

MINUTES OF REGULAR MEETING  
OF THE CITY COMMISSION  
AUGUST 21, 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 21, 1951. Vice Mayor Hartnett in the chair; Commissioners Mayes, Neher and Phillips present. Mayor Hendrick absent.

Minutes of the special meeting July 31, 1951, and of the regular meeting August 7, 1951, were approved as read.

The meeting was turned over to a public hearing upon the confirmation of Local Improvement A-15.

The following resolution was presented and read:

RESOLUTION NO. 3815

A RESOLUTION CONFIRMING THE RESOLUTION  
ORDERING LOCAL IMPROVEMENT A-15.

WHEREAS the Commission of the City of Coral Gables met at 8 o'clock P.M., August 21, 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 3808 passed and adopted August 7, 1951 and ordering Local Improvement A-15 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 3808 passed and adopted August 7, 1951 and ordering Local Improvement A-15, be and the same is hereby confirmed, and the cost of such improvement, except upon land owned by the city, 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 Neher. Resolution was adopted by the following roll call: "Yeas" - Commissioners Mayes, Neher and Phillips; Vice Mayor Hartnett. "Nays" - None.

The following ordinance was presented and read:

ORDINANCE

AN ORDINANCE AMENDING SECTION 14(1) (d) OF  
ORDINANCE NO. 271 OF THE CITY OF CORAL GABLES,  
KNOWN AS THE "ZONING ORDINANCE", RESTRICTING  
THE OPERATION OF LAUNDRIES TO PREMISES ZONED  
FOR INDUSTRIAL PURPOSES; 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 Mayes, seconded by Commissioner Phillips. Ordinance was adopted on first reading by the following roll call: "Yeas" - Commissioners Mayes, Neher

AIA427



and Phillips; Vice Mayor Hartnett. "Nays" - None.

The following resolution was presented and read:

RESOLUTION NO. 3816

A RESOLUTION ORDERING LOCAL IMPROVEMENT  
A-16.

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 of the city charter:

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 38, Section L, running from Ponce de Leon Blvd. to Galiano St., at an estimated cost of \$1310.07, to be entirely apportioned to abutting property.

2. That the cost of the improvement, 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-16.

3. That such special assessment shall be payable 30 days after confirmation of the preliminary assessment roll therein or at such times as the Commission may designate pursuant to the city charter.

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

The City Attorney requested the Commission to fix a policy concerning a playhouse presently existing upon the premises at 1202 Salzedo Street. An anonymous complaint had been received concerning this house, which investigation showed to have been upon the premises for many years and to have been substantially enlarged within recent years. Superintendent of Public Works Robinson stated that the present playhouse was large enough to be used as sleeping quarters and that there was an unproved complaint that such use was being made of it.

The following resolution was presented and read:

RESOLUTION NO. 3817

A RESOLUTION AUTHORIZING ACTION TO TERMINATE  
A ZONING VIOLATION.

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

That the proper city officials are hereby directed to notify the owner of property at 1202 Salzedo Street that the playhouse upon such premises is in violation of the zoning ordinances of the city and that it must be removed; and



the City Attorney is hereby authorized and directed to take such steps as may be necessary to eliminate such zoning violation.

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; Vice Mayor Hartnett. "Nays" - None.

It was noted that the Planning Board, on October 9, 1950, had made certain recommendations concerning the construction and use of playhouses on premises in Coral Gables, and that such recommendations had been followed as a policy since that time, but that the Zoning Ordinance had not been amended to show such regulations. The Commission requested that an amendment to the Zoning Ordinance, incorporating the recommendations of the Planning Board concerning playhouses, be presented to it for consideration at its next meeting.

The following resolution was presented and read:

RESOLUTION NO. 3818

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 Josephine M. Ehrlich (formerly Fitzgerald) d/b/a Tamiami Liquors, 5164 S. W. 8th Street, to Louis L. Rilen d/b/a Tamiami Liquor Store 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 Mayes. Resolution was adopted by the following roll call: "Yeas" - Commissioners Mayes, Neher and Phillips; Vice Mayor Hartnett. "Nays" - None.

The following resolution was presented and read:

RESOLUTION NO. 3819

A RESOLUTION APPROPRIATING FUNDS FOR PURPOSES DESCRIBED HEREIN.

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

That the sum of \$375 is hereby appropriated from unappropriated revenue of the city to Appropriation Account 2770-303 for the fiscal year ending June 30, 1952, for the purpose of acquisition of Lot 2, Block 141, Central Miami Part 7, and incidental expenses in connection therewith, and for incidental expenses in connection with acquisition of other property by the city.

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

AIA427

(incidental)



Commissioners Mayes, Neher and Phillips; Vice Mayor Hartnett. "Nays" - None.

The following resolution was presented and read:

RESOLUTION NO. 3820

A RESOLUTION AUTHORIZING THE TRADE OF  
TAX PARTICIPATION CERTIFICATES.

WHEREAS B. J. VanIngen and Co. Inc. has offered to trade to the city 17 Tax Participation Certificates in the total face amount of \$4005.49 for 8 Tax Participation Certificates in the total face amount of \$4000; and

WHEREAS the elimination of certificates in odd amounts will reduce the future volume of transfers and would be beneficial to the city;

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

That the Director of Finance is hereby authorized to trade 8 Tax Participation Certificates owned and held by the city in the total face amount of \$4000 to B. J. VanIngen Co. Inc. for 17 Tax Participation Certificates in the total face amount of \$4005.49.

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

The City Clerk advised that requests or invitations to bid will shortly be sent to all insurance agencies licensed by the City of Coral Gables, requesting proposals upon furnishing comprehensive Public Liability-Property Damage insurance for city vehicles, other than buses, and for all city operations. The sending of invitations to the parties named was approved, and it was suggested that such invitations request bids upon \$100,000/100,000 as well as \$50,000/100,000 bodily injury coverage.

The Commission then discussed the application of Mr. Warren J. Jones, Jr. to rent space No. 2 in the bus terminal for a shoe repair shop and a laundry and cleaning agency. The City Clerk recommended the rental of space No. 2 upon the terms recited below, with the provision that the installation of equipment and fixtures therein be subject to the prior approval of the city, to insure the orderly appearance and operation of such business.

Mr. Coombes of the Rental Advisory Committee, who was present at the meeting, and Messrs. Roberts and Searle of the Rental Advisory Committee, all recommended the acceptance of the offer.

The following resolution was presented and read:



RESOLUTION NO. 3821

A RESOLUTION AUTHORIZING LEASE OF SPACE  
NO. 2 IN THE NEW BUS TERMINAL TO  
WARREN J. JONES, JR.

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

That the offer of Warren J. Jones, Jr. to rent  
space No. 2 in the new bus terminal for the operation of a  
shoe repair shop and laundry and dry cleaning agency, and  
for sale of merchandise connected with the repair and  
cleaning of shoes, for a period of 10 years, at a rental  
of 6 percent of gross sales or receipts with a minimum  
guarantee of \$2400 per year, and upon condition that the  
installation of fixtures and equipment shall be subject to  
the prior approval of the City Manager, and that the layout,  
fixtures and operation of the store shall be subject to  
approval of the city, is hereby accepted and the City  
Attorney is authorized and directed to prepare the nec-  
essary lease.

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.

An amended proposal from Warshaw and Settle for the rental of space  
No. 32 in the new bus terminal for a pharmacy and apothecary shop, for a term of  
10 years at a flat rental of \$2400 per year for the first 2 years, \$2500 per year  
for the next 3 years, and \$2600 per year for the last 5 years, was discussed.

Mr. Coombes of the Rental Advisory Committee, who was present at the  
meeting, and Messrs. Roberts and Searle of the Rental Advisory Committee, all  
recommended the acceptance of the offer.

The following resolution was presented and read:

RESOLUTION NO. 3822

A RESOLUTION AUTHORIZING LEASE OF SPACE  
NO. 32 IN THE NEW BUS TERMINAL TO WARSHAW  
AND SETTLE.

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

That the offer of Warshaw and Settle to rent space  
No. 32 in the new bus terminal for the operation of a pharmacy  
or apothecary shop, for a period of 10 years, at a rental of  
\$2400 per year for the first 2 years, \$2500 a year for the  
next 3 years, and \$2600 per year for the last 5 years, is here-  
by 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 Phillips. Resolution was adopted by the following roll call: "Yeas"  
- Commissioners Mayes, Neher and Phillips; Vice Mayor Hartnett. "Nays" - None.

The Commission then took under consideration the proposal of Mr. J. H.  
Mercer, and/or the Title Service Corporation, for rental of space No. 8 in the

AIA427



new bus terminal for a law office and for a title insurance company. Mr. Coombes stated that he had no objections to such rental, although it would be preferable that space in the terminal be leased to businesses serving the direct convenience of bus passengers. Mr. Roberts and Mr. Searle of the Rental Committee recommended the acceptance of the offer.

The following resolution was presented and read:

RESOLUTION NO. 3823

A RESOLUTION AUTHORIZING LEASE OF SPACE NO. 8 IN THE NEW BUS TERMINAL TO MR. J. H. MERCER AND/OR TITLE SERVICE CORPORATION.

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

That the offer of Mr. J. H. Mercer, for and on behalf of the Title Service Corporation, to rent space No. 8 in the new bus terminal for operation of a law office and a title insurance business, for a period of 3 years, at a rental of \$2400 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 Phillips. Resolution was adopted by the following roll call: "Yeas" - Commissioners Mayes, Neher and Phillips; Vice Mayor Hartnett. "Nays" - None.

Certain changes and additions to the new bus terminal were then discussed, and the following resolution was presented and read:

RESOLUTION NO. 3824

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 Clerk 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 hot and cold water facilities and drain in refrigerated garbage room, \$98.00
2. Moving entrance door and window on corridor side, and replacing northwesterly accordion door with a fixed glass window, in news stand space No. 9, \$93.00.
3. Installation of a toilet, water facilities, water heater with necessary electrical connections, sink and stack, in space No. 32, \$869.00.

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.



Certain policies in connection with the renting of the bus terminal was then discussed, and the following policies were approved:

1. That tenants be required to carry insurance upon all outside plate glass.
2. That all tenants be required to carry OLT Public Liability-Property Damage Insurance, covering city interests as well as their own, to limits of \$100/100,000/10,000.

Their 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

AIA427



MINUTES OF REGULAR MEETING  
OF THE CITY COMMISSION  
SEPTEMBER 4, 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, September 4, 1951. Mayor Hendrick in the Chair; Commissioners Mayes, Neher and Phillips present. Commissioner Hartnett absent.

The minutes of the regular meeting August 21, 1951 were approved as read.

The meeting was then turned over to a public hearing upon confirmation of Local Improvement A-16. Mr. R. H. Barclift, manager of the Arcade Apartments, called the city by telephone and protested the paving work.

The following resolution was presented and read:

RESOLUTION NO. 3825

A RESOLUTION CONFIRMING THE RESOLUTION  
ORDERING LOCAL IMPROVEMENT A-16.

WHEREAS the Commission of the City of Coral Gables met at 8 o'clock P.M., September 4, 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 3816 passed and adopted August 21, 1951 and ordering Local Improvement A-16 and to the plans and specifications and estimates of cost of such improvement, and only one objection to such improvement was made;

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

That Resolution 3816 passed and adopted August 21, 1951 and ordering Local Improvement A-16, be and the same is hereby confirmed and the cost of such improvement shall be assessed against all lots and lands adjoining and abutting upon such improvement.

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

The meeting was then turned over to the opening and reading of the following bids received for constructing a concrete tennis court at Salvadore Park, Coral Gables:

<u>Name</u>	<u>Amount</u>
Troup Bros.	\$4,495.00
Brooks Paving Co.	4,000.00
James M. Anderson	3,336.00
Belcher Oil Co.	2,736.00

After the opening and reading of such bids the Commission deferred action until the next meeting to permit the Superintendent of Public Works to study the bids and to make a recommendation.

The following resolution was presented and read:



RESOLUTION NO. 3826

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

WHEREAS, the Zoning Board of Appeals at its special meeting August 24, 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 the operation of a movie studio on Lots 20 and 21, Block 5, Industrial Section (4119 Ponce de Leon Blvd.), with processing of film to be done elsewhere.

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" - None. Commissioner Neher not voting.

The following resolution was presented and read:

RESOLUTION NO. 3827

A RESOLUTION GRANTING THE DADE COUNTY BOARD OF PUBLIC INSTRUCTION PERMISSION TO MOVE NINE PORTABLE SCHOOL BUILDINGS ONTO THE PONCE DE LEON JUNIOR HIGH SCHOOL SITE.

WHEREAS, due to the increased school enrollment at Ponce de Leon Junior High School, Dr. James T. Wilson, Superintendent of the Board of Public Instruction, has requested a temporary permit for the use of 9 portable school buildings upon the Ponce de Leon Junior High School campus for the ensuing school term;

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

That the Dade County Board of Public Instruction is hereby permitted to place 9 portable school buildings upon Ponce de Leon Junior High School campus for the school term 1951-1952, subject to extension upon request of the Board at the expiration of this permit.

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. "Nays" - None.

ORDINANCE NO. 706

AN ORDINANCE AMENDING SECTION 14 (1) (d) OF ORDINANCE NO. 271 OF THE CITY OF CORAL GABLES KNOWN AS THE "ZONING ORDINANCE", RESTRICTING THE OPERATION OF LAUNDRIES TO PREMISES ZONED FOR INDUSTRIAL PURPOSES; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH.

which was read and adopted on first reading August 21, 1951, was read again in full. Motion for its adoption was made by Commissioner Phillips, seconded by

AI 4427



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

Thereupon Mayor Hendrick declared the ordinance passed and adopted and ordered its publication as Ordinance No. 706.

The following ordinance was presented and read:

#### ORDINANCE

AN ORDINANCE AMENDING ORDINANCE NO. 271, KNOWN AS THE "ZONING ORDINANCE" AS AMENDED, BY ADDING SECTION 14 (8) THERETO CONCERNING CONDITIONS AND RESTRICTIONS UPON THE ERECTION OF PLAYHOUSES ON PREMISES IN CORAL GABLES; 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 Mayes, seconded by Commissioner Phillips. Ordinance was adopted on first reading by the following roll call: "Yeas" - Commissioners Mayes, Neher and Phillips; Mayor Hendrick. "Nays" - None.

The following ordinance was presented and read:

#### ORDINANCE

AN ORDINANCE AMENDING SECTION 24, SUB-SECTION (12) OF ORDINANCE NO. 271, KNOWN AS THE "ZONING ORDINANCE" AS AMENDED, CONCERNING FEES OF THE STRUCTURAL ENGINEER; 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 Mayes, seconded by Commissioner Phillips. Ordinance was adopted on first reading by the following roll call: "Yeas" - Commissioners Mayes, Neher and Phillips; Mayor Hendrick. "Nays" - None.

The following ordinance was presented and read:

#### ORDINANCE

AN ORDINANCE AMENDING ORDINANCE NO. 271, COMMONLY KNOWN AS THE "ZONING ORDINANCE" OF THE CITY OF CORAL GABLES, BY ADDING TO SECTION 3 THEREOF, WHICH IS ENTITLED "USE DISTRICTS", A PARAGRAPH TO BE NUMBERED FIVE (5), PROVIDING THAT WHENEVER A BUILDING DESIGNED FOR AN R-2, R-3 OR APARTMENT USE IS ERECTED, THE USE OF SUCH STRUCTURE SHALL BE LIMITED TO THE PURPOSES AND USES FOR WHICH IT WAS DESIGNED; 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 Mayes, Neher and



Phillips; Mayor Hendrick. "Nays" - None.

The following resolution was presented and read:

RESOLUTION NO. 3828

A RESOLUTION APPROVING TRANSFER OF STOCK OF GABLES TAXI INC.

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

That the transfer of all the outstanding stock of Gables Taxi Inc. to S. Upson Jones and Alex Klimik, and the operation of the corporation with such new stockholders under the certificate of public convenience and necessity heretofore issued to Gables Taxi 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 Mayes, Neher and Phillips; Mayor Hendrick. "Nays" - None.

Mr. John Rosasco made a report to the Commission stating that his committee had investigated several sites and that they recommended Tahiti Beach for the location of the city picnic for city employees and their families. The picnic is scheduled for September 22nd, commencing at 2 o'clock P.M. All city employees and their families are invited. In the case of inclement weather the picnic will be postponed to a later date. Mr. Rosasco stated that he estimated a crowd of 600 persons at a cost for food and entertainment of approximately \$500.

The following resolution was presented and read:

RESOLUTION NO. 3829

A RESOLUTION APPROPRIATING \$500 FROM THE CONTINGENT FUND TO DEFRAY THE COST OF A PICNIC FOR CITY EMPLOYEES TO BE HELD SEPTEMBER 22, 1951, COMMENCING AT 2 O'CLOCK P.M., AT TAHITI BEACH.

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

That to reinstate annual picnics which the city has held in the past for city employees, the City Commission hereby authorizes an amount not to exceed \$500 to be appropriated from the General Contingent Fund to pay for the cost of said picnic.

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. "Nays" - None.

Mr. M. B. Garris read a letter from the Corps of Engineers, U.S. Army, answering a letter written to them by the City Manager regarding the establishment of a pier and bulkhead line within the City of Coral Gables. The letter stated that the City of Coral Gables may establish a bulkhead line subject to approval by

AIA427



the Department of the Army. The City Attorney was directed to write to Senator Smathers requesting him for advice as to what further action should be taken.

Mr. A. B. Morrison and Mr. M. B. Garris appeared at the meeting and urged the Commission to confer with Dr. Ashe as soon as possible regarding the location of the proposed sewage disposal plant. Mr. Garris stated that he must have eight acres for the disposal plant. Mr. Morrison suggested a deal in which the city would buy the necessary acreage from the University at an approximate cost of \$10,000 per acre, with a fixed rate to treat the present University estimated load of 125,000 gallons per day. The city could either pay for the land outright, or trade other land and pay the difference. Mr. Morrison recommended a flat charge of \$100 per month for the present estimated load, and an additional charge of 5¢ per 1000 gallons for all over 125,000 gallons per day for each month. Mr. Morrison felt that this would not be establishing a precedent but could be classed as a special low rate in order to acquire the University site. Mr. Morrison felt that the city in making a proposition to the University should make them an offer as low as possible, and that if the University did not accept it that the plant should be located at the incinerator. Mr. Garris stated that he was very much concerned about using the incinerator site because, if this site were selected, it would be necessary to work out some deal to by-pass the present dam located at Red Road. Mr. Morrison stated that financing of the storm sewer project could not be started until it was known how much the sanitary sewers would cost, and this could not be determined until a definite location of the sewage disposal plant was determined. Mayor Hendrick directed the City Manager and Mr. Morrison to arrange a meeting with Dr. Ashe within the next week to try to work out an agreement to obtain property for the sewage disposal plant. Mayor Hendrick suggested that one or two Commissioners attend this meeting, and if something definite could be worked out a special Commission meeting would be called to act upon the Commissioners' report.

It was brought out by Mayor Hendrick that he had been receiving calls from residents in the area north of Coral Way, complaining about their children having to attend schools outside of Coral Gables.

The following resolution was presented and read:

RESOLUTION NO. 3830

A RESOLUTION URGING THE DADE COUNTY BOARD  
OF PUBLIC INSTRUCTION TO ENROLL CORAL  
GABLES PUPILS IN CORAL GABLES SCHOOLS.

WHEREAS it has been reported that Coral Gables  
pupils are being required by the Dade County Board of Public



Instruction to enroll in schools outside of Coral Gables; and

WHEREAS it is believed that there are enough school facilities located within Coral Gables to permit the enrollment of Coral Gables children and it appears that the parents of such children are very desirous of having their children attend local schools and many such parents have purchased homes in Coral Gables in the belief that their children would attend local schools; and

WHEREAS the area north of Coral Way is the oldest section of Coral Gables, and a majority of the population and school children are residents of this area, and it is understood that the children living north of Coral Way are being denied the privilege of attending Ponce de Leon Junior High School, which action causes the interest of the students and the citizens to be divided and adversely affects the community spirit and welfare; and

WHEREAS Mr. George E. Merrick, the founder of Coral Gables, in designing a pre-planned city set aside certain areas for school purposes and use of the children of Coral Gables citizens;

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

That the Dade County Board of Public Instruction is hereby urgently requested to enroll pupils who live in Coral Gables, in Coral Gables schools first, and then enroll pupils who live outside of Coral Gables, providing there is available classroom space for such enrollment.

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.

Mr. Hollis Rinehart presented figures to the Commission which showed that the majority of property owners on Miracle Mile were opposed to the center parkway strip. Mr. Rinehart stated that the first figures presented were 1425.09 ft. of frontage opposed, and 1474.26 ft. for the center parkway. He stated, however, that Mr. Curlee who leases 50 ft. of frontage voted for the parkway but the owner was against it, which would deduct 50 ft. from the above figures for and add 50 ft. to the figures opposed. A poll as of this date according to Mr. Rinehart show that there were 2400 ft. opposed which would be greater than 2387 ft. which is 50% of the total frontage. Mr. Rinheart stated that he would file letters verifying these figures with the City Clerk.

The City Attorney read a letter from Senator Holland, addressed to Mr. Jess Larson, regarding the title of the Woman's Club property. Mr. Semple stated that he still did not agree with the lease as drawn up by the attorney representing the Woman's Club. Mr. Semple was directed to set a meeting with a group composed of Commissioners Mayes and Phillips, and a committee from the Woman's Club, to discuss the contract so as to arrive at a form agreeable to both parties.

The City Manager stated that he had received a bill in the amount of



\$500 from Mr. M. B. Garris for services in designing Section 4 and 5 of the Sanitary Sewer System, which had been completed, and that he was paying the bill as authorized under Resolution 3403.

The City Manager stated that he had received a letter from Mr. Ed Keating, Manager of the Consumers Water Co., stating that they had stopped using company wells as a source of supply of water.

The City Manager presented a list of lots within the city which he has determined are in violation of Ordinance No. 661, and the following resolution was presented and read:

RESOLUTION NO. 3831

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 AUTHORIZING USE OF PREVIOUSLY APPROPRIATED FUNDS THEREFOR.

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 B - Lot 9, Block 8	\$ 60.00
Biltmore Section	
Lots 19-20, Block 16	80.00
Lot 21, Block 16	40.00
Lots 1-2, Block 30	70.00
Coconut Grove Section - Lots 1-5, Block 25	160.00
Coral Groves Section	
Lots 23-24, Block 2	75.00
Lot 25, Block 2	37.50
Country Club Section, Part 4 - Lots 28-30, Block 50	135.00
Crafts Section - Lots 33-35, Block 9	60.00
Lot 36, Block 9	20.00
	<u>\$ 737.50</u>

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 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 use a portion of the fund authorized under Section 7 of Resolution No. 3806, which has been prepaid in the amount of \$1500, for the purpose of financing and advancing the cost of clearing the lots and parcels as above described, such amount 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 Neher. Resolution was adopted by the following roll call: "Yeas" - Commissioners Mayes, Neher and Phillips; Mayor Hendrick. "Nays" - None.

The following resolution was presented and read:

RESOLUTION NO. 3832

A RESOLUTION AUTHORIZING THE CITY ATTORNEY, CITY CLERK AND CITY MANAGER TO APPROVE LEASES TO TENANTS OF NEW BUS TERMINAL AS TO FORM.

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

That the City Attorney, City Clerk and City Manager are hereby authorized to approve the leases to tenants of the new bus terminal, as to form.

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. "Nays" - None.

The following resolution was presented and read:

RESOLUTION NO. 3833

A RESOLUTION AUTHORIZING CERTAIN CHANGES IN THE BUS TERMINAL BUILDING.

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

That upon a recommendation of the City Manager the following additions are hereby authorized in the construction of the new bus terminal, at the expense of the city, to-wit:


1. Purchase of storm shutters for use over the windows and door on the south wall of the new bus terminal.

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; Mayor Hendrick. "Nays" - None.

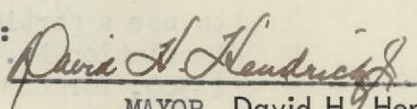
The Commissioners discussed the details of a reception which is to be held for the employees of the new oil company going in at 396 Alhambra Circle, and it was decided that the city would not commit any funds to cover the cost of this reception because it would establish an undesired precedent. The Commission felt that the Chamber of Commerce should take care of this from their appropriation.

There being no other business the meeting was adjourned.

ATTEST:

  
DEPUTY CITY CLERK L. W. Robinson, Jr.

APPROVED:

  
MAYOR David H. Hendrick, Jr.



MINUTES OF REGULAR MEETING  
OF THE CITY COMMISSION  
SEPTEMBER 18, 1951.

The Commission of the City of Coral Gables convened in regular session at the City Hall at 7:00 o'clock P.M., Tuesday, September 18, 1951. Mayor Hendrick in the chair; Commissioners Hartnett, Mayes, Neher and Phillips present.

Minutes of the regular meeting of September 4, 1951 were approved as read.

Mr. W. Roy Breg, executive secretary of Allied Youth Inc., appeared before the Commission to request financial support for preparation of a moving picture depicting Allied Youth activities in the Coral Gables High School. No formal action was taken upon the request.

Mr. George Chatfield, president of the Florida National Bank at Coral Gables, discussed with the Commission the bank's desire to install a drive-in teller's window at the rear of the building and opening upon the alley in Block 38, Section L. He advised that the bank was acquiring land on the north side of the alley which could be used in part for traffic in the alley to prevent blocking of the alley by the use of the teller's window. The City Attorney advised that in his opinion the consent of owners of all property in the block was necessary or desirable before such use of the alley be permitted. The City Manager pointed out that such use would undoubtedly call for making the alley a one-way street from east to west. Mr. Chatfield was requested to secure the consent of other property owners before action was taken.

Mr. Arnold of the Coral Gables High School Boosters Club appeared to request that the high school tennis team be allowed exclusive use of two asphaltic and two clay tennis courts at Salvadore Park for two hours each day, between two and four o'clock P.M. and for their matches with other schools. He advised that such practice would be under the supervision of a coach. The City Manager suggested that such exclusive use would curtail the public use of the facilities, and on motion by Commissioner Hartnett, seconded by Commissioner Phillips and unanimously adopted, the Commission recommended that Park Manager Fullwood confer with the high school officials and make every effort to work out some satisfactory schedule permitting the high school tennis team to use the public courts without unduly affecting public interest.

Mr. C. M. Dailey appeared before the Commission and discussed the future policies and plans of radio station WTTT.



The City Manager advised that the Southern Salvage Corp. had requested a contract from the city permitting it to salvage all tin and metal from the city incinerator for a period of two years, for a fee of \$2500 per year. He recommended the execution of such contract, and the following resolution was presented and read:

RESOLUTION NO. 3834

A RESOLUTION AUTHORIZING EXECUTION OF  
INCINERATOR SALVAGE CONTRACT.

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

That the City Manager and the City Attorney are hereby authorized and directed to prepare and to enter into a contract on behalf of the city, with Southern Salvage Corp., permitting the corporation to salvage all tin and metal from the city incinerator property for a period of two years, for a fee of at least \$2500 per year, and with such further details and subject to such further conditions as the City Manager and City Attorney shall determine.

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 Manager reported that the No Waste Company had requested a contract from the city, permitting it to salvage all paper material from the incinerator site for a period of one year, for a fee of 50 percent of the gross sales of paper products collected, based upon the weekly published quotation of market price for mixed paper, with a minimum guarantee of 25 cents per 100 pounds collected. The City Manager advised that the Miami Paper Co. had requested a similar contract, and offered to pay the city the flat sum of \$1000 per year. He stated that he believed that the No Waste Company's offer was more advantageous to the city.

The following resolution was presented and read:

RESOLUTION NO. 3835

A RESOLUTION AUTHORIZING EXECUTION OF  
INCINERATOR SALVAGE CONTRACT.

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

That the City Manager and the City Attorney are hereby authorized and directed to prepare and to enter into a contract on behalf of the city, permitting the salvage of paper and paper products from the incinerator with such parties as offer the most advantageous terms to the city, and upon such conditions and with such details as the City Manager and City Attorney shall determine.



Motion for its adoption was made by Commissioner Neher, seconded by Commissioner Phillips. Resolution was adopted by the following roll call: "Yeas" - Commissioners Mayes, Neher and Phillips; Mayor Hendrick. "Nays" - None. Commissioner Hartnett not voting.

Superintendents Pittman and Smith of the Wastes and Garage Departments discussed with the Commission the details of the specifications to be called for in requesting bids for garbage truck bodies. The City Manager recommended and the Commission agreed that bids should be requested for a 20-yard body, with alternates for an 18-yard body and 15-yard body.

The meeting was then turned over at 8 o'clock P.M. to the opening and reading of bids received for paving work in the City of Coral Gables as shown below.

The following resolution was presented and read:

RESOLUTION NO. 3836

A RESOLUTION ACCEPTING THE BID OF WEEKLEY PAVING CO. FOR CERTAIN PAVING WORK IN THE CITY OF CORAL GABLES, DESIGNATED AS LOCAL IMPROVEMENT A-15, AND AUTHORIZING EXECUTION OF A CONTRACT THEREFOR.

WHEREAS, pursuant to city charter the City Commission had advertised for bids upon paving work designated as Local Improvement A-15, and bids therefor were received as follows:

<u>Name</u>	<u>Price Per Square Yd.</u>
Brooks Paving Co.	\$ 1.25
McFarlin Construction Co.	.90
Troup Bros. Inc.	1.00
Weekley Paving Co.	.86
Hall Paving Co.	.98

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 hereby are authorized to execute a contract with the said Weekley Paving Co. for work authorized under Resolution No. 3808 and designated as Local Improvement A-15, 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.



The following resolution was presented and read:

RESOLUTION NO. 3837

A RESOLUTION AUTHORIZING EXCEPTIONS 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 exceptions to the provisions of Ordinance No. 271, having been recommended or considered by the Zoning Board of Appeals at its regular meeting of September 10, 1951, be and the same hereby are granted:

1. Permit construction of apartment units per submitted plans upon Lots 1 to 4 inclusive, Block 5, Riviera Waterways, with separate entrances for some of the apartment units as shown, subject to final plans being approved by the Board of Supervising Architects.
2. Permit construction of residence on Lots 11 to 13, Block 105, Country Club Section 5, facing north on Avenue Altara instead of west on Granada Blvd. as zoned, subject to the receipt of a letter of approval from the affected property owner presently objecting to such change.
3. Permit installation of Murphy-Cabranettes in each of hotel rooms as shown on plans submitted in apartment building at 908 Salzedo St.
4. Permit division of Lots 15 and 16, Block 40, Crafts Section, into two tracts, one of 50 ft. frontage, and one of 49.95 ft. frontage, to permit erection of two residences thereon.
5. Permit concrete slab roof over addition to kitchen in rear of residence situated on Lots 3 and 4, Block 19, Section D.
6. Permit use of street address on Toledo St. instead of 901 Avenue Andres, for residence situated on Lot 14, Block 43, Country Club Section 3.
7. Permit conversion of existing garage into servants quarters, provided that there be no kitchen facilities installed upon premises, at 526 Avenue Catalonia (a non-conforming use).
8. Permit construction of residence containing 2603 square feet instead of 2740 square feet as now zoned (after deducting 10%), upon Lots 22 and 23, Block 45, Country Club 3.
9. Permit construction of residence having a 14 ft. setback instead of 15 ft. setback as now zoned, on Lot 10 and northeast 10 ft. of Lot 11, Block 39, Riviera Section 2.

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 ordinance was presented and read:



## ORDINANCE

AN ORDINANCE DECLARING NULL AND VOID,  
AND REPEALING, ORDINANCE NO. 471.

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, Mayes, Neher and Phillips; Mayor Hendrick. "Nays" - None.

The following ordinance was presented and read:

## ORDINANCE NO. 707

AN ORDINANCE AMENDING ORDINANCE NO. 514,  
COMMONLY KNOWN AS THE "OCCUPATIONAL  
LICENSE ORDINANCE", AS AMENDED, CONCERN-  
ING LICENSE FEE FOR MECHANICAL ROCKING  
HORSES; AND DECLARING THIS ORDINANCE TO  
BE AN EMERGENCY ORDINANCE.

upon first reading. Motion was made by Commissioner Hartnett, seconded by Commissioner Phillips, 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 Hartnett, seconded by Commissioner Phillips, 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. 707.

## ORDINANCE NO. 708

AN ORDINANCE AMENDING SECTION 24, SUB-  
SECTION (12) OF ORDINANCE NO 271, KNOWN  
AS THE "ZONING ORDINANCE" AS AMENDED, CON-  
CERNING FEES OF THE STRUCTURAL ENGINEER;  
AND REPEALING ALL ORDINANCES OR PARTS OF  
ORDINANCES IN CONFLICT HEREWITH.

which was read and adopted on first reading September 4, 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 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. 708.



## ORDINANCE NO. 709

AN ORDINANCE AMENDING ORDINANCE NO. 271, KNOWN AS THE "ZONING ORDINANCE" AS AMENDED, BY ADDING SECTION 14 (8) THERETO CONCERNING CONDITIONS AND RESTRICTIONS UPON THE ERECTION OF PLAYHOUSES ON PREMISES IN CORAL GABLES; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH.

which was read and adopted on first reading September 4, 1951, was read again in full. Motion for its adoption was made by Commissioner Phillips, 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. 709.

Commissioner Hartnett discussed with the Commission the request made for a special ordinance permitting the construction of a chapel and student center in Block 176, Riviera Section. A public hearing was held before the Zoning Board of Appeals upon this matter on July 9, and the Zoning Board of Appeals on September 4, 1951 had recommended against such permission. On Motion by Commissioner Hartnett, seconded by Commissioner Phillips and unanimously adopted, the question was referred back to the Zoning Board of Appeals with a request that the application be given further study and consideration.

The meeting was then turned over to consideration of bids received at the meeting September 4, 1951 for constructing a concrete tennis court at Salvadore Park, and the following resolution was presented and read:

## RESOLUTION NO. 3838

A RESOLUTION ACCEPTING THE BID OF BELCHER OIL CO. FOR CONSTRUCTION OF A CONCRETE TENNIS COURT AT SALVADORE PARK, AND AUTHORIZING EXECUTION OF A CONTRACT THEREFOR.

WHEREAS, pursuant to the ordinances of this city the City Clerk had advertised for bids for construction of a concrete tennis court at Salvadore Park, as 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 on September 4, 1951 as follows:

Troup Bros.	\$4,495.00
Brooks Paving Co.	4,000.00
James M. Anderson	3,336.00
Belcher Oil Co.	2,736.00

AND WHEREAS the bid of Belcher Oil 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 Belcher Oil 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 Belcher Oil Co. for construction of a concrete tennis court at Salvadore Park 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 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

AIA427



MINUTES OF SPECIAL MEETING  
OF THE CITY COMMISSION  
SEPTEMBER 27, 1951

The Commission of the City of Coral Gables convened in special session at 1:00 o'clock P.M., Thursday, September 27, 1951. Mayor Hendrick in the Chair; Commissioners Hartnett, Mayes, Neher and Phillips present. Absent: None.

A discussion was had with members of the Advertising and Publicity Committee of the Chamber of Commerce, concerning the national and local advertising program proposed for the city by this committee for the 1951-1952 year. The Commission commended the committee for its careful study and effective program.

The meeting was then turned over to a discussion of an application for rezoning Lots 1 to 5, Block 34, Crafts Section, upon which a public hearing had been held before the Zoning Board of Appeals on September 24, 1951. At the conclusion of this discussion the following ordinance was presented:

ORDINANCE NO. 710

AN ORDINANCE AMENDING ORDINANCE NO. 271, KNOWN AS THE "ZONING ORDINANCE", AS AMENDED, AS TO ZONING REQUIREMENTS OF LOTS 1 TO 5 INCLUSIVE, BLOCK 34, CRAFTS SECTION, SUBJECT TO CONDITIONS SET FORTH HEREIN; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND DECLARING THIS TO BE AN EMERGENCY ORDINANCE.

motion was made by Commissioner Mayes, seconded by Commissioner Phillips, 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 Mayes, Neher and Phillips; Mayor Hendrick. "Nays" - None. Commissioner Hartnett not voting.

Thereupon the Ordinance 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; Mayor Hendrick. "Nays" - None. Commissioner Hartnett not voting.

Thereupon Mayor Hendrick declared the ordinance passed and adopted and ordered its publication as Ordinance No. 710.

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 LOT 10, BLOCK 106, COUNTRY CLUB PART 5; 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 resolution was presented and read:

RESOLUTION NO. 3839

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, having been recommended by the Zoning Board of Appeals at its regular meeting of September 24, 1951, be and the same hereby is granted:

Permit construction of hotel on:

1. East half of Lot 6 and Lots 7 to 11 inclusive, Block 17, Douglas Section, with (a) building area exceeding 35% of ground coverage of such property; (b) 5 foot rear setback as shown on plans submitted on that part of property zoned for Commercial Use; (c) 10 foot front setback on lots facing Avenue Santillane; and (d) center part of structure to be four stories high; subject to the following express terms and conditions;

- (a) That the plans for such hotel be approved by the Board of Supervising Architects;
- (b) That the entire building be of triple A (AAA) construction as commonly defined; and
- (c) That construction thereof be started within 30 days from date hereof and be completed within one year hereafter.

2. That in connection with the construction of the hotel described in paragraph 1 hereof, the use of Lots 6 to 9 inclusive, Block 19, Douglas Section, for a parking lot to be used solely and only in connection with such hotel, is hereby permitted, subject to the express conditions that the said parking lot be landscaped and screened with a wall and/or shrubbery, as approved by the City Manager, and that entrance to and exit from such parking lot be made only from Avenue Phoenetia, and that there be no entrance or exit to or from such lot from Ponce de Leon Blvd.

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. 3840

A RESOLUTION AUTHORIZING EXCEPTIONS  
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 exceptions to the provisions of



Ordinance No. 271, having been recommended by the Zoning Board of Appeals at its regular meeting of September 24, 1951, be and the same hereby are granted:

1. Permit construction of residence on east 30' of Lot 5, all of Lot 6, and west 10' of Lot 7, Block 9, University Estates, containing 1497 square feet.

2. Permit construction of apartment building on Lots 1 to 4 inclusive, Block 5, Riviera Waterways Section, with one corner thereof having a 20' setback from the canal.

3. Permit construction of a garage with servants quarters on Lot 5, Block 143, Country Club Section 6, subject to the following terms and conditions:

- (a) That the owner of such lot execute to the city a covenant running with the land, covenanting that said Lot 5 will be joined and coupled with Lots 1, 2 and 3, Coconut Grove Terrace, and that the said tracts will never be conveyed to separate owners, and
- (b) Provided that letters consenting to such construction signed by the owners of adjoining Lots 4 and 6, Block 143, are filed with the city.

4. Permit construction of building on Lots 8 and 9, Block 4, Industrial Section, for use as an automobile sales and showroom in the front portion thereof, and with the rear portion thereof being used for the servicing of automobiles.

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 meeting was then turned over to a discussion of appointment of members of various boards of the city.

The following resolution was presented and read:

RESOLUTION NO. 3841

A RESOLUTION APPOINTING MEMBERS OF THE ZONING BOARD OF APPEALS.

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

That the appointment by the Mayor of the following members of the Zoning Board of Appeals of this city for a term ending June 30, 1953, be and the same hereby is approved and confirmed:

Thornton M. Fincher  
Paul A. Mickler  
L. Gordon Walters

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; Mayor Hendrick. "Nays" - Commissioner Hartnett.

Commissioner Hartnett explained that he voted "Nay" not because of opposition to any particular appointee, but because he believed a policy of



rotating and changing membership of this Board should be established.

The following resolution was presented and read:

RESOLUTION NO. 3842

A RESOLUTION APPOINTING MEMBERS OF THE  
ATHLETIC COMMISSION.

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

That the following named persons are hereby appointed  
as members of the Coral Gables Athletic Commission for a term  
ending June 30, 1952:

P. J. Cesarano  
Jack Harding  
C. Edwin Roberts  
L. E. Westerdahl  
Harry Morgenthaler

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. 3843

A RESOLUTION APPOINTING MEMBERS OF THE  
PLANNING AND ADVISORY BOARD.

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

That the appointment by the Mayor of the following  
named persons as members of the Planning and Advisory Board of  
this city, for a term ending May 1, 1952, be and the same  
hereby is approved and confirmed:

M. B. Garris	Clyde R. Higgins
Denman Fink	Frank N. Holley, Jr.
Herbert Brown	Louis S. Edwards
R. B. Roberts, Jr.	

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

The Commission was requested to advise the Board of Supervising Architects  
of its desired policy in connection with the application of Howard Johnson Inc. to  
place signs for such restaurant on three sides of its bus terminal location. The  
Commission saw no objection to such signs.

There being no other business the meeting was adjourned.

ATTEST:

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

APPROVED:

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



MINUTES OF REGULAR MEETING  
OF THE CITY COMMISSION  
OCTOBER 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, October 2, 1951. Mayor Hendrick in the Chair; Commissioners Hartnett, Mayes, Neher and Phillips present. Absent - None.

The Commission authorized and directed a payment of \$500.00 from the General Contingent Fund to Allied Youth Inc. to meet part of the expenses of preparation of a moving picture depicting Allied Youth activities in the Coral Gables High School.

The following ordinance was presented and read:

ORDINANCE NO. 711

AN ORDINANCE PERMITTING USE OF BLOCK 176,  
RIVIERA SECTION PART 6, FOR CHURCH  
PURPOSES; AND DECLARING THIS ORDINANCE  
TO BE AN EMERGENCY ORDINANCE.

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, 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 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. 711.

The following resolution was presented and read:

RESOLUTION NO. 3844

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, having been recommended and approved by the Zoning Board of Appeals at its special meeting of October 1, 1951, be and the same hereby is granted:

Transfer of retail package liquor store of Carl A. Singleton from 2409 Ponce de Leon Blvd. to a building upon Lot 2, Block 203, Riviera 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, Mayes, Neher and Phillips; Mayor Hendrick. "Nays" - None.

