMENT IN THE BUS
TERMINAL.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF
CORAL GABLES, FLORIDA:

That the recommendation of Mr. Curtis Haley concerning re-design of the air conditioning equipment to be placed in the bus terminal and the credits to be received by the city in connection with such changes, be and the same hereby is approved.

Motion for its adoption was made by Commissioner Hartnett, seconded by Commissioner Mayes. Resolution was adopted by the following roll call:
"Yeas" - Commissioners Hartnett, Mayes, Neher and Phillips; Mayor Hendrick.
"Nays" - None.

The meeting was then turned over to a public hearing upon the matter of transfer of all the capital stock of Checker Cab Company of Coral Gables, Inc. (formerly Sams Silver Fleet Inc.), pursuant to notice thereof served upon all holders of certificates of public convenience and necessity for the operation of taxicabs.

The following resolution was presented and read:

RESOLUTION NO. 3788

A RESOLUTION APPROVING TRANSFER OF STOCK
OF CHECKER CAB COMPANY OF CORAL GABLES, INC.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF
CORAL GABLES, FLORIDA:

That the transfer of all the outstanding stock of Checker Cab Company of Coral Gables, Inc. (formerly Sams Silver Fleet Inc.) to John B. McLeod and T. A. Whiteside, and the operation of the corporation with such new stockholders under the certificate of public convenience and necessity heretofore issued to Sams Silver Fleet Inc., be and the same is hereby approved.

Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Phillips. Resolution was adopted by the following roll call:
"Yeas" - Commissioners Hartnett, Mayes, Neher and Phillips; Mayor Hendrick.
"Nays" - None.

ORDINANCE

AN ORDINANCE REGULATING SOLICITORS, PEDDLERS, HAWKERS, ITINERANT MERCHANTS OR TRANSIENT VENDORS OF MERCHANDISE IN THE CITY OF CORAL GABLES, FLORIDA; DECLARING IT TO BE A NUISANCE FOR THOSE ENGAGING IN SUCH PURSUITS TO GO IN OR UPON PRIVATE RESIDENCES WITHOUT HAVING BEEN REQUESTED OR INVITED TO DO SO; PROVIDING PENALTIES FOR THE VIOLATION HEREOF; REPEALING ALL ORDINANCES IN CONFLICT HEREWITH.

which was passed upon first reading on July 3, 1951, was then discussed at length. The Commission was addressed by representatives of numerous companies engaged in door to door selling of merchandise, and urged by them not to adopt such ordinance. At the conclusion of the discussion the matter was taken under advisement and action deferred.

Mr. M. B. Garris appeared before the Commission to ask that the

Commission request the War Department to establish a bulkhead and pierhead line in Coral Gables.

The following resolution was presented and read:

RESOLUTION NO. 3789

A RESOLUTION REQUESTING THE WAR DEPARTMENT TO ESTABLISH A PIERHEAD AND BULKHEAD LINE IN BISCAYNE BAY, CORAL GABLES, FLORIDA.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES, FLORIDA:

1. That to promote the orderly development of bay front lands in Coral Gables, Florida, this Commission does hereby request the War Department of the United States to establish a pierhead and bulkhead line along the westerly shore of Biscayne Bay throughout the city limits of Coral Gables, Florida, substantially as laid out and fixed upon a map or sketch prepared by M. B. Garris, Civil and Consulting Engineer, of Miami, Florida, approved by this Commission as of this date.

2. That the City Manager is hereby authorized and directed to communicate this request to the War Department, and to transmit to the War Department one or more copies of the map or sketch prepared by M. B. Garris in this respect, as above described.

Motion for its adoption was made by Commissioner Hartnett, seconded by Commissioner Neher, Resolution was adopted by the following roll call: "Yeas" - Commission Hartnett, Mayes, Neher and Phillips; Mayor Hendrick. "Nays" - None.

Mr. Garris also presented and explained to the Commission the proposed development of the Arthur V. Davis property, and at his request the following resolution was presented and read:

RESOLUTION NO. 3790

A RESOLUTION URGING THE WAR DEPARTMENT TO GRANT THE APPLICATION OF ARTHUR V. DAVIS FOR A PERMIT TO DREDGE, CONSTRUCT A SEA WALL, LEVEES AND FILL, IN CORAL GABLES.

WHEREAS, there has been presented to this Commission a sketch entitled "Sketch to accompany application to dredge, construct seawall, levees and fill in Coral Gables, Dade County, Florida, application by Arthur V. Davis", prepared by M. B. Garris, Civil and Consulting Engineer, and showing the proposed development of property in the tract platted as "Journey's End"; and

WHEREAS such property lies wholly within the City of Coral Gables, Florida, and this Commission hereby determines and finds that the proposed development will be greatly beneficial to this city;

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

1. That this commission does hereby approve the proposed development of the property of Arthur V. Davis, in Coral Gables, Florida, as shown upon the above described sketch, and does hereby urge and request the War Department of the United States to grant his application for a permit to dredge, construct sea wall, levees and fill to effect such development.

2. That a certified copy of this resolution, with a copy of the above described sketch attached, be transmitted to the U. S. Engineers Office, War Department.

Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Phillips. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Mayes, Neher and Phillips; Mayor Hendrick. "Nays" - None.

Mr. Garris also discussed with the Commission the status of negotiations with the University of Miami concerning acquisition of a site for the proposed sewage disposal plant for the city. On motion by Commissioner Mayes, seconded by Commissioner Hartnett and unanimously passed, the City Manager was authorized and directed to prepare a letter setting forth in a formal manner the terms under which the city proposed to acquire the University site, and to forward such letter to proper University officials in accordance with the general outline of the proposition discussed with Mr. Garris.

Captain Brasher and the City Manager discussed with the Commission the proposed change of the angle of on-street parking spaces on Coral Way from LeJeune to Salzedo Street, from 53° to a standard 45° angle. The proposal was approved.

The City Manager advised the Commission that Superintendent of Transportation Smith requested reconsideration by the Commission of the purchase of electric route signs for the bus terminal. The City Manager advised that such electric route signs could be obtained at a cost of \$1615, plus cost of installation.

The following resolution was presented and read:

RESOLUTION NO. 3791

A RESOLUTION AUTHORIZING INSTALLATION OF ELECTRIC ROUTE SIGNS IN THE BUS TERMINAL.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES, FLORIDA:

That the City Manager is hereby authorized to purchase and to have installed by city forces, electric lighted route signs upon the bus terminal concourse at a cost not to exceed \$1615, plus cost of installation.

Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Hartnett. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Mayes, Neher and Phillips; Mayor Hendrick. "Nays" - None.

ORDINANCE NO. 700

AN ORDINANCE MAKING APPROPRIATIONS FOR THE EXPENSES OF OPERATION OF THE CITY OF CORAL GABLES AND ITS INCOME PRODUCING PROPERTIES, AND FOR PAYMENTS UPON DEBT SERVICE, FOR THE FISCAL YEAR COMMENCING JULY 1, 1951; AND PROVIDING FOR THE SEPARABILITY OF THE PROVISIONS HEREOF.

which was read and adopted on first reading July 11, 1951, was read again in full. Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Hartnett and the ordinance was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Mayes, Neher and Phillips; Mayor Hendrick. "Nays" - None.

Thereupon Mayor Hendrick declared the ordinance passed and adopted and ordered its publication as Ordinance No. 700.

The following resolution was presented and read:

RESOLUTION NO. 379 2

A RESOLUTION ACCEPTING AND CONFIRMING THE TAX ROLL FOR THE YEAR 1951.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES, FLORIDA:

That the 1951 tax roll of the City of Coral Gables as prepared and assessed by the city tax assessor and as adjusted by the City Commission of this city, sitting as a Board of Equalization pursuant to charter provisions, is hereby accepted and confirmed as a basis of levying for ad volorem taxes for the year 1951.

Motion for its adoption was made by Commissioner Phillips, seconded by Commissioner Mayes. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Mayes, Neher and Phillips; Mayor Hendrick. "Nays" - None.

The following ordinance was presented and read:

ORDINANCE NO. 701

AN ORDINANCE PROVIDING FOR THE LEVY OF TAXES FOR THE YEAR BEGINNING JULY 1, 1951, AND ENDING JUNE 30, 1952, FIXING THE RATE OF SUCH TAXES FOR THE PURPOSES OF SERVICING THE DEBT AND MEETING THE OPERATING REQUIREMENTS; PROVIDING FOR THE SEGREGATION AND APPLICATION OF THE PROCEEDS OF THE SEVERAL LEVIES; PROVIDING FOR THE SEPARABILITY OF THE PROVISIONS HEREOF; AND DECLARING THIS ORDINANCE TO BE AN EMERGENCY ORDINANCE.

upon first reading. Motion was made by Commissioner Mayes, seconded by Commissioner Neher, that the requirement of reading on two separate days be

dispensed with and the ordinance be placed on second reading at once. Motion was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Mayes, Neher and Phillips; Mayor Hendrick. "Nays" - None.

Thereupon the ordinance was read again in full. Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Neher, and the ordinance was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Mayes, Neher and Phillips; Mayor Hendrick. "Nays" - None.

Thereupon Mayor Hendrick declared the ordinance passed and adopted and ordered its publication as Ordinance No. 701.

The following ordinance was presented and read:

ORDINANCE NO. 702

AN ORDINANCE LEVYING A TAX FOR THE YEAR BEGINNING JULY 1, 1951, AND ENDING JUNE 30, 1952 FOR THE PURPOSE OF DEFRAYING EXTRAORDINARY EXPENSES RESULTING FROM STORM, HURRICANE, AND/OR OTHER ACTS OF GOD; PROVIDING FOR THE PAYMENT OF THE PROCEEDS OF SUCH TAX INTO THE "SPECIAL BENEFITS FUND" AND FOR THE DISBURSEMENT THEREFROM; PROVIDING FOR THE SEPARABILITY OF THE PROVISIONS HEREOF; AND DECLARING THIS TO BE AN EMERGENCY ORDINANCE.

upon first reading. Motion was made by Commissioner Mayes, seconded by Commissioner Neher, that the requirement of reading on two separate days be dispensed with and the ordinance be placed on second reading at once. Motion was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Mayes, Neher and Phillips; Mayor Hendrick. "Nays" - None.

Thereupon the ordinance was read again in full. Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Neher, and the ordinance was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Mayes, Neher, and Phillips; Mayor Hendrick. "Nays" - None.

Thereupon Mayor Hendrick declared the ordinance passed and adopted and ordered its publication as Ordinance No. 702.

Mayor Hendrick was excused from the meeting at this point, and Vice Mayor Hartnett assumed the Chair.

The City Attorney discussed with the Commission a letter received from Mr. E. F. P. Brigham, attorney for Mr. John Gazlay, concerning the proposed zoning ordinance amendment affecting Mr. Gazlay's riding stable.

The City Manager discussed with the Commission the proposed transfer of ownership of Radio Station WTTT in Coral Gables, and the City Clerk was directed to advise the Federal Communications Commission that the Commission had considerable interest and concern about the operators and policies of such station, and to offer the Commission the full cooperation of city authorities in

the matter.

The City Manager suggested that because of the uncertainty of the status of negotiations for a sewage disposal plant on the University of Miami campus, that inquiry be made of county zoning authorities concerning permitted use of the incinerator site for such purpose. The City Attorney was instructed to take preliminary steps of inquiry concerning the zoning status of the incinerator site and the permissibility of its use as a site for the sewage disposal plant.

ORDINANCE NO. 703

AN ORDINANCE AMENDING ORDINANCE NO. 271 OF THE CITY OF CORAL GABLES, COMMONLY KNOWN AS THE "ZONING ORDINANCE" BY AMENDING PARAGRAPH NUMBERED 3 WHICH IS ENTITLED, "DOMESTIC ANIMALS AND FOWL" OF SECTION 14 OF SAID ORDINANCE NO. 271, WHICH IS ENTITLED "MISCELLANEOUS USE RESTRICTIONS" BY PROHIBITING THE KEEPING OF HORSES, PONIES, CATTLE, GOATS, PIGS OR OTHER LIVESTOCK AND POULTRY, PIGEONS AND PEACOCKS IN CORAL GABLES NORTH OF BLUE ROAD WITHOUT EXCEPTION; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT THEREWITH; PROVIDING FOR A SEPARABILITY CLAUSE; PROVIDING FOR THE EFFECTIVE DATE OF THIS AMENDMENT TO SAID ORDINANCE.

which was read and adopted on first reading July 3, 1951, was read again in full. Motion for its adoption was made by Commissioner Phillips, seconded by Commissioner Mayes and the ordinance was adopted by the following roll call: "Yeas" - Commissioners Mayes, Neher and Phillips; Vice Mayor Hartnett. "Nays" - None.

Thereupon Vice Mayor Hartnett declared the ordinance passed and adopted and ordered its publication as Ordinance No. 703.

ORDINANCE NO. 704

AN ORDINANCE AMENDING ORDINANCE NO. 271 OF THE CITY OF CORAL GABLES, FLORIDA, COMMONLY KNOWN AS THE "ZONING ORDINAND", BY AMENDING SECTION 12 $\frac{1}{2}$ THEREOF, THE SAME BEING ENTITLED "OFF-STREET PARKING, REQUIREMENTS AND REGULATIONS", BY ADDING THERETO SECTION 4a TO PROVIDE THAT NO SUCH PARKING FACILITIES SHALL BE LOCATED IN THE AREA OF ANY AFFECTED PREMISES DESIGNATED AS A SETBACK AREA AND FACING UPON A STREET; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH, AND FIXING THE EFFECTIVE DATE HEREOF.

which was read and adopted on first reading July 3, 1951, was read again in full. Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Phillips and the ordinance was adopted by the following roll

call: "Yeas" - Commissioners Mayes, Neher and Phillips; Vice Mayor Hartnett.

"Nays" - None.

Thereupon Vice Mayor Hartnett declared the ordinance passed and adopted and ordered its publication as Ordinance No. 704.

The following resolution was presented and read:

RESOLUTION NO. 3793

A RESOLUTION AUTHORIZING EXCEPTIONS
TO ORDINANCE NO. 271, KNOWN AS THE
"ZONING ORDINANCE".

WHEREAS, the Zoning Board of Appeals at its regular meeting July 9, 1951 has recommended that the following exceptions to the provisions of Ordinance No. 271, known as the "Zoning Ordinance", be granted;

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

That the following exceptions to the provisions of Ordinance No. 271 be and the same hereby are granted:

1. Permit construction of car-porte with 3' setback on west property line on Lots 15 and 16, Block 21, Country Club Section 1.

2. Permit Paving of two lots adjoining the Texaco Filling Station at the Corner of LeJeune Road and U. S. Highway 1, for use as parking lots for cars serviced or to be serviced at the station, subject to specifications concerning such use to be approved by the City Manager.

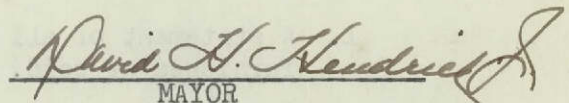
Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Phillips. Resolution was adopted by the following roll call:

"Yeas" - Commissioners Mayes, Neher and Phillips; Vice Mayor Hartnett. "Nays" - None.


The recommendation of the Zoning Board of Appeals that the zoning ordinance be amended to restrict laundries and laundry operations to areas zoned for manufacturing, was taken under advisement.

There being no other business the meeting was adjourned.

APPROVED:


MAYOR
David H. Hendrick, Jr.

ATTEST:


CITY CLERK
E. B. Poorman

7-17-51

MINUTES OF SPECIAL MEETING
OF THE CITY COMMISSION
JULY 22, 1951

The Commission of the City of Coral Gables convened in special session at the City Hall at 2:00 o'clock P.M., July 22, 1951. Mayor Hendrick in the Chair; Commissioners Hartnett, Mayes, Neher and Phillips present. Absent: None.

The procedure to be followed in renting spaces in the new bus terminal, other than the restaurant area, was discussed at length. Upon the recommendation of the City Manager it was decided to fix the minimum rents to be asked for rentable spaces in the terminal as follows:

Space No.	2,	\$2400	per year	minimum		
" "	3,	3000	" "	"		
" "	4,	3000	" "	"		
" "	5,	2400	" "	"		
" "	6,	2400	" "	"		
" "	7,	2220	" "	"		
" "	8,	2400	" "	"		
" "	9,	3600	" "	"		
" "	15,	1800	" "	"		
" "	27,	4300	" "	"		
" "	32,	2040	" "	"		

It was further agreed that leases calling for a percentage of gross sales of business, with a guaranteed minimum, would be preferred and that such leases would be approved up to a 10 year period; that leases at a fixed rate but without a percentage would be executed for a maximum term of 5 years without options on the part of the tenant to renew; and that in all cases a security deposit equal to 3 months' rent (or a minimum rent) would be required in the lease.