Mr. Harry Lindborg appeared before the Commission concerning his request for an exception to place a 4 foot chain link fence and a 10 foot masonry wall along Lot 23, Block 3, Crafts Section, recommended for approval by the Zoning Board of Appeals at its September 10, 1951 meeting.

The following resolution was presented and read:

RESOLUTION NO. 3845

A RESOLUTION DENYING A REQUEST FOR AN EXCEPTION TO THE ZONING ORDINANCE.

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

That the request of Mr. Harry Lindborg to construct a 2 foot concrete block stucco wall with a 4 foot chain link fence on top thereof along alley and east side, and a 10 foot masonry wall along west side, of Lot 23, Block 3, Crafts Section, is hereby denied.

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. 3846

A RESOLUTION AMENDING RESOLUTION NO. 3837 CONCERNING AN EXCEPTION TO THE ZONING ORDINANCE.

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

That Section 2 of Resolution No. 3837 passed and adopted September 18, 1951, be and the same hereby is amended so that said Section 2 shall read:

Section 2. Permit construction of residence on Lots 11 to 13, Block 105, Country Club Section 5, facing north on Avenue Altara instead of west on Granada Blvd. as zoned, subject to the approval of the plans therefor by the Board of Supervising Architects.

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.

Attorney Franklin Parson, representing members of the Police Department, and six members of the Police Department appeared before the Commission to request



a pay raise on account of increased cost of living, similar to the \$30 allowance granted to City of Miami policemen. They also requested compensatory leave for all overtime over their regular hours and for court appearances, and requested establishment of a formal sick leave allowance. The Commission took the matter under advisement.

The City Manager reported that he had been advised by the Veterans Administration that the federal government would not bear any part of the cost of paving Avenue Anastasia in front of the Pratt Hospital grounds, and that the government took the position that the city assessment law is not applicable to the United States Government. The matter was referred to the City Attorney.

The City Manager recommended that wastes collection service now furnished the tract of land known as the Laesch Tract, outside the city limits, now being given at  $1\frac{1}{2}$  times standard rates, be discontinued. He advised that the county was making arrangements to service this area. The Commission authorized the discontinuance of the collection service in this area and the refund of any advance payments upon a pro rata basis.

The City Manager advised that he believed the National Board of Fire Underwriters would agree to eliminate the 10¢ per \$100 penalty on insurance premiums for commercial buildings in this city, raising the city to third class from fourth class for insurance purposes, if two additional firemen were employed by the city. He advised that such action might delay or eliminate the underwriters' insistence upon a second fire station in the city.

The following resolution was presented and read:

RESOLUTION NO. 3847

A RESOLUTION AUTHORIZING THE EMPLOYMENT  
OF TWO ADDITIONAL FIREMEN, UPON CONDITIONS  
STATED HEREIN.

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

That the City Manager is hereby authorized and directed to advise the National Board of Fire Underwriters that the City of Coral Gables will employ two additional firemen, provided that the 10¢ per \$100 deficiency rating upon insurance premiums upon commercial buildings be eliminated.

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 the Southern Salvage Corp. had refused to agree to a clause in the contract authorized by Resolution No. 3834, passed



and adopted September 18, 1951, requiring the company to use reasonable diligence to return lost articles such as rings, watches and silver picked up in the operations under the incinerator salvage contract. He recommended the return of the earnest money check of \$5000 and stated that he had other offers for such salvage.

The following resolution was presented and read:

RESOLUTION NO. 3848

A RESOLUTION AUTHORIZING EXECUTION OF AN  
INCINERATOR SALVAGE CONTRACT.

WHEREAS negotiations with the Southern Salvage Corp. have resulted in a disagreement over the terms of the proposed contract with the city, and it now appears that such contract authorized by Resolution No. 3834 may not be executed;

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

That the City Manager and City Attorney are hereby authorized to enter into a contract on behalf of the city, permitting salvage of all tin and metal from the city incinerator property, with such parties as offer the most advantageous terms to the city, and upon such conditions and with such detail as the City Manager and City Attorney shall determine.

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

The following resolution was presented and read:

RESOLUTION NO. 3849

A RESOLUTION AUTHORIZING THE EXECUTION OF  
A CONTRACT WITH THE CORAL GABLES WOMAN'S  
CLUB, AND THE EXECUTION OF A DEED TO THE  
CORAL GABLES WOMAN'S CLUB OF BLOCK 15,  
DOUGLAS SECTION, CORAL GABLES.

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

1. That the Mayor and the City Clerk are hereby authorized and directed to execute on behalf of the city a special warranty deed conveying to the Coral Gables Woman's Club all of Block 15, Douglas Section, Coral Gables subject to the following provisions and conditions:

(a)"Subject, nevertheless, to the conditions restrictions and limitations as contained in deed of said property from Coral Gables Corporation to Coral Gables Inc., dated March 9, 1929, recorded in Book 1304 of Deeds at page 9, of the aforesaid public records. Excepting however, such restrictions as may have been previously duly released of record."

(b)"Provided, nevertheless, that this conveyance is made with the express covenant running with the land that the said property shall be used for the quasi-public purposes of the said club, including the development of its members in the arts and sciences, the study of



domestic economy, the promotion of civic and municipal betterment, the maintenance of a library and general educational purposes, and that if such use shall be abandoned by said club then the title to said property shall revert to said grantor."

2. That the Mayor and City Clerk are hereby authorized and directed to execute on behalf of the city the following contract with the Coral Gables Woman's Club, concerning the library building, Block 15, Douglas Section, Coral Gables:

AGREEMENT

Between

CORAL GABLES WOMAN'S CLUB

and

THE CITY OF CORAL GABLES

WHEREAS, on the 19th day of May, 1942, THE CITY OF CORAL GABLES, a municipal corporation of Florida, and the CORAL GABLES WOMAN'S CLUB, a corporation not for profit under the laws of Florida, which will hereinafter be called CITY and CLUB, for purposes of brevity, did enter into a certain agreement concerning, generally, the property in the City of Coral Gables known and described as follows:

All of Block 15 of the DOUGLAS SECTION of Coral Gables, Florida, according to a plat thereof, recorded in Plat Book 25, at page 69, of the Public Records of Dade County, Florida, together with the improvements thereon,

and

WHEREAS, a long time has passed and there have come into existence certain circumstances and matters which, at the time of the execution of the mentioned contract, were not envisioned by the parties, or, more inadvertently omitted, and

WHEREAS, the parties have, from time to time, each invested monies in the maintenance, upkeep and improvement of the real property as well as the conduct of the Public Library on the premises and in connection with the other uses and facilities, and

WHEREAS, a great many of the things mentioned in the aforesaid contract have come to pass or have been performed and the parties believe that it would be for the best interests of both to renew and revise said contract so that one instrument and one instrument only will contain the considered agreement between the parties, covering and embracing the matters and things which were not previously covered or were ambiguously worded, and

WHEREAS, the City obtained Federal funds through the Works Projects Administration to erect and construct a building upon the above described land and said City did on August 21, 1951, obtain the consent of the General Services Administration, successor in title to the Works Projects Administration, to make a disposition of said property on any basis it deemed appropriate, and

WHEREAS, the agreement first above referred to provided and the City always intended to make a re-conveyance of the title to said property to the Club whenever permitted so to do by the Federal Government, subject, however, to the conditions, restrictions and limitations imposed thereon by the original subdivider and, subject also to conditions and restrictions as to use, coupled with a reverter clause previously imposed thereon by the City, and



WHEREAS, the City has made, executed and simultaneously with the execution hereof, delivered to the Club a special warranty deed to the above described property, subject to the restrictions, conditions and limitations and the reverter as hereinabove set forth, and

WHEREAS, the parties are contemplating the addition of an annex to the present library facilities located on the above described land which is to be paid for by the City under the terms and conditions hereof,

NOW THEREFORE, in consideration of the premises and in consideration of the keeping and performing of the covenants to be kept and performed by the parties as herein set forth as well as of the sum of ONE DOLLAR by each of the parties to the other in hand paid, the receipt of same being acknowledged, it is agreed as follows:

The Club covenants, agrees and acknowledges that the title in and to the books in the library located on the above described premises as well as all library equipment and library fixtures, except lighting fixtures, are, and always have been, the sole and exclusive property of the City of Coral Gables, and that any additions to, or replacements of, any of them (except lighting fixtures) shall be the sole and exclusive property of the City unless otherwise agreed to, in writing, by the parties to this agreement.

The City agrees that as soon as it deems it practicable and expedient it will begin and complete within a reasonable time the annex to the present library which shall be located on the south 71.5 feet of the above described land, all in accordance with plans and specifications on file with the City Manager and such changes or additions thereto as the parties may agree.

The Club agrees that the City may maintain and operate its library on the premises as they now exist, or as they may be changed by the addition of the annex, so long as the City desires so to do upon fair and reasonable conditions to be mutually agreed upon between the Club and the City from year to year; that in the event the City should decide to abandon the premises and cease maintenance and operation of the library the club will do one of the following:

(1) It will give to the City its promissory note, in usual form used in this locality, reserving the right of pre-payment without penalty at any time, in an amount equal to that which the City shall have expended for the construction of the library annex hereinabove referred to, less depreciation at the rate of four percent (4%) per annum figures from the date of completion thereof, and agreeing to pay that amount to the City in equal installments over a period not to exceed ten years, with interest at the rate of four percent (4%) per annum, payable semi-annually, or

(2) in lieu of the above the Club, within sixty (60) days after receiving written notice by registered mail of the City's intention to abandon said premises as a Public Library, the Club will make, execute and deliver to the City a special warranty deed, subject to like restrictions as imposed upon the property by the original subdivider and as contained in the deed from the City to the Club, the south 71.5 feet of Block 15 above described, and

(3) The Club agrees that in the event it elects to proceed in the method set forth in paragraph 1 hereinabove, and should it fail to make any payment called for under the terms of said note, and should such failure to pay exist for a period of thirty (30) days, or more, that it will immediately upon request of the City execute the special warranty deed referred to in paragraph numbered 2. above, to the City subject to the restrictions as therein above set forth.

It is mutually agreed that should the Club, at any time desire to abandon Block 15, and so notify the City, in writing, the City shall have the right to purchase all of the Club's right, title and interest in and to said lands and improvements thereon for the sum of Thirty Thousand Dollars (\$30,000.00), less depreciation at the rate of four percent (4%) per annum figures from the date hereof, and, the said City shall have 180 days after notice in writing by registered mail shall have been given to it by the Club of its intention to abandon said property as above set forth in which to exercise its option; that if said City



exercises its option within the period of 180 days named, the payment of the said Thirty Thousand Dollars (\$30,000.00), less depreciation, shall be paid in cash. In the event the Club shall have made additional improvements by way of additions or alterations and, provided such additions or alterations have been duly approved by resolution of the City Commission to such being made or done, or after completion thereof, then the cost thereof shall be added to the \$30,000.00 above set forth, less depreciation, if any, and the cost of such additions or alterations shall likewise be depreciated at the rate of four percent (4%) per annum from the date upon which the same shall have been completed.

The City agrees that should it fail to exercise its right, option and privilege of purchasing all of said Block 15, above described, according to the terms immediately hereinabove set forth, then it shall forthwith, by proper action of the City Commission, cause to be executed the proper written instrument waiving, releasing and relinquishing the reverter clause contained in the deed from it to the Club, hereinabove set forth, and simultaneously therewith, the Club shall make payment to the City of the cost of the annex to the library to be erected on the south 71.5 feet above referred to, less depreciation as hereinabove provided.

It is mutually understood and agreed that the City shall carry insurance against loss by fire, windstorm or other insurable casualty on all of that part of the improvements on the premises located on the south 71.5 feet of said Block 15, and that the Club shall carry similar insurance on that part of the building or buildings located upon the remaining portion of said Block 15; that each shall give to the other either the policies of insurance, or certificates showing the existence of such insurance and both parties agree that the insurance required to be carried by them shall be carried in such a way as not to make the insured a "co-insurer".

It is further understood and agreed by and between the parties that in the event the City should so elect to act hereunder that it should become the owner of the south 71.5 feet, with improvements, of said Block 15 as hereinabove described, that the parties will enter into a fair and reasonable party-wall agreement and a fair and reasonable agreement touching upon the similar rights of parties who own property in such close proximity one to the other.

IN WITNESS WHEREOF the parties have caused these presents to be executed, the CORAL GABLES WOMAN'S CLUB by its President, attested by its Secretary, and THE CITY OF CORAL GABLES by its Mayor, attested by its City Clerk, the respective corporate seals being hereunto affixed, all in accordance with laws governing the respective parties.

DATED at Coral Gables, Florida, this 12th day of October, 1951.

CORAL GABLES WOMAN'S CLUB

ATTEST:

By s/MARY D. HALL  
President

s/ W. FRANCES WHEAT  
Secretary

THE CITY OF CORAL GABLES

ATTEST:

By s/ DAVID H. HENDRICK, JR.  
Mayor

E. B. POORMAN  
City Clerk

(approved as to form  
s/ Edward L. Semple,  
City Attorney)

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 Manager advised that he had received a letter from Mr. Roscoe Brunstetter, stating that an ordinance would soon be presented for the consideration of the Commission concerning the administration of receipts of the excise tax on insurance premiums heretofore appropriated for pension benefits for firemen.

The City Manager reported that he had received an application for the installation of a projectograph, showing slides and pictures for advertising purposes, in the bus terminal. The City Manager did not recommend that the renting of any space, if any such space was available, and the Commission concurred in the recommendation.

The City Manager advised that the Church of the Little Flower had requested the city to pave approximately 240 square yards of parkway area in front of the church property to facilitate the parking of vehicles thereon at church and school functions. After considerable discussion the Commission agreed that if the church would furnish the material for such paving, the work would be done by city forces.

The following ordinance was presented and read:

#### ORDINANCE

AN ORDINANCE REQUIRING THAT ALL BULKHEADS, RETAINING WALLS AND SIMILAR INSTALLATIONS IN CORAL GABLES BE OF MASONRY OR NATIVE STONE CONSTRUCTION; 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 Mayes, seconded by Commissioner Neher. Ordinance was adopted on first reading by the following roll call: "Yeas" - Commissioners Mayes, Neher and Phillips; Mayor Hendrick. "Nays"- Commissioner Hartnett.

The Commission discussed the question of whether or not a fixed agenda should be prepared for Commission meetings, with a requirement that all matters to come before the meeting be placed on such agenda at some fixed time prior to the meeting. It was decided not to have such agenda, but the Commission requested the City Manager and City Clerk to advise them several days in advance of items known to such officers to be coming up for consideration at the next Commission meeting.

#### ORDINANCE NO. 712

AN ORDINANCE AMENDING ORDINANCE NO. 271, KNOWN AS THE "ZONING ORDINANCE", AS AMENDED, AS TO ZONING REQUIREMENTS OF LOT 10, BLOCK 106, COUNTRY CLUB PART 5; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH.

which was read and adopted on first reading September 27, 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. 712.

The following ordinance was presented and read:

#### ORDINANCE

AN ORDINANCE AMENDING SECTION 15 OF ORDINANCE NO. 514, KNOWN AS THE "OCCUPATIONAL LICENSE ORDINANCE", AS AMENDED, BY FIXING A MINIMUM AND A MAXIMUM FEE FOR TRANSFER OF OCCUPATIONAL LICENSES BECUASE OF CHANGE OF BUSINESS OWNERSHIP, AND BY PROVIDING THAT A CHANGE OF BUSINESS STRUCTURE, WHERE NO NEW PERSONS IN INTEREST COME INTO THE BUSINESS, SHALL NOT BE CONSIDERED A CHANGE OF OWNERSHIP; FIXING THE TERMS AND CONDITIONS UNDER WHICH OCCUPATIONAL LICENSES MAY BE TRANSFERRED; 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 Mayes, 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 resolution was presented and read:

#### RESOLUTION NO. 3850

A RESOLUTION AUTHORIZING TRANSFER OF RETAIL BEVERAGE STORE LICENSE.

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

That the retail beverage store license heretofore issued to John E. Johnson and Karrie Johnson d/b/a Karin's Kitchen, 932 Ponce de Leon Blvd., to Joseph A. Negrini, doing business under the same name and 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 records on the part of the transferee.

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 meeting was then turned over to consideration of proposals received September 28, 1951 for comprehensive public liability-property damage insurance covering city vehicles (except buses) and operations and premises.

The following resolution was presented and read:



## RESOLUTION NO. 3851

## 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 a formal 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 \$100,000/100,000 bodily injury and \$5,000 property damage (with aggregate \$50,000 property damage for operations and premises coverage), as follows:

Name of Company	Motor Vehicle	Comprehensive
	PL/PD	PL/PD
American Insurance Co.	\$2,429.32	\$5,045.21*
Utica Mutual Insurance Co.	5,102.56	No bid

\*Flat rate waiver  
of audit basis.

AND WHEREAS the proposal of the American Insurance Co. upon all city vehicles (except buses) and upon all operations and premises of the city 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 Co., through Coral Gables Insurance Inc., for furnishing bodily injury-property damage insurance covering all city vehicles (except buses) to limits of \$100,000/100,000 bodily injury, and \$5,000 property damage, and the proposal of the American Insurance Co. for furnishing bodily injury-property damage insurance covering all operations and premises of the City of Coral Gables to limits of \$100,000/100,000 bodily injury, and \$5,000/50,000 aggregate property damage, are hereby accepted, and the Director of Finance is hereby authorized to obtain such insurance, pursuant to the proposals listed above and subject to the conditions and specifications contained in the invitation to bid issued by the City of Coral Gables for said insurance.

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, Neher and Phillips; Mayor Hendrick. "Nays" - None.

An ordinance which had been considered and passed on first reading at the meeting of September 4, 1951 providing that when buildings designed for R-2, R-3 or apartment uses are erected in the city, that the use of such structures shall be limited to the uses for which they were designed, even though such use is a higher or more restricted use than that required for the site thereof, was discussed at length and tabled.

The City Clerk advised that letters had been received from officials of the Dade County Board of Public Instruction, in answer to the request in Resolution No. 3830 that Coral Gables children be assigned to attend Coral Gables schools, advising that such practice could not be put into effect.

## ORDINANCE NO. 713

AN ORDINANCE DECLARING NULL AND VOID  
AND REPEALING ORDINANCE NO. 471.



which was read and adopted on first reading September 18, 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. 713.

The following ordinance was presented and read:

#### ORDINANCE

AN ORDINANCE AMENDING SUB-PARAGRAPH (f) OF SECTION 7-A OF ORDINANCE NO. 271, KNOWN AS THE "ZONING ORDINANCE" AS AMENDED, BY PROVIDING METHOD OF MEASURING DISTANCE BETWEEN RETAIL LIQUOR STORES; 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 Mayes. Ordinance was adopted on first reading by the following roll call: "Yeas" - Commissioners Hartnett, Mayes, Neher and Phillips; Mayor Hendrick. "Nays" - None.

Commissioner Mayes discussed the possibility of passage of an ordinance prohibiting the use of swimming pools located within a specified distance from churches during regular church hours on Sundays, and the matter was referred to the City Attorney for preparation of some regulatory ordinance.

Mayor Hendrick advised that the Coral Gables Woman's Club was interested in establishing a playground or other recreational facilities in the colored section of Coral Gables, and had requested the city to clear such site for them, if a site could be obtained free, and for the city to give financial assistance in purchasing such site, if such site had to be purchased. No formal action was taken.

The following resolution was presented and read:

#### RESOLUTION NO. 3852

A RESOLUTION DIRECTING THE CITY MANAGER TO INVESTIGATE THE POSSIBILITY OF ESTABLISHMENT OF A COORDINATED RECREATIONAL PROGRAM IN THE CITY OF CORAL GABLES.

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

That the City Manager is hereby authorized and directed to make a study and investigation of the possibility and cost of the employment of a recreational director and the establishment of a coordinated recreational program in the City of Coral Gables.



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.

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

AIA427



MINUTES OF SPECIAL MEETING  
OF THE CITY COMMISSION  
OCTOBER 15, 1951.

The Commission of the City of Coral Gables convened in special session at the City Hall at 4:00 o'clock P.M., Monday, October 15, 1951. Mayor Hendrick in the Chair; Commissioners Hartnett, Mayes and Neher present. Commissioner Phillips absent.

The minutes of the regular meetings of September 18 and October 2, 1951 and of special meeting of September 27, 1951 were approved as read.

The City Manager discussed with the Commission the possible need of creating an improvement district for the paving of Avenue Giralda from Le Jeune Road to Salzedo Street. He recommended that an improvement district be deferred at this time, stating that the Streets Department could patch the street sufficiently to meet present needs.

ORDINANCE

AN ORDINANCE REQUIRING THAT ALL BULKHEADS, RETAINING WALLS AND SIMILAR INSTALLATIONS IN CORAL GABLES BE OF MASONRY OR NATIVE STONE CONSTRUCTION; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH.

which was passed upon first reading at the meeting of October 2, 1951 was discussed, but action thereon was deferred until the next meeting of the Commission.

A discussion was held upon the problem involved in the control of owner-builders constructing buildings in Coral Gables, and concerning a policy on prosecution of contractors caught working without a license. The City Attorney and City Manager were directed to present an ordinance controlling owner-builder operations for consideration of the Commission.

Superintendent of Transportation Smith discussed with the Commission whether or not the Biltmore bus route should remain on Avenue Santander, be returned to Avenue Anastasia, or be placed on Riviera Drive. Mr. Smith stated that the bus route cannot be taken from that general area, and recommended that the route be returned to Avenue Anastasia, inasmuch as the placing of the bus route on Riviera Drive would add three more intersections and increase the likelihood of accidents, and the return of the bus route to Avenue Anastasia would eliminate two turns now made necessary.

The following resolution was presented and read:



## RESOLUTION NO 3853

A RESOLUTION DIRECTING THE CITY MANAGER AND SUPERINTENDENT OF TRANSPORTATION TO DETERMINE THE PROPER ROUTE FOR THE BILTMORE BUS LINE.

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

That the City Manager, with the advise and counsel of the Superintendent of the Transportation Department, is hereby authorized and directed to determine the most satisfactory route for the Biltmore bus line and to establish such route in accordance with his findings.

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.

Mr. John Rosasco discussed with the Commission the operation of the Venetian Pool and certain changes contemplated at the pool. He and the City Manager recommended that the east barge be removed from the pool to facilitate the flow of water therein, and that the pool be closed beginning on October 29 for such removal and to enable the construction of the baby pool west of the bridge and island. The recommendations were approved. The Commission requested that Mr. Rosasco investigate the cost of treating the pool bottom with paint or gunite.

Captain Brasher requested permission of the Commission to accept a white safety car for use during the next six months, such automobile to be furnished without charge by the Oldsmobile dealer, and to be used in a traffic safety program involving broadcasting of safety directions or talks from a loudspeaker.

## RESOLUTION NO. 3854

A RESOLUTION AUTHORIZING ACCEPTANCE AND USE OF A TRAFFIC SAFETY CAR DURING THE WINTER SEASON OF 1951-1952.

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

1. That the Traffic Bureau of the Department of Public Safety is hereby authorized to accept the offer of the Oldsmobile dealer to furnish to the City of Coral Gables free of charge, other than operation and insurance costs, a traffic safety car, to be painted white and mounted with equipment permitting broadcasting of safety talks.

2. That the necessary expenditures to furnish public liability - property damage and \$50.00 deductible collision insurance upon such car, as well as the cost of operation and maintenance of same is hereby approved.

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.

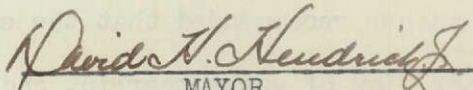


The City Manager and Captain Brasher also discussed with the Commission their proposed plan for on-street parking in the vicinity of the new bus terminal, and on Avenue Aragon and Avenue Giralda between LeJeune Road and Ponce de Leon Blvd., and their recommendations in this respect were approved.


The adoption of a policy of reciprocity in occupational licenses for real estate brokers and salesmen, permitting brokers and salesmen with offices in other cities and who are licensed by such cities to operate in Coral Gables without a license, was discussed. No action was taken upon the matter and it was agreed that Commissioner Hartnett ask the Coral Gables Board of Realtors for a recommendation thereon.

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  
OCTOBER 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, October 16, 1951. Vice Mayor Hartnett in the Chair; Commissioners Mayes and Neher present. Mayor Hendrick and Commissioner Phillips absent.

The following resolution was presented and read:

RESOLUTION NO. 3855

A RESOLUTION ACCEPTING THE BID OF MCFARLIN CONSTRUCTION CO. FOR PAVING WORK IN THE CITY OF CORAL GABLES, DESIGNATED AS LOCAL IMPROVEMENT A-16, AND AUTHORIZING EXECUTION OF A CONTRACT THEREFOR.

WHEREAS, pursuant to city charter the City Commission had advertised for bids upon paving work designated as Local Improvement A-16, and bids therefor were received as follows:

<u>NAME</u>	<u>Price Per Square Yd.</u>
Troup Bros. Inc.	\$ 1.25
McFarlin Construction Co.	1.12
Brooks Paving Co.	1.30

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 No. 3816 and designated as Local Improvement A-16, 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 Neher. Resolution was adopted by the following roll call: "Yeas" - Commissioners Mayes and Neher; Vice Mayor Hartnett. "Nays" - None.

The City Manager advised the Commission that the old Renuart lumber yard property, consisting of approximately 161 foot frontage on the north side of Avenue Giralda, was available for purchase by the city for the sum of \$40,000.00. The purchase of such property for use as a future off-street parking lot was discussed but action thereon was deferred.

The City Manager advised that Mr. Harry A. Ahlman and Mr. Gilbert H. Chaplin, real estate brokers involved in obtaining the Howard Johnson lease in the

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bus terminal, had offered to settle their broker commissions for a flat sum of \$2500.00, and stated that he recommended the payment of such broker's fees by a lump payment, rather than by a percentage of rent as collected.

RESOLUTION NO. 3856

A RESOLUTION AUTHORIZING THE CITY MANAGER TO MAKE A LUMP SUM SETTLEMENT OF BROKER'S FEES IN CONNECTION WITH THE HOWARD JOHNSON RESTAURANT LEASE.

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

1. That the City Manager is hereby authorized to make a lump sum settlement in an amount not to exceed \$2500.00 of real estate broker's fees due to Mr. Harry A. Ahlman and Mr. Gilbert H. Chaplin in connection with leasing of the bus terminal restaurant space to Howard Johnson, Inc. of Florida.

2. That the amount of such settlement is hereby appropriated from the Reserve for Capital Improvements to Appropriation Account 2770-103G, Terminal Broker Fees, for the fiscal year ending June 30, 1952.

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 City Manager recommended the purchase of Lots 5, 6 and 7, Block 35, Section K, adjoining the bus terminal property to the west for storage of out-of-service buses and possible use as additional off-street parking facilities near the terminal.

The following resolution was presented and read:

RESOLUTION NO. 3857

A RESOLUTION AUTHORIZING THE PURCHASE OF LOTS 5, 6 AND 7, BLOCK 35, SECTION K.

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

1. That the City Manager is hereby authorized and directed to purchase on behalf of the city, Lots 5, 6 and 7, Block 35, Section K, Coral Gables, for use as a storage area for out-of-service buses and/or additional off-street parking facilities at the new bus terminal at a price of \$10,000.00, taxes and special assessments to be pro-rated as of date of deed, such purchase price to be paid \$2500.00 down and the balance in three years at 4 percent interest on the unpaid balance.

2. That the sum of \$3000.00 is hereby appropriated from the Reserve for Capital Improvements to Appropriation Account 2784-303 for the fiscal year ending June 30, 1952, to meet payments of principal and interest and to pay prorata share of taxes and other expenses occurring in said fiscal year.

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 City Manager suggested that an outside person, experienced in the field of recreation, be retained to assist him in the preparation of a study and investigation of the employment of a recreational director and the establishment of a recreational program in the city, in accordance with the directions contained in Resolution 3852 passed October 2, 1951. The Commission expressed the opinion that the employment of an expert in this field was not necessary.

The City Manager advised that the Department of Public Safety desired to purchase a lie detector and that such a machine was available at a cost of \$189.00

RESOLUTION NO. 3858

A RESOLUTION AUTHORIZING THE PURCHASE OF  
A LIE DETECTOR.

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

That the Director of Public Safety is hereby authorized to purchase for the said department a lie detector, at a price not to exceed \$189.00, and the necessary amount therefor is hereby appropriated from unappropriated revenue to Appropriation Account 2750-312, for the fiscal year ending June 30, 1952.

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.

Pursuant to the authority vested in him by Ordinance No. 708, the City Manager recommended that the salary of the Structural Engineer be fixed at \$25.00 per month retroactive to July 1, 1951.

The following resolution was presented and read:

RESOLUTION NO. 3859

A RESOLUTION FIXING THE SALARY OF THE  
STRUCTURAL ENGINEER.

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

That the salary of the Structural Engineer, upon recommendation of the City Manager is hereby fixed at the amount of \$25.00 per month, retroactive to July 1, 1951.

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 City Manager stated that Messrs. McEnany had made an offer to rent space No 15 in the new bus terminal adjoining their store unit, for use as a storage space and possible expansion of their store, at a minimum guaranteed



rental of \$700.00 per year and with their present rental rate of 6% of gross proceeds being continued to cover any activity from such store unit. The offer was taken under advisement but no decision was made thereon at this time.

The following resolution was presented and read:

RESOLUTION NO. 3860

A RESOLUTION AUTHORIZING EXCEPTIONS 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 exceptions to the provisions of Ordinance No. 271, having been recommended by the Zoning Board of Appeals at its regular meeting of October 8, 1951 be and the same hereby are granted:

1. Permit construction of addition to present residence on Lot 13, Block 35, Granada Section with said residence and addition covering 46% of ground area when completed.
2. Permit construction of residence on Lot 2, Block 266, Riviera Section, Part 11 having a 20 foot setback from Avenue Aurelia instead of 25 feet as now zoned.
3. Permit elimination of rear parapet wall on addition to now existing building located on Lots 58, 59 and 60, Block 17, Industrial Section.

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 recommendation of the Zoning Board of Appeals, made at their October 8, 1951 meeting, that the exception to permit the operation of a Retail Package Liquor store at 2626 Ponce de Leon Blvd. be extended for an additional period of one year from November 15, 1951, was referred back to the Zoning Board for their further consideration as to the propriety of removing the time limit for such exception.

ORDINANCE NO. 714

AN ORDINANCE AMENDING SUB-PARAGRAPH (f) OF SECTION 7-A OF ORDINANCE NO. 271, KNOWN AS THE "ZONING ORDINANCE" AS AMENDED, BY PROVIDING METHOD OF MEASURING DISTANCE BETWEEN RETAIL LIQUOR STORES; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH.

which was read and adopted on first reading October 2, 1951, was read again in full. Motion for its adoption was made by Commissioner Neher, seconded by Commissioner Mayes and the ordinance was adopted by the following roll call: "Yeas" - Commissioners Mayes and Neher; Vice Mayor Hartnett. "Nays" - None.



Thereupon Vice Mayor Hartnett declared the ordinance passed and adopted and ordered its publication as Ordinance No. 714.

ORDINANCE NO. 715

AN ORDINANCE AMENDING SECTION 15 OF ORDINANCE NO. 514, KNOWN AS THE "OCCUPATIONAL LICENSE ORDINANCE", AS AMENDED, BY FIXING A MINIMUM AND A MAXIMUM FEE FOR TRANSFER OF OCCUPATIONAL LICENSES BECAUSE OF CHANGE OF BUSINESS OWNERSHIP, AND BY PROVIDING THAT A CHANGE OF BUSINESS STRUCTURE, WHERE NO NEW PERSONS IN INTEREST COME INTO THE BUSINESS, SHALL NOT BE CONSIDERED A CHANGE OF OWNERSHIP; FIXING THE TERMS AND CONDITIONS UNDER WHICH OCCUPATIONAL LICENSES MAY BE TRANSFERRED; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH.

which was read and adopted on first reading October 2, 1951, 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 Mayes and Neher; Vice Mayor Hartnett. "Nays" - None.

Thereupon Vice Mayor Hartnett declared the ordinance passed and adopted and ordered its publication as Ordinance No. 715.

The following ordinance was presented and read:

ORDINANCE

AN ORDINANCE PROHIBITING THE USE OF SWIMMING POOLS WITHIN FIVE HUNDRED FEET OF A CHURCH DURING CERTAIN HOURS ON ANY SUNDAY; PRESCRIBING A PENALTY FOR A VIOLATION HEREOF; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH.

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

Discussion was held concerning an inquiry made by an oil company as to whether or not it would be able to construct a filling station at the southeast corner of Galiano Street and Avenue Andalusia. The City Clerk advised that this was within the prohibited distance from the filling station at the southwest corner of Douglas Road and Coral Way, the question being whether or not the latter station had now been abandoned. He advised that an occupational license had been issued for such station for the second half of the license year ending September 30, 1951. It was stated in the discussion following that the filling station had not in fact been operated for more than one year. City Attorney Semple expressed the opinion that the actual use or non-use as a filling station,



and not the fact that a license might be outstanding for such use, governed as to whether the right to the non-conforming use had been lost or was still in being. He advised that if the filling station at Douglas Road and Coral Way had not been actually used for more than one year, the right to use the site for such purpose was lost, and that no license for such use would be proper. Commissioner Mayes moved that the Commission determine that the non-conforming use of an automobile filling station on premises at the southwest corner of Douglas Road and Coral Way had been abandoned and lost because of cessation of such use for a period of more than one year, and that any license fee that may have been paid for such use for the license year beginning October 1, 1951 be refunded. The motion was seconded by Commissioner Neher. "Yeas" - Commissioners Mayes and Neher. "Nay" - Vice Mayor Hartnett. The motion failed for lack of sufficient number of affirmative votes.

Commissioner Neher inquired as to the status of the plan for improving the parkway at Alhambra Circle between Ponce de Leon Blvd. and LeJeune Road. The City Manager advised that the matter was held in status quo pending further development of the storm sewer system plans.

The status of Local Improvement M-1, (beautification of Miracle Mile) was discussed. The City Clerk advised that he had received from Attorney Hollis Rinehart letters purporting to be from the owners of more than one-half of the street frontage involved, objecting to such improvement. The Commission directed that the City Manager request Mr. Rinehart to present his case and arguments before the Commission at its next meeting, and that the proponents of the improvement be advised of the matter.

The City Attorney advised that he would take up with the County Assessor the question of whether or not the off-street parking lots leased by the city could be exempted from county taxes for the year 1951, and the Director of Finance was directed to defer payment of such taxes until this matter could be decided.

The following resolution was presented and read:

RESOLUTION NO. 3861

A RESOLUTION AUTHORIZING CERTAIN CHANGES  
IN THE BUS TERMINAL BUILDING.

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

That upon the recommendation of the City Manager the following additions are hereby authorized in the construction of the new bus terminal, at the expense of the city, to-wit:



1. Space No. 15: lathing and plastering walls and ceiling, and installation of plate glass windows with aluminum trim.

2. Space No. 22: lathing and plastering ceiling only.

3. Telephone Panel Room: lathing and plastering ceiling only.

at a total estimated cost of \$451.00

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.

There being no other business the meeting was adjourned.

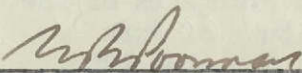
APPROVED:



VICE MAYOR

Fred B. Hartnett

ATTEST:



CITY CLERK

E. B. Poorman

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MINUTES OF REGULAR MEETING  
OF THE CITY COMMISSION  
NOVEMBER 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, November 6, 1951. Mayor Hendrick in the Chair; Commissioners Hartnett, Mayes and Neher present. Commissioner Phillips absent.

Minutes of the special meeting October 15, 1951, and of the regular meeting October 16, 1951 were approved as read.

The following resolution was presented and read:

RESOLUTION NO. 3862

A RESOLUTION APPROPRIATING NOT TO EXCEED  
\$500 FOR PUBLICITY PURPOSES.

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

That the sum of not to exceed \$500 is hereby appropriated from the General Contingent Fund to pay expenses of a picnic lunch to be given to delegates of the national convention of the American Institute of Park Executives, to be held during the week of November 12th, 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 and Neher; Mayor Hendrick. "Nays" - None.

The following resolution was presented and read:

RESOLUTION NO. 3863

A RESOLUTION FIXING THE DATE OF THE FIRST  
COMMISSION MEETING IN DECEMBER, 1951.

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

That the regular meeting of the Commission of this city scheduled to be held on December 4, 1951 be and the same hereby is postponed to December 11, 1951.

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 Attorney advised the Commission that two suits had been instituted concerning violations of the zoning ordinance by the renting of rooms in residential areas.

The following resolution was presented and read:



## RESOLUTION NO. 3864

A RESOLUTION AUTHORIZING THE CITY ATTORNEY TO INSTITUTE LEGAL PROCEEDINGS CONCERNING TAXABILITY OF OFF-STREET PARKING LOTS.

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

That the City Attorney is hereby authorized and directed to institute a suit for a declaratory judgment, or other appropriate legal action, to determine whether or not lands leased by the city for municipal use as off-street parking lots are exempt from ad valorem taxes because of such use.

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. 3865

A RESOLUTION DETERMINING GOVERNMENTAL USE OF CITY OWNED PORTION OF BLOCK 36A, RIVIERA SECTION.

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

That this Commission hereby finds and determines that that portion of Block 36A, Riviera Section, Coral Gables, owned by the City of Coral Gables, is and has been held for governmental purposes, and directs that said property be allocated or assigned to the Parks Department for use as a nursery tract for experimental planting.

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.

Mr. A. B. Morrison, representing the fiscal agents of the city, discussed with the Commission the acquisition of property between Red Road and Alhambra Circle and north of Ponce de Leon Blvd. in conjunction with the sanitary sewer system and the acquisition of a site for a disposal plant. He advised that the fiscal agents recommended the purchase of the necessary amount of property at that location.

The following resolution was presented and read:

## RESOLUTION NO. 3866

A RESOLUTION APPROPRIATING NOT TO EXCEED \$75,000 FOR PURPOSES NAMED HEREIN.

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

That there is hereby appropriated from the Reserve For Capital Improvements the sum of not to exceed \$75,000, for purchase of lands necessary for the acquisition of a site

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for the disposal plant of the sanitary sewer system, and the City Manager and Mayor are hereby authorized and directed to take necessary steps to obtain the necessary lands as recommended by the fiscal agents.

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.

Mr. Morrison also recommended that immediate steps be taken to effect a contract with the Consumers Water Co. for collection of sewer charges under the sanitary sewer system, such contract to provide for the shutting off of water service upon non-payment of sewer charges. The City Manager was instructed to confer with the company concerning such a contract.

Mr. Ed Deering reported to the Commission upon the recent Florida Highway Safety Conference which he attended as a representative of the city.

The following resolution was presented and read:

RESOLUTION NO. 3867

A RESOLUTION APPROVING THE RECOMMENDATION  
OF THE FLORIDA CITIZENS SAFETY COUNCIL.

WHEREAS, substantial progress has been made toward solving Florida's critical highway accident problem since the current statewide safety program began approximately one year ago; and

WHEREAS, this progress is best shown by the fact that highway fatalities in Florida declined more than 5 percent in the first months of 1951 over the same period in 1950; despite an increase of more than 15 percent in traffic volume; and

WHEREAS, whatever effectiveness the program has achieved has been due to the whole-hearted mutual cooperation of the public-spirited citizens on the one hand and members of the Official Highway Safety Coordinating Committee on the other;

NOW, THEREFORE, BE IT RESOLVED that the City Commission of Coral Gables, Florida, meeting in regular session at Coral Gables on November 6, 1951, does hereby approve the recommendation of the Florida Citizens Safety Council made at the meeting of said council held in Miami, Florida, on September 27, 1951.

BE IT FURTHER RESOLVED that the City Commission of Coral Gables recommends that a Citizens Safety Council be formed in the City of Coral Gables to work with the Safety Director and other officials in a forceful program to educate the public in all phases of safety measures.

BE IT FURTHER RESOLVED that the City Commission of Coral Gables, Florida, request each and every organization in the City of Coral Gables upon notification to send one or more representatives to a called meeting to be held in the near future.

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 and Neher; Mayor Hendrick. "Nays" - None.



Mr. Hollis Rinehart and other owners or representatives of owners of property upon Miracle Mile appeared before the Commission to advise that letters of objection had been obtained from the owners of a majority of footage upon such street, opposing the improvement heretofore confirmed and designated as Local Improvement M-1. Letters or other evidence of opposition to such improvement were presented for the following property owners:

<u>Name of Owner</u>	<u>Front footage</u>
Albin	124.37
Lujacks, Inc. - Claughton	136.89
Curlee's Department Store	50.00
Dimond	50.00
Gillespie	50.00
Goldstein	25.00
Greentree	50.00
Grimes	50.00
Grundweg	25.00
Kreider	145.03
Kudana, Inc.	100.00
Marvel Properties, Inc.	75.00
McBride	309.53
McConnell	56.00
Molwin Investment Co.	124.33
Orr	100.00
Polizzi	50.00
Rainforth	473.63
St. Joe Paper Co.	210.93
Schreiber	93.55
Shipper	50.00
Tuttle	75.00
Vance	50.00
Total	<u>2474.26</u>

The City Clerk advised that the preliminary assessment roll for such improvement showed 4597.86 total footage in the improvement, and that 50% of such front footage would be 2298.93.

Mr. W. G. VanDevere, representing proponents of the improvement, declared that public hearings had been held upon the matter and that the decision confirming the improvement should not be overturned. He also noted that a majority of those opposed to the improvement owned property east of Ponce de Leon Blvd., and suggested the possibility that the improvement be made in only that area west of Ponce de Leon Blvd., where a majority of the property owners apparently were in favor of the improvement.

The Commission noted the objections filed and took the matter under advisement.