It was decided that all prospective tenants and applicants for space would be asked to appear before the Commission to state or re-state their propositions for rental in light of the agreed minimum rents and policies fixed at this meeting, that each applicant be required to make an earnest money deposit with their offer of 10 percent of one year's rental (or minimum rental) and to furnish the following information:

1. A statement of all services or products intended to be furnished or sold.
2. The names of all persons having an interest in the proposed business.
3. A bank reference.
4. A statement of past experience in the operation of the business requested.

A special meeting of the Commission was called for July 24, 1951 at 8 o'clock P.M., to consider applications, and the City Manager was notified to so inform those persons or firms who had evidenced interest in renting space. It was also requested that members of the Rental Advisory Committee be present to take part in such negotiations.

There being no other business the meeting was adjourned.

APPROVED:

David H. Hendrick Jr.
MAYOR
David H. Hendrick Jr.

ATTEST:

E. B. Poorman
CITY CLERK
E. B. Poorman

MINUTES OF SPECIAL MEETING
OF THE CITY COMMISSION
JULY 24, 1951

The Commission of the City of Coral Gables convened in special session at the City Hall at 8:00 o'clock P.M., July 24, 1951. Vice Mayor Hartnett in the Chair; Commissioners Mayes and Neher present. Absent: Mayor Hendrick and Commissioner Phillips. Also present were Mr. Leslie Coombes, Chairman, Mr. E. D. Rogers and Mr. Robert Searle of the Rental Advisory Committee.

The following applicants for rental of the news stand were interviewed; Richard D., Thomas J and Patrick J. McEnany, who offered to lease the space for 10 years with option to renew at a rental of 6% of the gross sales of the business, with a minimum guaranteed rent of \$3800 per year. A check for \$380 was deposited with the offer.

Mr. Harry A. Shay and Mr. Larry Rozler repeated their previously made offer for a 10 year lease at a rental of 5% of gross sales, with a minimum guaranteed rental of \$250 per month. A check for \$300 was presented with their offer. They advised that they would not bid the minimum requested.

The applications by Dade County News Dealers Supply Co. and Mr. George Tyson had been withdrawn or were considered withdrawn because of the absence of the applicants. Another applicant, Mr. John W. Thomson, failed to appear or to make tender of earnest money deposit.

The members of the Rental Committee present recommended that a lease be executed with Richard D., Thomas J. and Patrick J. McEnany, and the following resolution was presented and read:

RESOLUTION NO. 3794

A RESOLUTION AUTHORIZING LEASE OF THE NEWS STAND IN THE NEW BUS TERMINAL TO RICHARD D., THOMAS J. AND PATRICK J. MCENANY.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES, FLORIDA:

That the offer of Richard D., Thomas J. and Patrick J. McEnany to rent space No. 9 in the new bus terminal for operation of a news stand, for a period of 10 years, at a rental of 6 percent of gross sales or receipts, with a minimum guarantee of \$3800 per year, is hereby accepted, and the City Attorney is authorized and directed to prepare the necessary lease.

Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Neher. Resolution was adopted by the following roll call: "Yeas" - Commissioners Mayes and Neher; Vice Mayor Hartnett. "Nays" - None.

The following applicant for space for a bakery outlet was interviewed; Cushman Baking Company Inc., which offered to lease space No. 3 for a term of 5 years with option to renew, at a rental of 6 percent of gross sales, with a minimum guarantee of \$3000 per year. A check for \$300 was presented with the offer. The members of the Rental Advisory Committee present recommended the acceptance of the offer, and the following resolution was presented and read;

RESOLUTION NO. 3795

A RESOLUTION AUTHORIZING THE EXECUTION OF
A LEASE FOR TERMINAL SPACE NO. 3 TO
CUSHMAN BAKING COMPANY INC.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF
CORAL GABLES, FLORIDA:

That the offer of Cushman Baking Company Inc. to rent space No. 3 in the new bus terminal for use as a retail bakery outlet, for a period of 5 years, with option to renew, at a rental of 6 percent of the gross sales, and with a minimum guarantee of \$3000 per year, is hereby accepted, and the City Attorney is authorized and directed to prepare the necessary lease.

Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Neher. Resolution was adopted by the following roll call: "Yeas" - Commissioners Mayes and Neher; Vice Mayor Hartnett. "Nays" - None.

Mr. Miller of Howard Johnson Inc. was present, and an agreement was reached concerning lines of bakery goods that would be sold on a non-exclusive basis by Howard Johnson Inc.

The following applicants for space for a pharmacy were interviewed: Horace Settle and Philip Warshaw dba. Warshaw and Settle Inc., who offered the flat sum of \$2040 a year for a 10 year lease of space No. 32. A check for \$200 was presented with the offer. Considerable discussion took place upon this offer and concerning the merchandise that could be sold by a pharmacy without conflict with other rental units. The Commission advised that they preferred a percentage lease, and would not consider leases for a period longer than 5 years without a percentage clause. On motion by Commissioner Mayes, seconded by Commissioner Neher and unanimously passed, the City Manager was instructed to confer further with the applicants upon the possibility of a lease for a longer term with rental set at 6 percent of gross receipts and a minimum guarantee of \$2040 per year.

Mr. Marvin, representing Gordon's Barber Shop, advised that he was unable to contact Mr. Gordon Hennon, proprietor, who was on vacation. The City Manager also advised that he was unable to contact other applicants for a barber shop. It was agreed to interview applicants for the barber shop space at a later date.

Mr. Homer Kimbrell and Mr. J. Edward McIlwain appeared to request a lease for space No. 27 for a period of 10 years at a flat rental of \$4300 for the first year and \$4800 per year thereafter. A check for \$1000 had been previously tendered with their offer. They intend to operate in such space a bus ticket office for Greyhound Bus Lines and affiliate lines, and to operate therein a shoe repair shop. They also requested the right to use the space for a laundry and dry cleaning pick-up and delivery station.

The members of the Rental Committee stated that on a previous occasion they had recommended against operation of a shoe repair shop in the new terminal building, but agreed that they would investigate the operation of two such shops operating in West Palm Beach and Daytona Beach with new and modern equipment. Consideration of this offer was deferred pending further investigation.

Mr. Julius Bauer of University Cabs, representing the three cab companies authorized to do business in Coral Gables, stated that such companies were not interested in renting office space in the terminal, but would be willing to pay a nominal fee for cab stands. No action was taken upon this subject.

It was agreed that a second meeting would be held at 8 o'clock P.M., Tuesday, July 31, 1951 to interview other applicants for space in the terminal.

There being no other business the meeting was adjourned.

APPROVED:

Fred B. Hartnett
VICE MAYOR
Fred B. Hartnett

ATTEST:

E. B. Poorman
CITY CLERK
E. B. Poorman

MINUTES OF SPECIAL MEETING
OF THE CITY COMMISSION
JULY 31, 1951

The Commission of the City of Coral Gables convened in special session at the City Hall at 8:00 o'clock P.M., Tuesday, July 31, 1951. Mayor Hendrick in the Chair; Commissioners Hartnett, Mayes, Neher and Phillips present. Absent: None. Also present were Mr. Leslie Coombes, Chairman and Robert Searle of the Rental Advisory Committee.

Mr. J. H. Mercer, representing the Title Service Corporation, appeared before the Commission to offer to lease space No. 8 of the new bus terminal, term not stated, at a rental of \$200 per month. A check for \$200 and a cash deposit of \$40 was deposited with the offer. This offer was presented through Mr. Gilbert Chapman, real estate broker. The Commission took the offer under advisement, and deferred action.

Mr. Emanuel Gussow and Mr. L. S. Edwards, real estate broker, appeared before the Commission to offer to rent space No. 27 in the new bus terminal for a term of 10 years at a minimum rental of \$4300 per year plus 6% of his gross commissions from sales and business transacted other than the sale of intercity bus tickets, plus 6% upon gross commissions upon sales of such bus tickets over \$43,000 gross sales each 12 months. A check for \$430 was presented with the offer. The offer is conditioned upon Mr. Gussow obtaining the ticket agency for the bus lines, and rental of space No. 27 will carry the right to use two bus stalls in the bus terminal. The offer was further subject to the payment by the city of broker's fees to Mr. Edwards.

The City Manager presented a letter from Mr. Homer Q. Kimbrell and Mr. J. Edward McIlwain withdrawing their previous offer for such space. The members of the Rental Advisory Committee present recommended the acceptance of the offer, and the following resolution was presented and read:

RESOLUTION NO. 3796

A RESOLUTION AUTHORIZING LEASE OF SPACE
NO. 27 AND TWO BUS STALLS IN THE NEW BUS
TERMINAL TO EMANUEL GUSSOW.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF
CORAL GABLES, FLORIDA:

1. That the offer of Emanuel Gussow d/b/a/ Tamiami Travel Service, to rent space No. 27, and to have the use of two bus stalls, in the new bus terminal for the operation of an intercity bus line ticket office, a travel agency and the sale of merchandise associated with such business, for a

period of 10 years, at a minimum rental of \$4300 per year, plus 6% of the gross commissions received by the tenant from sale of intercity bus tickets over the amount of \$43,000 gross sales each 12 months, plus 6% of gross commissions from all other sales and business transacted by the tenant in the location, is hereby accepted upon condition that the ticket agency for intercity bus lines is obtained by the applicant, and the City Attorney is authorized and directed to prepare the necessary lease.

2. That the payment of the usual Coral Gables Board of Realtors' commission to broker L. S. Edwards is hereby authorized if the above lease is executed.

3. That such lease is to be further conditioned upon the execution of an agreement between the city and the intercity bus lines involved providing for use of the bus terminal as a ticket agency for some definite period in the future.

Motion for its adoption was made by Commissioner Hartnett, seconded by Commissioner Phillips. Resolution was adopted by the following roll call:
 "Yeas" - Commissioners Hartnett, Mayes, Neher and Phillips; Mayor Hendrick.
 "Nays" - None.

The Commission then discussed with Richard D. and Thomas J. McEnany further terms of a proposed lease for the news stand, with particular emphasis on lines of merchandise and kinds of business that may be handled or conducted at the news stand.

The Commission then discussed with Mr. Horace Settle and Mr. Philip Warshaw the latter's offer for a 10 year lease for space No. 32 at an amended offer of \$2040 per year for the first 2 years, \$2400 per year for the next 3 years and \$2600 per year for the last 5 years. The members of the Rental Committee present recommended that such space be leased only with rent based upon some percentage of at least the prescription business of the proposed pharmacy. The matter was taken under advisement, and no action was taken.

The City Manager advised that he had received notice from Mr. John Peek d/b/a The Model Shop, that Mr. Peek was willing to rent space No. 7 in the terminal at a rental of 7% of gross sales with a minimum of \$2220 per year. No action was taken upon this informal offer.

The members of the Rental Committee present and the Commission, after discussion, came to the conclusion that spaces in the terminal should be allotted first to businesses giving direct service to the travelling public, and that space should be rented to other businesses, including professions, only if the building is not filled by the preferred classes of business.

The City Manager advised that he desired to request bids for construction

of curbing and traffic islands at the Alhambra and Douglas Entrances, and the Commission directed that bids be requested for such work.

Discussion was had upon the location of the city vehicle testing station, and the Commission approved the new location of the station at the equipment yard.

The City Manager discussed with the Commission the type of benches or seats to be purchased for the bus terminal concourse, but no definite decision was reached.

There being no other business the meeting was adjourned.

APPROVED:

David H. Hendrick, Jr.
MAYOR
David H. Hendrick, Jr.

ATTEST:

E. B. Poorman
CITY CLERK
E. B. Poorman

MINUTES OF REGULAR MEETING
OF THE CITY COMMISSION
AUGUST 7, 1951

The Commission of the City of Coral Gables convened in regular session at the City Hall at 8:00 o'clock P.M., Tuesday, August 7, 1951. Mayor Hendrick in the Chair; Commissioners Hartnett, Mayes, Neher and Phillips present.

Absent: None.

Minutes of the regular meeting of July 17, 1951, and of the special meetings of July 11, 22 and 24, 1951, were read and approved.

Mr. Curtis Haley and Mr. James W. Hendricks of Giffen Roofing Co. discussed with the Commission the credits that would be allowed the city for the redesigning of the air conditioning system for the restaurant in the new bus terminal from 40-ton to a 15-ton output. In previous negotiations the company had allowed the city a credit of \$2664 for this change, and agreed to allow an additional credit of \$453 for reduction in the horsepower of the water cooling motor and pump. Mr. Haley thought that the city should be allowed an additional \$3500 instead of \$453, but would recommend an allowance of \$1100 in interest of saving time; he recommended that if such a reduction was not allowed that the city proceed with the original design of a 40-ton output air conditioning system.

The City Manager stated that he did not recommend a return to the 40-ton output design. Mr. Hendricks pointed out that a credit to the extent recommended by Mr. Haley could not be given by the company because of the fact that a substantial part of the material required for a 40-ton output system had already been purchased and received prior to the suggested change, and that all such material was being incorporated in the changed system to the fullest extent possible. After further discussion Mr. Hendricks agreed to give a further credit to the city of \$323.50, being half of the difference between Mr. Hendrick's and Mr. Haley's positions. Commissioner Hartnett moved that the city instruct the Witters Construction Co. to install the originally designed air conditioning system unless all allowances recommended by Mr. Haley be granted by the Giffin Roofing Co. The motion failed for want of a second. The following resolution was then presented and read:

RESOLUTION NO. 3797

A RESOLUTION AUTHORIZING A REDESIGN OF THE BUS TERMINAL RESTAURANT AIR CONDITIONING SYSTEM, AND APPROVING THE ALLOWANCE OF CERTAIN CREDITS DESCRIBED HEREIN.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES, FLORIDA:

That the Witters Construction Co. and its sub-contractors are hereby authorized and directed to redesign the bus terminal restaurant air conditioning system from the 40-ton output called for by the original plans to a 15-ton output; and that the credits to the city in the amount of \$3440.50 as offered by the Giffen Roofing Co. for such redesign, are hereby accepted and approved.

Motion for its adoption was made by Commissioner Phillips, seconded by Commissioner Neher. Resolution was adopted by the following roll call: "Yeas" - Commissioners Mayes, Neher and Phillips. "Nays" - Commissioner Hartnett; Mayor Hendrick.

The meeting was then turned over to the receipt and consideration of bids for resurfacing and repaving areas on Avenue Giralda, Avenue Aragon and Salzedo Street adjacent to the new bus terminal, and the following resolution was presented and read:

RESOLUTION NO. 3798

A RESOLUTION ACCEPTING THE BID OF THE WEEKLEY PAVING CO. FOR WORK ADJACENT TO THE NEW MUNICIPAL BUS TERMINAL, AND AUTHORIZING EXECUTION OF A CONTRACT THEREFOR.

WHEREAS the City Commission had advertised for bids for resurfacing and repaving areas on Avenue Giralda, Avenue Aragon and Salzedo Street adjacent to the new Municipal Bus Terminal, in accordance with plans and specifications therefor, and bids therefor were received as follows:

<u>Name</u>	<u>Price Per Square Yard</u>
Weekley Paving Co.	\$.84 $\frac{1}{2}$
Troup Bros. Inc.	.87
Brooks Paving Company	.90
E. E. Collins Contracting Co.	1.05
L. C. Morris	1.25

AND WHEREAS the bid of Weekley Paving Co. is low bid and fully meets specifications ordered;

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

1. That the above recited bid of Weekley Paving Co. is hereby determined to be the lowest and most advantageous bid to the city, and is hereby accepted.

2. That the City Manager and City Clerk be, and they are hereby authorized to execute a contract with the Weekley Paving Co. for the paving work described above, based upon the bid and subject to the conditions and provisions of the charter and ordinances of the city.

Motion for its adoption was made by Commissioner Hartnett, seconded by Commissioner Mayes. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Mayes, Neher and Phillips; Mayor Hendrick. "Nays" - None.

The meeting was then turned over to a public hearing upon the confirmation of the preliminary assessment roll in Local Improvement H-79. One objection from Mr. M. E. Goldstein was received concerning the improvement.

RESOLUTION NO. 3799

A RESOLUTION CONFIRMING THE PRELIMINARY
ASSESSMENT ROLL IN LOCAL IMPROVEMENT H-79.

WHEREAS, the Commission of the City of Coral Gables met at 8 o'clock P.M., August 7, 1951, pursuant to legal notice of said meeting published in accordance with the provisions of the city charter, to hear objections by interested persons to the confirmation of the preliminary assessment roll for Local Improvement H-79, and only one objection was voiced;

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

1. That the assessments as imposed and indicated in the preliminary assessment roll for Local Improvement H-79 be, and they hereby are, confirmed and sustained against all lots and parcels of land described therein.