The City Manager discussed with the Commission the resolution of the Board of County Commissioners requesting municipalities to prohibit vehicular parking on LeJeune Road, and to widen and pave LeJeune Road within their limits. The City Manager advised that he and the Police Department did not recommend elimination of parking on LeJeune Road at this time. Mr. M. B. Garris questioned



the plan to use LeJeune Road as a cut off-upon the ground that the diverting of more traffic into this area was not desirable. He stated that any by-pass of traffic should be located outside the City of Coral Gables. The general question was referred to the Planning Board for recommendation.

The position of the State Beverage Department in questioning an exception passed by the Commission permitting a retail package liquor store within 1500 feet of another such store, was then discussed. A number of operators of retail package liquor stores were present at the meeting and stated that they desired the 1500 foot limitation to be retained. Commissioner Mayes challenged the right or authority of the State Beverage Department to question or control the location of beverage or liquor stores within the city, but to avoid any further conflict upon the matter in the future he moved that the City Attorney be directed to prepare a revision of the zoning ordinance, deleting all distance requirements between retail liquor stores, for presentation at the next Commission meeting. The motion was seconded by Commissioner Hartnett and unanimously passed.

Mr. Claughton appeared before the Commission requesting permission for the continued use of a portion of Tract A of Page's Replat of Block 4, Crafts Section, as a filling station until such time as the lifting of governmental restrictions will permit him to build a building upon the premises.

The following resolution was presented and read:

RESOLUTION NO. 3868

A RESOLUTION PERMITTING TEMPORARY USE OF DESCRIBED PROPERTY FOR FILLING STATION PURPOSES.

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

That temporary permission, for a period not to exceed 3 years from date hereof, is hereby granted to use Tract A, Page's Replat of Block 4, Crafts Section, for filling station purposes, provided that such use at such location shall not be deemed to prevent the establishment of another filling station upon any properly zoned location within 750 feet 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, Mayes and Neher; Mayor Hendrick. "Nays" - None.

The City Manager advised that the Southeastern Rating Bureau had indicated a willingness to regrade the City of Coral Gables to 3rd class from 4th class for insurance purposes if two additional firemen were employed by the city, and recommended that two additional firemen be employed if the city receives assurance of such rerating.

The following resolution was presented and read:



## RESOLUTION NO. 3869

A RESOLUTION APPROPRIATING FUNDS FOR THE EMPLOYMENT OF TWO ADDITIONAL FIREMEN UPON CONDITIONS STATED.

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

That the necessary amount is hereby appropriated from Unappropriated Revenue of the city for the employment of two additional firemen, contingent upon receipt of assurance from the Southeastern Rating Bureau that the City of Coral Gables will be re-rated from Class 4 to Class 3 if such additional firemen are employed.

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 also advised that by rental agreement with the City of Miami, a 50-foot ladder truck had been obtained for use by this city.

Mr. John Rosasco, Manager of the Venetian Pool, advised the Commission of the elimination of the Federal Admissions Tax upon pool admissions as of November 1, 1951. He stated that he had received a letter from the Office of Price Stabilization declaring that such office had no jurisdiction over the pool admission rates charged by the city. He recommended that the present rates be continued after the elimination of the admissions tax, with the exception of the rate for children, which he recommended be raised from 9¢ to 10¢.

The following resolution was presented and read:

## RESOLUTION NO. 3870

A RESOLUTION FIXING RATES OF ADMISSION FOR THE VENETIAN POOL.

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

That effective hereafter the rates of admission for the Venetian Pool are hereby fixed as follows:

For resident adults	20¢
For non-resident adults	35¢
For children under 12 years	10¢

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.

Mr. Harold Lewis and Attorney John M. Barnes, representing the Miami Corporation, appeared before the Commission to request the vacation of that portion of all plats of Biscayne Bay Section lying east of Old Cutler Road, with the exception of certain tracts owned by other persons. They advised that they



desired to replat such lands into acreage tracts. The matter was referred to the City Manager and City Attorney for their study and recommendation.

The following resolution was presented and read:

RESOLUTION NO. 3871

A RESOLUTION AUTHORIZING EXCEPTIONS 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 exceptions to the provisions of Ordinance No. 271, having been recommended by the Zoning Board of Appeals at its regular meeting of October 22, 1951, be and the same hereby are granted:

1. Permit change of facing for medical clinic to be built upon Lot 1, Block 7, Crafts Section, from Avenue Andalusia to Salzedo Street, subject to plans being approved by the Board of Supervising Architects.
2. Permit construction of fraternity house on Lots 13 to 18 inclusive, Block 184, Riviera Section, with a 15 foot setback on the south side of the property, with flat roof construction over a portion of the building, and with treated redwood fins or wind vanes on the masonry wall as per plan submitted, subject to approval of the plans by the Board of Supervising Architects.
3. Permit Coral Gables Youth Center to have temporary end wall of wood siding pending the completion of the exterior of current building alteration.
4. Permit construction of bath house in conjunction with swimming pool, per submitted plans, on Lots 1 and 2, Block 1, Highland Estates.
5. Permit installation of a temporary kitchen in home on Lots 25, 26 and 27, Block 26, Coconut Grove Section, subject to the execution of a contract or covenant, to be prepared by the City Attorney, providing that such kitchen be removed immediately if the invalid sister of the owner should no longer remain with the family, and in any event before such house be conveyed or sold to another owner.
6. Permit change of facing of residence on Lots 1 and 2, Block 75, Country Club Section 5, from Red Road to Avenue Dorado.
7. Permit construction of utility building, as per submitted plans, in the rear of existing duplex on Lot 16, Block 28, Biltmore Section.
8. Permit the operation of a retail package liquor store at 2626 Ponce de Leon Blvd.

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 reported receipt of an offer from Gordon J. Hennon to rent space No. 15 in the bus terminal for use as a barber shop for a period of 5 years at \$100 per month, provided the city furnished hot and cold running



water. The City Manager advised that hot water could be taken from the facilities in the drivers' room at practically no expense, and recommended acceptance of the offer.

The following resolution was presented and read:

RESOLUTION NO. 3872

A RESOLUTION AUTHORIZING THE LEASE OF SPACE NO. 15 IN THE NEW BUS TERMINAL TO GORDON J. HENNON.

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

1. That the offer of Gordon J. Hennon to rent space No. 15 in the new bus terminal, for operation of a barber shop, for a period of 5 years, at a rental of \$100 per month, with hot and cold running water to be furnished at city's expense and with plumbing fixtures and flooring to be furnished by the tenant, is hereby accepted, and the City Attorney is authorized and directed to prepare the necessary lease.

2. That the expenditure of the necessary amount to provide hot and cold running water to space No. 15 is hereby authorized and 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 Commission then took under advisement the appeal of Mr. J.N. Clemens from the decision of the Zoning Board of Appeals made at its meeting October 22, 1951, disapproving a request to erect a billboard sign advertising Grandma's Kitchen, 866 Ponce de Leon Blvd., such sign to be erected either upon vacant Lot 10, Block 9, Douglas Section (immediately north of such restaurant) or upon vacant Lot 27, Block 13, Flagler Section (at the northwest corner of Ponce de Leon Blvd. and southwest 8th Street). After discussion Commissioner Neher moved that permission be granted to erect such sign upon Lot 27, Block 13, Flagler Section. Commissioner Mayes seconded the motion, and upon roll call "Yeas" - Commissioners Mayes and Neher; "Nays" - Commissioner Hartnett and Mayor Hendrick. The motion having failed for lack of a majority, the decision of the Zoning Board of Appeals was upheld.

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 16 INCLUSIVE, BLOCK 1B, MCFARLANE HOMESTEAD; 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 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 following resolution was presented and read:

RESOLUTION NO. 3873

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, having been recommended by the Zoning Board of Appeals at its special meeting November 6, 1951, be and the same hereby is granted:

Permit elimination of 10-foot setback requirement in rear of Lots 1 to 6 inclusive, 8, 10, 11, 30 to 36 inclusive, 39 and 40, Block 205, Riviera Section Part 14, to permit building to be built through the block from street to street, provided that the construction be specifically as stated in letter attached to application for above exception, and that such exception be subject to:

1. Final plans being submitted showing sufficient access to rear of building.
2. Approval of plans of building by the Board of Supervising Architects.
3. Execution of a proper document, to be approved by the City Attorney, granting an alley easement.

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 meeting was then turned over to consideration of proposals received for the furnishing of fire and extended coverage, vandalism and malicious mischief insurance upon the Coral Gables Municipal Bus Terminal, in the amount of \$225,000, and based upon a 100% co-insurance clause. The City Clerk advised that regardless of estimated dollar premiums named by the firms submitting proposals the premium would be at the subject rate for all bids. He advised that seven agencies had submitted bids in stock companies, and that two agencies had submitted bids in mutual companies, and that if any dividend be received from mutual companies the bid of the mutual companies would be low.

A discussion then took place concerning the legality of the city insuring its property in a mutual insurance company. The City Attorney stated that in his opinion there was grave doubt as to the power of the city to insure



with a mutual insurance company, but that he believed that there would be no liability upon the part of the Commissioners if they should so insure. At the conclusion of the discussion Commissioner Hartnett moved that the insurance be awarded jointly to the two bidders naming mutual insurance companies. Mayor Hendrick stepped down from the Chair, Commissioner Mayes assumed the Chair, and the motion was seconded by Mayor Hendrick. On roll call "Yeas" - Commissioner Hartnett and Mayor Hendrick, "Nays" - Commissioners Mayes and Neher. The motion failed. Mayor Hendrick then resumed the Chair.

Commissioner Mayes then moved that the insurance be granted to the Sumner Insurance Agency and to Coral Gables Insurance Inc., the agencies that handled the builders risk policy upon the terminal. There was no second to the motion and the motion was withdrawn. The following resolution was then presented and read:

RESOLUTION NO. 3874

A RESOLUTION AWARDED INSURANCE ON THE NEW  
BUS TERMINAL TO THE BALDWIN INSURANCE AGENCY  
UPON CONDITIONS STATED HEREIN.

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

That the City Clerk is hereby authorized and directed to secure fire and extended coverage, vandalism and malicious mischief insurance upon the Coral Gables Bus Terminal, in the amount of \$225,000, with a 100% co-insurance clause, from Baldwin Insurance Agency, representing Aetna Insurance Company, Franklin National Insurance Co., and the Eagle Fire Co., at subject rates, for a 5-year term with annual premium payments; with a proviso that the agent's commission on such policy or policies be divided between the writing agency and all other agencies submitting proposals for such insurance with the exception of Coral Gables Insurance Inc. and Sumner Insurance Agency (such latter two firms being omitted because they, at the present time, carry substantial amounts of city insurance), the division of the commission to be 20% to the writing agency to compensate for expense involved in writing and servicing the policies, and the remaining 80% to be divided 1/7th each between the writing agency and the following named six other agencies submitting proposals:

Henry P. Briggs Agency Inc.  
George B. Caster  
Thrall Insurance Agency  
Crowder and Company Inc.  
Hardeman Insurance Agency Inc.  
Mutual Insurance Representatives 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 and Neher; Mayor Hendrick. "Nay" - Commissioner Mayes.



## ORDINANCE NO. 716

AN ORDINANCE REQUIRING THAT ALL BULKHEADS, RETAINING WALLS AND SIMILAR INSTALLATIONS IN CORAL GABLES BE OF MASONRY OR NATIVE STONE CONSTRUCTION; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH.

which was read and adopted on first reading October 2, 1951, was read again in full. Motion for its adoption was made by Commissioner Hartnett, seconded by Commissioner <sup>M</sup>ayes and the ordinance was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Mayes and <sup>N</sup>eher; Mayor Hendrick. "Nays" - None.

Thereupon Mayor Hendrick declared the ordinance passed and adopted and ordered its publication as Ordinance No. 716.

In reference to ~~the offer~~ to the city of the old Renuart Lumber property on Avenue Giralda, noted in the October 16 meeting, the City Manager advised that such property had been taken off the market.

## ORDINANCE NO. 717.

AN ORDINANCE PROHIBITING THE USE OF SWIMMING POOLS WITHIN FIVE HUNDRED FEET OF A CHURCH DURING CERTAIN HOURS ON ANY SUNDAY; PRESCRIBING A PENALTY FOR A VIOLATION HEREOF; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH.

which was read and adopted on first reading October 16, 1951, 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 and Neher; Mayor Hendrick. "Nays" - None.

Thereupon Mayor Hendrick declared the ordinance passed and adopted and ordered its publication as Ordinance No. 717.

The City Clerk advised that Emanuel Gussow, a lessee in the new bus terminal, desired to assign his lease to Tamiami Travel Service Inc., the corporate entity under which he intended to operate.

The following resolution was presented and read:

## RESOLUTION NO. 3875

A RESOLUTION CONSENTING TO ASSIGNMENT OF BUS TERMINAL LEASE UNDER CONDITIONS STATED HEREIN.

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

That the assignment of the lease to bus terminal space No. 27, from Emanuel Gussow to Tamiami Travel Service Inc., is hereby consented to and approved, provided, however, that the liability of Emanuel Gussow under the original lease shall not be abrogated.



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 NO. 718

AN ORDINANCE TO BE KNOWN AS THE OCCUPATIONAL LICENSE ORDINANCE OF THE CITY OF CORAL GABLES; GIVING DEFINITIONS OF CERTAIN TERMS; ADOPTING LAWS, RULES AND REGULATIONS CONNECTED WITH, INCIDENT TO AND GOVERNING OCCUPATIONAL LICENSES; FIXING LICENSE FEES FOR VARIOUS BUSINESSES, OCCUPATIONS AND PROFESSIONS; FIXING LICENSE FEES FOR BUSINESSES, OCCUPATIONS AND PROFESSIONS NOT SPECIFICALLY COVERED; PROHIBITING PEDDLING OR HAWKING AND STATING THAT FARMERS ARE NOT CLASSED AS SUCH; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT WITH THIS ORDINANCE; DECLARING THAT IF A PORTION OF THIS ORDINANCE IS HELD TO BE VOID OR OF NO EFFECT SUCH HOLDING NOT TO AFFECT THE REMAINING PORTION OF ORDINANCE; MAKING AND CONSTITUTING EACH DAY'S VIOLATION OF THE TERMS OF THE ORDINANCE A SEPARATE OFFENSE, PUNISHABLE AS SUCH; PRESCRIBING PENALTY FOR VIOLATION; DECLARING THIS ORDINANCE TO BE AN EMERGENCY MEASURE ON THE GROUND OF URGENT PUBLIC NEED FOR THE PRESERVATION OF THE HEALTH, SAFETY, WELFARE AND PROPERTY OF THE PEOPLE OF CORAL GABLES.

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 and Neher; 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 and Neher; Mayor Hendrick. "Nays" - None.

Thereupon Mayor Hendrick declared the ordinance passed and adopted and ordered its publication as Ordinance No. 718.

The following resolution was presented and read:

RESOLUTION NO. 3876

A RESOLUTION AUTHORIZING AND DIRECTING A REFUND OF CERTAIN LICENSE FEES.

WHEREAS, Ordinance No. 718, passed and adopted by the City Commission on November 6, 1951, makes certain changes in license fees for small loan businesses, including businesses operating under the Discount Consumers Financing Act, and changes in license fees for certain Investments and Securities Dealers; and by changes in classification of certain businesses and occupations changes the license fee due from certain groceries and abstract and title companies; and

WHEREAS it is deemed just and equitable that the occupational license fees paid for the license year beginning October 1, 1951 by those businesses so affected be adjusted to reflect the changes in the occupational license ordinance;



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 and directed to make proper refunds to those businesses and occupations whose license fees have been reduced by Ordinance No. 718, so that such businesses will pay for the license year beginning October 1, 1951 the amounts of license fees required by the new license ordinance No. 718

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 and Neher; Mayor Hendrick. "Nays" - None.

The following ordinance was presented and read:

#### ORDINANCE

AN ORDINANCE REPEALING ORDINANCES NOS. 24, 75, 76, 104, 145, 146, 154, 155, 170, 180, 184, 194, 200, 213, 221, 231, 234, 236, 246, 248, 249, 254, 291, 335, 344, 383, 514, 515, 522, 546, 572, 574, 576, 586, 595, 631, 682, 685, 688, 707, AND 715.

upon first reading. Motion for its adoption on first reading 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 THE RETAIL AND WHOLESALE SALE AND DISTRIBUTION OF ALCOHOLIC BEVERAGES AND INTOXICATING LIQUORS WITHIN THE CITY OF CORAL GABLES; DEFINING TERMS USED HEREIN; CLASSIFYING VENDORS AND DISTRIBUTORS; REQUIRING ALL VENDORS AND DISTRIBUTORS OF ALCOHOLIC BEVERAGES AND INTOXICATING LIQUORS TO COMPLY WITH THE APPLICABLE PROVISIONS OF THE STATE BEVERAGE LAW; PROVIDING FOR THE ISSUANCE, TRANSFER AND REVOCATION OF LICENSES FOR THE SALE OR DISTRIBUTION OF ALCOHOLIC BEVERAGES AND INTOXICATING LIQUORS, AND QUALIFICATIONS OF LICENSEES THEREFOR; REGULATING THE LOCATION OF PLACES OF BUSINESS FOR THE SALE OR DISTRIBUTION OF ALCOHOLIC BEVERAGES AND INTOXICATING LIQUORS AND THE TIMES DURING WHICH SUCH BEVERAGES AND LIQUORS MAY BE SOLD OR DELIVERED; REQUIRING THE PREPARATION AND SERVING OF FOOD BY CERTAIN RETAIL VENDORS; PROVIDING PENALTIES FOR THE VIOLATION HEREOF; PROVIDING FOR THE SEPARABILITY OF THE PROVISIONS HEREOF; 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 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 REPEALING SECTION 1 OF  
ORDINANCE NO. 8, AND ORDINANCES 206,  
255, 258, 310, 390, 416, 418, 436,  
442, 447, 461, 466, 468 and 469.

upon first reading. Motion for its adoption on first reading 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 City Manager advised that he had received notice from the Corps of Engineers, U.S. Army, that such department had declined to build any dams in canals or waterways in the Miami area as a part of the county salinity control program.

The following resolution was presented read:

## RESOLUTION NO. 3877

A RESOLUTION AUTHORIZING THE CITY MANAGER  
TO MAKE A LUMP SUM SETTLEMENT OF BROKER'S  
FEES IN CONNECTION WITH BUS TERMINAL LEASE  
OF TITLE SERVICE CORPORATION.

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

1. That the City Manager is hereby authorized to make a lump sum settlement, in the amount of \$360, of real estate broker's fees due Gilbert H. Chaplin in connection with the leasing of bus terminal space No. 8 to Title Service Corporation.

2. That the amount of such payment is hereby appropriated from the Reserve for Capital Improvements to Appropriation Account 2770-103G, Terminal Broker's Fees, for the fiscal year ending June 30, 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 and Neher; Mayor Hendrick. "Nays" - None.

The Commission authorized the payment to the Orange Bowl Committee of \$3000 appropriated for support of the Orange Bowl Festival.

The City Manager called to the attention of the Commission a suggestion of Mr. Lyle D. Holcomb that sidewalks be constructed on Bird Road near the east city limits line for the benefit of school children. He advised that he felt nothing could be done at this time on such a program because of the shortage of materials and funds.

The following resolution was presented and read:

## RESOLUTION NO. 3878

A RESOLUTION AUTHORIZING PAYMENT OF  
ARCHITECT'S FEES TO MR. RAY R. GAUGER.



WHEREAS, Mr. Ray R. Gauger, the architect retained for the construction of the Municipal Bus Terminal, by the terms of his contract with the city, is to be paid a fee of 5% of the construction cost of the terminal for preparation of plans and specifications, and a fee of 2% of the construction cost of the terminal for supervision during construction, and is to be paid a further fee of \$2500 for additional plans and specifications prepared by him; and

WHEREAS, Mr. Gauger has, as of this date, been paid the 5% fee based upon the contract bid price of \$270,850; and has been paid in full the additional fee of \$2500; and has been paid 50% of the fee of 2% of the contract price of \$270,850 for supervision; and

WHEREAS, Mr. Gauger has presented an additional bill for an additional 40% of his 2% supervision fee based upon the 90% completion of construction of the terminal, such bill being in the amount of \$2166.80;

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

That the payment to Mr. Ray R. Gauger of \$2166.80 upon his 2% fee for supervision of the construction of the Municipal Bus Terminal, is hereby authorized and directed.

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 resolution was presented and read:

RESOLUTION NO. 3879

A RESOLUTION AUTHORIZING CERTAIN CHANGES IN THE BUS TERMINAL BUILDING AT THE EXPENSE OF THE CITY, AND AUTHORIZING PURCHASE OF EQUIPMENT FOR CITY SPACE THEREIN.

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

1. That upon the recommendation 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:

- (a) Oil painting exterior, \$333.
- (b) Painting ceiling of concourse roof, \$528.
- (c) Installation of additional cabinets in supervisor's booth, \$60.

2. That the purchase of Venetian blinds, in an amount not to exceed \$117, for use in city space in the bus terminal, is hereby authorized and directed, and the necessary amount therefor is hereby appropriated from the Reserve For Capital Improvements.

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 presented to the Commission a letter concerning the qualifications to be required in the employment of a recreation director, and a summary of expected cost of a recreation department.

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

AIA427



MINUTES OF REGULAR MEETING  
OF THE CITY COMMISSION  
NOVEMBER 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, November 20, 1951. Vice Mayor Hartnett in the Chair; Commissioners Mayes, Neher and Phillips present. Absent: Mayor Hendrick.

The minutes of the regular meeting of November 6, 1951 were approved as read.

The meeting was then turned over to the matter of receipt of bids for installing curbing at the Douglas and Granada entrances. No bids for such work were received. The following resolution was presented and read:

RESOLUTION NO. 3880

A RESOLUTION DIRECTING CERTAIN WORK TO BE  
DONE BY CITY FORCES.

WHEREAS, bids have been requested for the installation of concrete curbing and concrete reflecting curbing at the Douglas entrance and the Granada entrance, and no bids were received; and

WHEREAS, an appropriation in the present amount of \$4353.47 exists for such work and similar work at other entrances, said funds being appropriated or committed in Streets Department account C321B;

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

That the City Manager is hereby authorized and directed to install concrete curbing and concrete reflecting curbing at the Granada and Douglas entrances according to the plans and specifications therefor prepared, and to have such work done by city forces.

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 meeting was then turned over to a public hearing upon acceptance of Local Improvements A-14 and H-80. No objections were received to the acceptance of either improvement.

The following resolution was presented and read:

RESOLUTION NO. 3881

A RESOLUTION ACCEPTING CONSTRUCTION WORK  
IN LOCAL IMPROVEMENT A-14.

WHEREAS, by Resolution 3672, passed and adopted February 6, 1951, the Commission ordered Local Improvement A-14, and by Resolution 3702, passed and adopted March 20, 1951, said improvement was confirmed after public hearing, and



WHEREAS the Commission subsequently authorized the execution of a contract for the paving of such improvement with the Hall 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 the Hall Paving Company in Local Improvement A-14 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 therefor.

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

The following resolution was presented and read:

RESOLUTION NO. 3882

A RESOLUTION ACCEPTING CONSTRUCTION WORK IN LOCAL IMPROVEMENT H-80.

WHEREAS, by Resolution 3732, passed and adopted April 17, 1951, the Commission ordered Local Improvement H-80, and by Resolution 3734, passed and adopted May 1, 1951, and by Resolution 3746, passed and adopted May 15, 1951, said improvement was confirmed after public hearing; and

WHEREAS the Commission subsequently authorized the execution of a contract for the paving of 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-80 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 therefor.

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

An ordinance dealing with fishing in the Coral Gables canals from abutting property was then discussed. Mr. Hugh Sowards, owner of property at 4627 University Drive, Mr. Frank Reinstein and Mr. Clarence Roney appeared before the Commission to point out that the large number of persons fishing from vacant property abutting the canal and adjoining residences had become a nuisance; that large congregations of persons conducted such fishing at all hours of the day



and night; that they built fires and cooked food; that they created and left considerable debris, were noisy and parked cars and trucks over the vacant lots. Mr. Sowards pointed out that his and other families living in homes along the canal were in fear of molestation from these people, and that these practices detracted from the value of his property and should be stopped. Consideration of the ordinance was deferred until the next meeting of the Commission at which all members of the Commission were expected to be present.

Director of Public Safety Kimbrough urged that the part-time radio repair man in the Police Department be increased to a full-time status, pointing out that facilities had been prepared for his use at the automobile inspection station and that the repair man could operate the inspection station at off-peak times. It was noted that there is sufficient funds in the salary appropriation for the department to cover this change of status, and the Commission approved the employment of a radio repair man on a full-time basis at a salary of \$321 per month.

The following ordinance was presented and read:

ORDINANCE NO. 718

AN ORDINANCE TO BE KNOWN AS THE OCCUPATIONAL LICENSE ORDINANCE OF THE CITY OF CORAL GABLES: GIVING DEFINITIONS OF CERTAIN TERMS; ADOPTING LAWS, RULES AND REGULATIONS CONNECTED WITH, INCIDENT TO AND GOVERNING OCCUPATIONAL LICENSES; FIXING LICENSE FEES FOR VARIOUS BUSINESSES, OCCUPATIONS AND PROFESSIONS; FIXING LICENSE FEES FOR BUSINESSES, OCCUPATIONS AND PROFESSIONS NOT SPECIFICALLY COVERED; PROHIBITING PEDDLING OR HAWKING AND STATING THAT FARMERS ARE NOT CLASSED AS SUCH; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT WITH THIS ORDINANCE; DECLARING THAT IF OF PORTION OF THIS ORDINANCE IS HELD TO BE VOID OR OF NO EFFECT SUCH HOLDING NOT TO AFFECT THE REMAINING PORTION OF ORDINANCE; MAKING AND CONSTITUTING EACH DAY'S VIOLATION OF THE TERMS OF THE ORDINANCE A SEPARATE OFFENSE, PUNISHABLE AS SUCH; PRESCRIBING PENALTY FOR VIOLATION; DECLARING THIS ORDINANCE TO BE AN EMERGENCY MEASURE ON THE GROUND OF URGENT PUBLIC NEED FOR THE PRESERVATION OF THE HEALTH, SAFETY, WELFARE AND PROPERTY OF THE PEOPLE OF CORAL GABLES.

Motion was made by Commissioner Phillips, 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 Mayes, Neher and Phillips; Vice Mayor Hartnett. "Nays" - None.

Thereupon the ordinance was read again in full. Motion for its adoption was made by Commissioner Phillips, seconded by Commissioner Neher, 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. 718.

ORDINANCE NO. 719

AN ORDINANCE AMENDING ORDINANCE NO. 271  
KNOWN AS THE "ZONING ORDINANCE" AS AMENDED,  
AS TO ZONING REQUIREMENTS OF LOTS 14 TO 16  
INCLUSIVE, BLOCK 1B, MCFARLANE HOMESTEAD;  
AND REPEALING ALL ORDINANCES OR PARTS OF  
ORDINANCES IN CONFLICT HEREWITH.

which was read and adopted on first reading November 6, 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. 719.

An ordinance regulating the retail and wholesale sale and distribution of alcoholic beverages and intoxicating liquors within the City of Coral Gables, which had been adopted on first reading November 6, 1951, was then discussed and certain amendments thereto were proposed.

The following resolution was presented and read:

RESOLUTION NO. 3883

A RESOLUTION AMENDING PROPOSED ORDINANCE  
REGULATING THE SALE AND DISTRIBUTION OF  
ALCOHOLIC BEVERAGES AND INTOXICATING  
LIQUORS.

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

That the form ordinance regulating the retail and wholesale sale and distribution of alcoholic beverages and intoxicating liquors, as read upon first reading and passed at the meeting of November 6, 1951, be and the same hereby is amended:

- (a) To except club vendors from the requirement of serving food at all times during business hours, and
- (b) To provide that licenses may be suspended as well as revoked for violation of regulatory ordinances or ordinances against gambling.

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.



## ORDINANCE NO. 720

AN ORDINANCE REGULATING THE RETAIL AND WHOLESALE SALE AND DISTRIBUTION OF ALCOHOLIC BEVERAGES AND INTOXICATING LIQUORS WITHIN THE CITY OF CORAL GABLES; DEFINING TERMS USED HEREIN; CLASSIFYING VENDORS AND DISTRIBUTORS; REQUIRING ALL VENDORS AND DISTRIBUTORS OF ALCOHOLIC BEVERAGES AND INTOXICATING LIQUORS TO COMPLY WITH THE APPLICABLE PROVISIONS OF THE STATE BEVERAGE LAW; PROVIDING FOR THE ISSUANCE, TRANSFER AND REVOCATION OF LICENSES FOR THE SALE OR DISTRIBUTION OF ALCOHOLIC BEVERAGES AND INTOXICATING LIQUORS, AND QUALIFICATIONS OF LICENSEES THEREFOR; REGULATING THE LOCATION OF PLACES OF BUSINESS FOR THE SALE OR DISTRIBUTION OF ALCOHOLIC BEVERAGES AND INTOXICATING LIQUORS AND THE TIMES DURING WHICH SUCH BEVERAGES AND LIQUORS MAY BE SOLD OR DELIVERED; REQUIRING THE PREPARATION AND SERVING OF FOOD BY CERTAIN RETAIL VENDORS; PROVIDING PENALTIES FOR THE VIOLATION HEREOF; PROVIDING FOR THE SEPARABILITY OF THE PROVISIONS HEREOF; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH.

which was read and adopted on first reading November 6, 1951, was read again, as amended. Motion for its adoption was made by Commissioner Neher, 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. 720.

## ORDINANCE

AN ORDINANCE REPEALING SECTION 7-A OF ORDINANCE NO. 271, KNOWN AS THE "ZONING ORDINANCE", SUCH SECTION 7-A BEING AS ADDED AND AMENDED BY ORDINANCES NOS. 467, 517 AND 647; AND REPEALING SAID ORDINANCES NO. 467, 517 AND 647.

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

## ORDINANCE NO. 721.

AN ORDINANCE REPEALING SECTION 1 OF ORDINANCE NO. 8, AND ORDINANCES 206, 255, 258, 310, 390, 416, 418, 436, 442, 447, 461, 466 468 AND 469.

which was read and adopted on first reading November 6, 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. 721.

ORDINANCE NO. 722

AN ORDINANCE REPEALING ORDINANCES NOS. 24,  
75, 76, 104, 145, 146, 154, 155, 170, 180,  
184, 194, 200, 213, 221, 231, 234, 236, 246,  
248, 249, 254, 291, 335, 344, 383, 514, 515  
522, 546, 572, 574, 576, 586, 595, 631, 633,  
682, 685, 688, 707 AND 715.

which was read and adopted on first reading November 6, 1951, was read again in full. Motion for its adoption was made by Commissioner Neher, 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. 722.

The following ordinance was presented and read:

ORDINANCE

AN ORDINANCE AMENDING PARAGRAPH LETTERED (b) OF SECTION 13, ENTITLED "EXEMPTIONS" OF ORDINANCE NO. 669 OF THE CITY OF CORAL GABLES, SAID ORDINANCE BEING AN ORDINANCE DEFINING, REGULATING AND GOVERNING CONTRACTORS, ELECTRICIANS AND PLUMBERS PERFORMING WORK WITHIN THE CITY OF CORAL GABLES AND THE ISSUANCE OF LICENSES AND CERTIFICATES IN CONNECTION WITH SUCH WORK, SO AS TO IMPOSE CERTAIN RESTRICTIONS, CONDITIONS AND REQUIREMENTS ON OWNER-BUILDERS OR SOLE OWNERS AND DEFINING OWNER-BUILDER OR SOLE OWNER; AND PLACING A LIMITATION UPON PERMITS TO SUCH OWNER-BUILDER OR SOLE OWNER; SETTING FORTH REQUIREMENTS FOR SUCH PERMITS; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH.

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

The City Clerk advised the Commission that Mr. Andrew T. Healy had been elected by city employees as a member of the Coral Gables Trial Board for a two-year term beginning December 1, 1951. He also pointed out that the term of Wallace E. Hackett expired December 1, 1951.

The following resolution was presented and read:

RESOLUTION NO. 3884

A RESOLUTION APPOINTING WALLACE E. HACKETT AS A MEMBER OF THE TRIAL BOARD OF THE CITY OF CORAL GABLES.

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



That Mr. Wallace E. Hackett be and he hereby is appointed as a member of the Trial Board of the City of Coral Gables for a two-year term beginning December 1, 1951.

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 following resolution was presented and read:

RESOLUTION NO. 3885

A RESOLUTION CONCERNING PURCHASE AND CANCELLATION OF CERTAIN CITY TAX CERTIFICATES.

WHEREAS by Resolution 3778, passed and adopted July 3, 1951 the Director of Finance was authorized to purchase on behalf of the city all outstanding City of Coral Gables tax certificates held by third persons, and to effect cancellation of such certificates, and all certificates held by the city, upon lands described as:

That part of the  $N\frac{1}{2}$  of the  $N\frac{1}{2}$  of the  $SW\frac{1}{4}$ <sup>(212)</sup> of the  $NE\frac{1}{4}$  lying Easterly of the railroad right of way in Section 30, Township 54 South, Range 41 East,

upon receipt of deeds or dedications by the owners of certain streets within such tract, as more fully described in said Resolution 3778; and

WHEREAS, negotiations for such transaction and the necessary surveys and legal descriptions have been going on since that date, and it now appears that in connection with this matter, an additional deed or dedication of part of the alley in Block 148, Riviera Section, Part 8 (as it would be extended into the said tract in conformity with surrounding plats) is necessary to protect the rights of the city and the public.

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

1. That as a condition to the settlement of city taxes authorized by Resolution 3778, it is required that a deed or dedication of the alley in Block 148, Riviera Section, Part 8, as it would be extended into the tract described, in conformity to the plat of Riviera Part 8, be made to the city; and in return therefor the proper city officers are hereby authorized and directed to deed to the owners of the described tract the alley in Block 155, Riviera Section, adjoining such tract of land, after securing a release of reverter in the title to the said alley.

2. That in other respects the terms and conditions of Resolution 3778 are hereby confirmed.

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 Director of Finance requested a policy concerning the payment of lot clearing liens in installments. It was requested that an ordinance permitting installment payments of such liens be presented for consideration at the next meeting.



The Director of Finance requested a policy upon enforcement of the occupational license ordinance against real estate brokers and salesmen licensed in other cities in which their offices are located, who are selling properties in Coral Gables. The Commission directed that no license was to be required in these cases where such business activities within this city were casual and infrequent.

The following resolution was presented and read:

RESOLUTION NO. 3886

A RESOLUTION AUTHORIZING EXCEPTIONS 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 exceptions to the provisions of Ordinance No. 271, having been recommended by the Zoning Board of Appeals at its regular meeting of November 13, 1951, be and the same hereby are granted:

1. Permit alteration and enlargement of present building on Lots 1 and 2, Block 81, Granada Section to provide an apartment-court at such location, each unit having separate entrances upon a porch, and with the building extending to the south property line instead of holding a 10 foot setback, upon the following conditions:

- (a) That provision be made for one parking space for each unit.
- (b) That there be provided an area for concealment of garbage cans.
- (c) That the lot adjoining that property to the south shall not be used for any purpose connected with the business.
- (d) That plans for such building be approved by the Board of Supervising Architects.

2. Permit the canning of whole milk samples only, for a period of 90 days from date, at a "Pilot Plant" at 5436 S.W. 8th Street, with installment of necessary generator, sterilizer, and can-sealer.

3. Permit moving of frame duplex located on Lots 14 to 16, Block 1B, McFarlane Homestead, to the north end of property as necessary to meet setback requirements for a filling station to be constructed on such property, providing that the filling station comply with all existing setback requirements.

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; Vice Mayor Hartnett. "Nays" - None.

A request for an exception to construct a glass orchid house on Lots 20 to 24, Block 17, Crafts Section was not acted upon pending a conference with the architect and with the Structural Engineer of the city.



Director of Public Safety Kimbrough discussed with the Commission the allowance of overtime or compensatory time off for police officers for off-duty appearances as witnesses in a municipal court. No action was taken.

Tax Assessor T. C. Blount discussed with the Commission his possible candidacy for County Tax Assessor in the May, 1952, primary election. The Commission advised Mr. Blount that if he became a candidate he would be granted a leave of absence without pay from the time of his formal qualification and filing as a candidate through the primary election date; that it was agreeable that he announce his candidacy if he so desired, and that his activities as a candidate should be confined to time other than city business hours until a leave of absence is granted, and that no accrued annual leave time be so used except on prior approval of the Commission.

The following resolution was presented and read:

RESOLUTION NO. 3887

A RESOLUTION AUTHORIZING A DISPLAY ADVERTISEMENT CONCERNING BUS ROUTES.

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

That the City Manager is hereby authorized to expend the sum of \$75.00 from appropriation account 2780-116 for a display advertisement in the Coral Gables Riviera-Times announcing changes of bus routes made in connection with the opening and operation of the new municipal bus terminal.

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; "Nay" - Vice Mayor Hartnett.

The City Manager advised that the Molwin Investment Corporation, owners of the property upon which the old bus terminal was located, had requested the city to remove the terminal facilities from that location.

The following resolution was presented and read:

RESOLUTION NO. 3888

A RESOLUTION AUTHORIZING REMOVAL OF TERMINAL FACILITIES AND APPROPRIATING NECESSARY AMOUNT THEREFOR.

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

1. That the City Manager is hereby authorized to arrange for the removal of the supervisor's booth, the raised sidewalk platform, concrete canopy and columns situated upon Lots 28 and 29, Block 37, Section K, such facilities having been used as a part of the city bus terminal for many years, and being no longer necessary because of the



construction of the new bus terminal.

2. That the necessary amount for such work is hereby appropriated from the reserve funds available for the construction of the bus terminal to the various appropriation accounts through which such expenditures will be necessary.

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 following resolution was presented and read:

RESOLUTION NO. 3889

A RESOLUTION AUTHORIZING THE CLEARANCE OF A PLAYGROUND SITE AND THE FOREGOING OF CITY TAXES UPON SUCH SITE WHILE IT IS USED AS A PLAYGROUND.

WHEREAS the Coral Gables Union and Senior Woman's Clubs have arranged for the use of Lot 72, Coconut Grove Warehouse Center, as a playground, and have requested that the city clear such lot to permit such use and that the city forego city taxes upon such lot while it is used as a playground.

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

1. That the sum of \$200.00 is hereby appropriated from the general contingent fund of the city for the clearance of the above described Lot 72, and that such clearance is hereby authorized to be done by city forces.

2. That beginning with the year 1952 and continuing thereafter as long as such site is used as a public playground, the Tax Assessor of the city is hereby authorized and directed to exempt such property from assessment and collection of city taxes.

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 City Manager noted an offer to purchase from the city Lot 21, Block 2, Central Miami, Part 1 at a price of \$1000.00, such offer being made by Mr. T. C. Brownell. This particular lot lies west of the city nursery tract, but it is not connected with it. The City Manager recommended the sale of such lot at a price of \$1500.00.

The following resolution was presented and read:

RESOLUTION NO. 3890

A RESOLUTION AUTHORIZING THE SALE OF PROPERTY.

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



That the City Manager is hereby authorized to effect the sale of city owned Lot 21, Block 2, Central Miami, Part 1, which said lot was originally part of a nursery site but which is not now needed for such purpose, at a sale price of \$1500.00, with the city furnishing evidence of title to the buyer and all taxes and other charges to be pro-rated to date of sale.

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 City Manager recommended that Lots 5, 6 and 7, Block 35, Section K, recently purchased by the city from Mr. Warren Lehman, be paved and that curbing and sidewalk aprons be installed to permit the parking of buses and other vehicles upon such lots. He suggested the possibility of installing off-street parking meters upon this site, after leaving sufficient area for storage space for six buses. Vice Mayor Hartnett suggested the possibility of developing the lot for parking, but reserving such parking spaces on a monthly rental basis for tenants of the bus terminal and adjoining buildings.

RESOLUTION NO. 3891

A RESOLUTION AUTHORIZING THE INSTALLATION OF NECESSARY PAVING AND CURBING FOR ESTABLISHMENT OF A PARKING SPACE ON LOTS 5, 6 AND 7, BLOCK 35, SECTION K.

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

1. That the City Manager is hereby authorized to arrange for the paving and the installation or curbing and sidewalk aprons, as necessary to provide storage space for six buses and to provide off-street parking space for other vehicles, on Lot 5, 6 and 7, Block 35, Section K, with the understanding that off-street parking meters are not to be installed upon such lots until full consideration has been given by the Commission of allocating the parking spaces on some monthly rental basis to tenants of the bus terminal and adjoining buildings.

2. That the sum of \$1800.00 is hereby appropriated from the reserve for capital improvements for the cost of such work above authorized.

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; Vice Mayor Hartnett. "Nays" - None.

On motion of Commissioner Neher, seconded by Commissioner Mayes and unanimously adopted, the City Attorney was directed to prepare a certificate or resolution of commendation to Mr. Robert Butler expressing appreciation of the city for his work in initiating and making possible the bus terminal building project.

There being no other business the meeting was adjourned.

ATTEST:

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

APPROVED

Fred B. Hartnett  
VICE-MAYOR Fred B. Hartnett



MINUTES OF REGULAR MEETING  
OF THE CITY COMMISSION  
DECEMBER 11, 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, December 11, 1951, pursuant to the provisions of Resolution No. 3863, passed and adopted November 6, 1951, Mayor Hendrick in the Chair; Commissioners Mayes, Neher and Phillips present. Absent: Commissioner Hartnett.

Minutes of the regular meeting of November 20, 1951 were approved as read.

Dr. Jay Pearson, Vice President of the University of Miami, and Mr. Watson and Mr. Deutschman of the University, appeared before the Commission to discuss and explain the proposed administration building planned to be built upon the main campus of the University. He explained that the main portion of the building would consist of three floors, but that one wing of the building was planned to be seven stories high. It was declared that the entire building would be of fireproof AAA construction, and that no facilities other than the offices for faculty members would be placed upon the fourth or higher floors. It was also declared that there would be two stairways to the seven story portion of the building, both enclosed in fire towers, and that adequate facilities such as standpipes or pumping facilities would be provided for additional protection. Approval was asked for permission to construct the building seven stories high, and a statement of the Commission's attitude toward permitting a flat roof upon the construction was asked.

The Commission indicated its willingness to approve a flat roof whenever such matter was brought formally before them.

The following resolution was presented and read:

RESOLUTION NO. 3892

A RESOLUTION GRANTING PERMISSION TO THE UNIVERSITY OF MIAMI TO CONSTRUCT AN ADMINISTRATION BUILDING WITH A HEIGHT OF SEVEN STORIES.

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

That the University of Miami is hereby granted permission to construct an administration building upon the main campus of the University having one wing seven stories high, provided that such building be of AAA construction and that adequate safeguards be provided for fire protection, to the satisfaction of 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; Mayor Hendrick. "Nays" - None.



Commissioner Hartnett entered the meeting at this point.

The Director of Public Safety discussed with the Commission the recent attempt to bomb the Jewish Center on Avenue Palermo, and advised the Commission that extra police protection was being afforded to that site and to the Jewish Center on Avenue Zamora.

Mr. Peter Knowles, Secretary of the Chamber of Commerce, advised the Commission that the Chamber would like to lease the Chamber of Commerce building for a rental of one dollar per year, with the Chamber of Commerce assuming the responsibility of maintenance. The City Attorney was directed to prepare such a lease. Mr. Knowles also requested permission to close in the public toilet rooms in the building and to remove the fixtures therefrom so that more storage room could be created. The Commission saw no objection to such action.

Mr. Knowles then discussed with the Commission the Junior Orange Bowl Parade, scheduled to be held in Coral Gables on December 29th. He advised that the parade was expected to contain nine bands and approximately forty floats, and up to 2500 young people. He advised that the event would receive national coast to coast television and radio publicity. Mr. Knowles requested permission of the Commission to set up a reviewing stand in the City Hall patio and to set up bleachers on Biltmore Way across from the City Hall, and to charge admission to the bleacher seats to meet the cost of erecting and removing the bleachers and reviewing stand.

The following resolution was presented and read:

RESOLUTION NO. 3893

A RESOLUTION AUTHORIZING THE ERECTION OF  
REVIEWING STAND AND BLEACHERS BY CITY  
FORCES.

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

1. That permission is hereby granted to the Chamber of Commerce to have erected in the City Hall patio a reviewing stand for the Junior Orange Bowl Parade, to be held in Coral Gables on December 29, 1951, and to set up bleachers for the public on Biltmore Way across from the City Hall, on condition that the Chamber of Commerce secure public liability insurance to cover such bleachers to limits of \$100,000/500,000.
2. That the City Manager is hereby authorized to use city forces in the building and erecting of the reviewing stand and bleachers.
3. That the charging of admission to the bleacher seats is hereby approved, at a rate to be decided upon by the Chamber of Commerce and City Manager with the understanding that the proceeds therefrom will be used to reimburse the city and to meet insurance and other costs involved in erecting and removing the reviewing stand and bleachers.



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.

Mrs. Shields and Miss Beaton requested the Commission to advise them when the city planned to proceed with building the library addition. The City Manager advised that over a period of three years an appropriation reserve in the sum of \$8,700 had been created, but that the cost of the proposed addition would probably exceed this amount by about \$5,000, and that no reserve had been created to cover this excess.

The following resolution was presented and read:

RESOLUTION NO. 3894

A RESOLUTION DIRECTING THE CALLING OF BIDS  
FOR THE LIBRARY ADDITION.

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

That the City Manager is hereby authorized and instructed to advertise for bids for the proposed addition to the public library on the Coral Gables Woman's Club property.

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 matter of the appeal of Post 5718, V.F.W. from the decision of the Zoning Board of Appeals, made at its meeting November 26, 1951, disapproving a request for an exception to permit construction of a building upon Lots 30 to 33 inclusive, Block 6, Crafts Section, containing 360 cubic feet per front foot instead of 750 feet per front foot as required, was discussed, and on motion of Commissioner Hartnett, seconded by Commissioner Mayes and unanimously passed. the matter was referred back to the Zoning Board for further consideration.

The meeting was then turned over to the consideration of bids for trucks with enclosed garbage trash bodies, received by the City Manager November 27, 1951 pursuant to advertisement for bids therefor. The City Manager advised that 6 bidders had submitted proposals, covering 15-yard, 18-yard and 20-yard capacity bodies. He further advised that the low bid for a 20-yard body was \$10,350, for a Leach body mounted upon a Reo E-23-RL chassis, and that the low bid for an 18-yard body was \$8,530.92, for a Garwood body mounted upon a Reo F-22-SL chassis. He recommended the purchase of the 20-yard body, upon the ground that it was the most advantageous bid to the city. He and Mr. Pittman



declared that they believed that more garbage and trash could be handled, with the same labor crew, with a 20-yard body than with an 18-yard body, thus reducing unit collection cost.

Mr. Tom Wood, representing Gaynon Iron Works Inc., Miami, the distributors for Garwood bodies, alleged that their 18-yard body could handle more trash and garbage than the 20-yard Leach body. Mr. H. J. Midgette, representing the Florida-Georgia Tractor Co. of Miami, distributor for Leach bodies, challenged this allegation. Both representatives then agreed to place their loadpackers with the city for a 30-day free trial, with the agreement that the city, at the end of such 30 days, would purchase the equipment deemed by it to be the most satisfactory, and would return the other packer truck to the distributor, without further obligation. The following resolution was then presented and read:

RESOLUTION NO. 3895

A RESOLUTION AUTHORIZING THE PURCHASE OF A  
LOADPACKER TRUCK AFTER A 30-DAY TEST PERIOD  
AND ON CONDITIONS SPECIFIED THEREIN.

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

1. That the offer of the distributors of Garwood and Leach loadpacker garbage and trash bodies, to furnish to the city for a 30-day free trial, an 18-yard Garwood and a 20-yard Leach loadpacker body, each mounted upon a Reo chassis, with the understanding that at the end of said trial period the city shall have the right to purchase, at the bid price, the equipment deemed by the City Manager, the Superintendent of Wastes Department and Superintendent of Garage to be the most satisfactory to the city, and to return the equipment not purchased to the distributor without further obligation, on condition that satisfactory agreements in writing, to be approved by the City Attorney, be received from the distributors embodying the above offers and obligations of the city in respect thereto, before acceptance of the equipment for trial.

2. That the City Manager is hereby authorized and directed, at the end of such trial period above recited, to purchase for the city the loadpacker garbage and trash truck deemed by him, the Superintendent of Wastes Department and Superintendent of Garage, to be most satisfactory and advantageous to the city.

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. William C. Haines and William Tschumy appeared before the Commission concerning the request of Mr. Haines to erect an orchid house, constructed principally of steel frame and glass, on Lots 20 to 24, Block 17, Crafts Section. This exception had been approved by the Zoning Board at its meeting November 13, and considered and deferred at the regular Commission meeting November 20. After



discussion no action was taken to approve the recommendation of the Zoning Board to permit such building.

The proposed ordinance regulating owner-builders adopted on first reading on November 20, was considered and action thereon deferred.

The following resolution was presented and read:

RESOLUTION NO. 3896

A RESOLUTION AUTHORIZING EXCEPTIONS  
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 exceptions to the provisions of Ordinance No. 271, having been recommended by the Zoning Board of Appeals at its regular meetings November 26 and December 10, 1951, be and the same hereby are granted:

1. Permit construction of Canterbury House on the University of Miami campus with a low pitch built-up roof with no parapet, per plans submitted.
2. Permit 23 foot 1 inch setback from Riviera Drive at one point of the building, for a residence to be constructed on Lots 1, 2 and 3, Block 107, Riviera Section.
3. Permit facing of residence on Lot 1, Block 2, Granada Section, west on Avenue Santiago instead of south on Avenue Mariana.
4. Permit erection of a small animal clinic with no boarding facilities, on Lots 67 and 68, Block 17, Industrial Section, said building to have no parapet at front and rear and to contain 387 cubic feet per front foot instead of 400 cubic feet per front foot as now zoned, subject to approval of the plans by the Board of Supervising Architects.
5. Permit sealing of vertical and horizontal joints between thick butt gray cement shingle roof tile with cement, and waterproofing of tile roof with pure white waterproofing, on residence on Lots 22 and 23, Block 23, Country Club Section 2.
6. Permit 5 foot setback on north property line for building to be constructed on Lots 17 and 18, Block 129, Riviera Section.
7. Permit facing of residence south on Avenue Alfonso instead of east on Cellini Street, on Lots 14 and 15, Block 249, Riviera Section.

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, Neher and Phillips; Mayor Hendrick. "Nays" - None.

An ordinance regulating fishing in the Coral Gables waterways, which had been adopted on first reading November 7, 1950, was then discussed and certain amendments thereto were proposed.

The following resolution was presented and read:



## RESOLUTION NO. 3897

A RESOLUTION AMENDING PROPOSED ORDINANCE  
REGULATING FISHING IN CORAL GABLES WATERWAYS.

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

That the form ordinance regulating fishing in the  
Coral Gables waterways as read upon first reading and  
passed at the meeting November 7, 1950 be and the same  
hereby is amended so that the title thereof shall read:

"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 REPEAL-  
ING ALL LAWS IN CONFLICT HEREWITH."

and by amending Section 4 (f) to show that the 500 foot  
distance therein described shall be measured "as a radial  
distance from the place where the fishing is done - - -"  
instead of "in a straight line from the place where the  
fishing is done - - -".

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 Handrick. "Nays" - None.

Thereupon the amended

## ORDINANCE NO. 723

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 REPEAL-  
ING ALL LAWS IN CONFLICT HEREWITH.

which was read and adopted on first reading November 7, 1950, was read again, as  
amended. 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. 723.

## ORDINANCE NO. 724

AN ORDINANCE REPEALING SECTION 7-A OF  
ORDINANCE NO. 271, KNOWN AS THE "ZONING  
ORDINANCE", SUCH SECTION 7-A BEING AS  
ADDED AND AMENDED BY ORDINANCES NOS. 467,  
517 AND 647; AND REPEALING SAID ORDINANCES  
NOS. 467, 517 AND 647.

which was read and adopted on first reading November 20, 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. 724.

The following resolution was presented and read:

RESOLUTION NO. 3898

A RESOLUTION FIXING THE DATE OF THE FIRST COMMISSION MEETING IN JANUARY, 1952.

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

That inasmuch as the first regular meeting date of the Commission in January, 1952 falls upon New Year's Day, the date of the first regular meeting of the Commission to be held in January, 1952 is hereby fixed as 8 o'clock P.M., Thursday, January 3, 1952.

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 Handrick. "Nays" - None.

The City Clerk noted the receipt from the Board of Commissioners of Dade County of their Resolution No. 4620 of November 20 urging all political subdivisions along U. S. Highway No. 1 between Jacksonville and Miami to study further the proposed turnpike highway and to re-examine their objections, if any, to such a highway.

The following ordinance was presented and read:

ORDINANCE NO. 725

AN ORDINANCE DEALING WITH EXPLOSIVES IN THE CITY OF CORAL GABLES, FLORIDA; MAKING IT UNLAWFUL FOR ANY PERSON, FIRM OR CORPORATION TO HAVE POSSESSION OF, BUY, SELL, GIVE AWAY OR OTHERWISE DISPOSE OF EXPLOSIVES WITHOUT A PERMIT FROM THE DIRECTOR OF PUBLIC SAFETY OF THE CITY OF CORAL GABLES, FLORIDA; REQUIRING ALL PERSONS, FIRMS OR CORPORATIONS SELLING, GIVING AWAY OR OTHERWISE HANDLING EXPLOSIVES TO KEEP RECORDS; DEFINING EXPLOSIVES; DEFINING LAWFUL AND UNLAWFUL POSSESSION OF EXPLOSIVES; PROVIDING FOR PENALTY; REPEALING ALL LAWS AND ORDINANCES OR PARTS THEREOF IN CONFLICT OR INCONSISTENT HEREWITH: DECLARING THIS ORDINANCE TO BE AN EMERGENCY MEASURE.

*use ✓*

Motion was made by Commissioner Phillips, 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, Mayes, Neher and Phillips; Mayor Hendrick. "Nays" - None.

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Thereupon the ordinance 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, Hartnett, Neher and Phillips; Mayor Hendrick. "Nays" - None.

Thereupon Mayor Hendrick declared the ordinance passed and adopted and ordered its publication as Ordinance No. 725.

The City Manager stated that he had received a proposal from the Alfred Destin Co. agreeing to furnish all the cement and ready-mixed concrete that the city needed during the next six-month's period at a fixed maximum price, but not to exceed the market price at any time. The Commission approved such an offer and directed the City Manager to accept it.

The following resolution was presented and read:

RESOLUTION NO. 3899

A RESOLUTION AUTHORIZING PURCHASE OF  
BUILDING EQUIPMENT AT THE NEW BUS TERMINAL.

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

That the City Manager is hereby authorized and directed to purchase aluminum storm shutters for the windows and door openings on the concourse side of the new bus terminal, at a cost not to exceed \$550, and the necessary amount therefor is hereby appropriated from the Reserve for Capital Improvements.

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 recommended to the Commission that to stop unauthorized and dangerous foot traffic across bus lanes a pipe railing similar to that at the bus stalls be installed along the outside edge of the sidewalk at the east end of the bus terminal concourse, and that a similar barrier consisting of possibly posts and chain be placed along the inside edge of the sidewalk on the planting strips. He estimated that the cost of both such barriers would not exceed \$1,145. The Commission suggested that the matter be referred to the Board of Architects for their recommendation as to whether pipes, chains, or hedges should be placed at such locations.

The City Manager requested a policy as to the sale of tickets or merchandise and the distribution of literature at the new bus terminal. The Commission directed that no sales of tickets or merchandise and no distribution or placing of printed material at the terminal should be permitted.

The following resolution was presented and read:



## RESOLUTION NO. 3900

A RESOLUTION AUTHORIZING PAYMENT OF  
ARCHITECT'S FEES TO MR. RAY R. GAUGER.

WHEREAS, Mr. Ray R. Gauger, the architect retained for the construction of the municipal bus terminal, by the terms of his contract with the city is to be paid a fee of 5 percent of the construction cost of the terminal for preparation of plans and specifications, and a fee of 2 percent of the construction cost of the terminal for supervision during construction, and is to be paid a further fee of \$2500 for additional plans and specifications prepared by him; and

WHEREAS, Mr. Gauger has as of this date been paid the 5 percent fee based upon the contract bid price of \$270,850; has been paid the additional fee of \$2500 and has been paid 90 percent of the fee of 2 percent of the contract price of \$270,850 for supervision; and

WHEREAS, Mr. Gauger has presented an additional bill for the remaining 10 percent of his 2 percent supervision fee, and the payment of such fee will result in payment in full of all fees due Mr. Gauger for his services in connection with the construction of the municipal bus terminal;

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

That the payment to Mr. Ray R. Gauger of \$541.70, being the balance due upon all fees due him in connection with the construction of the municipal bus terminal, is hereby authorized and directed.

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. 3901

A RESOLUTION AUTHORIZING THE CLOSING OF  
CITY HALL.

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

That City Hall will be closed all day December 24 and 31, 1951.

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 matter of construction of sidewalks along Grand Avenue within the city limits of Coral Gables was discussed. The City Manager advised that there was some question of property right-of-ways because of buildings extending into the area where sidewalks should be built, and advised that efforts were being made to receive voluntary grants of necessary right-of-ways for sidewalks. It was pointed out that property owners in the area wanted the city to agree to construction of sidewalks by special assessment, if necessary right-of-ways



could be obtained by them. The Commission expressed its willingness to construct sidewalks by special assessments if the right-of-ways could be obtained, and directed the City Manager to proceed to place the sidewalks if possible so that a 70 foot street right-of-way secured.

Superintendent of Public Works Robinson advised that he had received requests for sale of Christmas trees from open lots. He stated that in past holiday seasons the sale of Christmas trees had been permitted from open lots only if the lot immediately adjoined the building in which the seller's business was carried on. The Commission approved such policy and directed that it be followed in the future.

The Commission agreed to meet in special meeting at 7:00 o'clock P.M., Tuesday, January 8, to discuss the request of the Police and Fire Departments for compensatory time off and other advantages, and to consider the matter of hiring of a recreational director.

Mayor Hendrick advised that he received a letter from Associate Municipal Judge Pallot, resigning from the position as Associate Municipal Judge as of December 31, 1951.

The following resolution was presented and read:

RESOLUTION NO. 3902

A RESOLUTION ACCEPTING THE RESIGNATION OF WILLIAM PALLOT AS ASSOCIATE JUDGE OF THE MUNICIPAL COURT, AND EXPRESSING APPRECIATION FOR HIS SERVICES THEREIN.

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

That the resignation of William Pallot as Associate Judge of the Municipal Court, effective as of December 31, 1951, is hereby accepted.

BE IT FURTHER RESOLVED that the Commission hereby expresses to Mr. William Pallot its appreciation for his able and conscientious service as Associate Judge of the Municipal Court of Coral Gables.

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, Neher and Phillips; Mayor Hendrick. "Nays" - None.

The following resolution was presented and read:

RESOLUTION NO. 3903

A RESOLUTION APPOINTING MR. JOHN G. THOMAS AS ASSOCIATE JUDGE OF THE MUNICIPAL COURT.

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



That Mr. John G. Thomas be and he hereby is appointed as Associate Judge of the Municipal Court of the City of Coral Gables, for a term of one year beginning January 1, 1952.

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. 3904

A RESOLUTION APPOINTING MR. W. KEITH PHILLIPS AS CITY REPRESENTATIVE ON THE DADE COUNTY DEFENSE COUNCIL.

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

That Mr. W. Keith Phillips be and hereby is appointed as representative of this city upon the Dade County Defense Council.

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. Commissioner Phillips not voting.

The following ordinance was presented and read:

ORDINANCE

AN ORDINANCE AMENDING CHAPTER 6 OF ORDINANCE NO. 666 OF THE CITY OF CORAL GABLES, KNOWN AS THE "POLICE AND TRAFFIC CODE"; ESTABLISHING A BUREAU OF FIRE PREVENTION AND PRESCRIBING REGULATIONS FOR FIRE PREVENTION AND LIFE SAFETY IN CONNECTION WITH HAZARDOUS MATERIALS AND PROCESSES WITHIN THE CITY OF CORAL GABLES; PROVIDING FOR SEPARABILITY OF PROVISIONS HEREOF; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH.

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, 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

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MINUTES OF REGULAR MEETING  
OF THE CITY COMMISSION  
DECEMBER 18, 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, December 18, 1951. Mayor Hendrick in the Chair; Commissioners Mayes, Neher and Phillips present. Commissioner Hartnett absent.

Me. E. L. Cotton, Jr. and Mr. Inman Padgett appeared before the Commission to inquire of the Commissioners their attitude on vacating the alley lying between Lots 9 to 18, inclusive and Lots 19 to 21, inclusive, Block 197, Riviera Section, provided that an alternate alley outlet be provided and dedicated over the northeasterly 25 feet of Lot 22 to Avenue Madruga. The Commission indicated its willingness to vacate such alley providing that the land be put to the specific use as a restaurant as now planned, and providing that the building facilities to be built thereon meet the approval of the Board of Architects and the Building Department, and that the necessary utility easements are obtained.

The meeting was then turned over to public hearings upon confirmation of the preliminary assessment rolls in Local Improvements H-80 and A-14.

RESOLUTION NO. 3905

A RESOLUTION CONFIRMING THE PRELIMINARY  
ASSESSMENT ROLL IN LOCAL IMPROVEMENT A-14.

WHEREAS the Commission of the City of Coral Gables met at 8 o'clock P.M., December 18, 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-14, 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-14 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.

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



Total cost	\$1,001.01	Apportioned to abutting
Apportioned to City	<u>-0-</u>	lots and parcels, per
Apportioned to		lineal front foot: \$.9781
abutting property	\$1,001.01	

be and the same hereby is confirmed.

4. That each and every assessment described herein shall become due and payable February 1, 1952, 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, 1952 and 1953, provided that the owner thereof shall file with the City Manager, on or before February 1, 1952, 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 February 1, 1952.

5. That the Director of Finance is hereby authorized to transfer the necessary amount to pay the cost of Local Improvement A-14 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 the 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 Mayes, seconded by Commissioner Phillips. Resolution was adopted by the following roll call:  
 "Yeas" - Commissioners Mayes, Neher and Phillips; Mayor Hendrick. "Nays" -  
 None.

#### RESOLUTION NO. 3906

#### A RESOLUTION CONFIRMING THE PRELIMINARY ASSESSMENT ROLL IN LOCAL IMPROVEMENT H-80.

WHEREAS, the Commission of the City of Coral Gables met at 8 o'clock P.M., December 18, 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-80, 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-80 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	\$25,397.19	Apportioned to abutting
Apportioned to City	<u>6,866.39</u>	lots and parcels, per
Apportioned to		lineal front foot: \$ .932
abutting property	\$18,530.80	

be and the same hereby is confirmed.

4. That each and every assessment described herein shall become due and payable February 1, 1952, 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 1952, 1953 and 1954, provided that the owner thereof shall file with the City Manager, on or before February 1, 1952, 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 February 1, 1952.

5. That the Director of Finance is hereby authorized to transfer the necessary amount to pay the cost of Local Improvement H-80 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 \$6,866.39 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 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 Phillips. Resolution was adopted by the following roll call: "Yeas" - Commissioners Mayes, Neher and Phillips; Mayor Hendrick. "Nays" - None.

The City Clerk inquired of the Commission as to whether or not it wished to insure the library books and fixtures, since the recent contract signed between the city and the Woman's Club definitely fixed title to the books and fixtures in the city. The City Clerk was directed to investigate the cost of fire and extended coverage insurance, and to place a binder upon the books and fixtures pending final determination of the question. He was instructed to secure such binder and insurance through the company which now



carries insurance upon the building and the remainder of the contents, secured by the Woman's Club.

RESOLUTION NO. 3907

A RESOLUTION FINDING AND DETERMINING THAT CERTAIN DESCRIBED PROPERTY IS IN SUCH CONDITION AS TO VIOLATE THE PROVISIONS OF ORDINANCE NO. 729, AND DIRECTING THAT ACTION BE TAKEN TO REMEDY SUCH CONDITIONS.

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

1. That this Commission does hereby find and determine that the lots, parcels and tracts of land described below are in such condition as to be in violation of the provisions of Ordinance No. 729, and that the estimated cost of clearing such lots, parcels and tracts of land, or of otherwise remedying such conditions, are as follows:

<u>Description</u>	<u>Estimated Cost</u>
Lots 2, 3 & W. 31' of Lot 4 Block 27, Section B	\$ 140.00
Lot 7, Block 10, Section C	60.00
Lot 8, Block 10, Section C	60.00
Lot 9, Block 10, Section C	60.00
Lots 1-4 & 43-46, Block 24, Coconut Grove Section	240.00
Lots 41 & 42, Block 27, Coconut Grove Section	110.00
Lot 22, Block 27, Country Club Section #2	125.00
Lots 3 thru 7, Block 36, Crafts Section	200.00
Lots 6, 7 & 8, Block 12, Douglas Section	125.00
Lot 12, Block 13, Douglas Section	65.00
Lots 29, 30, 31, Block 20, Flagler Section	75.00
Lots 32 & 33, Block 20, Flagler Section	55.00
Lot 11, Block 47, Granada Section	60.00
Lot 22, Block 3, Coral Groves Section	50.00
Lot 16, Block 38, Section B	50.00



Lots 1 & 2, Block 21, Biltmore Section	100.00
Lots 3 & 4, Block 21, Biltmore Section	100.00
Lots 21 & 22, Block 21, Biltmore Section	100.00
Lot 9, Block 16, Section A	55.00
Lot 1, Block 5, Section A	100.00
Lot 2, Block 5, Section A	70.00
Lots 3 & 4, Block 5, Section A	<u>140.00</u>
	\$ 2,140.00

2. That the City Manager is hereby directed to serve notice upon the owner or owners of such lands to comply with the requirements of Ordinance No. 729 within 15 days after the service of such notice.

3. That upon the failure or refusal of the owner or owners of such lots, parcels and tracts of land to clear such lands or to otherwise remedy the conditions thereof which are in violation of said ordinance, within 15 days after the service of such notice, the City Manager is hereby authorized and directed to proceed to have such conditions remedied, and the cost thereof shall be and become a lien against such property.

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. "Nays" - None.

#### RESOLUTION NO. 3908

A RESOLUTION APPROPRIATING FUNDS FOR REPLACEMENT OF TREES AND SHRUBBERY DESTROYED BY HURRICANE.

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

1. That the sum of \$15,000.00 is hereby appropriated from the Reserve Fund - Hurricane Expense, for replacement of trees and shrubbery destroyed by hurricanes since 1946.

2. That the City Manager is hereby authorized and directed to proceed with such replacement program to the extent of funds appropriated, by contract or by city forces or by a combination of both methods.

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. "Nays" - None.

Superintendent of Public Works Robinson reported that the Board of Architects had studied the question of placing pipe or chain barriers or hedges



along the sidewalks at the bus terminal, and had recommended that a pipe railing, similar to that on the concourse bus stalls, be placed on the outside edge of the sidewalk at the east end of the concourse, and that an orange jasmine hedge be planted along the inside of the sidewalk on the parkway strips.

RESOLUTION NO. 3909

A RESOLUTION AUTHORIZING EXPENDITURES  
AT THE BUS TERMINAL.

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

1. That for the greater safety of pedestrian travel, and to prevent pedestrians from crossing bus lanes, the sum of not to exceed \$1150.00 is hereby appropriated from the Reserve for Capital Improvements for the purpose of installation of a pipe railing, similar to that used at the bus stalls, along the outside of the sidewalk at the east end of the bus terminal concourse, and for the planting of an orange jasmine hedge on the inside of the sidewalk upon the parkway strips at the bus terminal.

2. That the City Manager is hereby authorized and directed to proceed with such installation by contract or by city forces or by a combination of both methods.

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.

The City Clerk advised the Commission that at an election held December 17, employee participants in the city pension fund had elected Mr. Chester E. Smith as an employee member of the Board of Trustees of the pension fund for a five year term beginning January 1, 1952.

RESOLUTION NO. 3910

A RESOLUTION AUTHORIZING PAYMENT OF  
BROKER'S COMMISSION.

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

1. That the sum of \$183.94 be and the same is hereby appropriated from the Reserve for Capital Improvements for the payment of broker fees to Mr. L. S. Edwards, for rental of terminal space occupied by Tamiami Travel Service, Inc., such amount being at the regular Coral Gables Board of Realtors commission rate of 5% on the minimum guaranteed rental for the first lease year ending September 30, 1952.

2. That the proper city officers are hereby



authorized and directed to make the proper payments upon such broker's fee from year to year in the future in accordance with accepted schedule of the Coral Gables Board of Realtors in effect as of the date of the lease.

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

In discussing possible tenants for the remaining unleased portions of the terminal, the Commission directed the City Manager to screen all applicants through the Terminal Rental Committee as in the past.

The City Manager presented a letter from Mr. John Bird, former representative of the Michaels Art Bronze Company, in which Mr. Bird advised that he had commissions totaling \$3991.12 due him in connection with the present purchase orders by the city ordering parking meters. Some of such meters have not been delivered, and the majority of such meters received are being paid for on a contract basis out of receipts. Mr. Bird offered to assign to the city his rights to the commission for the amount of \$2900.00, which, if the sale were completed according to the purchase order would save the city \$1091.12. Before accepting such offer the Commission directed the City Manager to ascertain from Michaels Art Bronze Company if that company would accept an assignment to the city from Mr. Bird of his future commissions, and if such commissions would be credited by the company against the cost of meters already delivered.

The Mayor presented a letter from the University of Miami requesting financial assistance from the city in furnishing room and board to two Cuban exchange students in the coming summer school session. No action was taken.

The City Manager was requested to thoroughly analyze the qualifications of all applicants for the position of Recreational Director, and at the meeting of January 3, 1952 to make a recommendation to the Commission of the three applicants whom he considered to be best qualified.

The Mayor and City Manager were authorized to reserve seats for the Junior Orange Bowl parade for all County Commissioners, for the Mayors and Commissioners of Miami and Miami Beach and for the Mayors of all other municipalities.

The following resolution was presented and read:



## RESOLUTION NO. 3911

BE IT RESOLVED that the City Commission of the City of Coral Gables, Florida, speaking for itself and its citizens and taxpayers, express to the Honorable Robert Butler its, and their, sincere thanks and appreciation for the large part which he played in bringing into existence the beautiful, modern and long needed Municipal Bus Terminal; that a certified copy of this Resolution, signed by the Mayor, attested by the City Clerk, with the Municipal Seal affixed, be sent Mr. Butler, and the original spread upon the permanent records of the city.

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.

The following resolution was presented and read:

## RESOLUTION NO. 3912

BE IT RESOLVED that the City Commission of the City of Coral Gables, Florida, express its appreciation for the more than 17 years of loyal and able service in its behalf, by Clinton Allred, who from July 6, 1934 to December 7, 1951 was a valued and efficient member of the Fire Department of the City of Coral Gables, Florida; that this Resolution be spread upon the public records of the city and that a true and correct copy, signed by the Mayor and attested by the City Clerk, with the Municipal Seal affixed thereto, be sent to Mrs. Allred.

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; Mayor Hendrick. "Nays" -

None.

The following resolution was presented and read:

## RESOLUTION NO. 3913

BE IT RESOLVED that the City Commission of the City of Coral Gables, Florida express its appreciation for the loyal and able service in its behalf by Thomas E. Faison, who from February 15, 1927 to September 26, 1951 was a valued and efficient member of the Fire Department of the City of Coral Gables and at the time of his death held the important rank of Lieutenant of the Department; that this Resolution be spread upon the Public Records of the city and that a true and correct copy, signed by the Mayor and attested by the City Clerk, with the Municipal Seal affixed thereto, be sent to Mrs. Faison.

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

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

The following resolution was presented and read.



RESOLUTION NO. 3914

BE IT RESOLVED that the City Commission of the City of Coral Gables, Florida does hereby express its appreciation for, and in behalf, of the City to the family of the Honorable Louis F. Snedigar for his devoted, able and distinguished service in behalf of his own city, the City of Miami Beach, Florida as Councilman and as Mayor, and to the people of all of Dade County, as a member of its Board of County Commissioners; that the City Commission express its feeling of great loss at his passing and that this Resolution be spread upon the books of record of the city, a certified copy under the hand of the Mayor, with the Municipal Seal affixed be sent to Mrs. Snedigar.

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. "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 REGULAR MEETING  
OF THE CITY COMMISSION  
JANUARY 3, 1952

The Commission of the City of Coral Gables convened in regular session at the City Hall at 8:00 P.M., Thursday, January 3, 1952, pursuant to provisions of Resolution No. 3898 passed and adopted December 11, 1951. Mayor Hendrick in the Chair; Commissioners Hartnett, Mayes, Neher and Phillips present. Absent: None.

The meeting was turned over to a public hearing upon the acceptance of paving work in Local Improvement A-16. No objections were presented as to the work.

The following resolution was presented and read:

RESOLUTION NO. 3915

A RESOLUTION ACCEPTING CONSTRUCTION WORK  
IN LOCAL IMPROVEMENT A-16.

WHEREAS, by Resolution No. 3816, passed and adopted August 21, 1951, the Commission ordered Local Improvement A-16, and by Resolution No. 3825, passed and adopted September 4, 1951, 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 such 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-16 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 Neher. Resolution was adopted by the following roll call:  
"Yeas" - Commissioners Hartnett, Mayes, Neher and Phillips; Mayor Hendrick.  
"Nays" - None.

Mr. H. George Fink, Chairman of the Board of Supervising Architects, appeared before the Commission to make the following recommendations:

1. That all accessory buildings or rooms, including those used in connection with swimming pools, must be an integral portion of the main house or building, except that a separate building for use in connection with



swimming pools will be permitted if the total property area consists of a minimum of 100,000 square feet.

2. That owner-builders be permitted to build one house per year without restrictions, and that such owner-builders be permitted to build more than one house per year only after taking and passing a proficiency examination for Sub-General Building Contractor, such classification being limited to construction of residences of one story only, with such owner-builders being then subject to occupational license ordinances and all other rules and regulations as applicable to contractors.

3. That no minimum height be fixed for commercial buildings, but that with each plan for a commercial building there be presented to the Board of Supervising Architects information concerning the height of parapets of adjoining buildings and any other architectural details of adjoining buildings having a bearing upon the design of the new building.

A long discussion was had with Mr. Fink concerning the operation of the Board of Supervising Architects. The Board was requested to consider some method of notifying architects and builders in the event of any general change of policy by the Board.

The City Manager reported that the current contract with the Sinclair Refining Co. for furnishing of gasoline to the city expires January 7, 1952, and stated that bids had been requested from gasoline companies for a new year's contract beginning January 8, 1952. He advised that bids had been 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.) Base Dec. 28 Market, Corrected to 60°
		House	Brand-Premium	
Aeroland Oil Co.	Tank Wagon	.13	.14	\$86,778.00
Atlantic Refining Co.	Tank Car	.126	.136	84,320.00
Gulf Oil Corporation	Transport	.126	.136	84,320.00
Orange State Oil Co.	Transport	.126	.136	84,320.00
Shell Oil Co.	Transport	.126	.137	84,520.00
Sinclair Refining Co.	Transport	.109	.119	77,180.00
Standard Oil Co.	Transport	.126	.136	84,320.00
Texas Co.	Transport	.126	.136	84,320.00

All bidders except Aeroland Oil Co. and Atlantic Refining Co. offer 1% discount on 10-day payment; all bids except Aeroland Oil Co. based upon cost on gallonage corrected to 60° Fahrenheit.

The City Manager explained that the bid of Sinclair Refining Co. was lower than the other companies inasmuch as it was based on December 28 tank-wagon posted price, which on that particular date, because of a local gasoline



war, was lower than transport or tank-car prices. He advised that several of the other companies had declared that their policy would be similar to the Sinclair Refining Co., and that the gasoline would be furnished under their contract at tank-wagon price if and whenever such price was lower than the transport or tank-car price.

Commissioner Hartnett suggested that the City Manager check with the remaining bidders to ascertain if all would follow such policy. Action upon acceptance of a bid for gasoline was deferred until the next meeting of the Commission, scheduled for January 8, 1952.

The City Attorney advised that he had received a letter from attorneys for Mr. William C. Haines requesting the specific reason for which Mr. Haines' request to erect an orchid house, constructed principally of steel frame and glass, upon Lots 20 to 24, Block 17, Crafts Section, had been refused. The Commission failed to approve the Zoning Board's recommendation for construction of such building, at the December 11, 1951 meeting. It was pointed out that the Commission declined to approve such structure on the ground that it violated Section 12(b) of the Zoning Ordinance requiring that all exterior walls of buildings be of masonry construction.

The following ordinance was presented and read:

#### ORD INANCE

AN ORDINANCE AMENDING ORDINANCE NO. 271, KNOWN AS THE "ZONING ORDINANCE" AS AMENDED, AS TO ZONING REQUIREMENTS OF LOT 17, BLOCK 1B, MCFARLANE HOMESTEAD; 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 Neher. Ordinance was adopted on first reading by the following roll call: "Yeas" - Commissioners Hartnett, Mayes, Neher and Phillips; Mayor Hendrick. "Nays" - None.

A requested exception to the Zoning Ordinance to construct a filling Station on Lots 14 to 17, Block 1B, McFarlan<sup>ANE</sup> Homestead, having a flat roof instead of a tile roof, and with no roof over the pump islands, was discussed, but action was deferred pending examination of the plans for the building.

The City Clerk advised that he had investigated the cost of placing fire and extended insurance upon the library books and fixtures, in accordance



with the Commission's directions at its meeting of December 18; that the cost of fire insurance upon the approximately 29,000 books in the library and approximately \$10,000 of fixtures, would amount to \$146.20 a year; and that extended coverage and windstorm insurance upon such items would cost \$477.36 per year. The Commission directed that no insurance be taken out, and that the city act as self-insurer in this field, as in the case of other city properties.

The City Manager advised the Commission that a public hearing was scheduled for January 15, 1952 before the Florida Railroad and Public Utilities Commission upon the application of the Railway Express Agency Inc. to increase rates. The Commission directed the City Manager to write to the Miami Traffic Association and to inquire if such association had any recommendations in respect to this application which should be followed to the interest of the city.

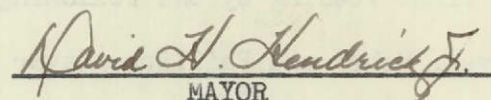
Payment of annual dues to the Florida League of Municipalities in the amount of \$400 was approved.

The City Manager advised that he had received numerous complaints from residents of the continuous nuisance caused by magazine solicitors. The City Attorney was directed to prepare an ordinance providing for regulation of all house to house solicitors, and requiring police examination of records of all persons engaged in such business.

The Commission directed the City Manager to write to the Board of Public Instruction of Dade County, requesting such Board to modernize the building and equipment of Ponce de Leon Junior High School, insofar as it is possible in the reconstruction of such building after the recent fire.

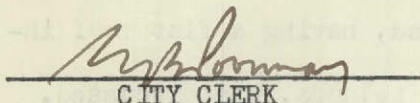
There being no other business the meeting was adjourned.

APPROVED:

  
MAYOR

David H. Hendrick, Jr.

ATTEST:

  
CITY CLERK

E. B. Poorman



MINUTES OF SPECIAL MEETING  
OF THE CITY COMMISSION  
JANUARY 8, 1952

The Commission of the City of Coral Gables convened in special session at the City Hall at 7:00 o'clock P.M., Tuesday, January 8, 1952, pursuant to call of such meeting at the regular meeting of the Commission held December 11, 1951. Mayor Hendrick in the Chair; Commissioners Hartnett, Neher and Phillips present. Absent: Commissioner Mayes.

The City Manager discussed with the Commission the bids for furnishing of city gasoline which had been received at the meeting of January 3, 1952. He advised that he had contacted all bidders and that all bidders would furnish city gasoline under the same terms and conditions, and same prices. Inasmuch as the ultimate cost of gasoline appears to be the same regardless of the supplier, the City Manager was authorized to purchase gasoline for the ensuing year from Aeroland Oil Co.

The Director of Finance discussed with the Commission the financial position of the city and the funds available for increases of personnel or other non-budgeted expenditures for the fiscal year 1951-1952.

The Commission then discussed with the Director of Public Safety his department's request that police officers be given compensatory time off for appearances in Municipal Court during off-duty hours, for time worked over scheduled work hours, and for legal holidays worked; and that a sick leave system be instituted among city employees.

Mr. Kimbrough advised that two additional police officers would be required to compensate for the time off allowed police officers if the above request is granted, and requested that six more officers be added to the Police Department and one additional patrol car be purchased. The cost of eight additional police officers and a patrol car would amount to \$12,505.89 to the end of the fiscal year, and \$23,735 for the fiscal year 1952-1953. The requests were taken under advisement.

The Commission then discussed the employment of a director of recreation for the city. The City Manager declared that Mr. John Stephens appeared to him to be the best qualified of the applicants who had contacted the city for the position, but felt that the Commission would like to give further consideration to applicants residing in the area.

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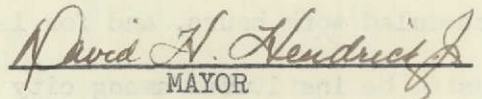
Representatives of the Coral Gables Youth Center were present at the meeting and declared that they approved the idea of a city director of recreation who could convey their program to the City Commission and who could coordinate their program with that of the other city recreational facilities. They asked that the proposed duties of the recreation director and his proposed relationship with the Youth Center be explained. Mayor Hendrick advised that the Commission believed a director of recreation could coordinate recreational activities of youths and adults within the city, and develop recreational facilities not now in existence. He emphasized that the idea was in the exploratory stage at the present time and that the full field of operations of a recreation director was not at present definitely defined.

The Commission then held a private discussion with each of the two applicants for the position who were present, John Noppenberg and William L. Matthews.

The City Attorney requested authority to settle three damage suits against the city, based upon bus accidents and pending since 1943. The Commission authorized him to make such a settlement up to the amount of \$600.

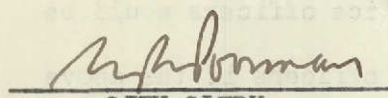
There being no other business the meeting was adjourned.

APPROVED:

  
MAYOR

David H. Hendrick, Jr.

ATTEST:

  
CITY CLERK  
E. B. Poorman



MINUTES OF REGULAR MEETING  
OF THE CITY COMMISSION  
JANUARY 15, 1952

The Commission of the City of Coral Gables convened in regular session at the City Hall at 8:00 P.M., Tuesday, January 15, 1952. Mayor Hendrick in the Chair; Commissioners Hartnett, Mayes, Neher and Phillips present. Absent - None.

Minutes of the regular meetings of December 11 and 18, 1951, and January 3, 1952, were approved as read.

The meeting was turned over to a public hearing upon the appeal from the decision of the Zoning Board of Appeals made at its meeting of December 26, 1951 disapproving a request for the construction of a church upon Lots 7 to 19 inclusive, Block 148, Country Club Section, Part 6.

Attorney Paul Brinson, Rev. W. Baxter Weant and other members of the congregation of the St. Mark's Lutheran Church, spoke for the appellant.

Attorney Hollis Rinehart and numerous owners of property in the immediate area spoke against the granting of the request.

The City Attorney advised the Commission that he knew of no case where a church was refused permission by the courts to be located in any R-1 district; that the burden was upon the Commission to find a reason to deny such application; that the only justification upon which the Commission could refuse to permit a church in any area would be that the location of the church would create an intolerable situation that could not be regulated; and that alleged depreciation of surrounding property was not material. At the conclusion of the discussion the following ordinance was presented and read:

ORDINANCE

AN ORDINANCE PERMITTING USE OF LOTS 7 TO 19 INCLUSIVE, BLOCK 148, COUNTRY CLUB SECTION PART 6, FOR CHURCH PURPOSES; 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; second by Commissioner Mayes. Ordinance was adopted on first reading by the following roll call: "Yeas" - Commissioners Hartnett, Mayes and Neher; Mayor Hendrick. "Nays" - None. Commissioner Phillips not voting.