2. That it is hereby found that the amount assessed for and upon each of the lots and parcels described in said preliminary assessment roll is not more than the amount that each of said lots and parcels is specially benefited by said improvement, and that such amount is in proportion to the benefits that each of said properties received thereby, and that the proportion of said work to be paid by the City of Coral Gables has been duly taken into account and eliminated from the total cost of said work before the apportionment of the assessments against the separate lots or parcels.

3. That the total amount of said assessment and the apportionment of cost of said improvement as follows:

Total cost	\$5,755.56	Apportioned to abutting	
Apportioned to City	<u>971.03</u>	lots and parcels, per	
Apportioned to		lineal front foot: \$.9046
abutting property	\$4,784.53		

be and the same hereby is confirmed.

4. That each and every assessment described herein shall become due and payable September 15, 1951, except that assessments in the amount of \$25.00 or more against any one lot or parcel, as shown on the plats of record, may be paid in three equal installments on or before the first day of November, 1951, 1952, and 1953, provided that the owner hereof shall file with the City Manager, on or before September 15, 1951, his written undertaking waiving all irregularities and illegalities in connection with said assessments against such lot or parcel; all deferred payments or delinquent payments to bear interest at the rate of 6 percent per annum from September 15, 1951.

5. That the Director of Finance is hereby authorized to transfer the necessary amount to pay the cost of Local Improvement H-79 as shown above, from the Trust and Reserve Fund of the city to the Current Fund as a temporary loan, such loan to be repaid as follows:

- (a) The city portion of said assessment in the amount of \$971.03 shall be repaid in three annual installments without interest at the same times the installments are due on assessments of abutting property;

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- (b) The remainder of such loan shall be repaid by transferring to the Trust and Reserve Fund all payments received from the assessments upon abutting property in said improvement district;
- (c) All interest received upon deferred installments of such assessments upon abutting property shall be likewise paid into the Trust and Reserve Fund account.

Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Hartnett. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Mayes, Neher and Phillips; Mayor Hendrick. "Nays" - None.

The meeting was then turned over to a public hearing upon confirmation of the resolution ordering Local Improvement H-81. Several owners of property abutting upon the proposed improvement appeared to object to the improvement, to-wit: Dr. Louis N. Gould, Mr. J. E. Neahr, Mr. Bernie Serkin and Mr. Hector Cruz, representing 578 feet of abutting property; also objecting to the improvement by letter were Mr. Harry H. Provin and Mr. Henry R. DeWolf, representing 200 feet. After considerable discussion, on motion by Commissioner Phillips, seconded by Commissioner Mayes and unanimously passed, the confirmation of Local Improvement H-81 was deferred.

The City Manager advised that bids had been received for four automobiles to be used as patrol cars by the Police Department as follows:

Tom Caldwell Motors

Four 1951 Studebaker 8-cylinder sedans
(two 2-door and two 4-door), net price after
trade-in on two police vehicles.....\$5,475.90

Four 1951 Studebaker 6-cylinder sedans
(two 2-door and two 4-door), net price after
trade-in of two police vehicles..... 5,054.26

Huskamp Motor Co.

Four 1951 Ford DeLuxe 8-cylinder sedans
(two 2-door and two 4-door), net price after
trade-in of two police vehicles..... 5,471.12

All Miami Motors, Inc.

Four 1951 Ford Deluxe 6-cylinder sedans
(two 2-door and two 4-door), net price after
trade-in of two police vehicles..... 4,992.50

Four 1951 Ford Deluxe 8-cylinder sedans
(two 2-door and two 4-door), net price after
trade-in of two police vehicles..... 5,255.00

The City Manager and Director of Public Safety Kimbrough recommended that 8-cylinder automobiles be purchased. Mr. Truman Smith advised that to adapt the present generator units to studebakers would cost approximately \$40.00 per car.

The following resolution was presented and read:

RESOLUTION NO. 3800

A RESOLUTION ACCEPTING THE BID OF TOM CALDWELL MOTORS FOR FOUR STUDEBAKER SEDANS FOR USE AS POLICE PATROL CARS.

WHEREAS the City Manager has requested bids for the furnishing to the city of two 2-door and two 4-door sedans for use as patrol cars by the Police Department, and bids therefor were received as follows:

Tom Caldwell Motors

Four 1951 Studebaker 8-cylinder sedans (two 2-door and two 4-door), net price after trade-in of two police vehicles.....\$5,475.90

Four 1951 Studebaker 6-cylinder sedans (two 2-door and two 4-door), net price after trade-in of two police vehicles..... 5,054.26

Huskamp Motor Co.

Four 1951 Ford Deluxe 8-cylinder sedans (two 2-door and two 4-door), net price after trade-in of two police vehicles 5,471.12

All Miami Motors, Inc.

Four 1951 Ford Deluxe 6-cylinder sedans (two 2-door and two 4-door), net price after trade-in of two police vehicles 4,992.50

Four 1951 Ford Deluxe 8-cylinder sedans (two 2-door and two 4-door), net price after trade-in of two police vehicles 5,255.00

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

1. That the above recited bid of Tom Caldwell Motors is hereby determined to be the most advantageous bid to the city, inasmuch as Studebaker Commanders are higher priced automobiles than the other automobiles bid, and have an expected lower operational cost, and is hereby accepted.

2. That the City Manager is hereby authorized and directed to purchase from Tom Caldwell Motors, two 4-door Studebaker Commander Sedans and two 2-door Studebaker Commander sedans, in accordance with the above recited bid.

Motion for its adoption was made by Commissioner Hartnett, seconded by Commissioner Phillips. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Mayes, Meher and Phillips. "Nays" - None. Mayor Hendrick not voting.

Mr. Ed Roberts appeared before the Commission to discuss the ordinance restricting fishing in the Coral Gables Waterway, which had been considered but deferred by the Commission on November 21, 1950. He pointed out that the presence of numerous fishermen along the canal was discouraging

development of adjoining lands and sale of homes built thereon, and asked that the Commission reconsider such ordinance, or some similar restriction upon fishing within 500 feet of a residence except with written permission of the owner of the property. The matter was referred to the City Attorney with instructions to bring before the Commission some revision of the original ordinance considered.

Mr. Leo Fullwood, Mr. Al Harum and Mr. Arnold appeared before the Commission to seek financial assistance for several Coral Gables boys who were playing in tennis tournaments throughout the United States, and bringing publicity to the city thereby. This matter was taken under advisement, but there being no provision in the current budget for such expenditure, the request was regretfully denied.

Mr. John Eckhoff of the Dade County Health Dept. discussed with the Commission the need of an ordinance in this city controlling dogs running loose, and the inoculation of dogs against rabies. A form ordinance considered by the Commission in October 1947 was referred to the City Attorney for further study.

Warren J. Jones Jr. appeared before the Commission to offer to rent space No. 2 in the new bus terminal for a shoe repair service and a dry cleaning and laundry agency, at a rental of 6 percent of gross sales of business done, with a minimum of \$2400 per year. A check for \$240 was presented with the offer. He advised that new machinery, which would hold noise and vibration to a minimum, would be used in this operation. The City Manager was directed to investigate the financial responsibility of the applicant to refer the application to the Rental Advisory Committee for study.

The following ordinance was presented and read:

ORDINANCE NO. 705

AN ORDINANCE APPROVING A PLAT ENTITLED "WATERWAY VIEW SUBDIVISION, A SUBDIVISION OF BLOCK 33, REVISED PLAT OF CORAL GABLES RIVIERA SECTION PART 2, PLAT BOOK 28, PAGE 18", AND ACCEPTING AND CONFIRMING DEDICATION OF ROAD, STREETS AND DRIVES AS SHOWN THEREIN; AND DECLARING THIS ORDINANCE TO BE AN EMERGENCY ORDINANCE.

upon first reading. Motion was made by Commissioner Mayes, seconded by Commissioner Neher, that the requirement of reading on two separate days be dispensed with and the ordinance be placed on second reading at once. Motion was adopted by the following roll call: "Yeas" - Commissioner Hartnett, Mayes, Neher and Phillips; Mayor Hendrick. "Nays" - None.

Thereupon the ordinance was read again in full. Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Neher, and the ordinance was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Mayes, Neher, and Phillips; Mayor Hendrick. "Nays" - None.

Thereupon Mayor Hendrick declared the ordinance passed and adopted and ordered its publication as Ordinance No. 705.