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The meeting was then turned over to a hearing upon the appeal of S. C. Schonfield from the decision of the Zoning Board of Appeals made at its meeting December 26, 1951 disapproving plans for a dwelling to be constructed upon Lots 12 and 13, Block 97, Country Club Section, Part 5. Chairman H. George Fink of the Board of Supervising Architects explained that the instant plans were a combination of the plans of two other homes, and that the Board felt that a composite of the two designs did not blend together and were not desirable. After discussion it was suggested that the matter be worked out between the Board of Architects and Mr. Schonfield, and no further decision was made.

Tax Assessor T. C. Blount reviewed the accomplishments of his office since the Commission had agreed to grant him a leave of absence to run for a county office, and advised that he expected the 1952 assessment roll to exceed \$75,000,000.

Mr. Haines and Mr. E. L. Cotton appeared before the Commission concerning the request to erect a restaurant containing 400 cubic feet per front foot upon Block 197, Riviera Section. It was noted that the content of this building did not comply with present ordinances, but that it would comply with the zoning ordinance if the same were amended in accordance with present and pending recommendations of the Zoning Board. No decision upon the instant question was made, but the recommendations of the Zoning Board in this respect generally were discussed and the following ordinance was presented and read:

#### ORDINANCE

AN ORDINANCE AMENDING SECTION 18 OF  
ORDINANCE NO. 271, KNOWN AS THE "ZONING  
ORDINANCE" AS AMENDED, CONCERNING BUILD-  
ING CONTENT REQUIREMENTS PER FRONT FOOT  
OF BUILDINGS IN COMMERCIAL AND INDUSTRIAL  
AREAS.

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, Mayes, Neher and Phillips; Mayor Hendrick. "Nays" - None.

Mr. Mustakis of Transit Motor Ad Inc. of Miami appeared before the Commission to request consideration of the installation in Coral Gables buses of that company's moving picture advertising displays. He advised that the



company would secure the advertisements, would maintain and operate the machines, and would pay the city 20% of the gross revenue. He estimated that the income to the city therefrom would be approximately \$3000 per year. The matter was referred to the City Manager for study.

The City Attorney reported that the Circuit Court of Dade County had sustained an award against the city by the Florida Industrial Commission in the case of Mannon Williams v the City, and requested authority to appeal the decision to the Supreme Court. The following resolution was presented and read:

RESOLUTION NO. 3916

A RESOLUTION AUTHORIZING THE CITY ATTORNEY TO APPEAL WORKMEN'S COMPENSATION CLAIM TO THE SUPREME COURT.

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

That the City Attorney is hereby authorized and directed to file an appeal to the Florida Supreme Court from the ruling of the Dade County Circuit Court upholding the Workmen's Compensation claim of Mannon Williams against the city.

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, Neher and Phillips; 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 SO TO DO, UNLESS SUCH PERSONS HAVE APPLIED FOR AND RECEIVED A REGISTRATION CERTIFICATE FROM THE DIRECTOR OF PUBLIC SAFETY OF THE CITY OF CORAL GABLES; PRESCRIBING DETAILS OF THE APPLICATION AND THE ISSUANCE OF SUCH REGISTRATION CERTIFICATES BY SUCH DIRECTOR OF PUBLIC SAFETY; PROVIDING FOR A SEPARABILITY CLAUSE; PROVIDING PENALTIES FOR THE VIOLATION THEREOF; REPEALING ALL ORDINANCES IN CONFLICT HEREWITH.

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



The City Attorney advised that he had received numerous complaints concerning the activities being conducted at the Jewish Center on Avenue Zamora. He stated that the facts had indicated that the center was being used as a social center and not for church purposes, under which its construction was permitted under the zoning ordinance. The City Attorney was authorized to institute the necessary proceedings to abate any activities at the center which amounted to a nuisance.

The City Attorney discussed with the Commission the offer of Mr. John Gazlay, through his attorney E. F. P. Brigham, to the effect that Mr. Gazlay would sign a binding agreement to stop the keeping and use of horses at his riding academy on Avenue Giralda by December 31, 1952, such agreement to have the effect of a covenant running with the land and consenting to the entering of an injunction against him in the event of noncompliance, if the effective date of Ordinance No. 703 (prohibiting the keeping of horses at such location) would be extended to December 31, 1952.

The following resolution was presented and read:

RESOLUTION NO. 3917

A RESOLUTION AUTHORIZING ACCEPTANCE OF  
DESCRIBED AGREEMENT AND DIRECTING  
PREPARATION OF THE NECESSARY ORDINANCE  
TO EFFECT SUCH AGREEMENT.

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

That the City Attorney is hereby authorized and directed to prepare and secure from Mr. John Gazlay, or other appropriate parties, a contract effective as a covenant running with the land, wherein the keeping and use of horses at the Gazlay Riding Academy on Avenue Giralda would be ended by December 31, 1952; and upon obtaining such an agreement executed by the necessary parties the City Attorney is directed to prepare for presentation to the Commission the necessary ordinances or other actions required to postpone the effective date of Ordinance No. 703 to December 31, 1952.

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. 3918

A RESOLUTION AUTHORIZING EXCEPTIONS 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 exceptions to the provisions of Ordinance No. 271, having been recommended by the Zoning Board of Appeals at its regular meetings of December 26, 1951 and January 14, 1952, be and the same hereby are granted:

1. Permit construction of filling station on Lots 14 to 17, Block 1B, McFarlane Homestead, having a flat roof instead of tile roof, and with no roof over gasoline pump islands, subject to such plans being approved by the Board of Supervising Architects.
2. Permit the placing of a canvas car-porte extending to the west lot line on Lot 10, Block 5, Granada Section, provided that such car-porte shall not extend into the regular front setback.
3. Permit construction of residence on Lot 1, less the east 30 feet thereof, Block 34, Riviera Section, with a driveway entrance from Avenue Cadagua.
4. Permit construction of residences upon Lots 23 and 24, Block 68, Riviera Section; Lots 1, 2, 23 and 24, Block 76, Riviera Section; Lots 1, 2, 23 and 24, Block 77, Country Club Section Part 5; Lots 23 and 24, Block 78, Country Club Section Part 5; facing on the east and west avenues instead of Red Road as now zoned.

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.

A recommendation by the Zoning Board of Appeals for an amendment of Section 12 of the Zoning Ordinance providing that there shall be no duplication of elevation, floor plan or exterior architectural design in buildings in residential or apartment districts was taken under consideration but no action was taken.

#### ORDINANCE NO. 726

AN ORDINANCE AMENDING ORDINANCE NO. 271, KNOWN AS THE "ZONING ORDINANCE" AS AMENDED, AS TO ZONING REQUIREMENTS OF LOT 17, BLOCK 1B, MCFARLANE HOMESTEAD; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH.

which was read and adopted on first reading January 3, 1952, was read again in full. Motion for its adoption was made by Commissioner Neher, seconded by Commissioner Phillips 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. 726.

The City Manager advised that the Gaynon Iron Works Inc. of Miami had withdrawn their offer made at the December 11, 1951 meeting to furnish to the city, for a 30-day free trial, a Reo truck with an 18-yard Garwood loadpacker body, and requested authority to purchase the 20-yard Leach loadpacker body mounted upon a Reo chassis in accordance with the bid therefor made as described at the meeting December 11, 1951. Commissioner Hartnett questioned whether or not the city should purchase and use a



20-yard loadpacker body inasmuch as such size body had not been tried or tested in this area. Commissioner Neher declared that in her opinion there was too much difference in price between the 18 and 20-yard bodies to justify purchase of the latter.

The following resolution was presented and read:

RESOLUTION NO. 3919

A RESOLUTION AUTHORIZING THE PURCHASE OF EQUIPMENT DESCRIBED HEREIN.

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

1. The City Manager is hereby authorized and directed to purchase on behalf of the city, a 20-yard Leach loadpacker body mounted upon a Reo chassis at a price of \$10,250 as submitted and discussed at the regular Commission meeting December 11, 1951.

2. That Resolution No. 3895, passed and adopted December 11, 1951, be and the same hereby is rescinded insofar as it conflicts with the provisions of this resolution.

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. 3920

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

That the Commission of the City of Coral Gables, Florida, does hereby express its appreciation for the loyal and able service rendered to this city by L. E. Westerdahl as a member of the Athletic Commission of this city, and as an election official for many years; that the City Commission does hereby express its feeling of great loss at his passing, and directs that this resolution be spread upon the records of the city and that a certified copy thereof be sent to Mrs. Westerdahl.

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, Neher and Phillips; Mayor Hendrick. "Nays" - None.

The following resolution was presented and read:

RESOLUTION NO. 3921

A RESOLUTION APPOINTING MR. JOHN MONTGOMERY AS A MEMBER OF THE ATHLETIC COMMISSION.

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

That Mr. John Montgomery is hereby appointed as a member of the Coral Gables Athletic Commission to fill the



vacancy caused by the death of L. E. Westerdahl, and for a term ending June 30, 1952.

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 City Manager advised that the Miami Traffic Association intended to follow closely the pending application of the Railway Express Agency to raise its rates, and that the interests of the city would therefore be adequately represented.

The following resolution was presented and read:

RESOLUTION NO. 3922

A RESOLUTION AUTHORIZING PURCHASE OF BUILDING EQUIPMENT AT THE NEW BUS TERMINAL.

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

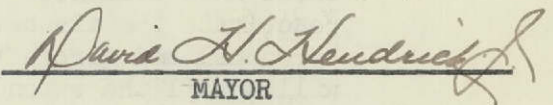
That the City Manager is hereby authorized and directed to purchase aluminum storm shutters for the window openings on the north side of the terminal, at a cost not to exceed \$270; and that the necessary amount is hereby appropriated from the Reserve for Capital Improvements.

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.

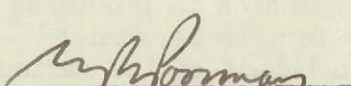
The City Manager suggested that the Commission plan a special meeting in the near future for the study and consideration of requests of various employees of the city for pay increases and other benefits.

There being no other business the meeting was adjourned.

APPROVED:

  
MAYOR  
David H. Hendrick, Jr.

ATTEST:

  
CITY CLERK  
E. B. Poorman

1-15-52

AIA427



MINUTES OF SPECIAL MEETING  
OF THE CITY COMMISSION  
FEBRUARY 2, 1952.

The Commission of the City of Coral Gables convened in special session at the City Hall at 9:00 o'clock A.M., Saturday, February 2, 1952. Mayor Hendrick in the Chair; Commissioners Hartnett, Mayes, Neher and Phillips present. Absent - None.

The City Manager advised that officials of the Coral Gables Youth Center had requested permission to erect a 7 foot high wooden picket fence around the dance floor at the youth center, such fence to be built in removable sections and to remain erected only during periods of time in which dances were held at the youth center. The matter was referred to the City Manager who was authorized to permit the erection of a wooden picket fence not to exceed 5 feet in height around the dance floor at the youth center, provided that such fence be erected and maintained only during evening hours and while dances were being conducted at the youth center.

The following resolution was presented and read:

RESOLUTION NO. 3923

RESOLUTION EXPRESSING DESIRE OF THE CITY OF CORAL GABLES, DADE COUNTY, FLORIDA, TO HAVE THE UNITED STATES AIR FORCES REACTIVATE AIRPORT KNOWN AS HOMESTEAD AIRPORT.

WHEREAS, The Board of County Commissioners of Dade County, Florida, own and control an airport formerly known as South Dade Airport, located near the City of Homestead, Florida, and now known as the Homestead Airport; and

WHEREAS, the United States Air Forces are showing an interest in reactivating the Homestead Air Base located in the southern part of Dade County, with the attendant expenditures of large sums of money for rehabilitation, expansion and providing the usual facilities for military and civilian personnel to be stationed at that airport; and

WHEREAS, the United States Air Forces, by their representatives, have had meetings with representatives of various municipalities and civic groups in Dade County, and all of said representatives have evidenced a desire to have the United States Air Forces reactivate the airport known as Homestead Airport and to station personnel and aircraft at said airport, which said reactivation will entail the expenditure of large sums of money with an attendant growth of the economic conditions of the entire surrounding area and will also require the cooperation of the communities, civic groups and governmental agencies in providing school, hospital and educational facilities for the personnel based at this airport and require efforts on behalf of the various municipalities and civic groups to encourage the providing of



housing units sufficient to accommodate the families of personnel stationed at said airport, and will require the efforts and expenditure of funds in relocation of roads and providing facilities to the said airport; and

WHEREAS, the Board of County Commissioners of Dade County, Florida, have expressed their willingness to cooperate in relocating roads and furnishing rights of way for ingress and egress which might be made necessary due to expansion and extension of the airport facilities;

NOW, THEREFORE, BE IT RESOLVED by the Commission of the City of Coral Gables, Dade County, Florida, that the recitations of fact and intention hereinbefore set out are hereby approved and authorized, and the Clerk of this body be and is hereby authorized to forward a copy of this resolution to A. B. Curry, Director of the Dade County Port Authority, for use and transmission to the Secretary of the United States Air Forces so that said representatives will know of the interest and desire of this body in having the airport known as Homestead Airport reactivated as a military base by the United States Air Forces.

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. 3924

A RESOLUTION GRANTING A COST OF LIVING ALLOWANCE TO CITY EMPLOYEES FOR THE BALANCE OF THE FISCAL YEAR 1951-1952, AND MAKING AN APPROPRIATION THEREFOR.

WHEREAS, since December 1, 1950, the date of the last cost of living allowance granted to city employees, the cost of living has increased 6% or more and it is fitting and proper that an adjustment in salaries and wages of city employees be made to compensate for such increased cost of living;

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

1. That a cost of living allowance equalling 6% of the present salaries or wages of each city employee, but not to exceed \$25 per month for any employee, is hereby granted to each city employee and added to each employee's scheduled salary or wage, such increase or allowance to be effective for all employees paid upon a weekly basis as of January 31, 1952, and to be effective as to all employees paid upon a semi-monthly basis as of February 1, 1952.

2. That such cost of living allowance or grant shall be effective until the close of the fiscal year 1951-1952; salaries or wages paid thereafter shall be as fixed in the budget and appropriation ordinance for the succeeding fiscal year.

3. That to meet the increased salary expenditures authorized hereby the Director of Finance is hereby authorized and



directed to transfer \$14,000 from the Reserve for Capital Improvements to the Current Fund; and the necessary amounts to meet the increased salary expenditures authorized hereby are hereby appropriated from said amount transferred and from other available unappropriated revenue of the city to the several affected salary accounts for the current fiscal year.

Motion for its adoptions 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.

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  
FEBRUARY 5, 1952

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 5, 1952. Mayor Hendrick in the Chair; Commissioners Hartnett, Mayes, Neher and Phillips present. Absent: none.

Minutes of the regular meeting of January 8 and of the special meeting of January 15, 1952 were approved as read.

The meeting was turned over to a public hearing upon the confirmation of the assessment roll in Local Improvement A-16. No objections were presented, and the following resolution was presented and read:

RESOLUTION NO. 3925

A RESOLUTION CONFIRMING THE PRELIMINARY  
ASSESSMENT ROLL IN LOCAL IMPROVEMENT A-16.

WHEREAS the Commission of the City of Coral Gables met at 8 o'clock P.M., February 5, 1952, 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-16, 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-16 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.
3. That the total amount of said assessment and the apportionment of cost of said improvement as follows:

Total cost	\$1,556.02	Apportioned to abutting
Apportioned to City	<u>None</u>	lots and parcels, per
Apportioned to		lineal front foot: \$1.39.
abutting property	\$1,556.02	

be and the same hereby is confirmed.

4. That each and every assessment described herein shall become due and payable March 15, 1952, 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

AIA427



November 1952 and 1953, provided that the owner thereof shall file with the City Manager, on or before March 15, 1952, 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 March 15, 1952.

5. That the Director of Finance is hereby authorized to transfer the necessary amount to pay the cost of Local Improvement A-16 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) By transferring to the Trust and Reserve Fund all payments received from the assessments upon abutting property in said improvement district, and
- (b) All interest received upon deferred installments of such assessment upon abutting property shall be likewise paid into the Trust and Reserve Fund.

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.

#### ORDINANCE NO. 727

AN ORDINANCE AMENDING SECTION 18 OF ORDINANCE NO. 271, KNOWN AS THE "ZONING ORDINANCE" AS AMENDED, CONCERNING BUILDING CONTENT REQUIREMENTS PER FRONT FOOT OF BUILDINGS IN COMMERCIAL AND INDUSTRIAL AREAS.

which was read and adopted on first reading January 15, 1952, 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. 727.

#### ORDINANCE NO. 728

AN ORDINANCE PERMITTING USE OF LOTS 7 TO 19 INCLUSIVE, BLOCK 148, COUNTRY CLUB SECTION PART 6, FOR CHURCH PURPOSES; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH.

which was read and adopted on first reading January 15, 1952, 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. 728.

The following ordinance was presented and read:

ORDINANCE NO. 729

AN ORDINANCE REQUIRING THE KEEPING OF PREMISES WITHIN THE CITY OF CORAL GABLES FREE OF WEEDS, GRASS AND UNDERGROWTH OF A HEIGHT OF TWELVE INCHES OR MORE, AND RUBBISH, TRASH, DEBRIS, DEAD TREES AND OTHER UNSIGHTLY OR UNSANITARY MATTER, AND OF EXCAVATIONS OR DEPRESSIONS WHEREIN WATER MAY ACCUMULATE; PROVIDING FOR THE CLEARING OF SUCH PREMISES OR REMEDYING OF THE CONDITION THEREOF BY THE CITY UPON FAILURE OF THE OWNER, AFTER NOTICE, SO TO DO, AND PROVIDING THAT THE COST THEREOF SHALL BE A LIEN AGAINST THE PROPERTY; PRESCRIBING THE PROCEDURE TO BE FOLLOWED IN THE IMPOSITION OF SUCH LIEN, AND THE COLLECTION THEREOF; PROVIDING A PENALTY FOR THE VIOLATION OF CERTAIN PROVISIONS OF THIS ORDINANCE; PROVIDING A SEPARABILITY CLAUSE; REPEALING ALL ORDINANCES IN CONFLICT HEREWITH; AND DECLARING THIS TO BE AN EMERGENCY ORDINANCE.

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, 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 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. 729.

ORDINANCE NO. 730

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 TO DO SO, UNLESS SUCH PERSONS HAVE APPLIED FOR AND RECEIVED A REGISTRATION CERTIFICATE FROM THE DIRECTOR OF PUBLIC SAFETY OF THE CITY OF CORAL GABLES; PRESCRIBING DETAILS OF THE APPLICATION AND THE ISSUANCE OF SUCH REGISTRATION CERTIFICATES BY SUCH DIRECTOR OF PUBLIC SAFETY; PROVIDING FOR A SEPARABILITY CLAUSE; PROVIDING

AIA427



PENALTIES FOR THE VIOLATION THEREOF; REPEALING  
ALL ORDINANCES IN CONFLICT HEREWITH.

which was read and adopted on first reading January 15, 1952, was read again in full. Motion for its adoption was made by Commissioner Neher, 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. 730.

The following resolution was presented and read:

RESOLUTION NO. 3926

A RESOLUTION AUTHORIZING TRANSFER OF  
RETAIL BEVERAGE STORE LICENSE.

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

That the retail beverage store license heretofore issued to Herman Fuhrmann and Gilbert M. Weiss d/b/a Nook Bar and Grill, 255 Avenue Minorca, to Ernest Rossi and James Gordon, doing business under the same name and 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 transferees.

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 Clerk advised that in accordance with the direction of the Commission he had requested the Florida Greyhound lines and Tamiami Trailways to advise the city of their future plans concerning maintenance and operation of a second ticket selling agency in the city. Such request was made inasmuch as continuation of a second ticket agency is detrimental to the interest of the Tamiami Travel Service Inc., a tenant in the Municipal Bus Terminal, and to the city. The City Clerk advised that the Tamiami Trailways had answered that they were agreeable to making the Tamiami Travel Inc. the sole selling agency for their tickets in Coral Gables if and when the second Greyhound agency is closed. The Florida Greyhound Lines advised that they had no intention of closing the second agency. The City Manager stated that such position was contrary to that



taken during conferences with city officers before completion of the bus terminal. No action was taken at this time.

Consideration of a Zoning Board of Appeals' recommendation that the Zoning Ordinance be amended to prohibit duplication of floor plans, elevation and architectural detail in residential and apartment zones was deferred.

Mr. C. Edwin Roberts appeared before the Commission to discuss with them the decision of the Zoning Board affirming the decision of the Board of Supervising Architects and denying approval of plans presented by Mr. Roberts for an addition to his home. The discussion centered around the question of whether or not the conformity of design of an addition to that of the original building was a matter of architectural design or policy. It was decided to discuss the matter with the Board of Architects, and no formal action was taken.

Director of Public Safety Kimbrough and Mr. Franklin Parson, attorney for the Police and Fire Department, inquired concerning the adoption of a sick leave system. They were advised that a draft ordinance has been prepared, and the Commission directed that the ordinance be submitted to all department heads for their recommendations before being presented for passage by the Commission.

Sergeant Crittenden of the Police Department presented to the Commission newly prepared plans for the proposed addition to the police and fire building. It was noted that approximately \$6,600 remained in the current budget for construction of this proposed addition, but that such addition, following the amended plans, would cost up to \$16,000 or more. The City Manager recommended that authority be granted to retain an architect to prepare detailed plans, and that the architect's fee be paid from the balance remaining in the appropriation for construction of the building.

The following resolution was presented and read:

RESOLUTION NO. 3927

A RESOLUTION AUTHORIZING THE RETENTION OF  
AN ARCHITECT TO PREPARE PLANS FOR AN  
ADDITION TO THE POLICE AND FIRE BUILDING.

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

That the City Manager is hereby authorized and directed to retain an architect for preparation of plans and specifications for the proposed addition to the police and fire building, and that the necessary amount for the payment of such architectural fee is hereby appropriated



from Appropriation Account 2750-C302.

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, Neher and Phillips; Mayor Hendrick. "Nays" - None.

The following resolution was presented and read:

RESOLUTION NO. 3928

A RESOLUTION AUTHORIZING EXECUTION OF AN INCINERATOR SALVAGE CONTRACT.

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

That the City Manager is hereby authorized to execute on behalf of the city a contract with Mr. John E. Lewis d/b/a Standard Salvage Co., permitting salvage by such company of all metals and paper products from the city incinerator property for a consideration of \$550 per month, upon such conditions and such details as the City Manager shall determine, and provided that the form of contract be approved by the City Attorney.

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 advised that he had taken up with the officials of the Florida East Coast Railroad the elimination of unnecessary sounding of whistles of trains within the city, and had also requested that automatic crossing protection signals be installed at crossings within the city. He advised that the railroad had agreed to eliminate all unnecessary sounding of whistles by their trains, and had advised that the matter of installation of crossing protection signals was being studied.

The following resolution was presented and read:

RESOLUTION NO. 3929

A RESOLUTION FINDING AND DETERMINING THAT CERTAIN DESCRIBED PROPERTY IS IN SUCH CONDITION AS TO VIOLATE THE PROVISIONS OF ORDINANCE NO. 729, AND DIRECTING THAT ACTION BE TAKEN TO REMEDY SUCH CONDITIONS; AND RESCINDING RESOLUTION NO. 3907.

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

That this Commission does hereby find and determine that the lots, parcels and tracts of land described



below are in such condition as to be in violation of the provisions of Ordinance No. 729, and that the estimated cost of clearing such lots, parcels and tracts of land, or of otherwise remedying such conditions, are as follows:

<u>Description</u>	<u>Estimated Cost</u>
Lot 1, Block 5 Section A	\$ 100.00
Lot 2, Block 5 Section A	70.00
Lots 3 & 4, Block 5 Section A	140.00
Lot 9, Block 16 Section A	55.00
Lots 2, 3 & W 31' of 4, Block 27, Section B	140.00
Lot 16, Block 38 Section B	50.00
Lots 1, 2, 3, 4, Block 16 Biltmore Section	180.00
Lot 8, Block 22 Biltmore Section	50.00
Lot 6, Block 27 Biltmore Section	70.00
Lot 1, Block 33 Biltmore Section	65.00
Lot 2, Block 33 Biltmore Section	65.00
Lot 8, Block 38, Biltmore Addition	50.00
Lot 7, Block 10 Section C	60.00
Lot 8, Block 10 Section C	60.00
Lot 9, Block 10 Section C	60.00
Lot 12, Block 15 Section C	90.00
Lots 5 & 6, Block 17 Section C	110.00
Lots 1 thru 4, 43 thru 46, Block 24, Coconut Grove Section	240.00
Lots 41 & 42, Block 27 Coconut Grove Section	110.00
Lot 22, Block 3 Coral Groves Section	50.00



Lot 12 and N $\frac{1}{2}$ of 13, Block 20 Country Club Section Part 1	50.00
Lot 22, Block 27 Country Club Section Part 2	125.00
Lots 16 & 17, Block 41 Country Club Section Part 3	70.00
Lot 15, Block 51 Country Club Section Part 4	70.00
Lots 11 & 12, Block 145 Country Club Section Part 6	200.00
Lot 15, Block 23 Crafts Section	50.00
Lots 3 thru 7, Block 36 Crafts Section	200.00
Lot 11, Block 4 Section D	70.00
Lots 6, 7 & 8, Block 12 Douglas Section	125.00
Lot 12, Block 13 Douglas Section	65.00
Lots 29, 30 & 31, Block 20 Flagler Section	75.00
Lots 32 & 33, Block 20 Flagler Section	55.00
Lot 10, Block 4F Granada Section	60.00
Lots 19 & 20, Tamiami Place Plan #3	80.00

\$ 3,110.00

2. That the City Manager is hereby directed to serve notice upon the owner or owners of such lands to comply with the requirements of Ordinance No. 729 within 15 days after the service of such notice.

3. That upon the failure or refusal of the owner or owners of such lots, parcels and tracts of land to clear such lands or to otherwise remedy the conditions thereof which are in violation of said ordinance, within 15 days after the service of such notice, the City Manager is hereby authorized and directed to proceed to have such conditions remedied, and the cost thereof shall be and become a lien against such property.

4. That Resolution No. 3907, passed and adopted December 18, 1951, be and the same hereby is rescinded.

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 following resolution was presented and read:

RESOLUTION NO. 3930

A RESOLUTION AUTHORIZING PURCHASE OF FURNITURE AND EQUIPMENT FOR USE AT THE NEW BUS TERMINAL.

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

That the City Manager is hereby authorized and directed to purchase furniture and equipment for the drivers' room at the new Municipal Bus Terminal in an amount not to exceed \$290.20, and that such amount is hereby appropriated from the reserve for capital improvements for such purpose.

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 letter from Anglers Inc. requesting that the city appropriate \$500 in support of the Metropolitan Miami Fishing Tournament for 1951-1952. Commissioner Phillips moved that \$250 be appropriated from the Contingent Fund in support of such tournament. Mayor Hendrick stepped down from the Chair and Vice Mayor Hartnett assumed the Chair. Mayor Hendrick then seconded the motion, and thereafter resumed the Chair. On roll call "Yeas" - Commissioner Phillips and Mayor Hendrick. "Nays" - Commissioners Hartnett, Mayes and Neher. The motion failed.

The City Manager advised that he had discussed with the Michaels Art Bronze Co. the settlement of the commission due Mr. John Bird in connection with the sale of parking meters to the city, but that no agreement had been reached.

The following resolution was presented and read:

RESOLUTION NO. 3931

A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO CONTRACTS WITH THE FLORIDA POWER AND LIGHT CO. CONCERNING ELECTRICAL SERVICE.

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

That the City Manager is hereby authorized to execute on behalf of the city, contracts with the Florida Power and Light Co. for the furnishing of electrical power to the Municipal Bus Terminal and to the storm sewer and pumping station, such contracts to provide for lower rates



than presently in effect.

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, Neher and Phillips; Mayor Hendrick.

"Nays" - None.

The following resolution was presented and read:

RESOLUTION NO. 3932

A RESOLUTION ORDERING LOCAL IMPROVEMENT A-17.

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 of the city charter:

Paving to a 30 foot width with a 6 inch compacted lime rock base, primed and sealed with asphaltic oils and sand finished, the alley in Block 7, Industrial Section, Coral Gables, running from Avenue Altara to Avenue San Lorenzo, at an estimated cost of \$1324, of which \$1180 will be apportioned to abutting lots and \$144 to the city.

2. That the cost of the improvement shall be defrayed by a special assessment upon all lots and lands adjoining and contiguous or bounding and abutting upon such alley upon a frontage basis, which said properties are hereby designated as Improvement District A-17.

3. That such special assessments shall be payable 30 days after confirmation of the preliminary assessment roll therein, or at such time as the Commission may designate pursuant to the city charter.

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. 3933

A RESOLUTION DENYING A REQUEST FOR AN EXCEPTION TO THE ZONING ORDINANCE.

WHEREAS the following exception to the provisions of Ordinance No. 271 was recommended by the Zoning Board of Appeals at its meeting January 28, 1952:

Permit construction of a residence on Lots 7, 8 and 9, Block 101, Biscayne Bay Section, containing a minimum of 2140 square feet instead of 2250 square feet as now permitted;



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

That the above recited request for an exception to  
the provisions of Ordinance No. 271 be and the same hereby  
is denied.

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 following resolution was presented and read:

RESOLUTION NO. 3934

A RESOLUTION AUTHORIZING EXCEPTIONS 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 exceptions to the provisions of  
Ordinance No. 271, having been recommended by the Zoning  
Board of Appeals at its regular meeting of January 28, 1952,  
be and the same hereby are granted:

1. Permit use of "Alsynite" or "Corrulex" or  
similar plastic material for the roof material over rear  
screened porch on residence on Lot 2, Block 64, Country  
Club Section 4, subject to plans being approved by the  
Board of Supervising Architects and the Structural  
Engineer.

2. Permit change of facing on Lots 1, 2, 29 and  
30, Block 182, Riviera Section, from Red Road to north and  
south facings.

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.

Superintendent of Public Works Robinson noted that he had received  
numerous requests from owners of apartments to have the parkway in front of  
such apartments paved to facilitate parking of vehicles thereon. The Commission  
declared that it would not approve such requests.

Superintendent of Public Works Robinson requested an interpretation  
of Ordinance No. 704 as to whether or not such ordinance permitted the estab-  
lishment of parking facilities in any setback area. The Commission declared that  
such ordinance prohibited the establishment of parking facilities in connection  
with multiple-family residences and hotels only in setback areas that faced,



fronted or abutted upon streets, and that such facilities could be provided in any other setback area.

Superintendent of Public Works Robinson pointed out that pursuant to Section 14 (6) of the Zoning Ordinance no dock, wharf or similar structure can be built in the Coral Gables Waterway without special permission of the City Commission, and the following resolution was presented and read:

RESOLUTION NO. 3935

A RESOLUTION PERMITTING CONSTRUCTION OF  
A DOCK IN THE CORAL GABLES WATERWAY.

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

That permission to construct a dock or wharf at or upon Tract 2, Cartee Homestead, in the Coral Gables Waterway is hereby granted, and the approval for the construction of such dock or wharf by the Superintendent of Public Works is hereby ratified and confirmed.

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 City Manager advised that he desired to request the Board of County Commissioners to perform certain necessary and important maintenance work on county designated roads in the city and on the perimeter of the city, namely:

1. Repaving Maynada Street from Hardee Road to U. S. Highway No. 1.
2. Rebuilding roadway and installing necessary drainage sumps on Douglas Road from Ponce de Leon Blvd. to Avenue San Sebastian.
3. Repaving with leveling course and asphalt concrete, Coral Way from Douglas Road to LeJeune Road.
4. Widening two feet on each side and repaving with leveling course and one inch asphaltic concrete, Coral Way from LeJeune Road to Red Road.
5. Repaving with leveling course and one and one-half inch asphaltic concrete, Red Road from Southwest 8th Street to Sunset Road.

The Commission approved such request and directed that the City Manager communicate with the Board of County Commissioners of Dade County concerning such work.



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

AIA427



MINUTES OF REGULAR MEETING  
OF THE CITY COMMISSION  
FEBRUARY 19, 1952

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 19, 1952. Mayor Hendrick in the Chair; Commissioners Hartnett, Neher and Phillips present. Absent: Commissioner Mayes.

Minutes of special meeting of February 2 and of regular meeting of February 5, 1952 were approved as read.

The meeting was then turned over to the opening of bids requested for construction of additions to the Coral Gables Public Library: Base bid for the construction of a reading room addition; Alternate No. 1 for construction of a staff room addition; and Alternate No. 2 for the construction of both additions. Bids were received as follows:

	<u>BASE</u>	<u>ALTERNATE NO. 1</u>	<u>ALTERNATE NO. 2</u>
Deigaard and Preston	(8) 18,540.00	(8) 4,620.00	(8) 23,000.00
J. E. Shaw	(6) 17,725.00	(6) 4,050.00	(6) 21,775.00
Gaffney Inc.	(3) 15,977.00	(2) 3,478.00	(2) 19,455.00
Sparks Construction Co.	(2) 15,879.00	(5) 3,852.00	(4) 19,731.00
Witters Construction Co.	(4) 16,261.00	(4) 3,595.00	(5) 20,556.00
M. S. Construction Co.	(9) 19,208.00	(7) 4,242.00	(9) 23,450.00
Florida Construction Co.	(5) 16,320.00	(3) 3,555.00	(3) 19,660.00
St. John Co.	(7) 18,000.00	(7) 4,370.00	(7) 22,370.00
John L. Avant	(1) 14,115.00	(1) 3,154.00	(1) 17,269.00

\* Numbers in parenthesis refer to order of bid, from low to high.

The City Manager called to the attention of the Commission the fact that the fund built up and held by the city for this purpose was only approximately \$8700, and he recommended that action on the bids be deferred at this time so that a study could be made of ways to finance the difference between the amount of the fund and amount of the bids. Mrs. Shields, speaking for the library board, explained that the Women's Club could not contribute any funds toward this construction, declaring that the \$750.00 set aside for that purpose for this year had been expended in the installation of a new lighting system in the library. Action on the bids was deferred as recommended by the City Manager.

The meeting was then turned over to the public hearing upon the confirmation of Local Improvement A-17. No persons appeared to object to the improvement and the following resolution was presented and read:



## RESOLUTION NO. 3936

A RESOLUTION CONFIRMING THE RESOLUTION  
ORDERING LOCAL IMPROVEMENT A-17.

WHEREAS, the Commission of the City of Coral Gables met at 8:00 o'clock P.M., February 19, 1952, pursuant to legal notice duly published in accordance with the provisions of the city charter to hear all objections of interested persons to the confirmation of Resolution 3932, passed and adopted February 5, 1952 and ordering Local Improvement A-17, 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 3932, passed and adopted February 5, 1952, and ordering Local Improvement A-17, be and the same is hereby confirmed and the cost of such improvement shall be assessed against all lots and lands adjoining and abutting upon such 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, Neher and Phillips; Mayor Hendrick. "Nays" - None.

Me. E. L. Cotton, Jr. appeared before the Commission to discuss the requested vacation of a portion of the alley in Block 197, Riviera Section. This action was requested to permit the construction of a Howard Johnson restaurant and parking facilities therefor on the northeasterly end of the block. The Commission indicated its willingness to vacate the alley in such block on condition that the owners of the block execute a covenant running with the land providing that if separate buildings were later built upon the southwesterly end of the block adequate means of ingress and egress would be provided, and that adequate provisions would be made for utility easements, and on the further condition that the Board of Supervising Architects approve the entire plans of this restaurant project.

A petition of all owners of abutting property requesting the Commission to vacate the alley in Block 32, Crafts Section lying westerly of the ease line of Lots 7 and 16, extended, was presented. The City Manager advised that utility companies desired to retain the utility easements in the 20 foot alley strip. The Commission suggested that the petitioners prepare a resolution of vacation that would meet the approval of the utility companies and present the same to a later meeting.



Mr. Peter Knowles, Secretary of the Coral Gables Chamber of Commerce, appeared before the commission to discuss ways and means of increasing the revenue from bus advertising in order to augment the chamber's appropriation for publicity purposes. He declared that the chamber recommended; (1) that three additional card spaces be made across the rear interior of each bus; (2) that an additional card space be made at the back of the driver and facing the rear of the bus (eliminating a card space alongside the driver); and (3) advertising space on the front exterior of the bus be created. The Commission did not approve the placing of advertising on the exterior of the bus, and desired that the creation of a card space behind the driver and facing the rear of each bus be deferred while the possibility of placing of moving advertisements in the front of buses was being explored. The City Manager advised that the Transit Motor Ad Company had not yet presented a test model of their moving advertisement but that he would not recommend the installation of such moving advertisement at the present time, believing that the loss of revenue from card advertising would offset any gain of revenue from such sources. The City Attorney declared that he would be concerned if such moving advertisements were placed where they could divert the interest of the driver, and it was pointed out that such advertising would probably have to be placed at the front of the bus where the driver would, in fact, see them. Mr. Knowles declared that experience in other cities had shown that any moving advertisements were detrimental to car card values, and that he believed that any gain of revenue from moving advertisements would be offset by a loss of card revenue.

The following resolution was then presented and read:

RESOLUTION NO. 3937

A RESOLUTION AUTHORIZING INSTALLATION OF  
ADDITIONAL ADVERTISING SPACE IN CITY BUSES,  
AND FIXING RATES THEREFOR.

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

1. That, on recommendation of the Coral Gables Chamber of Commerce, the City Manager is hereby authorized to install three additional advertising card spaces in the rear of each city bus and one-half of the revenue from such additional card spaces is hereby appropriated to the Coral Gables Chamber of Commerce for publicity purposes.



2. That the City Manager is hereby authorized to increase bus advertising space rates up to a maximum of 20 percent, as may be recommended by the Chamber of Commerce.

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

Discussion was then held upon the recommendation of the Zoning Board of Appeals made at its meeting of January 14, 1952 that the zoning ordinance be amended to specifically prohibit any duplication of floor plans, elevation and architectural detail in residential and apartment zones. Mr. L. S. Edwards appeared before the Commission to protest against the prohibition of duplication of floor plans stating that he believed such recommendation to be unwarranted and that it would unduly hamper the progress of building in the City of Coral Gables. The Commission felt that a minor modification of the present ordinance prohibiting duplication within certain distances would better serve the city than the recommended ordinance, and referred the matter to the City Attorney and City Manager for study.

The City Manager advised that the stack at the city incinerator was in need of repair and requested authority to retain a contractor deemed by him to be the best qualified to estimate and do such work, and to purchase certain material therefor. He advised that there were sufficient funds in the budget for the required work.

The following resolution was then presented and read:

RESOLUTION NO. 3938

A RESOLUTION AUTHORIZING THE REPAIR OF  
CITY INCINERATOR.

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

That the City Manager is hereby authorized to retain such contractor and to purchase such fire brick and other materials and deemed by the City Manager best qualified for the purpose, in connection with the necessary repair of the city incinerator.

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



The City Manager and Superintendent of Streets Pittman recommended that a ditching machine be purchased by the city at an approximate cost of \$16,000. The City Manager explained that approximately \$3000 a year was being paid out for rental of such machines in connection with the construction of drainage sumps and parkway planting, and Mr. Pittman estimated that such machine, if owned by the city, would pay for itself over a period of approximately 6 years. Commissioner Hartnett declared that it would appear that the need for such machine would lessen in the immediate future with the construction of a storm sewer system, and that he felt it to be more economical to rent such machine rather than to expend the necessary funds therefor and to assume cost of maintenance and operation. The question of purchasing such a machine was therefor deferred.

The City Manager advised the Commission that the appropriation for the construction of drainage sumps was exhausted, and that there was a serious and continuing need for more drainage facilities to eliminate storm water in times of hurricane and heavy rains.

The following resolution was presented and read:

RESOLUTION NO. 3939

A RESOLUTION AUTHORIZING THE CONSTRUCTION OF ADDITIONAL DRAINAGE SUMPS AND MAKING AN APPROPRIATION THEREFOR.

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

1. That the City Manager is hereby authorized to proceed with the construction of storm water drainage sumps at locations within the city where such facilities were deemed by the City Manager to be most needed, to eliminate the problem of standing water after hurricanes or other storms.

2. That the standing of storm water is hereby deemed to be a hurricane hazard and that funds in the amount of \$5000 are hereby appropriated for the construction of such storm water drains from the Special Benefit Reserve for Hurricane Expense.

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

The City Manager advised that he had a request from four owners of



property in Block 14, Biltmore Section for the paving of the alley in such block and the following resolution was presented and read:

RESOLUTION NO. 3940

A RESOLUTION ORDERING LOCAL IMPROVEMENT A-18.

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 of the city charter:

Paving to a 20' width with a 6 inch compacted lime rock base, primed and sealed with asphaltic oils and sand finished the alley in Block 14, Biltmore Section running from Hernando Street to Segovia Street, at an estimated cost of \$1687.65, of which an estimated \$1507.65 will be apportioned to abutting lots and an estimated \$180 to the city.

2. That the cost of the improvement shall be defrayed by a special assessment upon all lots and lands adjoining and contiguous or bounding and abutting upon such alley upon a frontage basis, which said properties are hereby designated as Improvement District A-18.

3. That such special assessments shall be payable 30 days after confirmation of the preliminary assessment roll therein, or at such time as the Commission may designate pursuant to the city charter.

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

The City Manager advised that he had been requested by the University of Miami to have erected entrance-type directional signs for the university at Bird Road and University Drive, and upon the grounds of Doctor's Hospital.

The following resolution was presented and read:

RESOLUTION NO. 3941

A RESOLUTION AUTHORIZING INSTALLATION OF SIGNS.

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

That the City Manager is hereby authorized to erect entrance-type directional signs for the University of Miami at Bird Road and University Drive, and upon the grounds of Doctor's Hospital, the University of Miami to pay for the material for such signs.