The following resolution was presented and read:

RESOLUTION NO. 3801

A RESOLUTION ADOPTING AND APPROVING A
PLAT OF "UTILITY CENTER".

WHEREAS, Engineer M. B. Garris has presented to this Commission a replat of Block 139 and Blocks 157 to 166 inclusive, Central Miami Seaboard Section, and Blocks 141, 142 and 149 of Central Miami Part 7, as recorded in Plat Book 28, Page 5, and Plat Book 20, Page 25, respectively, except the north 15 feet of Block 139, Blocks 163 to 166 inclusive, Central Miami Seaboard Section, and including the portions of avenues, streets, drives, and boulevards as laid out within the above described property, owned by the City of Coral Gables and used as a site for its incinerator;

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

1. That the replat of the above described property, prepared by Engineer M. B. Garris in June 1951, and designated as "Utility Center", returning such lots, blocks and streets to one 56 acre tract, is hereby approved, and the City Manager and City Clerk are hereby authorized and directed to execute said plat on behalf of the city.

2. That the City Attorney is hereby directed to prepare an opinion of title of the city in the property included in such plat, and to transmit same to Mr. M. B. Garris, who is hereby authorized to present such plat to the proper Dade County authorities for approval.

Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Hartnett. Resolution was adopted by the following roll call:

"Yeas" - Commissioners Hartnett, Mayes, Neher and Phillips; Mayor Hendrick.

"Nays" - None.

Mr. M. B. Garris discussed with the Commission an exception to the Zoning Ordinance, approved by the Zoning Board at its meeting July 23, 1951, permitting a 5 percent reduction in minimum square footage required for residences on Lots 1 to 8 inclusive, Block 1, and on all lots in Block 2, of Waterway View Subdivision, the plat of which was approved at this meeting.

The following resolution was presented and read:

RESOLUTION NO. 3802

A RESOLUTION AUTHORIZING EXCEPTIONS
TO ORDINANCE NO. 271, KNOWN AS THE
"ZONING ORDINANCE".

WHEREAS, the Zoning Board of Appeals at its regular meeting July 23, 1951, has recommended that the following exceptions to the provisions of Ordinance No. 271, known as the "Zoning Ordinance", be granted;

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

That the following exceptions to the provisions of Ordinance No. 271 be and the same hereby are granted:

1. Permit 5 percent reduction in minimum square footage of residences to be built upon Lots 1 to 8, Block 1, and on all lots in Block 2, Waterway View Subdivision.

2. That it is hereby determined that Lot 1, Block 1 of said subdivision, (which has a mean width of 100 feet) shall be considered as having 100 feet frontage as required for allowance of percentage reduction of lots of 100 feet frontage, as permitted by the Zoning Ordinance of this city.

Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Hartnett. Resolution was adopted by the following roll call:
"Yeas" - Commissioners Hartnett, Mayes, Neher and Phillips; Mayor Hendrick.
"Nays" - None.

Mr. M. B. Garris then discussed with the City Commission the acquisition of a site for the sewage disposal plant of the City of Coral Gables. He advised that at the present time it did not appear that negotiations with the University for a site on the University campus would be successful, and he recommended that necessary steps be taken to acquire a site on the University campus lying adjacent to Ponce de Leon Blvd. and Carillo Street.

The following resolution was presented and read:

RESOLUTION NO. 3803

A RESOLUTION AUTHORIZING ACQUISITION OF
CERTAIN DESCRIBED LAND AS A SITE FOR A
SEWAGE DISPOSAL PLANT.

WHEREAS, for some considerable time the City Commission of the City of Coral Gables has been consulting with its Fiscal Agents and its Engineer relative to constructing storm sewer and sanitary sewer facilities; and

WHEREAS, it has been advised by its consultants that the need for such facilities not only exists, but is pressing; and

WHEREAS, its Engineer has advised the City Commission that for reasons of economy and otherwise, the sewage disposal plant necessary in connection with the sanitary sewage operation should be located within the jurisdictional boundaries of the City of Coral Gables; and

WHEREAS, pursuant to the advise of its Engineer numerous conferences have been had by and between its City Manager, Engineer and Fiscal Agents representing the city, Dr. Bowman F. Ashe, William J. Hester, Esq. and others representing the University of Miami for the placing of such sewage disposal facilities on the campus of the University and within the jurisdictional boundaries of the city in their respective sewage disposal plants; and

WHEREAS, the above location was, and has been, the first choice of its Engineer and, after a period of months, it appears that the parties cannot arrive at a mutually satisfactory arrangement for the use of the existing sewage disposal facilities in their present location and with suitable and necessary enlargements; and

WHEREAS, the City Commission has been advised by its Engineer that under the circumstances he recommends that the city acquire, for such facilities, the following described property, lying in the City of Coral Gables, Dade County, Florida, to-wit:

Southeasterly 400 feet of Tract 3 of Main Campus, University of Miami, according to the amended plat thereof filed in Plat Book 46 Page 81 of the Public Records of Dade County, Florida, said 400 feet being a strip of land lying adjacent to the southeasterly boundary line of said Tract 3 and the northwesterly boundary line of Ponce de Leon Blvd., being 400 feet in width measured at right angles to the northwesterly boundary line of said Ponce de Leon Blvd.

NOW, THEREFORE, and in consideration thereof, BE IT RESOLVED AS FOLLOWS:

That the City Attorney be and he is hereby authorized and instructed to proceed to the acquisition of the property hereinabove described for the use by the City of Coral Gables as a sewage disposal plant or facility and, further, that in so proceeding to such acquisition the said City Attorney is authorized and instructed to do so in the manner which in his discretion is best calculated to produce the desired result; that is to say, by voluntary purchase or by the institution of proceedings for condemnation under the statutes of the State of Florida in eminent domain actions.

BE IT FURTHER RESOLVED that no other or further resolution or instruction to the City Attorney shall be necessary and that if, in his discretion he should institute condemnation proceedings, that this resolution shall stand as his full direction, instructions and authority so to do.

Motion for its adoption was made by Commissioner Phillips, seconded by Commissioner Neher. Resolution was adopted by the following roll call:

"Yeas" - Commissioners Hartnett, Mayes, Neher and Phillips; Mayor Hendrick.

"Nays" - None.

The City Manager advised that he had been requested by the American Legion to have the City Hall decorated at the time of its national convention to be held October 16 to 18, and that the plans for decorations called for an expenditure of \$87.00. Inasmuch as such item is included within the budget, by motion of Commissioner Mayes, seconded by Commissioner Phillips and unanimously

adopted, the City Manager was authorized and directed to have the City Hall decorated at such time as described.

The following resolution was presented and read:

RESOLUTION NO. 3804

A RESOLUTION AUTHORIZING PREPARATION OF SPECIFICATIONS IN LOCAL IMPROVEMENT M-1.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES, FLORIDA:

That the City Manager is hereby authorized and directed to have specifications prepared for Local Improvement M-1, in anticipation of advertisement for bids for work included in such improvement.

Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Hartnett. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Mayes and Phillips; Mayor Hendrick. "Nays" - Commissioner Neher.

The City Manager requested authority to purchase a used portable generator for the purpose of supplying power for pumps and in the equipment yard during time of hurricanes. He advised that a commitment of \$4026 from the Special Benefit Fund for Hurrican Expense was available.

The following resolution was presented and read:

RESOLUTION NO. 3805

A RESOLUTION AUTHORIZING PURCHASE OF PORTABLE GENERATOR.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES, FLORIDA:

That the City Manager is hereby authorized to purchase on behalf of the city, one used 50KW, 62.5 KVA, 3-phase, 60 cycle, 220 V, portable Electric generator powered with International 6 cylinder diesel engine, at a cost not to exceed \$3750, from commitments from prior years in the Special Benefit Hurrican Fund.

Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Phillips. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Mayes, Neher and Phillips; Mayor Hendrick. "Nays" - None.

The City Manager presented a list of lots within the city which he has determined are in violation of Ordinance 661, and the following resolution was presented and read:

RESOLUTION NO. 3806

A RESOLUTION DEALING WITH ORDINANCE NO. 661 OF THE CITY OF CORAL GABLES, THE SAME BEING AN ORDINANCE DEALING WITH WEEDS, GRASS, AND THE KEEPING OF PREMISES IN A SANITARY CONDITION: AND MAKING AN APPROPRIATION FOR WORK THEREUNDER.

WHEREAS, heretofore, the City of Coral Gables on July 5, 1950, adopted Ordinance No. 661, which said ordinance is designed to keep all premises in the City of Coral Gables in a sanitary condition for the health, safety, and welfare of the citizens of Coral Gables; and

WHEREAS, it is believed by the City Commission that good policy and proper government of the city lie in the enforcement of said Ordinance No. 661; and

WHEREAS, the City Manager has reported to the City Commission that certain properties, within the city, and hereinafter described, are in such condition as to be in violation of the terms and conditions of said Ordinance No. 661;

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

1. That the City Manager is hereby authorized and instructed to remedy the conditions existing on the properties hereinafter described, which caused said properties to be in violation of Ordinance No. 661 of the City of Coral Gables, passed and adopted on July 5, 1950, to-wit:

<u>Description</u>	<u>Estimated Cost of Clearing</u>
Section A - Lots 10-11, Block 13	\$ 150.00
Biltmore Section - Lots 4-5, Block 26	70.00
Lot 23, Block 26	45.00
Lot 24, Block 26	45.00
Crafts Section - Lots 15-16, Block 40	90.00
Lot 6, Block 44	45.00
Lot 7, Block 44	45.00
Lot 10, Block 44	48.00
Lot 11, Block 44	48.00
West 1/2 Lot 12, Block 44	24.00
Lot 6, Block 45	50.00
Coconut Grove Section - Lots 11-12, Block 2	60.00
Lots 23-24, Block 15	100.00
Lots 24-29, Block 17	170.00
Country Club Section, Part 6	
Lots 14-15, Block 129	85.00
Lots 16-17, Block 129	85.00
Lots 11-12, Block 130	55.00
Lots 13-14, Block 130	55.00
Lots 7-8, Block 148	120.00
Lots 9-16, Block 148	480.00
Lots 17-18, Block 148	120.00
Lots 3-4, Block 152	90.00
Country Club Section, Part 3 - Lots 3-5, Block 46	100.00
Coral Grove Section - Lot 5, Block 3	55.00
Coral Estates Section - Lots 12-13, Block 8	260.00
Section B	
Lots 21-22, Block 5	90.00
Lots 23-24, Block 5	90.00
Lot 38, Block 16	120.00
Lot 8, Block 18	100.00
Lot 16, Block 19	50.00
Lot 17, Block 19	50.00
Lot 1, Block 21	150.00
Lot 12, Block 29	65.00
Lots 11-12, Block 30	90.00

Granada Section	
Lots 14-15, Block 5	\$ 95.00
Lot 8, Block 33	50.00
Tamiami Place Plan No. 2	
Lot 13	65.00
Lots 17-18	130.00
Lot 52	65.00
Industrial Section - Lots 38-48, Block 5	210.00
Crafts Section - Lots 47-48, Block 9	90.00
Douglas Section	
Lot 14, Block 12	45.00
Lots 15, Block 12	45.00
	\$ 4,095.00

2. That the City Manager shall promptly take action, and give such instructions as shall bring about the prompt administration and enforcement of the terms of the ordinance.

3. That the Director of Finance shall set up and keep, for public inspection, in his office, a book which shall be entitled "Sanitary Lien Book" and in that book shall be set forth the following:

- (A) Description of property.
- (b) Date of passage of resolution declaring property to be in violation of Ordinance No. 661 and ordering conditions remedied.
- (c) Date of notice given to owner of property regarding violation.
- (d) Address of owner.
- (e) Total cost of the work, including advertising, stamps and other costs.
- (f) Date of completion of the work.
- (g) Date of publication of notice of completion of the work as set forth in the ordinance.
- (h) Response of the owner of notice, if any.
- (i) Such other information as may be required by the terms of the ordinance or proper in keeping the records straight.

4. Before proceeding with the enforcement of the terms of the ordinance and solely as an additional notice to the owner and opportunity to the owner to be heard before the doing of any work on such properties and incurring of any charges against same, the City Manager, whenever in his discretion the condition of the property is such that a delay of from 15 to 30 days will not be inimical to the health, safety and welfare of the citizens of Coral Gables, is instructed to send to the owner or owners of such properties a notice by registered mail, generally but not specifically, in the following form:

"To _____
Address

Our records indicate you to be the owner of the following property in the City of Coral Gables, (Give description of the property).

An inspection of this property indicates that it is such as to be in violation of Ordinance No. 661 because (here state why property is in violation, such as length of grass, standing water, etc.)

The City Commission has instructed me, as City Manager, to cause these conditions to be remedied. You are therefore advised that unless the condition of this property is remedied so as to make it non-violative of the terms of Ordinance No. 661 within 15 days from the date hereof, the City proposes to remedy such conditions and the cost of such operation will be imposed as a lien against this property. Our estimate of the probable cost is \$ _____.

Very truly yours,

City Manager"

5. That the City Manager shall send such notice 8-7-51

5. That the City Manager shall send such notification to the owner or owners as reflected by the city records to the address as reflected by the city records. In cases where the city records indicate no name or address of the last known owner or owners the City Manager will not give any notice preparatory to the commencement of the work.

6. In no event shall the failure by the City Manager to give or the owner or owners to receive the notice provided for herein, operate to defeat the lien against properties where the work has been carried out to remove a violation of the ordinance, provided the terms of the ordinance are carried out.

7. That the Director of Finance is hereby authorized to transfer the sum of not to exceed \$4095 from the Trust and Reserve Fund of the city to the Current Fund as a temporary loan, for the purpose of financing and advancing the cost of clearing the lots and parcels as above described, such loan to be repaid to the Trust and Reserve Fund upon reimbursement to the city of the cost of such clearing, either from the property owners or from a sale of assignment of the liens established for such clearing.

Motion for its adoption was made by Commissioner Phillips, seconded by Commissioner Mayes. Resolution was adopted by the following roll call:
 "Yeas" - Commissioners Hartnett, Mayes, Neher and Phillips; Mayor Hendrick.
 "Nays" - None.

The following resolution was presented and read:

RESOLUTION NO. 3807

A RESOLUTION AUTHORIZING CERTAIN CHANGES
 IN THE BUS TERMINAL BUILDING AT THE
 EXPENSE OF THE CITY.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF
 CORAL GABLES, FLORIDA:

That upon the recommendations of the City Manager the following changes and additions are authorized in the construction of the new bus terminal, at the expense of the city, to-wit:

1. Installation of separate electric meter service and loop for Room 27, including telephone conduit to remove from municipal system, \$274.15.
2. Installation of separate electric meter service and loop for Room 15, including telephone conduit to remove from municipal system, \$198.21 (to permit possible future rental of this space).

Motion for its adoption was made by Commissioner Phillips, seconded by Commission Mayes. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Mayes, Neher and Phillips; Mayor Hendrick. "Nays" - None.

The City Manager recommended the installation of one 1000 lumen OHB street light at Toledo Street and Colma Court., and two 2500 lumen OHB street lights at Alhambra Circle and Avenue Sarria, and at Alhambra Circle and Avenue Algardi. The recommendation was approved.

The City Manager reported that he was investigating the purchase of an ice manufacturing machine for the city, and would make recommendations upon such purchase at a later date.

The City Manager advised that he had received a request from Mr. Larry Larson to permit parking of his motor-bicycle in no-parking zones at corners. The Commission denied such request.

The City Manager advised of a request from Mr. Gene Boeninger, a crippled person operating the Get Acquainted Shop in the Miracle Building, asking for free parking in parking meter zones in front of the building for his personal use. The matter was referred to the Mayor.

The following resolution was presented and read:

RESOLUTION NO. 3808

A RESOLUTION ORDERING LOCAL IMPROVEMENT A-15.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES, FLORIDA:

That a local improvement described and designated as follows shall be made under Sections 62 and 63, Chapter 13972, Special Acts of Florida as amended:

1. Paving with a 6 inch compacted lime rock base, primed and sealed with asphaltic oils and sand finished, the alley in Block 35, Section K, Coral Gables, from LeJeune Road to the east lines of Lots 7 and 41 of said block extended, to a width of 20 feet; paving alley east of and adjoining Lot 7 of said block, north of Avenue Giralda, to a width of 46 feet; and paving alley east of and adjoining Lot 41 of said block south of Avenue Aragon to a width of 29 feet, at an estimated cost of \$1687.50 (of which an estimated \$1270.37 shall be apportioned to the city and \$417.13 to abutting properties).

2. That the cost of the improvement, except that portion thereof upon city property, shall be defrayed by a special assessment upon all lots and lands adjoining and contiguous or bounding and abutting upon such alley on a frontage basis, which said properties are hereby designated as Improvement District A-15.