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



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

Superintendent of Public Works Robinson advised that his department had received a request for the construction of a circular drive from street to sidewalk and return upon the parkway in front of 6507 Granada Blvd. The Commission deferred action upon such request, the majority of those present feeling that such paving would, as paving an entire parkway, be against the best interest of the city.

The City Manager advised that he had received petitions signed by a group of Coral Gables residents protesting the low flying of planes and that he and Mayor Hendrick were soon to confer with M. A. B. Curry concerning this matter.

The following resolution was presented and read:

RESOLUTION NO. 3942

A RESOLUTION AUTHORIZING 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 exceptions to the provisions of Ordinance No. 271, having been recommended by the Zoning Board of Appeals at its meetings of February 11 and 14, 1952, be and the same hereby are granted:

1. Permit the construction of a one-story apartment with individual entrance for each unit on Lots 5 and 6, Block 33, Section B.
2. Permit construction of an addition to now existing garage and servant's quarters on Lots 4 and 5, Block 23, Section B, said addition to exceed 600 square foot floor area and to contain 934.5 square feet, subject to letters of consent being obtained from property owners on the south and west of such property.
3. Permit construction of residence on Lots 1, 2, 3 and west  $2\frac{1}{2}$  feet of Lot 4, Block 89, Biscayne Bay Section Part 1; facing west instead of north as now required, provided that a window be placed in the blank wall of the garage to afford better street elevation.
4. Permit operation, on Lots 22 and 23, Block 1, Industrial Section, of a cabinet shop in rear of premises, provided that the front part of the building be used as the retail outlet.
5. Permit construction of building on Lot 24, Block 23, Douglas Section; facing Galiano Street instead of Avenue Sidonia as now required, provided that a letter be obtained from the affected property owner to the east stating no objections to the change of facing.

6. Permit construction of residence on Lots 8 and 10, Block 104, Riviera Section; facing north on Avenue Bianca instead of east on Maggiore Street, provided that the plans be approved by the Board of Super-



vising Architects, and that a letter of approval therefor be obtained from the owner of Lot 11 of such Block.

7. Continue a temporary permit for a period of 90 days from date for operation of a "Pilot Plant" for canning of whole milk samples at 5436 S. W. 8th Street.

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

The following ordinance was presented and read:

ORDINANCE

AN ORDINANCE AMENDING ORDINANCE NO. 271, PASSED AND ADOPTED FEBRUARY 16, 1937 AND KNOWN AS THE "ZONING ORDINANCE" AS TO ZONING REQUIREMENTS OF LOTS 3, 4 AND 5, BLOCK 77, GRANADA SECTION; 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 Phillips. Ordinance was adopted on first reading by the following roll call: "Yeas" - Commissioners Hartnett, Neher and Phillips; Mayor Hendrick. "Nays" - None.

Mr. William Black appeared before the Commission with a proposal to lease from the city for 99 years, at a ground rental of \$3000 per year, 600 feet of Block 36A, Riviera Section for the purpose of construction thereon of a 75' x 100' retail food store and an off-street parking area for such store. Mr. Black declared that if the proposal were accepted the builder would ultimately have an investment of building and personal property of over \$400,000 and that the owner would assume city and county taxes for such leased property. The City Manager advised that an informal appraisal indicated that the annual rental should be approximately \$75 a front foot or \$4000 - 4500 per year. The proposal was referred to the City Attorney for study and recommendation.

The following resolution was presented and read:

RESOLUTION NO. 3943

A RESOLUTION AUTHORIZING TRANSFER OF RETAIL BEVERAGE STORE LICENSE.

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

That the retail beverage store license heretofore issued to Elsie Obarski, d/b/a Tri-corner Inn, 375 South Dixie Highway to Robert W. Victor and Dorothy A. Victor, doing business under the same name and 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 a disqualifying criminal record on the part of the transferees.

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

The following ordinance was presented and read:

ORDINANCE NO. 731

AN ORDINANCE ESTABLISHING A LEAVE SYSTEM FOR CERTAIN EMPLOYEES OF THE CITY OF CORAL GABLES; PRESCRIBING RULES AND REGULATIONS GOVERNING AND CONTROLLING THE ALLOWANCE AND REPORTING OF LEAVE REQUESTED OR TAKEN; AND DECLARING THIS TO BE AN EMERGENCY ORDINANCE.

Motion was made by Commissioner Hartnett, 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, Neher and Phillips; Mayor Hendrick. "Nays" - None.

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

Thereupon Mayor Hendrick declared the ordinance passed and adopted and ordered its publication as Ordinance No. 731.

Mayor Hendrick noted that the premier showing of the Allied Youth moving picture, the major portion of which was made in Coral Gables, would be made in this area on or about February 28, 1952 and it was agreed that the city should cooperate in every way possible to assist the organization in securing a proper place to show this picture.

Mayor Hendrick noted that a request had been made of the city to appropriate \$2500 to furnish uniforms for the B Band for the Coral Gables High School. No action was taken.

There being no other business the meeting was adjourned.

APPROVED:

*David H. Hendrick, Jr.*  
 DAVID H. HENDRICK, JR.  
 MAYOR

ATTEST:

*E. B. Poorman*  
 E. B. POORMAN  
 CITY CLERK



MINUTES OF SPECIAL MEETING  
OF THE CITY COMMISSION  
MARCH 1, 1952

The Commission of the City of Coral Gables convened in special session at the City Hall at 9:00 o'clock A. M., Saturday, March 1, 1952. Mayor Hendrick in the Chair; Commissioners Hartnett, Mayes, Neher and Phillips present. Absent: None.

The application for the erection of a business sign for an apartment, to be erected upon the same premises therewith but detached from the building, upon lots in Riviera Waterways Section facing on U. S. Highway No. 1 was discussed. Superintendent of Public Works Robinson pointed out that the sign ordinance contained no prohibition against such sign in commercial areas.

The problems arising from such type signs were considered and the Planning and Advisory Board was requested to study the subject and to recommend to the Commission such regulations or prohibitions that the Board deemed advisable for the control and regulation of such signs.

In this respect the consensus of opinion of the Commissioners was:

1. That such signs should be permitted, if at all, only upon the same premises as the business advertised, and that the rule against bill boards should continue.
2. That such signs should be limited to areas zoned commercial or industrial, and within such areas to certain streets only, such as Southwest 8th Street and U. S. Highway No. 1.
3. That if such signs are permitted definite regulations should be established concerning the maximum size and prescribing materials of which they may be constructed.

Director of Public Safety Kimbrough discussed with the Commission the offering of a reward for information leading to the conviction of persons guilty of the burglary of the City Hall Transportation Room in September 1951. The Commission authorized him to offer a reward of \$300 for any information leading to the arrest and conviction of any persons involved in such burglary.

The ordinance establishing a leave system and its effect upon the current practice of substitution of employees in the Public Safety and other departments was then discussed at length. It was agreed that with the prior permission of the department head employees of equal rank in departments having more than one work shift per day may interchange whole or partial work shifts,



provided that each employee affected shall work the total work hours regularly scheduled for him during any calendar month. It was agreed that absences other than permitted interchange of work shifts shall be charged to the annual leave of the absentee.

There being no other business the meeting was adjourned.

APPROVED:

*David H. Hendrick, Jr.*  
DAVID H. HENDRICK, JR.  
MAYOR

ATTEST:

*E. B. Poorman*  
E. B. POORMAN  
CITY CLERK



(DRAFT)

MINUTES OF REGULAR MEETING  
OF THE CITY COMMISSION  
MARCH 4, 1952.

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 4, 1952. Mayor Hendrick in the Chair; Commissioners Hartnett, Mayes and Neher present. Commissioner Phillips absent.

The minutes of the regular meeting of February 19, 1952 were approved as read.

Mr. Harold Lewis, Attorney John M. Barnes and Mr. M. B. Garris, representing the Miami Corporation, appeared before the Commission requesting the vacation of the major portion of Biscayne Bay Section plats lying east of Old Cutler Road and the approval of a new plat of such property entitled Cocoplum Beach Property.

The following ordinance was presented and read:

ORDINANCE

AN ORDINANCE VACATING PORTIONS OF PLATS OF  
COCO PLUM PARK, AND BISCAYNE BAY SECTION,  
PART 1, PLATS A, B, C, D, E AND F AS DESCRIBED  
HEREIN.

upon first reading. Motion for its adoption on first reading 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 then presented and read:

ORDINANCE

AN ORDINANCE APPROVING A PLAT ENTITLED  
"COCOPLUM BEACH PROPERTY, BEING A SUB-  
DIVISION IN SECTIONS 31, 32 AND 33,  
TOWNSHIP 54 SOUTH, RANGE 41 EAST, CORAL  
GABLES, DADE COUNTY, FLORIDA", AND  
ACCEPTING DEDICATIONS OF HIGHWAY, ROADS,  
PLAZA, BOULEVARD, AVENUES AND WAYS, LAGO,  
LAKE AND WATERWAYS AS SHOWN ON SUCH PLAT.

upon first reading. Motion for its adoption on first reading 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.

Mr. M. B. Garris then recommended to the Commission that the Commission establish a bulkhead and pier-head line along the westerly shore of Biscayne Bay throughout the limits of Coral Gables. It was noted that by Resolution 3789



adopted July 17, 1951, the Commission requested the War Department to establish such a line, and in reply to such request the War Department had advised that it was up to the city to establish harbor lines, subject to the subsequent approval of the Department of the Army. The Commission suggested to Mr. Garris that he obtain the written approval, of the establishment of such line from the several affected property owners before the Commission took action upon the subject.

The meeting was then turned over to a public hearing upon the confirmation of Local Improvement A-18, the paving of the alley in Block 14, Biltmore Section. Mr. H. O. Delling and Mr. J. B. Marcus, owners of 200 feet of property in such block, objected to the improvement on the grounds that it was premature and should be delayed until further lots were built upon in the block. The City Clerk presented a letter from Mr. Charles Powers, Jr., attorney representing Mrs. J. M. Hull, objecting to the assessing of her property unless the installations thereof extend over a five-year period. Several of the petitioning property owners were present to urge the local improvement, and no other objections to the same were voiced.

RESOLUTION NO. 3944

A RESOLUTION CONFIRMING THE RESOLUTION  
ORDERING LOCAL IMPROVEMENT A-18.

WHEREAS, the Commission of the City of Coral Gables met at 8:00 o'clock P.M., March 4, 1952, pursuant to legal notice duly published in accordance with the provisions of the city charter to hear all objections of interested persons to the confirmation of Local Improvement A-18, and to the plans and specifications and estimates of cost of such improvement, and objections to such improvement were voiced by only three owners of property in the block;

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

That Resolution 3940, passed and adopted February 19, 1952, and ordering Local Improvement A-18, be and the same is hereby confirmed, and the cost of such improvement 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, Mayes and Neher; Mayor Hendrick. "Nays" - None.

The meeting was then turned over to a public hearing upon the acceptance of paving work in Local Improvement A-15. No objections were presented as to the work and the following resolution was presented and read:



## RESOLUTION NO. 3945

A RESOLUTION ACCEPTING CONSTRUCTION WORK  
IN LOCAL IMPROVEMENT A-15.

WHEREAS by Resolution 3808, passed and adopted August 7, 1951, the Commission ordered Local Improvement A-15, and by Resolution 3815, passed and adopted August 21, 1951, 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 Weekley Paving Company, and the work covered by such contract has now been completed and the City Manager has reported that the work was done in accordance with the 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 Weekley Paving Company in Local Improvement A-15 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 therefor.

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 meeting was then turned over to the consideration of the appeal of Mr. L. L. Leudeman from a decision of the Zoning Board of Appeals made at its meeting of February 11, 1952 disapproving his request for the construction of a two-car garage on the south 2 feet of Lot 7 and the north 98 feet of Lot 8, Block 143, Country Club Section, Part 6. The matter was taken under consideration and no decision was reached, it being understood that before the next meeting the Mayor and City Manager would examine the premises for which the exception was requested, and made a recommendation to the Commission.

Mr. Coulton Skinner, president of the Riviera Country Club, appeared before the Commission to request that Avenue Mendavia from Avenue Alegriano to Blue Road be vacated. He advised that the Riviera Country Club proposed to secure the title to such vacated street and that such property would be maintained as a landscaped area free from building construction. He presented a letter from Mr. George G. Coleman, owner of adjoining property, consenting to such vacation. The following resolution was presented and read:

## RESOLUTION NO. 3946

A RESOLUTION VACATING AND DISCONTINUING A  
PORTION OF AVENUE MENDAVIA.

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

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1. That that portion of Avenue Mendavis lying south of the south line of Avenue Alegriano extended, and north of the north line of Blue Road extended, according to the plat of Country Club Section, Part 5, as recorded in Plat Book 23 at page 55 of the Public Records of Dade County, Florida, be and the same is hereby vacated and discontinued as a public street.

2. That this vacation shall become and be effective only upon the filing with the City Clerk of the City of Coral Gables of agreements in writing, signed by the owners of all lands abutting such vacated portion of such street, consenting to such vacation.

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.


The following resolution was presented and read:

RESOLUTION NO. 3947

A RESOLUTION AUTHORIZING EXCEPTIONS 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 exceptions to the provisions of Ordinance No. 271, having been recommended by the Zoning Board of Appeals at its meetings of February 25 and March 4, 1952, be and the same hereby are granted:

1. Permit construction of hotel building on ~~west~~ <sup>east</sup> 1/2 of Lot 6 and Lots 7 to 11 inclusive, Block 17, Douglas Section with a rear setback of 3 feet 6 inches on Lots 10 and 11, as per submitted plans. 

2. Permit construction of apartment buildings on Lots 15 to 17 inclusive, Block 30, Douglas Section with a 10 feet setback between apartment buildings as per submitted plans.

3. Permit construction of restaurant on Lots 8 to 15 inclusive, Lots 19 to 21 inclusive, and north 1/2 of Lot 22, Block 197, Riviera Section with flat roof with no parapet on rear of building, subject to approval of plans by the Board of Supervising Architects.

4. Permit continuation of existing fence as per submitted sketch in connection with existing building on Lots 34 and 35, Block 1, Golden Gate Section.

5. Permit construction of cabana in connection with existing swimming pool on Lot 6, Block 84, Granada Section, subject to plans thereof being approved by the Board of Supervising Architects.

6. Permit operation of retail cabinet store with repair shop in rear of building on Lots 5 and 6, Block 11, Section L.

7. Permit construction of two-car garage on Lot 22, Block 24, Biltmore Section on condition that the owner thereof execute a covenant to run with the land joining Lots 4 and 22 as one tract and covenanting against the separate conveyance of Lot 22.



8. Permit construction of building with 24 foot 4 inch front setback, instead of 25 feet as now zoned, on Lot 3 and south 1/2 of Lot 2, Block 34, Biltmore 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, Mayes and Neher; Mayor Hendrick. "Nays" - None.

Mr. M. B. Garris presented to the Commission a proposed plat of Mindello Heights. Approval of such plat was deferred pending study of the matter by the Planning Board.

The City Attorney addressed the Commission concerning the status of the Consumers Water Company and its relation to present and future plans of the city. He pointed out that the water franchise expired in 1956, approximately four years hence, and urged that the city take necessary steps before the expiration of the franchise to place itself in a beneficial position at the conclusion of the franchise period. He proposed that the city consult with its fiscal agents concerning the issuance and validation of revenue certificates in sufficient amount to purchase the existing water system or to construct a new water system at or before the end of the franchise period, and that a survey be made of costs involved in construction of a city water distribution system. He stated that if such revenue certificates were authorized and validated in apt time the city would thereby place itself in a position to construct its own water system by the expiration of the franchise, if desired, and would not at such time be faced with the sole alternatives of extending the franchise or purchasing the existing system at the owner's price. He declared that the ownership of the water system would be of benefit to the city in the billing and collection of charges imposed in the operation of the sanitary sewer system.

Mr. H. E. Keating, Manager of the Consumers Water Company, was present at the meeting and indicated the company's willingness to negotiate with the city concerning a contract whereby the water company would bill and collect sewer charges for the city, and under which the shutting off of water service could be used as a means of enforcing sewer charge collections. He also declared that the company would be receptive to a new franchise, under which the company would pay to the city a franchise tax based upon some agreed percentage of gross revenue, similar to the present Florida Power and Light Co. franchise.

The City Manager recommended that pending any action under the City Attorney's suggestion negotiations with the Consumers Water Company be instituted for a contract under which the company would bill and collect sewer

AIA427



charges and water service shut-offs could be used for enforcement of collection of sewer charges, and that proper steps be taken to test the validity of such contract if there was any doubt concerning same. He pointed out that the method of billing and collecting sewer charges should be determined as soon as possible because of the progress of the sanitary sewer system negotiations.

At the conclusion of this discussion the following resolution was presented and read:

RESOLUTION NO. 3948

A RESOLUTION AUTHORIZING CERTAIN PROCEDURES IN CONNECTION WITH THE WATER DISTRIBUTION SYSTEM IN THE CITY OF CORAL GABLES.

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

That the fiscal agents of the city are hereby requested to consult with the City Attorney and to be prepared to advise the Commission at its next meeting as to the feasibility at this time of the city undertaking plans leading to installation of a water system in the city by the end of the franchise period of the Consumers Water Company; and such fiscal agents are further requested to consider, and to present their recommendations to the Commission, upon the suggestion of the company of a new franchise with payment of some agreed percentage of gross revenue to the city, and to study and report upon the feasibility and possibility of the city contracting with the Consumers Water Company for the billing and collection of sewer charges in connection with water bills.

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 meeting was then turned over to consideration of bids received at the meeting of February 19, 1952 for construction of a reading room addition to the Coral Gables Public Library, and the following resolution was presented and read:

RESOLUTION NO. 3949

A RESOLUTION ACCEPTING THE BID OF JOHN L. AVANT FOR CONSTRUCTION OF READING ROOM ADDITION TO CORAL GABLES PUBLIC LIBRARY, AND APPROPRIATING FUNDS IN SUPPORT THEREOF.

WHEREAS, the Commission had advertised for bids for construction of a reading room addition to the Coral Gables Public Library; Alternate No. 1 for construction of a staff room addition; and Alternate No. 2 for the construction of both additions; and bids therefor were received as shown in the minutes of the February 19, 1952 Commission meeting, and John L. Avant was low bidder on all alternates;

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

- 1. That the bid of John L. Avant for the construction of a reading room addition only to the Coral Gables Public



Library, in the amount of \$14,115.00, 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 said John L. Avant for the construction of said reading room addition based upon the bid and subject to the conditions and provisions of the charter and ordinances of the city.

3. That the Director of Finance is hereby authorized to transfer the sum of \$5500.00, or so much thereof as may be necessary, from the Working Cash Reserve Fund of the city to the Current Fun, Appropriation Account 2770-211C as a temporary loan, to be used with money currently appropriated or heretofore committed for the construction of such library addition, such loan to be repaid by appropriations from the Current Fund over the next two fiscal years.

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. 3950

A RESOLUTION VACATING AND DISCONTINUING A PORTION OF THE PLATTED ALLEY IN BLOCK 32, CRAFTS SECTION.

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

That that portion of the alley in Block 32, Crafts Section, Coral Gables, lying westerly of the east lines of Lot 7 and 16 of said block and of the prolongation southward of the east line of said Lot 7 to its junction with the east line of said Lot 16, according to the plat thereof recorded in Plat Book 10 at page 40 of the Public Records of Dade County, Florida, be and the same is hereby vacated and discontinued as a public alley, reserving, however, unto the City of Coral Gables and to all duly franchised utility companies concerned an easement in, over, above, under and upon said alleyway as formerly platted as above for general utility purposes and for installation, maintenance and operation of general utility facilities.

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.

ORDINANCE NO. 732

AN ORDINANCE AMENDING ORDINANCE NO. 271, KNOWN AS THE "ZONING ORDINANCE" AS AMENDED AS TO ZONING REQUIREMENTS FOR LOTS 3, 4 AND 5, BLOCK 77, GRANADA SECTION; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH.

which was read and adopted on first reading February 19, 1952, 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 Neher; Mayor Hendrick. "Nays" - None.

Thereupon Mayor Hendrick declared the ordinance passed and adopted and ordered its publication as Ordinance No. 732.

The following resolution was presented and read:

RESOLUTION NO. 3951

A RESOLUTION AUTHORIZING TRANSFER OF  
RETAIL BEVERAGE STORE LICENSE.

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

That the retail beverage store license heretofore issued to Edward Longo, d/b/ Varsity Grill, 1500-02 South Dixie Highway to Mrs. Rose Martinelli, doing business under the same name and 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 a 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 and Neher; Mayor Hendrick. "Nays" - None.

Mr. M. B. Garris suggested to the Commission that the land be acquired on the north bank of the Coral Gables Waterway and west of and adjoining Cocoplum bridge for a city park. No action was taken.

The City Manager advised that a 1951 State law (Chapter 317.38 FS) required placing of directional signal lamps indicating turns upon city buses and practically all city trucks. He advised that he had been under the impression that municipal vehicles were exempt from such law, but that the driver of a city bus had recently been given a summons by the State police because the bus was not equipped with such signals. He advised that the placing of such signal devices on all city vehicles as required by the law would cost approximately \$3690.00, but the amount had not been budgeted. The Commission deferred action on the matter.

The City Manager advised that Mr. Earl Reeder of Rader Engineering company had offered to prepare an engineering survey of one-way street and alley requirements within the business districts of the city and of traffic signal timing controls within the city for the sum of \$450.00. Action thereon was deferred.

The City Manager recommended the installation of the following

3-4-52 street lights:



Two 1000 lumens WWUG in parkway at 1615 Country Club Prado,  
and in parkway at 1405 Country Club Prado.

Twenty-eight 1000 lumens OHB as follows: on Avenue Minorca approximately 100 feet west of Douglas Road, on Avenue San Lorenzo east of Ponce de Leon Blvd., on Avenue Mendavia approximately 250 feet east of Santa Maria Street, on Avenue Alegriano approximately 250 feet east of Santa Maria Street, on Granada Blvd. at U.S. 1, on Orduna Drive at U.S. 1, on Orduna Drive at Avenue Sardina, on Orduna Drive at Granada Blvd., on South Alhambra Circle at Talavera Street, on San Amaro Drive at the intersection of the following streets: Avenue Mantua, Avenue Cecilia, Avenue Certosa, Avenue Robbia, Avenue Urbino, Avenue Ancona, Avenue Baracoa, Avenue Trillo (Miller Road, northern extension), Miller Road (southern extension), Avenue Zuleta, Avenue Consolata, Alhambra Circle, Avenue Delgado, Avenue Mataro, Avenue Albenga, Avenue Scodella, Avenue Apricale, and Ponce de Leon Blvd.

One 2500 lumens OHB on the second pole north of avenue Fontana on Miller Road (south side of Miller Road, approximately half way between Avenue Fontana and University Drive.)

The recommendations were approved.

The request for the construction of a circular drive from street to sidewalk and return upon the parkway at 6507 Granada Blvd., upon which action was deferred at the February 19, 1952 meeting, was brought up for discussion, but action was again deferred.

There being no other business the meeting was adjourned.

APPROVED:

*David H. Hendrick, Jr.*  
DAVID H. HENDRICK, JR.  
MAYOR

ATTEST:

*E. B. Poorman*  
E. B. POORMAN  
CITY CLERK



MINUTES OF REGULAR MEETING  
OF THE CITY COMMISSION  
MARCH 18, 1952

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 18, 1952. Mayor Hendrick in the Chair; Commissioners Hartnett, Mayes, Neher and Phillips present. Absent: None.

Minutes of the special meeting of March 1, 1952, and of the regular meeting of March 4, 1952, were approved as read.

Director of Public Safety Kimbrough appeared before the Commission to state that there was a need for three additional policemen and two additional firemen in his department to keep the department at full strength while employees were on leave.

The following resolution was presented and read:

RESOLUTION NO. 3952

A RESOLUTION AUTHORIZING EMPLOYMENT OF ONE ADDITIONAL POLICEMAN, AND MAKING AN APPROPRIATION THEREFOR.

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

That the employment of one additional policeman at regular budgeted rates is hereby authorized and approved, and the amount necessary to pay his salary for the remainder of the fiscal year is hereby appropriated from unappropriated revenue of the city.

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 Manager and Director of Finance were directed to confer with Mr. Kimbrough concerning his recommendations for additional employees.

The following resolution was presented and read:

RESOLUTION NO. 3953

A RESOLUTION AUTHORIZING A TRAFFIC SURVEY

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

That the City Manager is hereby authorized and directed to retain Mr. Earl Reeder of the Rader Engineering Co. to prepare an engineering survey of traffic needs in the business district of the city, including the synchronization of traffic lights and recommending one way streets and alleys, at a fee of \$450, such fee to be paid from funds previously committed for engineering services.



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. George Patterson, Mr. J. R. Younger and other boat owners of the city appeared to request that the city purchase and operate a police patrol boat on the Coral Gables Waterway for the control and regulation of waterway boat traffic and for the suppression of thefts from boats.

The members of the Commission were invited to attend a buffet supper at the police pistol range at 6 o'clock P.M., March 21 and to attend the annual police ball thereafter. Commissioner Hartnett commended the Police Department for the fine facilities established at their pistol range.

The following resolution was presented and read:

RESOLUTION NO. 3954

A RESOLUTION AUTHORIZING EXCEPTIONS 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 exceptions to the provisions of Ordinance No. 271, having been recommended by the Zoning Board of Appeals at its meetings of March 10, 14 and 17, 1952, be and the same hereby are granted:

1. Permit construction of building with a flat roof with no parapet over one section thereof, on Lots 22 and 23, Block 1, Industrial Section, subject to plans being approved by the Board of Supervising Architects.
2. Permit construction of residence on Lot 1, Block 2, Granada Section, facing west on Avenue Santiago instead of south on Avenue Mariana, as permitted by Resolution 3896, passed and adopted December 11, 1951, provided, however, that construction thereon is commenced within 30 days from March 10, 1952; and said Resolution 3896 is hereby amended in accordance with the condition stated.
3. Permit 9 foot side setback on east side of Lot 9, Block 6, Golden Gate Section, in connection with construction of building thereon.
4. Permit construction of residence on north 21.87 feet of Lot 22 and all of Lot 23, Block 128, Riviera Section, having a setback of 30 feet from the canal instead of 35 feet as now zoned.
5. Permit construction of apartment building on Lots 33 to 36 inclusive, Block 8, Section K, covering 36.6% of ground area instead of 35% as now permitted.

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 meeting was then turned over to receipt and opening of bids for alley paving designated as Local Improvement A-17, and the following resolution was presented and read:

RESOLUTION NO. 3955

A RESOLUTION ACCEPTING THE BID OF BELCHER OIL CO. FOR PAVING WORK IN THE CITY OF CORAL GABLES, DESIGNATED AS LOCAL IMPROVEMENT A-17, AND AUTHORIZING EXECUTION OF A CONTRACT THEREFOR.

WHEREAS, pursuant to city charter the City Commission had advertised for bids upon paving work designated as Local Improvement A-17, and bids therefor were received as follows:

<u>Name</u>	<u>Price Per Square Yd.</u>
Belcher Oil Co.	\$ .87
W. T. Price Dredging Co.	1.25
Troup Bros. Inc.	1.34
McFarlin Construction Co.	1.40
Brooks Paving Co.	1.55

AND WHEREAS, the bid of Belcher Oil 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 Belcher Oil 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 Belcher Oil Co. for work authorized under Resolution 3932 and designated as Local Improvement A-17, 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. 733

AN ORDINANCE VACATING PORTIONS OF PLATS OF COCO PLUM PARK, AND BISCAYNE BAY SECTIONS, PART 1, PLATS A, B, C, D, E, AND F AS DESCRIBED HEREIN.

which was read and adopted on first reading March 4, 1952, 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 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. 733.



## ORDINANCE NO. 734

AN ORDINANCE APPROVING A PLAT ENTITLED "COCOPLUM BEACH PROPERTY, BEING A SUB-DIVISION IN SECTIONS 31, 32 AND 33, TOWNSHIP 54 SOUTH, RANGE 41 EAST, CORAL GABLES, DADE COUNTY, FLORIDA", AND ACCEPTING DEDICATIONS OF HIGHWAY, ROADS, PLAZA, BOULEVARD, AVENUES AND WAYS, LAGO, LAKE AND WATERWAYS AS SHOWN ON SUCH PLAT.

which was read and adopted on first reading March 4, 1952, 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. 734.

The following resolution was presented and read:

## RESOLUTION NO. 3956

A RESOLUTION ACCEPTING LETTER PROPOSAL OF THE MIAMI CORPORATION CONCERNING PROPOSED DEDICATION OF WATERWAY AS SHOWN ON PLAT OF COCOPLUM BEACH PROPERTY.

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

That the following letter proposal presented by the Miami Corporation is hereby accepted, as follows:

The City of Coral Gables  
Coral Gables, Florida

Gentlemen:

Miami Corporation is the owner of the following described land located in Coral Gables:

A parcel of land located in Fractional Section 33, Township 54 South, Range 41 East, Dade County, Florida, lying south of the southerly bank of the Coral Gables Waterway and north of the following described line; commence at the northwest corner of Fractional Section 33, Township 54 South, Range 41 East; thence south 0 degrees, 0 minutes, 9.5 seconds west along the west boundary of said Fractional Section 33 for a distance of 200 feet to the point of beginning of the line herein described; thence north 89° 51' 54.5" east along a line parallel with and 200 feet south of the north boundary of said Fractional Section 33 for a distance of 141.69 feet to the beginning of tangential circular curve; thence southeasterly along said tangential circular curve having a radius of 2425.62 feet for an arc distance of 1415 feet, more or less, to the westerly end of an existing concrete seawall along the southerly side of the Coral Gables Waterway. The above parcel of land contains 2.4 acres more or less.

We understand that the City of Coral Gables may wish at some future date, to widen the Coral Gables Waterway to a uniform width of two hundred (200) feet which would mean that the above described land would have to be dredged.

We wish by this letter to assure the City of Coral Gables as follows:

1. That neither we, nor our successor in title, will either plat or build upon said land. However, in the event said land in the future is dredged from the Coral Gables Waterway, we, for ourselves and our

AIA427



successors in title, hereby expressly reserve our right in and to all spoil that may be dredged.

2. That the City of Coral Gables may dredge said land at any time after the date hereof; provided that such dredging shall be at the expense of the City of Coral Gables, and provided further that all spoil that may be so dredged shall be deposited on the lands of Miami Corporation, or its successor in title, adjacent to the above described land.

3. That, in the event said land is dredged, either by Miami Corporation, or its successor in title, or the City of Coral Gables, we or our successor in title will, within thirty (30) days subsequent to such dredging, dedicate that portion of said waterway which is now covered by the above described lands.

4. That the contents of this letter shall be incorporated in an agreement between Miami Corporation and the City of Coral Gables, the same to be in recordable form, within thirty (30) days after the date hereof.

Yours very truly,  
MIAMI CORPORATION  
S/ HAROLD B. LEWIS  
Its Agent

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 NO. 735

AN ORDINANCE APPROVING A PLAT ENTITLED "MINDELLO HEIGHTS, A SUBDIVISION LYING IN THE NW $\frac{1}{4}$  SECTION 32-54-41, CORAL GABLES, DADE COUNTY, FLORIDA", AND ACCEPTING DEDICATIONS OF STREET AND AVENUE AS SHOWN ON SUCH PLAT; AND DECLARING THIS ORDINANCE TO BE AN EMERGENCY ORDINANCE.

Motion was made by Commissioner Neher, 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 Mayes, Neher and Phillips; Mayor Hendrick. "Nays" - Commissioner Hartnett.

Thereupon the ordinance was read again in full. Motion for its adoption was made by Commissioner Neher, seconded by Commissioner Mayes, and the ordinance was adopted by the following roll call: "Yeas" - Commissioners Mayes, Neher and Phillips; Mayor Hendrick. "Nays" - Commissioner Hartnett.

Thereupon Mayor Hendrick declared the ordinance passed and adopted and ordered its publication as Ordinance No. 735.

The meeting was then turned over to the consideration of an appeal of Howard Margolis from a decision of the Zoning Board of Appeals approving a request for an exception to change the facing of a proposed building on Lot 24, Block 23, Douglas Section, from Avenue Sidonia to Galiano Street, on condition that a letter of approval be obtained from the owner of adjoining property to the east. A letter from the owner of such adjoining property, objecting to such



change of facing, was presented. The decision upon the appeal was deferred.

The meeting was then turned over to consideration of the appeal of Mr. A. E. White from a decision of the Zoning Board disapproving a request for a change of zoning of Lots 20 to 24 inclusive, Block 13, Biltmore Section, from duplex to apartment use. Mr. M. H. Lojinger and Mr. R. T. Bellchambers appeared to object to the change of zoning. After consideration it was moved by Commissioner Hartnett, seconded by Commissioner Phillips, that the decision of the Zoning Board be disapproved and that the requested change of zoning be effected. Motion was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Mayes, Neher and Phillips. "Nay"- Mayor Hendrick. Thereupon the following ordinance was presented and read:

ORDINANCE NO. 736

AN ORDINANCE AMENDING ORDINANCE NO. 271, KNOWN AS THE "ZONING ORDINANCE" AS AMENDED AS TO ZONING REQUIREMENTS FOR LOTS 20 TO 24 INCLUSIVE, BLOCK 13, BILTMORE SECTION; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND DECLARING THIS TO BE AN EMERGENCY ORDINANCE.

Motion was made by Commissioner Hartnett, seconded by Commissioner Phillips, 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. "Nays" - Mayor Hendrick.

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" - Commissioner Hartnett, Mayes, Neher and Phillips. "Nay" - Mayor Hendrick.

Thereupon Mayor Hendrick declared the ordinance passed and adopted and ordered its publication as Ordinance No. 736.

Representatives of the Florida National Bank at Coral Gables again brought up for consideration in the bank's application to construct a drive-in teller's window on the alley at the rear of the bank building. The plan requiring that the alley traffic in the alley be made one way from east to west. The City Attorney reiterated that such permission should be granted only if the consents of all property owners in the block were obtained. Action was deferred.

Mr. John E. Lewis appeared before the Commission to point out that the market for salvage metal and paper has dropped so much in recent weeks that he was unable to continue his salvage contract with the city for metal and paper taken from the incinerator site. The following resolution was presented and



read:

RESOLUTION NO. 3957

A RESOLUTION SUSPENDING A CONTRACT BETWEEN THE CITY AND MR. JOHN E. LEWIS, DBA STANDARD SALVAGE CO., UNTIL FURTHER ACTION BY THE COMMISSION.

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

1. That the terms of that certain contract entered into February 6, 1952 by and between Mr. John E. Lewis dba Standard Salvage Co. and the city, authorized by Resolution 3928 passed and adopted February 5, 1952, and giving Mr. Lewis the exclusive right to salvage metal and paper at the incinerator site for a payment of \$550 per month to the city, be and the same is suspended until further order of the Commission.

2. That the City Manager and Superintendent of Wastes Department Pittman are hereby authorized to negotiate with Mr. Lewis a fair amount to be paid by him for such salvage agreement upon a month to month basis.

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 again discussed the possibility of purchasing or condemning the property of the Consumers Water Co., discussed at the previous meeting of March 4. The City Attorney was directed to make an exploratory study of the possibility of condemning the Consumers Water Co. and to report to the Commission upon the price the city might have to pay under such proceeding.

Mr. H. E. Keating, Manager of the Water company, was present at the meeting, and repeated his statement made at the meeting of March 4 that the company was willing to negotiate with the city concerning a new franchise or concerning a contract whereby the water company would bill and collect sewer charges for the city.

The appeal of Mr. L. L. Leudeman from a decision of the Zoning Board of Appeals disapproving his request for the construction of a two-car garage on a portion of Lots 7 and 8, Block 143, Country Club Section 6, was again taken up, but decision upon such appeal was deferred and Mr. Leudeman was requested to submit plot plans of the proposed construction.

ORDINANCE NO. 737

AN ORDINANCE AMENDING ORDINANCE NO. 271, KNOWN AS THE "ZONING ORDINANCE" AS AMENDED AS TO ZONING REQUIREMENTS FOR LOTS 29 AND 30, BLOCK 5, INDUSTRIAL SECTION; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH.

which was read and adopted on first reading March 4, 1952, 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. 737.

The Commission then discussed the recommendations made by the Planning Board as to whether or not advertising signs detached from buildings should be permitted within the city, and certain modifications of the Planning Board's recommendations as desired by the Board of Supervising Architects, were also considered. It was noted that the Zoning Board of Appeals had recommended that each proposed sign be considered individually as an exception to the Zoning ordinance. The City Clerk was requested to make a recapitulation of the recommendations of the Planning Board, Zoning Board and Board of Architects and to submit all such recommendations to the Commission.

The erection of such a detached sign at University Court apartments on U. S. 1 was approved.

The City Attorney presented an agreement signed by Gazlay Properties Inc. to stop the keeping and using of horses at its riding academy on Avenue Giralda by December 31, 1952 and consenting to entering an injunction against it in the event of non-compliance, as authorized by Resolution 3917 passed and adopted January 15, 1952, and pursuant to such agreement the following ordinance was presented and read:

ORDINANCE

AN ORDINANCE AMENDING ORDINANCE NO. 703 BY CHANGING THE EFFECTIVE DATE OF SUCH ORDINANCE TO DECEMBER 31, 1952; 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 Mayes, seconded by Commissioner Neher. 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 OF THE CITY OF CORAL GABLES DEALING WITH ARCHITECTURAL DESIGN AND ELEVATION BOTH EXTERIOR AND INTERIOR, FLOOR PLANS AND SPECIFICATIONS; REPEALING PARAGRAPHS 5, 6 AND 7 OF SECTION 12 OF ORDINANCE NO. 271, AND SUBSTITUTING IN PLACE THEREOF NEW SECTIONS 5 AND 6; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH.

AIA427



upon first reading. Motion for its adoption on first reading was made by Commissioner Mayes, 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.

A request by the Coral Gables Junior Chamber of Commerce that the city construct sidewalks on both sides of LeJeune Road from Bird Road to U.S. Highway No. 1 was received and referred to the City Manager for study.

A request by the Huskamp Motor Co. that the parkway between Ponce de Leon Blvd. and the railroad right of way be paved, was received and referred to the City Attorney for study.

A letter from Mr. L. S. Edwards, President of the Coral Gables Board of Realtors, suggesting that all future plats be submitted to the Planning Board and to the Zoning Board for their approval before being approved by the Commission, was read. It was suggested by members of the Commission that all plats should be required to be filed with the city at least 7 days before any action be taken thereon, to permit full study of such plats.

The following resolution was presented and read:

RESOLUTION NO. 3958

A RESOLUTION ESTABLISHING A RECREATION DEPARTMENT AND AUTHORIZING THE EMPLOYMENT OF A RECREATION DIRECTOR.

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

1. That a Recreation Department is hereby created as a separate administrative department of the city.
2. That the City Manager is hereby authorized and directed to employ a Recreation Director, at a salary not to exceed \$416 per month plus a car allowance not to exceed \$40 per month.
3. That the duties and authority of such Recreation Director shall be as fixed by the City Manager.

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, Neher and Phillips; Mayor Hendrick. "Nays" - None.

A request was made for an additional appropriation of \$1825 to complete the construction of the parking lot in Block 7, Section A, for the Venetian Pool. The following resolution was presented and read:



## RESOLUTION NO. 3959

A RESOLUTION AUTHORIZING ADDITIONAL EXPENDITURES FOR CONSTRUCTION OF A PARKING LOT AT THE VENETIAN POOL.

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

That the sum of \$1825 is hereby appropriated from unappropriated revenue to Appropriation Account 2782-321C for the fiscal year ending June 30, 1952 for the purpose of completion of paved parkway on Block 7, Section A for use by the Venetian Pool.

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.

There being no other business the meeting was adjourned.

APPROVED:

*David H. Hendrick, Jr.*  
 DAVID H. HENDRICK, JR.  
 MAYOR

ATTEST:

*L. W. Robinson, Jr.*  
 L. W. ROBINSON, JR.  
 DEPUTY CITY CLERK



MINUTES OF REGULAR MEETING  
OF THE CITY COMMISSION  
APRIL 1, 1952

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 1, 1952. Mayor Hendrick in the Chair; Commissioners Hartnett, Mayes, Neher and Phillips present. Absent: none.

Minutes of the regular meeting of March 18, 1952 were approved as read:

Officer J. B. Steiner and Fireman A. T. Kelley, Jr. of the Department of Public Safety appeared before the Commission to request that their annual leave not be charged for time spent by them during the previous week in assisting in the conducting of the Flamingo Pistol Matches held at the Coral Gables Police Benevolent Association pistol range. Officer Steiner spent six days and Fireman Kelley spent ten leave days in addition to two leave days granted as personal leave by the City Manager. Director of Public Safety Kimbrough was present and recommended that the men be granted this time off and that it not be charged to their annual leave. He noted that he had assigned regular policemen to duty at the range during the pistol matches, and that two additional men were needed over and above those assigned to such work. He stated that he felt that the city should assume the responsibility of conducting this pistol meet and that none of the police or firemen in attendance at such meet should be charged with such leave. The Commission approved the assignment of Kelley and Steiner on special duty in the conducting of the Flamingo Pistol Matches and directed that their annual leave not be charged for such time.

Richard and Patrick McEnany appeared before the Commission to request an adjustment downward of the rent for the space occupied by them in the Coral Gables Bus Terminal. The Commission directed that the matter be referred to the terminal rental advisory committee for study and recommendation, and requested that the City Manager and Director of Finance sit with the committee during such consideration.

The meeting was then turned over to a public hearing upon the confirmation of the assessment roll in Local Improvement A-15. No objections were presented, and the following resolution was presented and read:

RESOLUTION NO. 3960

A RESOLUTION CONFIRMING THE PRELIMINARY  
ASSESSMENT ROLL IN LOCAL IMPROVEMENT A-15.



WHEREAS the Commission of the City of Coral Gables met at 8 o'clock P.M., April 1, 1952, 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-15, 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-15 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.