3. That such special assessment shall be payable 30 days after confirmation of the preliminary assessment roll therein, or at such time as the Commission may designate pursuant to Chapter 13972, Special Acts of Florida 1929 as amended.

4. That the amount of such local improvement apportioned to the city shall be payable from funds available for construction of the new bus terminal.

Motion for its adoption was made by Commissioner Phillips, seconded by Commissioner Hartnett. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Mayes, Neher and Phillips; Mayor Hendrick. "Nays" - None.

The following resolution was presented and read:

RESOLUTION NO. 3809

WHEREAS, for some time past John Oppitz, as a representative of the Miami Herald, had been in frequent contact with the officers and employees of the City of Coral Gables in regard to news coverage of the proceedings of this Commission and other matters within the city; and

WHEREAS, during this period of association with John Oppitz he exhibited ability to a high degree as a newspaper reporter, and earned and received the confidence of this Commission and of the officials of this city; and

WHEREAS, this Commission was shocked and saddened by the untimely passing of John Oppitz while in the military service of his country.

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

That in the passing of John Oppitz the City of Coral Gables has lost a friend, and the newspaper profession has lost a promising member, and that this resolution is hereby adopted to express to Mrs. Oppitz the esteem and respect earned by John Oppitz in this community, and the deep sympathy of this Commission to her in her personal loss.

Motion for its adoption was made by Commissioner Hartnett, seconded by Commissioner Phillips. Resolution was adopted by the following roll call:

"Yeas" - Commissioners Hartnett, Mayes, Neher and Phillips; Mayor Hendrick.

"Nays" - None.

The following resolution was presented and read:

RESOLUTION NO. 3810

WHEREAS, Doris Hart has brought great honor, fame and recognition to the City of Coral Gables by virtue of her many and great achievements in the world of tennis; and

WHEREAS, this year she has captured the greatest victory in her long tennis career by winning the woman's crown at the International Tennis Matches at Wimbledon, England, known as the "World Series of Tennis"; and

WHEREAS, Gardner Mulloy has distinguished himself and brought great honor, fame and recognition to this area by virtue of his many victories on tennis courts here and abroad; and

WHEREAS, both Doris Hart and Gardner Mulloy have placed South Florida in a contending position as the Tennis Capital of the United States, and have given of their time and effort to encourage development of the sport in this area;

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

That in recognition of the honor, fame and recognition thus brought to Coral Gables and South Florida, and in further recognition of the time, effort and energy expended by Doris Hart and Gardner Mulloy in the direction of encouragement and development of tennis in Coral Gables and South Florida, the City Commission of the City of Coral Gables in meeting

assembled hereby designates the week of September 10th to 16th as Tennis Week in the City of Coral Gables; and

BE IT FURTHER RESOLVED that suitably prepared copies of this resolution be presented to Doris Hart and Gardner Mulloy at the testimonial dinner in their honor to be held September 10th at Bayfront Auditorium.

Motion for its adoption was made by Commissioner Phillips, seconded by Commissioner Neher. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Mayes, Neher and Phillips; Mayor Hendrick. "Nays" - None.

The following resolution was presented and read:

RESOLUTION NO. 3811

A RESOLUTION APPROPRIATING FUNDS FOR PURPOSES DESCRIBED HEREIN.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES, FLORIDA:

1. That a sum not to exceed \$200 is hereby appropriated from the General Contingent Fund of the city for payment of the City of Coral Gables' share of expenses of a testimonial dinner and celebration for Doris Hart and Gardner Mulloy, to be held at Bayfront Auditorium in Miami on September 10th.

2. That suitably printed and framed copies of Resolution No. 3810 be furnished at such dinner to Doris Hart and Gardner Mulloy, and the necessary amount for the cost of printing and framing such resolution is hereby appropriated from the General Contingent Fund of the city.

Motion for its adoption was made by Commissioner Phillips, seconded by Commissioners Hartnett, Mayes, Neher and Phillips; Mayor Hendrick. "Nays" - None.

The following resolution was presented and read:

RESOLUTION NO. 3812

A RESOLUTION AUTHORIZING EXCEPTIONS TO ORDINANCE NO. (81) KNOWN AS THE "ZONING ORDINANCE". 271

WHEREAS, the Zoning Board of Appeals at its regular meeting July 23, 1951 has recommended that the following exceptions to the provisions of Ordinance No. 271, known as the "Zoning Ordinance", be granted;

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

That the following exceptions to the provisions of Ordinance No. 271 be and the same hereby are granted:

1. Permit construction of addition to building on Lots 23 and 24, Block 3, Flagler Section, in accordance with plans presented.

2. Permit use of small machine to rivet brake bands at auto parts store to be operated at 1806 Ponce de Leon Blvd., subject to immediate cancellation if complaints are received from such operation.

3. Permit construction of warehouse without parapet

and with concrete roof rafters, on Lots 1 and 2, Block 9, Industrial Section, subject to approval by the Board of Supervising Architects as to structural design.

4. Permit construction of warehouse without parapet and with concrete roof rafters, on Lots 31 and 32, Block 4, Industrial Section.

5. Permit resubdivision of all lots in Block 142 into four parcels, two of which are to face south on Avenue Mariposa, and two of which are to face west on Leonardo Street, instead of east on Augusto Street as now zoned.

Riv. Sect.

Motion for its adoption was made by Commissioner Hartnett, seconded by Commissioner Phillips. Resolution was adopted by the following roll call: "Yeas" - Commissioner Hartnett, Mayes, Neher and Phillips; Mayor Hendrick. "Nays" - None.

The following resolution was presented and read:

RESOLUTION NO. 3813

A RESOLUTION AUTHORIZING AN EXCEPTION TO ORDINANCE NO. 271, KNOWN AS THE "ZONING ORDINANCE".

WHEREAS, the Zoning Board of Appeals at its regular meeting July 23, 1951 has recommended that the following exception to the provisions of Ordinance No. 271, known as the "Zoning Ordinance", be granted;

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

That the following exception to the provisions of Ordinance No. 271 be and the same hereby is granted:

Permit construction of an art gallery on the University of Miami main campus, with part of the walls being of poured concrete with "V" joints and with smooth finish without stucco; and with part of the building having no parapet; in accordance with plans submitted and subject to approval of the Board of Supervising Architects.

Motion for its adoption was made by Commissioner Phillips, seconded by Commissioner Mayes. Resolution was adopted by the following roll call: "Yeas" - Commissioners Mayes and Phillips; Mayor Hendrick. "Nays" - Commissioners Hartnett and Neher.

The following resolution was presented and read:

RESOLUTION NO. 3814

A RESOLUTION AUTHORIZING TRANSFER OF RETAIL BEVERAGE STORE LICENSE.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES, FLORIDA:

That the transfer of retail beverage store license heretofore issued to John Valditara d/b/a Leo's Delicatessen and Sandwich Shoppe, 50 Avenue Aragon, to Max Klein d/b/a Broadway Delicatessen and Restaurant at the same address, is hereby approved, subject to compliance with all regulatory ordinances and laws in respect thereto, and subject to cancellation upon receipt of any disqualifying criminal record on the part of the transferee.

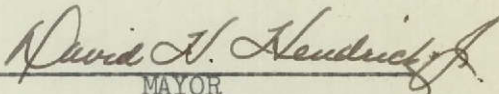
Motion for its adoption was made by Commissioner Phillips, seconded by Commissioner Hartnett. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Mayes, Neher and Phillips; Mayor Hendrick. "Nays" - None.

The Director of Finance requested that a policy be fixed by the Commission concerning payment of the 1951-1952 appropriation for the Coral Gables Library, pending the execution of a new contract between the Coral Gables Woman's Club and the city concerning the library operations. He was directed to pay the 1951-1952 appropriation for operating purposes in equal monthly installments, after deductions therefrom of the proportionate amount of such operating appropriation allocated for the purchase of books, until such time as the new agreement is executed.

The Commission discussed the changing of the time of Commission meetings to 4:00 o'clock P.M., and discussed the requirement of preparing an agenda in advance of such meetings, but deferred action thereon.

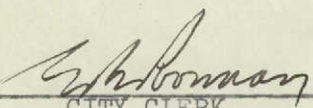
There being no other business the meeting was adjourned.

APPROVED:



 MAYOR
 David H. Hendrick, Jr.

ATTEST:



 CITY CLERK
 E. B. Poorman

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