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

Total cost	\$1,276.68	Apportioned to abutting
Apportioned to city	<u>945.13</u>	lots and parcels, per
Apportioned to		lineal front foot: \$1.105
abutting property	331.55	

be and the same hereby is confirmed.

4. That each and every assessment described herein shall be due and payable May 1, 1952, 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 1952 and 1953, provided that the owner thereof shall file with the City Manager, on or before May 1, 1952, 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, 1952.

5. That the Director of Finance is hereby authorized to transfer the necessary amount to pay the cost of Local Improvement A-15 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 \$945.13 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 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 meeting was then turned over to receipt and consideration of bids received for paving work in Local Improvement A-18, and the following resolution



was presented and read:

RESOLUTION NO. 3961

A RESOLUTION ACCEPTING THE BID OF BELCHER OIL CO. FOR PAVING WORK IN THE CITY OF CORAL GABLES, DESIGNATED AS LOCAL IMPROVEMENT A-18, AND AUTHORIZING EXECUTION OF A CONTRACT THEREFOR.

WHEREAS, pursuant to city charter the City Commission had advertised for bids upon paving work designated as Local Improvement A-18, and bids therefor were received as follows:

<u>Name</u>	<u>Price Per Square Yd.</u>
Brooks Paving Co.	\$ .90
W. T. Price Dredging Corp.	1.17
J. F. Richards Co., Inc.	2.29
Troup Bros., Inc.	1.08
Belcher Oil Co.	.87
McFarlin Construction Co.	1.35
Fred A. Chastain	.96

AND WHEREAS, the bid of Belcher Oil 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 Belcher Oil 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 Belcher Oil Co. for work authorized under Resolution 3940 and designated as Local Improvement A-18, 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.

The following resolution was presented and read:

RESOLUTION NO. 3962

A RESOLUTION AUTHORIZING EXCEPTIONS 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 exceptions to the provisions of Ordinance No. 271, having been recommended by the Zoning Board of Appeals at its regular meetings of March 24 and 31, 1952, be and the same hereby are granted:

1. Permit construction of an addition to present residence per submitted plans on Tract 1, Sans Souci Section, on condition that the owner of such land execute a covenant to run with the land providing that the owner would hold and use the said residence, including the addition thereto, as a single-family residence, that he will never rent any portion of such residence less than the whole thereof.



2. Permit construction of enclosed jalousie porch with a flat roof at the rear of residence on Lots 4 and 5, Block 82, Country Club Section 5, subject to approval of the plans by the Board of Supervising Architects and subject to the obtaining of the consent thereto of owners of all adjoining and affected properties.

3. Permit construction of residence on Lot 8 and east 33.32 feet of Lot 7, Block 88, Biscayne Bay Section Part 1, facing east on Mindello Street instead of north as now zoned.

4. Permit construction of residence on Lots 13 and 14, Block 3, Coconut Grove Manor, facing west on Brighton Place instead of north on Ridgewood Road as now zoned.

5. Permit erection of wire fence guard on rear of premises on southeasterly one half of Lot 6, Lot 7, Block 93, Country Club Section, Part 5, as a protection of such premises from golf balls.

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 Commission then took under discussion a request for an exception for use as an off-street parking space the present concrete ribbon driveway at residence on Lot 12, Tamiami Place Plan 1. Such off-street parking space was necessary because of the proposed remodeling and closing of the garage at such residence. After a discussion as to the effect and interpretation of Ordinance No. 694, Commissioner Hartnett moved that the Building Department be instructed that Ordinance No. 694 did not apply to this building and that the permit for reconstruction of the garage should be granted. The motion failed for want of a second.

The following resolution was presented and read:

RESOLUTION NO. 3963

A RESOLUTION REFERRING DESCRIBED MATTER TO THE ZONING BOARD FOR RECONSIDERATION.

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

That the request for an exception to permit off-street parking on present concrete ribbon driveway on Lot 12, Tamiami Place Plan 1, is hereby referred back to the Zoning Board for study, and said Board is requested to give full consideration and study to the effect of Ordinance No. 694 to premises upon which existing structures are already built, and to make recommendations thereon to the City Commission.

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.

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The Commission then took under consideration the request to permit the erection of a canvas car porte extending into the side setback 3 feet upon Lot 36 and west half of Lot 37, Block 1, Section E. Commissioner Mayes moved that a permit be granted for erection of such canvas car porte until such time as objections thereto were made by any affected property owner. The motion failed for want of a second.

The following resolution was presented and read:

RESOLUTION NO. 3964

A RESOLUTION REQUESTING A STUDY BY THE ZONING BOARD OF APPEALS.

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

That the Zoning Board of Appeals is hereby requested to study and consider the problem of the erection of car portes within the city, with particular reference to the placing of such car portes within setback areas, and to make recommendations thereon to the City Commission.

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 Commission then considered the recommendation of the Zoning Board that the zoning of Lot 51, Block 30, Coconut Grove Section be changed from CFD 7 $\frac{1}{2}$  to C-2 use. Commissioner Hartnett suggested, and the Commission concurred in the suggestion, that rezoning of such lot be deferred until some present use thereof was contemplated.

The Commission then considered the appeal of Mr. Howard Margolis from a decision of the Zoning Board made at its meeting February 11 approving a request for an exception to change the facing of a proposed building on Lot 24, Block 23, Douglas Section, from Avenue Sidonia to Galiano Street, subject to the obtaining of a letter of consent from the affected property owner to the east. Mr. Margolis stated that he could not get such consent and requested permission to change the facing without it. After discussion the following resolution was presented and read:

RESOLUTION NO. 3965

A RESOLUTION PERMITTING AN EXCEPTION TO ORDINANCE NO. 271, KNOWN AS THE ZONING ORDINANCE, ON CONDITIONS STATED.

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 building on Lot 24, Block 23, Douglas Section, facing west on Galiano Street instead of south on Avenue Sidonia, on condition that the setback from Avenue Sidonia be fixed at 25 feet, or in the alternative that the consent of the owner of the affected property to the east be secured, approving a 15-foot setback from Avenue Sidonia.

Motion for its adoption was made by Commissioner Neher, seconded by Commissioner Phillips. Resolution was adopted by the following roll call: "Yeas" - Commissioners Mayes, Neher and Phillips; Mayor Hendrick. "Nay" - Commissioner Hartnett. Commissioner Hartnett explained his may vote by stating that Mr. Margolis indicated that such conditions were not acceptable to him.

The question of entering into a contract with the Florida League of Municipalities for the collection of delinquent license fees from insurance companies operating with the city at a fee for the league of 50 percent of the amount collected, was discussed and referred to the City Attorney for recommendation.

#### ORDINANCE NO. 738

AN ORDINANCE AMENDING ORDINANCE NO. 703 BY CHANGING THE EFFECTIVE DATE OF SUCH ORDINANCE TO DECEMBER 31, 1952, AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH.

which was read and adopted on first reading March 18, 1952, 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 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. 738.

#### ORDINANCE NO. 739

AN ORDINANCE OF THE CITY OF CORAL GABLES DEALING WITH ARCHITECTURAL DESIGN AND ELEVATION, BOTH EXTERIOR AND INTERIOR, FLOOR PLANS AND EXCEPTIONS; REPEALING PARAGRAPHS 5, 6 AND 7 OF SECTION 12, OF ORDINANCE NO. 271 AND SUBSTITUTING IN PLACE THEREOF, NEW SECTIONS 5 AND 6; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH.

which was read and adopted on first reading March 18, 1952, 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, Neher and Phillips; Mayor Hendrick.



"Nays" - None.

Thereupon Mayor Hendrick declared the ordinance passed and adopted and ordered its publication as Ordinance No. 739.

The following ordinance was presented and read:

ORDINANCE

AN ORDINANCE AMENDING ORDINANCE NO. 656 BY ADDING SECTION 7A THERETO, PERMITTING IN CERTAIN INSTANCES AND REGULATING THE ERECTION OF ADVERTISING SIGNS DETACHED FROM A BUILDING OR STRUCTURE; PROVIDING FOR THE SEPARABILITY OF PROVISIONS HEREOF; 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 Mayes. Ordinance was adopted on first reading by the following roll call: "Yeas" - Commissioners Hartnett, Mayes, Neher and Phillips; Mayor Hendrick. "Nays" - None.

Mr. A. M. Franklin and Mr. F. N. Holley, representing the Country Club of Coral Gables, appeared before the Commission to request an extension of the present lease of the Country Club for an additional 10 years, to June 30, 1965. The terms of the lease amendment were discussed at some length, and the following resolution was presented and read:

RESOLUTION NO. 3966

A RESOLUTION AUTHORIZING AN AMENDMENT TO EXISTING LEASE WITH THE COUNTRY CLUB OF CORAL GABLES.

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

That the proper officials are hereby authorized and directed to execute on behalf of the city an amendment to the existing lease with the Country Club of Coral Gables, extending the term of said lease to June 30, 1965, and upon such other terms and conditions as shall be submitted and approved by the City Attorney.

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. 3967

A RESOLUTION AUTHORIZING TRANSFER OF RETAIL BEVERAGE STORE LICENSE.



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

That the <sup>transfer of</sup> retail beverage store license heretofore issued to Milton Jacobs and Marian Martin dba Jack and Mack's Place, 207 Grand Avenue, to Muriel Levy, doing business under the same name and 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 a disqualifying criminal record on the part of the transferee.

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. 3968

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 the retail package liquor store license heretofore issued to Louis L. Rilen dba Tamiami Liquors, 5164 S. W. 8th Street, to James A Ridley doing business under the same name and 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 a disqualifying criminal record on the part of the transferee.

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 presented a letter from Marine Activities, Inc. requesting that the city budget and appropriate at least \$2000 to assist with the promoting, sponsoring and conducting of yachting cruises and yachting events in the Miami area. The Commission on consideration decided that no funds would be available in the coming budget for such purpose.

The following resolution was presented and read:

RESOLUTION NO. 3969

A RESOLUTION REGULATING THE PRESENTATION  
OF PLATS OF LANDS WITHIN THE CITY FOR  
APPROVAL BY THE CITY COMMISSION.

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

1. That from and after the date hereof all plats or replats of lands within the City of Coral Gables and for which



approval by the City Commission is requested, shall be required to be filed with the City Clerk at least 7 days before any action thereon is taken by the City Commission.

2. That all proposed plats or replats of lands within the City of Coral Gables shall hereafter be referred to the Planning and Advisory Board and to the Zoning Board of Appeals for their consideration and recommendations before said plats or replats are approved or otherwise acted upon by the City Commission.

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. 3970

A RESOLUTION PERMITTING CONSTRUCTION OF A DOCK IN THE CORAL GABLES WATERWAY.

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

That permission to construct a dock or wharf at or upon Lot 20, Block 92, Riviera Section, in the Coral Gables waterway, is hereby granted and the approval for the construction of such dock or wharf by the Superintendent of Public Works is hereby ratified or confirmed.

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.

Superintendent of Public Works Robinson advised that he had received a request for the erection of a sign for the Knights of Columbus at the Coral Way entrance to the city. The Commission declared as a policy that organizational signs placed at the entrance of the city should be limited to signs of civic or service clubs only. The Commission further requested the City Manager to study some media for the placing of signs of all service clubs at the Coral Way entrance.

There being no other business the meeting was adjourned.

APPROVED:

ATTEST:

  
 CITY CLERK  
 E. B. Poorman

\_\_\_\_\_  
 MAYOR



MINUTES OF REGULAR MEETING  
OF THE CITY COMMISSION  
APRIL 15, 1952

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 15, 1952. Mayor Hendrick in the Chair; Commissioners Hartnett, Mayes, Neher and Phillips present.

The minutes of the regular meeting April 1, 1952 were approved as read.

The following ordinance was presented and read:

ORDINANCE

AN ORDINANCE PERMITTING USE OF LOTS 6 TO 8 INCLUSIVE AND LOTS 12 TO 17 INCLUSIVE, BLOCK 49, COUNTRY CLUB SECTION PART 3, FOR CHURCH PURPOSES; 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 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. 3971

A RESOLUTION AUTHORIZING EXCEPTIONS 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 exceptions to the provisions of Ordinance No. 271, having been recommended by the Zoning Board of Appeals at its regular meeting of April 14, 1952, be and the same hereby are granted:

1. Permit construction of laundry and storage building upon rear of property on Lots 14 and 15, Block 28, Biltmore Section, such building to include an area for sprinkler pumps and toilet for servants, in accordance with plans presented and subject to approval of the plans by the Board of Supervising Architects.

2. Permit a 22½ foot setback from Santiago St. at each end of proposed residence on Lot 1, Block 2, Granada Section, pursuant to recommendation and approval of plans by the Board of Supervising Architects.

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 ordinance was presented and read:



## ORDINANCE

AN ORDINANCE PERMITTING USE OF LOTS 10 TO 12 INCLUSIVE, BLOCK 10, COUNTRY CLUB SECTION PART 1, FOR CHURCH PURPOSES; 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 Mayes, 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.

Mr. John B. McLeod of the Checker Cab Company of Coral Gables appeared to request an allotment of a cab stand for his company near the Municipal Bus Terminal. The Commission discussed the policy of allotting cab stands in this area to one or all of the local cab companies, and Commissioner Hartnett moved that any local cab company so requesting be allotted a cab stand adjacent to the bus terminal upon depositing with the city the sum of \$100, to be held during the period that such cab stand was used. The motion failed for want of a second. The Commission then generally approved a policy of allotting cab stands to local cab companies upon streets adjacent to the Municipal Bus Terminal with the proviso that no more than three car spaces be so allotted, and upon the condition that any cab company not using its space allotted would have the use withdrawn.

Superintendent of Transportation Smith discussed with the Commission the purchase of 6 new buses for the Municipal Transportation System, which he stated would serve the needs of the city for the next three years. The following resolution was presented and read:

## RESOLUTION NO. 3972

A RESOLUTION AUTHORIZING THE ORDER AND PURCHASE OF 6 BUSES.

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

1. That the City Manager is hereby authorized and directed to purchase six 40-passenger Model 41-S Twin Coach buses, fully equipped except for tires, FOB Kent, Ohio, at a price of \$14,769.55 each, plus necessary costs for transportation of such buses to Coral Gables.
2. That one-third of the purchase price of such buses be paid for from funds appropriated from the budget and appropriation ordinance for the fiscal year 1952-1953, and the balance of such purchase price to be paid by appropriations in the subsequent two fiscal years.
3. That the proper city officers are hereby authorized to execute a chattel mortgage on such buses for the financing of the deferred payments upon the purchase price, such mortgage to bear interest not to exceed 3% per annum.



4. That upon the receipt of the six buses above authorized to be purchased, six 27-passenger buses shall be disposed of by 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.

The following resolution was presented and read:

RESOLUTION NO. 3973

A RESOLUTION AUTHORIZING THE PLACING OF DIRECTIONAL TURN SIGNALS UPON ALL CITY VEHICLES REQUIRING SUCH SIGNALS UNDER STATE LAW, AND APPROPRIATING NECESSARY FUNDS THEREFOR.

WHEREAS some 102 city vehicles are required by a state law passed and adopted in 1951 to be equipped with directional turn signals upon both front and rear of the vehicles;

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

That the City Manager is hereby authorized and directed to purchase and cause to be placed on all vehicles of the City of Coral Gables required to have such signals, directional turn signals complying with state law and regulations at a cost not to exceed \$3700; and the necessary funds therefor are hereby appropriated from unappropriated revenue of the city to the pertinent appropriation accounts for the fiscal year ending June 30, 1952.

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, Neher and Phillips; Mayor Hendrick. "Nays" - None.

ORDINANCE NO. 740

AN ORDINANCE AMENDING ORDINANCE NO. 656 BY ADDING SECTION 7A THERETO, PERMITTING IN CERTAIN INSTANCES AND REGULATING THE ERECTION OF ADVERTISING SIGNS DETACHED FROM A BUILDING OR STRUCTURE; PROVIDING FOR THE SEPARABILITY OF PROVISIONS HEREOF; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH.

which was read and adopted on first reading April 1, 1952, 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.

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Thereupon Mayor Hendrick declared the ordinance passed and adopted and ordered its publication as Ordinance No. 740.

The Commission then discussed the recommendation of the Planning Board that the center parkway on Alhambra Circle between LeJeune Road and a point approximately one-half block east of Ponce de Leon Blvd., be reduced in width to 15 feet; that a 6 inch 45° angle curb be installed; that 30-foot turn-around spaces be installed between parkway islands in the middle of each block; and that sidewalks be placed at each end of each parkway island (except the east end of the island east of Ponce de Leon Blvd.) for pedestrian use.

The City Manager estimated that the cost of such project, including a sprinkler system, would be \$21,575. The Commission discussed the possibility of defraying the cost of such improvement by special assessments upon abutting properties. A meeting of interested property owners was called for April 29th at 8 o'clock P.M. The City Clerk was directed to send notices thereof to all owners of abutting properties.

Superintendent of Public Works Robinson and the City Manager suggested that the Commission consider adopting an ordinance requiring that a wall or fence be erected around all swimming pools, to eliminate the possible hazard created by such pools. The Commission took the recommendation under advisement.

The request for the construction of a circular drive from street to sidewalk and return in front of the residence at 6507 Granada Blvd. was again discussed by the Commission. The Commission decided as a general policy that such circular drives, entirely upon the parkways, should not be permitted in the city.

The following resolution was presented and read:

RESOLUTION NO. 3974

A RESOLUTION DESIGNATING THE CORAL GABLES RIVIERA-TIMES AS THE NEWSPAPER IN WHICH TO PUBLISH NOTICE OF THE 1952 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 1952 tax sale of delinquent general taxes, local improvement and sanitary liens.



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. 3975

A RESOLUTION AUTHORIZING A SETTLEMENT OF ALL CLAIMS OF MR. J. J. LAMB OR BILTMORE VILLAGE INC. IN THE MUNICIPAL INCINERATOR TRACT.

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

1. That the proper city officers are hereby authorized and directed to pay to Biltmore Village Inc. the sum of \$800, for a deed to Lot 16, Block 141, Central Miami Part 7, completing the city title to all land within the municipal incinerator tract described as Utilities Center, Plat Book 50, Page 91, and in full settlement of all claims and accounts or money due and owing the Biltmore Village Inc. and Mr. J. J. Lamb on account of the purchase of such incinerator tract.

2. That the sum of \$800. is hereby appropriated from unappropriated revenue to Appropriation Account 2770-303 for such purpose.

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 ordinance was presented and read:

ORDINANCE

AN ORDINANCE REPEALING ORDINANCE NO. 407 PASSED AND ADOPTED DECEMBER 16, 1941.

upon first reading. Motion for its adoption on first reading was made by Commissioner Mayes, seconded by Commissioner Neher. 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. 3976

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 Harry Speiser dba. Harry's Liquor Store, 3804 S.W. 8th Street, to A. and S. Company Inc., Abraham Seltzer, President, and Benjamin Klekman, Manager, doing business under the same name and 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 a disqualifying criminal record on the part of any of the officers of the transferee.

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 Commission then took under consideration the appeal of Mr. L. L. Leudeman from a decision of the Zoning Board of Appeals made at its meeting February 11, 1952 disapproving his request for the construction of a two-car garage on parts of Lots 7 and 8, Block 143, Country Club Section Part 6 and the following resolution was presented and read:

RESOLUTION NO. 3977

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 the construction of a two-car garage on the south 1.883 feet of Lot 7 and the north 98 feet of Lot 8 in Block 143, Country Club Section Part 6, upon the following terms and conditions:

- (1) That the doors to such garage shall not be permitted to open upon or to face Riviera Drive.
- (2) That the owner of such lots execute and deliver to the city a covenant running with the land, in form to be approved by the City Attorney, covenanting that such lots and Lots 7 and 8, Coconut Grove Terrace, shall be held hereafter as a single tract and not divided.
- (3) That the written consent to the construction of such garage be obtained from the owners of the following adjoining or affected property:

Lot 9, Coconut Grove Terrace, and the south 9 feet of Lot 8, Block 143, Country Club Section Part 6, (Riley M. Shephard).

Lot 6, Coconut Grove Terrace, and the north 75 feet of the south 76.883 feet of Lot 8, Block 143, Country Club Section Part 6, (W. P. Dismukes).

Lots 1 and 2, Block 145, Country Club Section Part 6, (Peter E. Odell).

Lots 1 and 2, Block 146, Country Club Section Part 6, (Harold Thurman).



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. 3978

A RESOLUTION AMENDING RESOLUTION NO. 3840,  
PASSED AND ADOPTED SEPTEMBER 27, 1951.

WHEREAS, by Resolution No. 3840, passed and adopted September 27, 1951, an exception to the Zoning Ordinance was granted to permit construction of a garage with servant's quarters on Lot 5, Block 143, Country Club Section Part 6, subject to the following terms and conditions:

- (a) That the owner of such lot execute and sign with the city a covenant running with the land covenanting that said Lot 5 will be joined and coupled with Lots 1, 2 and 3, Coconut Grove Terrace, and that said tracts will never be conveyed to separate owners; and
- (b) That letters consenting to such construction, filed by owners of adjoining Lots 4 and 6, Block 143, Country Club Section Part 6, are filed with the city: and

WHEREAS such garage has not yet been constructed and that it is the determination of the Commission that additional conditions should be attached to the permitted exception to construct such garage;

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

That Section 3 of Resolution No. 3840, passed and adopted September 27, 1951, be and the same hereby is amended by the addition of sub-section (c) thereto, which shall read as follows:

- "(c) That the doors to such garage shall not be permitted to open upon or to face Riviera Drive".

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 recommended the installation of one 1000 lumen WWUG street light south of 1415 Country Club Prado, and one 1000 lumen WWUG street light between 3102 and 3114 Granada Blvd. north of Anastasia. The recommendation was approved.

The following resolution was presented and read:

RESOLUTION NO. 3979

A RESOLUTION AUTHORIZING PRE-PAYMENT OF A  
MORTGAGE NOTE.

WHEREAS, by Resolution No. 3857, passed and adopted October 16, 1951, the purchase of Lots 5, 6 and 7, Block 35, Section K, was authorized, and \$7500 of such purchase price was paid by the execution of a mortgage note payable in three

AIA427



installments of \$2500 each on November 5, 1952; November 5, 1953 and November 5, 1954 respectively, with interest at the rate of 4 per cent per annum thereon; and

WHEREAS the owner of such mortgage note has requested that the city pay the installment due November 5, 1952, and the payment of such installment at this time will save interest cost for the city;

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

1. That the City Manager and Director of Finance are hereby authorized and directed to pay to the owner and holder of such note the above described mortgage note installment due and payable November 5, 1952, in the amount of \$2500, with interest on the entire unpaid balance of said mortgage to date of payment.

2. That the necessary amount for the above authorized payment is hereby appropriated from the reserve for capital improvements set aside for such purpose.

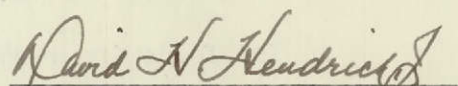
Motion for its adoption was made by Commissioner Phillips, seconded by Commissioner Hartnett. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Mayes, Neher and Phillips; Mayor Hendrick. "Nays" - None.

The City Manager advised that Mr. Harry Simberg had offered to sell to the city, at a price of \$200 per front foot, 123 feet of land on Avenue Giralda described as approximately 23 feet of Lot 38 and all of Lots 34 to 37 inclusive, Block 28, Section K. The City Manager advised that such land might be used as an off-street parking lot or a site of a future parking garage. He estimated that it would cost approximately \$3000 to pave and meter the area over and above the \$24,600 asking price for the land. The Commission directed that the offer to sell such land be referred to the Off-Street Parking Committee for recommendation.

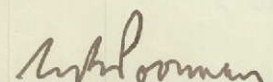
Mr. Henry Cleys, owner of the property at 937 Coral Way, requested permission to remove the sidewalk along the westerly line of Lot 9, Block 35, Section B, from Coral Way to Avenue Castille, on the east side of Granada Blvd. The Commission granted such permission.

There being no other business the meeting was adjourned.

APPROVED:

  
 DAVID H. HENDRICK, JR.  
 MAYOR

ATTEST:

  
 E. B. POORMAN  
 CITY CLERK



MINUTES OF SPECIAL MEETING  
OF THE CITY COMMISSION  
APRIL 29, 1952

The Commission of the City of Coral Gables convened in special session at the City Hall at 8:00 o'clock P.M., Tuesday, April 29, 1952. Mayor Hendrick in the Chair; Commissioners Hartnett, Mayes, Neher and Phillips present. Absent: None.

Mr. Carroll Seghers, representing the Retail Division of the Chamber of Commerce, appeared before the Commission to request that parking meters be not enforced or operated between the hours of 9:30 A.M. and 6 P.M. on Thursday, Friday and Saturday, May 1, 2 and 3, during the course of a city-wide merchandise sale. The Commission agreed to such request.

The following resolution was presented and read:

RESOLUTION NO. 3980

A RESOLUTION AUTHORIZING TRANSFER OF LOCATION  
OF RETAIL PACKAGE BEVERAGE STORE.

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

That the transfer of retail package beverage store license heretofore issued to Carl's Market from 2012 Ponce de Leon Blvd. to 3100 Ponce de Leon Blvd. 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, Neher and Phillips; Mayor Hendrick.  
"Nays" - None.

The meeting was then turned over to the public hearing upon a proposal to narrow the existing center parkway on Alhambra Circle to a 15-foot width between LeJeune Road and Ponce de Leon Blvd. in accordance with notice sent to owners of all abutting properties, and as recommended by the Planning and Advisory Board of the city. Approximately thirty persons were present at the hearing.

Mayor Hendrick stated that the proposal was under consideration at the request of property owners in the two blocks involved, to facilitate the flow of traffic. He advised that the change as originally proposed included parking of vehicles in the center parkway, but that such idea had been abandoned, and that the present proposal did not include such parking. He advised that the Planning and Advisory Board had recommended that the



present 52-foot parkway be narrowed to 15 feet, thus providing two additional through traffic lanes on each side of the street. He stated that the Commission also had under consideration the narrowing of the present parkway to a width of approximately 33 feet, creating one additional through traffic lane on each side of the street.

Chairman M. B. Garris of the Planning Board explained the recommendations of that board and advised that the board recommended beautification of the narrowed parkway by the planting of low shrubbery and Alexandria Palms. He declared that the Planning Board felt that it was necessary to narrow this parkway to eliminate a present traffic hazard, and that the board felt that two additional traffic lanes on each side of the street should be provided to meet not only present, but future traffic needs. Mr. Louis S. Edwards and Mr. Denman Fink, members of the Planning Board, concurred in the statements of Mr. Garris.

Captain Brasher, of the Police Traffic Bureau, explained that 28 accidents had been reported to the Police Department in this two block area in the past 27 months, and declared that in his opinion it was necessary to narrow the present parkway to eliminate the present traffic hazard and bottle-neck now caused by in-and-out parking of vehicles on the street. He recommended that two additional traffic lanes be provided on each side of the street.

The City Manager declared that the estimated cost of narrowing the present parkway to 15 feet, in accordance with plans, would be \$21,575; that narrowing the present parkway to 33 feet would cost \$27,962.

Present in person or by letter, as proponents of the proposal to narrow the parkway to 15 feet, were the following owners of property abutting upon the two blocks: Ed Rogers, John E. Goggin, O. M. Carrier, B. L. Rowe, Louis S. Edwards, Louis Miller, Inman Padget, L. E. Huguelet, Selden Rainforth, J. R. Halifax and D. V. Renuart, representing a total front footage of 1302.5 feet.

Present at the meeting and opposing any change of the present parkway was Fred Lewis, owner of 50 feet of property abutting the two blocks.

Mrs. Kenneth Goodrich presented a petition signed by 33 persons, members of the Coral Gables Garden Club, opposing any change in the present parkway. Mrs. Goodrich stated, however, that the signers would not be opposed to narrowing such parkway to 33 feet. Mr. Bowman Hinckley and Mr.



Nat Winokur and other citizens spoke upon the proposal.

The Commission took the matter under consideration.

The following resolution was presented and read:

RESOLUTION NO. 3981

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, having been recommended by the Zoning Board of Appeals at its meeting of April 28, 1952, be and the same is hereby granted:

1. Permit use of barrel tile for roof upon residence now being constructed upon Lots 9 and 10, Block 28, 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 following resolution was presented and read:

RESOLUTION NO. 3982

A RESOLUTION PERMITTING USE OF SQUARE EDGE SHEETING.

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

That use of square edge sheeting instead of tongue and groove sheeting on approximately 1/3 of roof of residence being constructed on Lots 6 and 7, Block 118, Riviera Section, be and the same is hereby permitted.

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.

Superintendent of Public Works Robinson advised the Commission that the paving of the parkways on the north side of Avenue Sevilla and east side of Avenue Anastasia, and the removal of the sidewalk on the south side of Avenue Sevilla, adjoining St. Theresa's Catholic Church, as requested, would cost approximately \$1764, and that the church had requested the city to furnish the labor for such work at an approximate cost of \$900. Superintendent of Parks Pittman declared that because of heavy parking and traffic it would be practically impossible to keep the parkway properly maintained at that point.



The following resolution was presented and read:

RESOLUTION NO. 3983

A RESOLUTION AUTHORIZING THE USE OF CITY FORCES FOR PAVING PARKWAY AND REMOVING SIDEWALK AT ST. THERESA'S CHURCH.

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

That in order to provide adequate parking spaces without destruction of parkways by individuals attending St. Theresa's Church, the use of city forces for the paving of the parkways on the east side of Avenue Anastasia and the north side of Avenue Sevilla, and the removal of the sidewalk on the south side of Avenue Sevilla, adjoining St. Theresa's Church, is hereby authorized and approved, with the understanding and on the condition that the church pay for the materials used.

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, Neher and Phillips; Mayor Hendrick. "Nays" - None.

The following resolution was presented and read:

RESOLUTION NO. 3984

A RESOLUTION DESIGNATING THE TIME AND PLACE OF REGULAR COMMISSION MEETINGS TO BE HELD HEREAFTER.

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

That until further order of the Commission, regular meetings of the Commission of the City of Coral Gables shall hereafter be held on the first and third Tuesdays of each month at 4 o'clock P.M., in the Commission Room of the City Hall of Coral Gables.

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.

A discussion of the agenda of Commission meetings was held and it was declared to be the policy of the Commission that the awarding of contracts for purchase of equipment, when the same was authorized by the budget, should be hereafter handled by the City Manager and not brought to the Commission for determination.

The following resolution was presented and read:

RESOLUTION NO. 3985

A RESOLUTION AUTHORIZING THE PURCHASE OF A PICKUP TRUCK FOR THE WASTES DEPARTMENT.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF



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

1. That the City Manager is hereby authorized and directed to purchase for the use of the Wastes Department a pickup truck, and the necessary amount therefor be and the same is hereby appropriated from Appropriation Account 2743-0311, for the fiscal year ending June 30, 1952.

2. That the Wastes Department is hereby authorized and directed to turn over to the Department of Public Works the present pickup truck used by the Wastes Department and which will be replaced by the new truck.

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.

There being no other business the meeting was adjourned.

APPROVED:

*David H. Hendrick, Jr.*  
DAVID H. HENDRICK, JR.  
MAYOR

ATTEST:

*E. B. Poorman*  
E. B. POORMAN  
CITY CLERK

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MINUTES OF REGULAR MEETING  
OF THE CITY COMMISSION  
MAY 6, 1952

The Commission of the City of Coral Gables convened in regular session at the City Hall at 4:00 o'clock P.M., Tuesday, May 6, 1952. Mayor Hendrick in the Chair; Commissioners Hartnett, Mayes, Neher and Phillips present. Absent: none.

Minutes of the regular meeting of April 15, 1952, and of the special meeting of April 29, 1952, were approved as read.

The following resolution was presented and read:

RESOLUTION NO. 3986

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 Ernest Rossi and James Gordon dba Nook Bar and Grill, 255 Avenue Minorca, to Sara C. Farling, doing business under the same name and 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 a disqualifying criminal record on the part of the transferee.

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. Charles Symonds presented to the Commission sketches of a proposed common standard for civic club signs now located at Coral Way and Douglas Road. Mr. Symonds' plan contemplated a masonry wall upon which such signs would be placed, with a fountain, pool or other beautification in front and around such wall. Mr. Symonds also presented to the Commission sketches of a proposed beautification of the intersection, calling for planting of trees and creation of a center circle. Mr. Symonds' plans were referred to the Planning Board for recommendation.

The following ordinance was presented and read:

ORDINANCE

AN ORDINANCE AMENDING SECTION 12 OF ORDINANCE NO. 271, KNOWN AS THE "ZONING ORDINANCE", AS AMENDED; PROVIDING FOR REGULATION OF THE LOCATION, TYPE, MATERIAL AND HEIGHT OF FENCES AND WALLS WITHIN THE CITY; AND REPEALING ALL ORDINANCES IN CONFLICT HEREWITH.



upon first reading. Motion for its adoption on first reading was made by Commissioner Mayes, 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.

ORDINANCE NO. 741

AN ORDINANCE PERMITTING USE OF LOTS 6 TO 8 INCLUSIVE, AND LOTS 12 TO 17 INCLUSIVE BLOCK 49, COUNTRY CLUB SECTION, PART 3, FOR CHURCH PURPOSES; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH.

which was read and adopted on first reading April 15, 1952, was read again in full. Motion for its adoption was made by Commissioner Phillips, 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. 741.

ORDINANCE NO. 742

AN ORDINANCE PERMITTING USE OF LOTS 10 TO 12 INCLUSIVE, BLOCK 10, COUNTRY CLUB SECTION, PART 1, FOR CHURCH PURPOSES; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH.

which was read and adopted on first reading April 15, 1952, 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. 742.

ORDINANCE NO. 743

AN ORDINANCE REPEALING ORDINANCE NO. 407, PASSED AND ADOPTED DECEMBER 16, 1941.

which was read and adopted on first reading April 15, 1952, 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. 743.

The following resolution was presented and read:



## RESOLUTION NO. 3987

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 the retail package liquor store license heretofore issued to John J. and Sophie M. Walek, dba John's Liquors, 2135 Ponce de Leon Blvd., to Anthony W. Mazure and Leonard A. Dysarz, doing business under the name of Atlas Package Store 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 a disqualifying criminal record on the part of the transferee.

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. 3988

A RESOLUTION AUTHORIZING TRANSFER OF RETAIL PACKAGE BEVERAGE STORE LICENSE.

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

That the transfer of the retail package beverage store license heretofore issued to David Simon and Samuel Holtzman dba Golden Gate Grocery, 350 South Dixie Highway, to Raymond Winderbaum and Lillian Winderbaum, doing business under the same name and 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 a disqualifying criminal record on the part of the transferee.

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 Manager presented to the Commission a traffic signal timing and one-way street survey for the city, prepared by Rader Engineering Co. The City Manager further recommended that that firm or some other independent engineering firm be retained to prepare a comprehensive survey upon traffic and parking problems involved in the proposed changing of the center parkway of Alhambra Circle from LeJeune Road to Ponce de Leon Blvd. He stated that the Rader Engineering Co. offered to make such a survey for \$250. It was suggested that a similar proposal be requested from the Maurice Connell engineering firm.

The City Manager reported to the Commission upon the request to install sidewalks on LeJeune Road from Bird Road to U. S. Highway 1. He recommended that such sidewalks be installed, if at all, only upon the west side of LeJeune Road,



and estimated that the total cost of the project would be \$5488, of which \$3480 would properly be assessed to the Board of Public Instruction. The City Manager also pointed out that foot traffic at such location, consisting of high school students principally, was very light and recommended that no comprehensive sidewalk construction program be instituted unless short-time financing from outside sources could be obtained. No action was taken.

The City Manager, City Clerk and Superintendent of Public Works recommended the installation of a new garbage and trash collection billing and accounting system. They advised that necessary forms and rotary filing cabinets would cost approximately \$1500.

The following resolution was presented and read:

RESOLUTION NO. 3989

A RESOLUTION AUTHORIZING THE INSTALLATION OF A NEW GARBAGE AND TRASH COLLECTION FEE RECORD AND BILLING SYSTEM.

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

That the proper city officers are authorized and directed to purchase requisite rotary filing cabinets and forms for the institution of a new record and billing system for garbage and trash collection fees, at a cost not to exceed \$1500; and the necessary amount therefor is hereby authorized to be transferred from unexpended appropriation balances of the Wastes Department for the fiscal year ending June 30, 1952.

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, Neher and Phillips; Mayor Hendrick. "Nays" - None.

The following resolution was presented and read:

RESOLUTION NO. 3990

A RESOLUTION AUTHORIZING EXCEPTIONS 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 exceptions to the provisions of Ordinance No. 271, having been recommended by the Zoning Board of Appeals at its regular meeting of April 28, 1952, be and the same hereby are granted:

1. Permit change of facing of residence to be constructed upon Lots 8 and 9, Block 109, Riviera Section, from Maggiore Street to Avenue Bianca. 109 ✓

2. Permit construction of residence on Lot 15, Block 81, Country Club Section 5, covering 37.8 percent of the ground area instead of 35 percent as permitted.

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AIA427



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. 3991

A RESOLUTION FINDING AND DETERMINING THAT CERTAIN DESCRIBED PROPERTY IS IN SUCH CONDITION AS TO VIOLATE THE PROVISIONS OF ORDINANCE NO. 729, AND DIRECTING THAT ACTION BE TAKEN TO REMEDY SUCH CONDITIONS.

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

1. That this Commission does hereby find and determine that the lots, parcels and tracts of land described below are in such condition as to be in violation of the provisions of Ordinance No. 729, and that the estimated cost of clearing such lots, parcels and tracts of land, or of otherwise remedying such conditions, are as follows:

<u>Description</u>	<u>Estimated Cost</u>
Lot 1, Block 22, Section B	\$ 55.00
Lot 2, Block 22, Section B	55.00
E $\frac{1}{2}$ Lot 9, Lot 10, Block 25, Section B	45.00
Lots 4-5, Block 38, Section B	160.00
Lots 34-35, Block 19, Coconut Grove Section	50.00
Lots 13-14, Block 25, Coconut Grove Section	40.00
Lot 15, Block 25, Coconut Grove Section	20.00
Lots 26-27, Block 30, Coconut Grove Section	80.00
Lot 28, Block 30, Coconut Grove Section	40.00
Lots 29-30, Block 30, Coconut Grove Section	80.00
Lots 7-8-9, Block 26, Country Club Section 2	180.00
Lot 10, Block 26, Country Club Section 2	65.00
Lot 22, Block 20, Crafts Section	25.00
Lot 23, Block 20, Crafts Section	25.00
Lot 26, Block 72, Granada Section	50.00
Lots 12-13-14, Block 3, Granada Terrace	150.00
Lot 23, S $\frac{1}{2}$ Lot 24, Tamiami Place, Plan 1	100.00
	<u>\$1,220.00</u>

2. That the City Manager is hereby directed to serve notice upon the owner or owners of such lands to comply with the requirements of Ordinance No. 729 within 15 days after the service of such notice.

3. That upon the failure or refusal of the owner or owners of such lots, parcels and tracts of land to clear such lands or to otherwise remedy the conditions thereof which are in violation of said ordinance, within 15 days after the service of such notice, the City Manager is hereby authorized and directed to proceed to have such conditions remedied, and the cost thereof shall be and become a lien against such 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, Mayes, Neher and Phillips; Mayor Hendrick. "Nays" - None.

Mr. John Stephens, Recreation Director, appeared before the Commission for a discussion of the organization of the Department of Recreation. The City Manager recommended that for the present Mr. Stephens be assigned to the over-all supervision and coordination of Salvadore Park, Venetian Pool, the Granada and



Biltmore Golf Courses, under the direct supervision of the City Manager. The Commission was in accord with the recommendation of the City Manager.

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

AIA427



MINUTES OF REGULAR MEETING  
OF THE CITY COMMISSION  
MAY 20, 1952

The Commission of the City of Coral Gables convened in regular session at the City Hall at 4:00 o'clock P.M., Tuesday, May 20, 1952. Mayor Hendrick in the Chair; Commissioners Hartnett, Mayes, Neher and Phillips present. Absent: None.

Minutes of the regular meeting of May 6, 1952 were approved as read.

Mr. Andrew T. Healy and Mr. John Rosasco appeared before the Commission to request that the present existing lease between the city and Mr. Rosasco for the concession area and concession at the Venetian Pool be extended for an additional period of 5 years from the expiration of the present lease on July 31, 1952.

The following resolution was presented and read:

RESOLUTION NO. 3992

A RESOLUTION AUTHORIZING THE EXECUTION OF A LEASE FOR THE CONCESSION AT THE VENETIAN POOL, WITH MR. JOHN ROSASCO FOR A PERIOD OF 5 YEARS BEGINNING AUGUST 1, 1952.

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

That the City Manager is hereby authorized and directed to enter into a new 5-year lease with John Rosasco for the concession privilege at the Venetian Pool, such lease to begin August 1, 1952 with an agreed monthly rental of 6 percent of gross sales or \$100, whichever is greater; such lease to provide that there shall be no sub-lease or assignment of lease without prior city approval, that no alteration to the building shall be made without prior approval of the City Manager, and that all alterations made shall become city property; and with other provisions of the lease to correspond with terms of the existing lease.

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.

Representatives of the Police Benevolent Association and Mr. Donald Peck, representing the Coral Gables Exchange Club, appeared before the Commission concerning the allocation of land at the incinerator site for development of a playground. Mayor Hendrick explained that any definite commitment of land area would be impossible until final plans had been made for the location of the proposed sewage disposal plant. Commissioner Hartnett suggested that in the meantime the matter be discussed with the City Attorney as to whether or not any allocation of land should be by lease or deed.



## ORDINANCE NO. 744

AN ORDINANCE AMENDING SECTION 12 OF ORDINANCE NO. 271, KNOWN AS THE "ZONING ORDINANCE", AS AMENDED; PROVIDING FOR REGULATION OF THE LOCATION, TYPE, MATERIAL AND HEIGHT OF FENCES AND WALLS WITHIN THE CITY; AND REPEALING ALL ORDINANCES IN CONFLICT HEREWITH.

which was read and adopted on first reading May 6, 1952 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. 744.

The following resolution was presented and read:

## RESOLUTION NO. 3993

A RESOLUTION AUTHORIZING EXCEPTIONS 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 exceptions to the provisions of Ordinance No. 271, having been recommended by the Zoning Board of Appeals at its meetings of April 28, May 12 and 19, 1952, be and the same hereby are granted:

1. Permit construction of filling station on Lots 1 to 4, Block 5, Crafts Section, facing west on Galiano Street instead of north on Avenue Andalusia, on condition that the written consent thereto be obtained from the owner of the property adjoining such site to the east.
2. Permit construction of auxiliary building on Lots 17 and 18, adjoining the location of present residence on Lots 1 and 2, Block 151, Country Club Section, Part 6, subject to plans being approved by the Board of Supervising Architects and on condition that the owner of such lots execute a covenant running with the land providing that all four lots shall be hereafter retained as one tract.
3. Permit construction of 10-foot high CBS wall across rear of property and along each side line from rear of building to alley line, to permit an outdoor patio for private school to be constructed on Lots 29 to 32 inclusive, Block 16, Crafts Section.
4. Permit for a temporary period of one year from the date hereof, use of Lots 10 to 13 inclusive, Block 2, Douglas Section, as a commercial parking lot in connection with the operation of Grandma's Kitchen, provided, however, that no charge be made for parking and subject to the approval of the City Manager concerning the paving, layout, entrance and exit of the lot and the landscaping thereof.
5. Permit construction of separate laundry, utility and toilet room in connection with existing apartment buildings on Lots 16, 17, 24 and 25, Block 204, Riviera Section, in accordance with plans submitted.

5/20/52

AIA427



6. Permit change of facing of Lots 13 to 16 inclusive, Block 105, Riviera Section, to permit construction of one residence facing Avenue Bianca, one facing LeJeune Road, and one facing Avenue Perugia, on condition that the 20-foot setback on Avenue Bianca and the 25-foot setback on Avenue Perugia as now established be retained.

7. Permit construction of apartment on Lots 3 to 11 inclusive, Block 10, Biltmore Section, having a total ground coverage of 38.7 percent instead of 35 percent as now permitted.

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. Commissioner Neher not voting.

The following resolution was presented and read:

RESOLUTION NO. 3994

A RESOLUTION DENYING REQUEST FOR AN EXCEPTION TO THE ZONING ORDINANCE.

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

That the request for an exception to construct a 4-foot high wire fence along the south and east property lines of Lot 2, Tamiami Place Plan 3, be and the same is hereby denied.

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 ordinance was presented and read:

ORDINANCE

AN ORDINANCE AMENDING SECTION 35, CHAPTER 7, OF ORDINANCE 666, KNOWN AS THE "POLICE AND TRAFFIC CODE", BY DESIGNATING CERTAIN ONE-WAY STREETS AND ALLEYS WITHIN THE CITY; 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 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 ordinance was presented and read:



## ORDINANCE

AN ORDINANCE AMENDING PARAGRAPH (c) OF SECTION 93, CHAPTER 7, OF ORDINANCE NO. 666 OF THE CITY OF CORAL GABLES, DEALING WITH MOTOR VEHICLE INSPECTIONS, BY AMENDING SAID PARAGRAPH (c) SO AS TO REQUIRE CERTIFICATES OF INSPECTION OF PERSONS OTHER THAN RESIDENTS OF THE CITY OF CORAL GABLES, REGARDLESS OF WHETHER SUCH PERSONS LIVE IN INCORPORATED AREAS OR IN THE COUNTY; 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 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.

Director of Public Safety Kimbrough requested an opinion from the City Attorney as to whether or not he had authority to grant time off for good behavior to prisoners incarcerated in the city jail. The City Attorney stated that the Municipal Judge could establish rules for such procedure and could authorize the Director of Public Safety to grant such time off; and suggested that Mr. Kimbrough secure a letter from Judge Brown to the effect.

A discussion was then held upon the recommendation of Rader Engineering Co. to make Coral Way a one-way street west from LeJeune Road to Segovia Street. A decision upon the matter was deferred for further study. Commissioner Hartnett suggested that the Traffic Bureau consider the placing of a traffic light at Avenue Andalusia and LeJeune Road on the ground that a light at such location might encourage through traffic to the east to use Avenue Andalusia and thus avoid further congestion on Coral Way through the business section.

A discussion was then held as to the present distribution of certificates of convenience and necessity for the operation of taxicabs within the city. Captain Brasher stated that it was his opinion that there were sufficient cabs operating at the present time. It was suggested that certificates for taxicabs for which city occupational licenses were not taken out, should be cancelled. It was decided to discuss the entire question with the holders of certificates at some time to be set in the future.

The City Manager advised that Mr. Ben Friedman of Maurice Connell and Associates had declared that he had no interest in being retained to make a survey of traffic and parking needs on Alhambra Circle. The Commission directed that the Traffic Bureau of the Police Department make such survey and report back to the Commission its recommendations in respect to any change in the center parkway of Alhambra Circle.



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

One 1000 lumens OHB light at Riviera Drive and Avenue Aledo  
 One 1000 lumens OHB light at Riviera Drive and Avenue Cadima  
 One 1000 lumens OHB light at Riviera Drive and Avenue Fluvia  
 One 1000 lumens OHB light at Riviera Drive and Avenue Candia  
 One 1000 lumens OHB light at Riviera Drive and Avenue Velarde

The recommendations were approved.

The following resolution was presented and read:

RESOLUTION NO. 3995

A RESOLUTION ORDERING LOCAL IMPROVEMENT A-19.

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 of the city charter:

Paving to a width of 20 feet with a 6-inch compacted lime rock base, primed and sealed with asphaltic oils and sand finished, the alley in Block 26, Section K, Coral Gables, running from Salzedo Street to LeJeune Road, at an estimated cost of \$1600, of which \$1450 will be apportioned to abutting lots and \$150 to the city.

2. That the cost of the improvement shall be defrayed by a special assessment upon all lots and lands adjoining and contiguous or bounding and abutting upon such alley upon a frontage basis, which said properties are hereby designated as Improvement District A-19.

3. That such special assessments shall be payable 30 days after confirmation of the preliminary assessment roll therein, or at such time as the Commission may designate pursuant to the city charter.

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 advised that he had been requested by the Gables Taxi Inc. to allocate 3 street spaces for cab stands for such company. The matter was deferred.

The members of the Commission agreed to meet in special conference at 8:00 P.M., Friday, May 23rd to discuss the City Manager's budget estimate for the coming fiscal year.

The following resolution was presented and read:

RESOLUTION NO. 3996

A RESOLUTION AUTHORIZING USE, SUBJECT TO CANCELLATION UPON 30 DAYS' NOTICE, OF CANAL RIGHT OF WAY ADJOINING BLOCK 44, RIVIERA SECTION.



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

That the owner of Lot 11 and the west 24 feet of  
Lot 10, Block 44, Riviera Section Part 3 (719 Avenue  
Paradise) is hereby granted permission to use the southerly  
one half of the canal right of way abutting and adjoining  
his said property as part of the landscaped area of his yard,  
and to build a masonry wall thereon, on condition that such  
permission shall be cancellable upon 30 days' notice in  
writing by the City Manager, and upon condition that all  
landscaping and/or walls erected pursuant to this permission  
shall be removed immediately at the expense of the owner  
upon cancellation of such permission as above provided.

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.

APPROVED:

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

ATTEST:

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

AIA427



MINUTES OF REGULAR MEETING  
OF THE CITY COMMISSION  
JUNE 3, 1952

The Commission of the City of Coral Gables convened in regular session at the City Hall at 4:00 o'clock P.M., Tuesday, June 3, 1952. Mayor Hendrick in the Chair; Commissioners Hartnett, Mayes, Neher and Phillips present. Absent: None.

Minutes of the special meeting of May 20, 1952 were approved as read.

The meeting was then turned over to opening of bids requested for re-oiling and sanding of streets in Coral Gables to a total amount not to exceed \$5,000. The following resolution was presented and read:

RESOLUTION NO. 3997

A RESOLUTION ACCEPTING THE BID OF TROUP BROS. INC. FOR RE-OILING AND SANDING CERTAIN STREETS IN CORAL GABLES.

WHEREAS the Commission has advertised for bids for re-oiling and sanding streets in Coral Gables to an amount not to exceed \$5000 and bids therefor were received as follows:

Name	Price Per Square Yard
Black Top Paving Co.	\$.0885
Belcher Oil Co.	.105
Troup Bros. Inc.	.0866
McFarlin Construction Co.	.0951
F. A. Chastain	.1035

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

1. That the bid of Troup Bros. Inc. for re-oiling and sanding streets in Coral Gables in accordance with specifications therefor and in the amount of \$.0866 per square yard, 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 Troup Bros. Inc. for re-oiling and sanding certain streets in accordance with specifications therefor, 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 Hartnett, seconded by Commissioner Mayes. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Mayes, Neher and Phillips; Mayor Hendrick. "Nays" - None.

ORDINANCE NO. 745

AN ORDINANCE AMENDING PARAGRAPH (c) OF SECTION 93, CHAPTER 7, OF ORDINANCE NO. 666 OF THE CITY OF CORAL GABLES, DEALING WITH MOTOR VEHICLE INSPECTIONS, BY AMENDING SAID PARAGRAPH (c) SO AS TO REQUIRE CERTIFICATES OF INSPECTION OF PERSONS OTHER THAN RESIDENTS OF THE CITY OF CORAL GABLES, REGARDLESS OF WHETHER SUCH PERSONS LIVE IN INCORPORATED AREAS OR IN THE COUNTY; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH.



which was read and adopted on first reading May 20, 1952, 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. 745.

ORDINANCE NO. 746

AN ORDINANCE AMENDING SECTION 35, CHAPTER 7, OF ORDINANCE 666, KNOWN AS THE "POLICE AND TRAFFIC CODE", BY DESIGNATING CERTAIN ONE-WAY STREETS AND ALLEYS WITHIN THE CITY; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH.

which was read and adopted on first reading May 20, 1952, 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. 746.

The meeting was then turned over to a public hearing upon the confirmation of Local Improvement A-19. No objections were voiced to the improvement and the following resolution was presented and read:

RESOLUTION NO. 3998

A RESOLUTION CONFIRMING THE RESOLUTION ORDERING LOCAL IMPROVEMENT A-19.

WHEREAS the Commission of the City of Coral Gables met at 4 o'clock P.M., June 3, 1952, pursuant to legal notice duly published in accordance with the provisions of the city charter, to hear all objections of interested persons to the confirmation of Resolution 3995 passed and adopted May 20, 1952 and ordering Local Improvement A-19, and to the plans and specifications and estimate 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 3995 passed and adopted May 20, 1952 and ordering Local Improvement A-19, be and the same hereby is confirmed and the cost of such improvement shall be assessed against all lots and lands adjoining and abutting upon such improvement.

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. 3999

A RESOLUTION CHANGING THE NAME OF PIZZARO STREET.

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

That the name of Pizzaro Street, in Section B and Granada Section, Coral Gables, be and the same is hereby changed to Pizarro Street.

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, Neher and Phillips; Mayor Hendrick. "Nays" - None.

Mr. Rifas and his architect, Mr. Weintraub, appeared before the Commission to object to the ruling made by the Board of Supervising Architects upon plans submitted by Mr. Rifas. No formal action was taken.

Mrs. Paul Brinson and Mr. Harry Rath, representing the faculty and parents of students of Coral Gables Senior High School, appeared before the Commission to request that a full-time policeman be stationed within the school grounds for direction of traffic. The matter was deferred pending further budget discussions..

Representatives of Coral Gables American Legion Post 98 appeared to request that the Commission appropriate \$2000 to send the Post Drum and Bugle Corps to the national Legion convention at New York and to the State convention at Tallahassee. The request was deferred pending further discussions of the budget.

Director of Public Safety Kimbrough and Officer Hammon of the Police Department appeared to present the recommendation of the Police Traffic Bureau as to the treatment of the Alhambra Circle parkway. Officer Hammon explained the police recommendation that the center parkway be narrowed from its present 52-foot width to 41-foot width, and that angle parking on the street be changed from 53° to 45°. They recommended no change to parallel parking until adequate off-street parking spaces were afforded. The City Manager was requested to prepare an estimate of cost, of changes as recommended by the Police Department.

The following resolution was presented and read:

RESOLUTION NO. 4000

A RESOLUTION AUTHORIZING EXCEPTIONS 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 exceptions to the provisions of Ordinance No. 271, having been recommended by the Zoning Board of Appeals at its regular meeting May 26, 1952, be and the same hereby are granted:

1. Permit construction of addition to Coral Gables Congregational Church, on Lots 1 to 4 inclusive, Block 14, Country Club Section, Part 1, having a setback of 4 feet on Avenue Catalonia to conform to the original building design, and permit construction of 8-foot high CBS wall to surround play area and chapel per submitted plans.
2. Permit construction of residence on Lots 1 and 2, Block 74, Country Club Part 5, facing Avenue Sarria instead of Red Road.
3. Permit construction of residence on Lot 8, Block 96, Biscayne Bay Section, facing east on Almansa Street instead of north on Avenue Gondoliere.
4. Permit for temporary period of 60 days from date the operation of pilot milk canning plant at 5436 S. W. 8th St.
5. Permit construction of fraternity house on Lots 13 to 18 inclusive, Block 188, Riviera Section, having a flat roof with no parapet, and a section of roof to be of glass construction, subject to final plans being approved by the Board of Supervising Architects.

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.

Action was deferred upon an exception recommended by the Zoning Board at its meeting June 2, to permit a 15-foot setback from Avenue Viscaya for residence to be constructed on Lots 12 and 13, Block 26, Coconut Grove Section.

A request by Howard Johnson of Florida Inc. to construct a detached sign 8 feet high in connection with restaurant on Lots 8 to 15 inclusive, and Lots 19 to 21 inclusive, and north half of Lot 22, Block 197, Riviera Section, recommended by the Zoning Board at its meeting June 2, was not approved.

The following resolution was presented and read:

RESOLUTION NO. 4001

A RESOLUTION AUTHORIZING TRANSFER OF RETAIL BEVERAGE STORE LICENSE.

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

That the retail beverage store license heretofore issued to William J. Hoofe III, dba Huddle Bar and Grill, 252 Avenue Alcazar, to Reba Ellis, doing business under the same name and 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 a disqualifying criminal record on the part of the transferee.

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. "Nays" - None. Mayor



Hendrick not voting.

The following resolution was presented and read:

RESOLUTION NO. 4002

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 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 Lilly C. Gum dba the Far East restaurant, 2624 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 and laws in respect thereto and subject to cancellation upon receipt of any disqualifying criminal record on the part of the owner.

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, Neher and Phillips; Mayor Hendrick. "Nays" - None.

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

One 1000 lumens OHB light at Maynada Street and Avenue Placetas  
 One 1000 lumens OHB light at Maynada Street and Avenue Andora  
 One 1000 lumens OHB light at Maynada Street and Avenue Alfonso  
 One 1000 lumens OHB light at Maynada Street and South Alhambra Circle

The recommendations were approved.

The following resolution was presented and read:

RESOLUTION NO. 4003

A RESOLUTION APPOINTING CITY AUDITOR FOR THE FISCAL YEAR ENDING JUNE 30, 1952.

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

That Mr. B. M. Smethurst is hereby retained to audit City of Coral Gables records and records of the Coral Gables Retirement System for the fiscal year ending June 30, 1952 at a total fee of \$2000.

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 discussion was then held between the Commission, the three fiscal agents of the city and Engineer M. B. Garris, concerning the draft of a proposed memorandum agreement to be submitted to the University of Miami and to the Federal Housing Administration, concerning the acquisition by the city of a site upon the University campus for the proposed sewage disposal plant of the city,



and the removal of a portion of such site from the present mortgage on the property. During this discussion the Commission agreed that the University site was the most preferable site for the construction of a sewage disposal plant of the activated sludge type. The Commission and the City Attorney agreed that the proposed memorandum agreement properly outlined the terms of acquisition of the site by the city and that it would be proper and fitting that such agreement be entered into at this stage of the negotiations. The City Attorney stated that he felt that the University should approach the Federal Housing Administration concerning release of mortgage, rather than the city, unless the University requested the city to do so.

The Commission requested that Mr. Garris secure an estimate from the City of Miami as to the cost of disposal and treatment of sewage by and through the Miami system and disposal plant, and to report such information to the Commission by June 10th.

Commissioner Mayes left the meeting at this point.

City Attorney Semple reported that the off-street parking committee recommended the purchase by the city for use as off-street parking facilities of Lots 34 to 37 inclusive and parts of Lots 33 and 38, Block 28, Section K, which has been offered to the city at a price of \$200 per front foot.

Commissioner Neher left the meeting at this point.

Mayor Hendrick and the City Attorney declared that numerous complaints had been received concerning the operation of the Jewish Synagogue or Center on Avenue Zamora, and pointed out that such complaints charged that the building was being operated as a social center and not for church purposes as required by zoning. The Commission instructed the City Attorney to take necessary action to determine the true nature of the activities being carried on at such location, and whether or not a nuisance was being committed or zoning laws being violated, and to report back to the Commission.

The City Manager advised that the attorneys for the Board of Public Instruction had declared that the school board was not liable for any special assessments for construction of sidewalks adjoining school grounds.

The City Clerk was directed to send notices to all licensed insurance agencies in Coral Gables requesting bids upon Public Liability-Property Damage insurance on city buses for the year beginning July 1, 1952, such bids to be returnable to the Commission by its next meeting on June 17th.

There being no other business the meeting was adjourned.

ATTEST: E. B. POORMAN  
CITY CLERK

APPROVED: DAVID H. HENDRICK, JR.  
MAYOR



MINUTES OF THE REGULAR MEETING  
OF THE CITY COMMISSION  
JUNE 17, 1952.

The Commission of the City of Coral Gables convened in regular session at the City Hall at 4:00 o'clock P.M., Tuesday June 17, 1952. Mayor Hendrick in the Chair; Commissioners Hartnett, Mayes and Neher present. Absent: Commissioner Phillips.

The minutes of the regular meeting of June 3, 1952 were approved as read.

The following resolution was presented and read:

RESOLUTION NO. 4004

A RESOLUTION FIXING A PUBLIC HEARING UPON THE PROPOSED BUDGET AND APPROPRIATION ORDINANCE FOR THE FISCAL YEAR 1952-1953.

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

That a public hearing is hereby called and set for the regular meeting of the Commission at 4 o'clock P.M., Tuesday, July 1, 1952, in the Commission Chamber of the City Hall, for the purpose of consideration and passage of the proposed budget and appropriation ordinance for the fiscal year 1952-1953.

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. 4005

A RESOLUTION APPROPRIATING FOR CURRENT EXPENDITURES FOR OPERATION OF THE CITY BETWEEN JULY 1, 1952 AND THE DATE OF ADOPTION OF THE APPROPRIATION ORDINANCE FOR THE FISCAL YEAR 1952-1953.

WHEREAS, Section 32 of the city charter prohibits passage of the appropriation ordinance for the fiscal year commencing July 1, 1952 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 1952-1953, 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, 1952 until the annual appropriation ordinance for the fiscal year 1952-1953 is in force, such appropriation to be charged to the appropriations for the year 1952-1953 when passed.



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 resolution was presented and read:

RESOLUTION NO. 4006

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 Reserve for Capital Improvements, Trust Fund, from unencumbered balances remaining in the special appropriation accounts for the fiscal year ending June 30, 1952, and from unencumbered balances remaining in the special appropriation accounts from cigarette tax revenue for the fiscal year ending June 30, 1952 (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, Capital Improvements Reserve	(4891.75)
Account 2745 Streets Department	(4759.00)
Account 2770(c) Non-Departmental	(755.00)
Account 2750 Public Safety Department	(73.00)
Account 2750(c) Public Safety Department	(755.00)
Account 2760 Recreation Department	(73.00)
Account 2780 Transportation Department	(2007.00)
Account 2782 Venetian Pool	(566.00)
Account 2783 Biltmore Golf Course	(1186.00)
Account 2784 Bus Terminal Capital Items	(4891.75)

2. That the Director of Finance is hereby authorized and directed to return all unencumbered balances remaining as of June 30, 1952 in appropriation accounts supported by cigarette tax revenue to the 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 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 advised that 146.14 feet on the north side of Avenue Giralda between Ponce de Leon Blvd. and Salzedo Street could be purchased for future off-street parking purposes at a price of \$175 per front foot. After discussion the following resolution was presented and read:

RESOLUTION NO. 4007

A RESOLUTION AUTHORIZING PURCHASE OF CERTAIN LAND FOR OFF-STREET PARKING OR OTHER MUNICIPAL PURPOSES AND MAKING AN APPROPRIATION THEREFOR.

AIA427



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

1. That the City Manager is hereby authorized and directed to purchase on behalf of the city the following described property:

Lot 33 less the east 2 feet thereof, all of Lots 34 to 37 inclusive, and Lot 38 less the west 1.86' thereof, Block 28, Section K, Coral Gables.

for use as future off-street parking or other municipal purposes, at a price of not to exceed \$175 per front foot; seller to furnish abstract or other acceptable evidence of good and merchantable title, with all building encroachments removed, and the land reasonable cleared to the satisfaction of the City Manager; taxes to be prorated to date of deed.

2. That there is hereby appropriated from the Trust and Reserve Fund, Reserve for Capital Improvements, (from the balance allocated for construction of the bus terminal and from the balance allocated for development of off-street parking lots) the necessary amount for such purchase and proration of taxes.

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 presented a report of Engineer M. B. Garris concerning the relative cost to the city of construction and operation of a sewage disposal plant in connection with the proposed sanitary sewer system, and the cost of disposal of sewage through the proposed Miami treatment plant. Mr. Garris was of the opinion that sewage could be treated at less cost by construction of a treatment plant in connection with the Coral Gables sanitary sewer system than it could be treated by use of the City of Miami facilities. The following resolution was presented and read:

RESOLUTION NO. 4008

A RESOLUTION AFFIRMING THE PRESENT PLAN FOR CONSTRUCTION OF A SEWAGE TREATMENT PLANT IN CONNECTION WITH THE PROPOSED SANITARY SEWER SYSTEM IN CORAL GABLES.

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

1. That the recommendation of Engineer M. B. Garris that sewage from the proposed sanitary sewer system of Coral Gables can be treated at less cost through a disposal plant constructed in connection with such system than it could be treated by use of the proposed City of Miami disposal facilities is hereby approved, and the present plan for construction of a sewage treatment plant in connection with the proposed sanitary sewer system for Coral Gables is hereby affirmed; and that the City Manager is hereby authorized and directed to proceed with negotiations with the University of Miami to secure a disposal plant site.



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.

Mr. H. Geo. Fink, Chairman of the Board of Supervising Architects, appeared before the Commission to discuss certain misunderstandings and complaints arising from the actions of the Board of Supervising Architects. He declared that in the last 6 years the board had processed some 6000 plans; that some 82 complaints of board action had been brought to the attention of city officials; and that some 348 minor complaints had been satisfactorily settled by the chairman for the board and/or the City Manager. He recommended the continuance of the five-man board of Board of Supervising Architects, and suggested that the Commission seriously consider liberalizing the use of building materials within the city.

He also advised the Commission that the board was considering certain changes in procedure to permit the giving of specific suggestions on plans that were generally unacceptable; to invest the architect of the week with additional power in the approval or suggestions of minor changes in plans during the interim between board meeting, and to circularize all architects in the area upon the importance of the presentation of preliminary sketches before plans were prepared.

The Commission approved the above suggestions on procedure and requested that the Board of Supervising Architects make specific recommendations to the Commission concerning the use of building materials so that the same could be incorporated in the proposed amendment to the Building Code.

The following resolution was presented and read:

RESOLUTION NO. 4009

A RESOLUTION DENYING A REQUEST FOR AN EXCEPTION TO THE "ZONING ORDINANCE".

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

That a request for an exception to the Zoning Ordinance to permit the construction of a detached sign 8 feet high in connection with a proposed restaurant to be built in Block 197, Riviera Section, recommended by the Zoning Board of Appeals at its meeting of June 2, 1952, is hereby denied.

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.

Action was again deferred upon an exception recommended by the Zoning Board of Appeals at its meeting of June 2, 1952 to permit a 15-foot setback from Avenue Viscaya for a residence to be constructed on Lots 12 and 13, Block 26, Coconut Grove Section.

The following resolution was presented and read:

RESOLUTION NO. 4010

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, having been recommended by the Zoning Board of Appeals at its regular meeting of June 9, 1952, be and the same hereby is granted:

Permit for a temporary period of one year from date hereof the erection of a 7-foot chain link wire fence with three strands of barbed wire at the top thereof, around the parking area in the rear of the armory building on the University of Miami campus, it being determined that such fence and barbed wire is necessary for the security and protection of equipment of the armed forces.

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

The following ordinance was presented and read:

ORDINANCE NO. 747

AN ORDINANCE RESCINDING ORDINANCE NO. 629, PASSED AND ADOPTED OCTOBER 18, 1949 INSOFAR AS THE SAID ORDINANCE AFFECTS ZONING REQUIREMENTS FOR LOTS 22 TO 24 INCLUSIVE, BLOCK 36, CRAFTS SECTION; REINSTATING ZONING REQUIREMENTS FOR SAID LOTS AS EXISTING PRIOR TO SAID ORDINANCE NO. 629; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND DECLARING THIS TO BE AN EMERGENCY ORDINANCE.

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, Mayes and Neher; Mayor Hendrick. "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, Mayes and Neher; Mayor Hendrick. "Nays" - None.

Thereupon Mayor Hendrick declared the ordinance passed and adopted and ordered its publication as Ordinance No. 747.

The following ordinance was presented and read:

ORDINANCE

AN ORDINANCE AMENDING SUBSECTION (10) OF SECTION 25 OF ORDINANCE NO. 271, KNOWN AS THE "ZONING ORDINANCE", AS AMENDED, BY PROVIDING THAT VARIANCES AND EXCEPTIONS FROM THE TERMS OF THE ZONING ORDINANCE SHALL BECOME VOID AND OF NO EFFECT SIX (6) MONTHS AFTER THE GRANTING THEREOF UNLESS WITHIN SUCH PERIOD A BUILDING PERMIT BE ISSUED OR ACTION BE TAKEN EMBODYING THE SUBSTANTIVE MATTER FOR WHICH THE EXCEPTION OR VARIANCE WAS GRANTED; 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 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 Clerk advised that in answer to his request for bids the following proposals had been submitted to the city for the furnishing of Public Liability - Property Damage insurance upon city buses for the year beginning July 1, 1952:

Name	Coverage	
	<u>\$100,000/500,000/10,000</u>	<u>\$100,000/1,000,000/10,000</u>
Coral Gables Ins.Inc. and R. A. Marshall	\$3.97	\$4.09
Taintor and Edwards Insurance Agency	4.50	No bid
Erneman Ins. Agency	4.50	4.75

all of said proposals being stated as a percentage of gross fare receipts; the proposal of Coral Gables Insurance Inc. and R. A. Marshall being on behalf of American Surety Co. and the other two proposals being on behalf of Carolina Casualty Company.

RESOLUTION NO. 4011

A RESOLUTION AUTHORIZING THE SECURING OF PUBLIC LIABILITY - PROPERTY DAMAGE INSURANCE COVERING CITY BUSES FOR THE YEAR BEGINNING JULY 1, 1952.

WHEREAS letters inviting proposals for furnishing the City with Public Liability - Property Damage insurance on city buses were sent to all insurance agencies licensed by the



city and in answer thereto proposals were received as follows:

1. American Surety Company at a premium rate of \$3.97 of gross fare receipts for \$100,000/500,000/10,000 and a premium rate of \$4.09 of gross fare receipts for \$100,000/1,000,000/10,000;
2. Carolina Casualty Company at a premium rate of \$4.50 of gross fare receipts (two agencies) for \$100,000/500,000/10,000, and a premium rate of 4.75% of gross fare receipts for \$100,000/1,000,000/10,000;

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 secure Public Liability insurance for city-owned and operated buses for the year beginning July 1, 1952 to limits of \$100,000 one person \$1,000,000 one accident, and Property Damage insurance to limits of \$10,000 one accident, and to accept the proposal of the American Surety Company for the furnishing thereof at a premium rate of \$4.09 of gross fare receipts for such year, said proposal being the lowest and most advantageous proposal to the city.

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 advised that he had prepared estimates of cost for the various suggested treatments for the Alhambra Circle center parkway between LeJeune Road and Ponce de Leon Blvd. and that they were as follows:

15-foot center parkway	\$21,575.00
33-foot center parkway	27,962.00
41-foot center parkway	27,120.00

The Commission requested that the cost of installation of a center parkway area east of Ponce de Leon Blvd. be segregated in the event parkways were changed only in the two blocks west of Ponce de Leon Blvd. Commissioner Mayes moved and Commissioner Neher seconded the motion that the several recommendations now before the Commission be referred to the Planning Board for further consideration. The motion was adopted by the following roll call: "Yeas" - Commissioners Mayes and Neher; Mayor Hendrick. "Nay" - Commissioner Hartnett.

The City Manager reported that he had been discussing with the University of Miami the grading and paving of a parking area adjoining and to the south of University Drive in front of the Merrick building. He advised that the University had expanded its original plan and now suggested that three parking areas be constructed between the canal and University Drive, and that the total estimated cost of the work would be \$9422.00. He stated that the city had agreed to furnish the labor for such work if the University would pay for the materials, but that the amended plan increased the proposed cost to the city



considerably. Action on the matter was deferred pending further discussion with the University as to what portion of the cost of the project would be borne by the University.

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

Nine 6000 lumens WWOH lights on Ponce de Leon Blvd. between Flagler Street and Palma Court (six presently installed 2500 lumens lights to be removed).

Three 1000 lumens OHB lights on Blue Road in the vicinity of the Riviera Country Club.

Twelve 1000 lumens OHB lights at the following locations: Caballero Blvd. and Hardee Road, Caballero Blvd. and Avenue Manati, Caballero Blvd. and Avenue Aduana, Caballero Blvd. and Avenue Placetas, Caballero Blvd. and Avenue Andora, corner of Heraldo Street and Avenue Placetas, corner of Heraldo Street and Avenue Andora, corner of Heraldo Street and Avenue Alfonso, Corner of Leonardo Street and Avenue Aduana, Corner of Leonardo Street and Avenue Placetas, Corner of Leonardo Street and Avenue Bayamo, corner of Leonardo Street and Avenue Andora.

One 1000 lumens WWUB light at the intersection of Avenue Almeria and DeSoto Blvd. (at north side of parking lot entrance).

The recommendations were approved.

The City Manager was requested to make a study of lighting needs in the Industrial Section and in the Grand Avenue area.

The City Manager was also requested to prepare plans for a sidewalk local improvement on Grand Avenue from the school west to LeJeune Road.

The following resolution was presented and read:

RESOLUTION NO. 4012

A RESOLUTION AUTHORIZING TRANSFER OF RETAIL PACKAGE BEVERAGE STORE LICENSE

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

That the transfer of the Retail Package Beverage Store license heretofore issued to Andrew Lundberg and Emily Gusik dba. Plaza Delicatessen at 2840 Ponce de Leon Blvd., to Bernard Swanson doing business under the same name and at the same address, is hereby approved subject to compliance with all regulatory laws and ordinances in respect thereto and subject to cancellation upon receipt of a disqualifying criminal record on the part of the transferee.

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 presented a letter from Mr. Joseph Dunn, 794 Jeronimo Drive, inquiring as to the possibility of his purchasing from the city that portion of Lot 3, Block 25, Riviera Section, lying between his residence and the canal. The City Manager advised that the city owned said Lot 3, less the



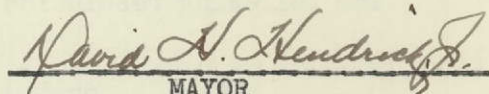
north 15 feet thereof, and an adjoining 70-foot strip, being the vacated portion of former Biltmore Drive. He advised that in his opinion the area was too small for proper park development and recommended that the property be sold, and that the proceeds be allocate for the purchase of a more suitable park site. He stated that Mr. Williams, the owner of lots adjoining the vacated street to the east, had indicated his willingness to purchase the vacated street area at a price of \$45 per front foot. He presented a letter from Mr. Louis Edwards, President of the Coral Gables Board of Realtors, in which Mr. Edwards stated that in his opinion the property was worth not more than \$45 per front foot.

The Commission deferred action pending further study of the appraisal price, it being decided that no sale under any circumstances would be made unless the entire tract were sold.

Mayor Hendrick reported that the Welfare Planning Council of Dade County, an organization which is responsible for recommending new agencies to the Community Chest, had asked that the City Commission name one member to serve on the board of directors of such organization. The Commission authorized the Mayor to name a member of the board.

There being no other business the meeting was adjourned.

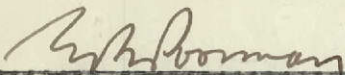
APPROVED:



MAYOR

David H. Hendrick, Jr.

ATTEST:



CITY CLERK

E. B. Poorman



MINUTES OF REGULAR MEETING  
OF THE CITY COMMISSION  
JULY 1, 1952

The Commission of the City of Coral Gables convened in regular session at the City Hall at 4:00 o'clock P.M., Tuesday, July 1, 1952. Mayor Hendrick in the Chair; Commissioners Hartnett, Mayes and Neher present. Commissioner Phillips absent.

The minutes of the regular meeting of June 17, 1952 were approved as read.

The meeting was then turned over to opening of bids for work within the City of Coral Gables described as Local Improvement A-19, after which the following resolution was presented and read:

RESOLUTION NO. 4013

A RESOLUTION ACCEPTING BID OF BELCHER OIL CO. FOR PAVING WORK IN THE CITY OF CORAL GABLES, DESIGNATED AS LOCAL IMPROVEMENT A-19, AND AUTHORIZING EXECUTION OF A CONTRACT THEREFOR.

WHEREAS, pursuant to city charter the City Commission had advertised for bids upon paving work designated as Local Improvement A-19, and bids therefor were received as follows:

<u>Name</u>	<u>Price Per Square Yd.</u>
Troup Bros.	\$ 1.18
McFarlin Construction Co.	1.15
W. T. Price Dredging Corp.	1.15
Belcher Oil Co.	.92
Brooks Paving Co.	1.15

AND WEREAS, the bid of Belcher Oil 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 Belcher Oil 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 Belcher Oil Co. for work authorized under Resolution 3995 and designated as Local Improvement A-19, 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 Neher. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Mayes and Neher; Mayor Hendrick. "Nays" - None.

The meeting was then turned over to a public hearing upon the City Manager's budget estimate for the fiscal year ending June 30, 1953, according to notice of such hearing duly published.

AIA427



Members of the American Legion Post 98 appeared concerning their request for a \$2500 appropriation for sending the Post Drum and Bugle Corps to the National and State conventions. The delegation was advised that the Commission was unable to allocate money for this purpose. No other persons were present to discuss the budget estimate.

The following resolution was presented and read:

RESOLUTION NO. 4014

A RESOLUTION APPROVING CERTAIN CHANGES FROM THE CITY MANAGER'S BUDGET ESTIMATE FOR THE FISCAL YEAR ENDING JUNE 30, 1953; AND APPROVING SUCH BUDGET ESTIMATE, AS AMENDED, AS THE BUDGET FOR SAID FISCAL YEAR.

WHEREAS, pursuant to city charter the City Manager has presented to this Commission a budget estimate for the fiscal year ending June 30, 1953; and

WHEREAS, during numerous discussions of such budget estimate certain changes have been made;

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

1. That the following changes from the City Manager's budget estimate for the fiscal year ending June 30, 1953 are hereby authorized and approved:

<u>OPERATING</u>	<u>GAIN</u>	<u>LOSS</u>
2870-221 Publicity		\$3,000.00
2843-114 Wastes Dept.-Office Exp.		400.00
2843-313 Wastes Dept. -Office Equip.		450.00
2870-151 Insurance		3,400.00
2870-291 General Contingent Fund		5,000.00
2820-302 City Hall-Bldg. Imprv.		500.00
2830-313 Finance Dept. -Office Equip. (Safe)		1,825.00
2840-113 Parks Dept. - Water & Ice		500.00
2850-324C Pub. Safety - Addl. Traffic Light		650.00
2850-101 Pub. Safety - School Policeman		1,755.00
2850-163 Pub. Safety - Uniforms (School Policeman)		45.00
2870-231 Miami Traffic Assn. Increase		250.00
2850-324E Pub. Safety - Instal.Fire Hyd.		607.00
2810-101 Salary, City Manager		396.00
2830-101 Salary, Dir. of Finance		436.00
2831-141F Auto Allow., Assessor		300.00
2850-324C Pub. Safety - Deletion of Traffic Light	\$1,000.00	
Pub. Safety-Delete Pol. boat and auxiliary affects accts:		
2850-101 Salaries & Wages	791.00	
2850-311 Equip. Purchase	1,500.00	
2850-312C Radio Equip.Pur.	578.00	
2850-131E Radio Maintenance	100.00	
2850-312D Opr. Equip. Pur.	300.00	
2850-141B Fuel	300.00	
2850-131B Maint., Equipment	400.00	
2820-101 Salaries and Wages	1,350.00	
	<u>\$6,319.00</u>	<u>\$19,514.00</u>
<u>Net Operating Increase</u>		13,195.00



<u>CITY PROPERTIES</u>	<u>GAIN</u>	<u>LOSS</u>
2880-103E Bus Advertising Cost		\$ 800.00
2881-302 Granada-Building Addition		500.00
2881-313 Granada-Office Equip. (Safe)		325.00
2882-313 Venetian Pool-Office Equip (Safe)		325.00
2883-313 Biltmore-Office Equip. (Safe)		325.00
2883-112 Biltmore-Light and Power		400.00
2880-151 Bus Insurance	\$3,400.00	
	<u>\$3,400.00</u>	<u>\$ 2,675.00</u>

Net City Properties Decrease \$ 725.00

NET INCREASE, OPERATING & CITY PROPERTIES: \$12,470.00

Met by:		
Increase estimate cash on hand 7/1/52	1,132.00	
Adjusted Cigarette and Ad Valorem Tax receipts and balance	3,300.00	
Increase estimated Utilities Tax revenue	3,500.00	
From estimated cash balance 6/30/53	4,538.00	
	<u>\$12,470.00</u>	
	BALANCE	

Revised estimated cash bal. 6/30/53	\$19,668.51	
Reserved for capital improvements		<u>\$19,668.51</u>

2. That the said City Manager's budget estimate, as amended by Section 1 hereof, is hereby adopted and approved as the budget for the City of Coral Gables for the fiscal year ending June 30, 1953.

Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Neher. Commissioner Hartnett then moved to amend the resolution by deleting the salary changes in account 2810-101. The motion to amend failed for want of a second. The resolution as originally moved was then adopted by the following roll call: "Yeas" - Commissioners Hartnett, Mayes and Neher; Mayor Hendrick. "Nays" - None.

ORDINANCE NO. 748

AN ORDINANCE AMENDING SUBSECTION (10) OF SECTION 25 OF ORDINANCE NO. 271, KNOWN AS THE "ZONING ORDINANCE", AS AMENDED BY PROVIDING THAT VARIANCES AND EXCEPTIONS FROM THE TERMS OF THE ZONING ORDINANCE SHALL BECOME VOID AND OF NO EFFECT SIX (6) MONTHS AFTER THE GRANTING THEREOF UNLESS WITHIN SUCH PERIOD A BUILDING PERMIT BE ISSUED OR ACTION BE TAKEN, EMBODYING THE SUBSTANTIVE MATTER FOR WHICH THE EXCEPTION OR VARIANCE WAS GRANTED; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH.

which was read and adopted on first reading June 17, 1952, 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 Neher; Mayor Hendrick. "Nays" - None.

The following resolution was presented and read:

AIA427



## RESOLUTION NO. 4015

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

Mr. Joseph Dunn, 794 Jeronimo Drive, appeared before the Commission to inquire as to the possibility of his purchasing from the city Lot 3, Block 25, Riviera Section, less the north 15 feet thereof. Commissioner Hartnett declared that several real estate men with whom he had discussed this question had indicated their opinion of the value of such property as \$3000. Mr. Dunn stated that he had not intended to make an offer in such amount. The matter was deferred.

The following resolution was presented and read:

RESOLUTION NO. 4016

A RESOLUTION AUTHORIZING EXCEPTIONS 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 exceptions to the provisions of Ordinance No. 271, having been recommended by the Zoning Board of Appeals at its regular meeting of June 23, 1952, be and the same hereby are granted:

1. Permit construction of residence on Lot 10 and 11, Block 16, Section E, facing west on Ferdinand Street instead of south on Greenway Court.

2. Permit construction of pump house and shower room per submitted plans on Lots 43 to 45 inclusive, Block 59, Country Club Section 4.

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.

Action upon the recommendation of the Zoning Board of Appeals made at its June 23rd meeting to devote Lots 1 to 9, Block 32, Section B, for parking purposes in connection with the Coral Gables Country Club, was deferred.



The following resolution was presented and read:

RESOLUTION NO. 4017

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 retail beverage store license permitting the sale of alcoholic beverages containing not more than 14 percent alcohol by weight for consumption on the premises, to Dora Lee Daugherty and William G. Force dba. Gables Restaurant at 2317 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 and laws in respect thereto and subject to cancellation upon receipt of any disqualifying criminal records on the part of the owners.

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.

Superintendent of Public Works Robinson discussed with the Commission the proposal to create a local improvement district for construction of sidewalks on Grand Avenue. The Commission directed that an estimate of cost should be prepared for constructing such sidewalks within the present 45-foot street right of way, and that the area adjoining the property of the Board of Public Instruction be deleted from the improvement.

The City Attorney reported that the nature of the activities now being carried on at the Jewish Center on Avenue Zamora were not of a nature justifying any action to abate a nuisance, and suggested that any action thereon be deferred. The Commission concurred in this suggestion.

The following resolution was presented and read:

RESOLUTION NO. 4018

A RESOLUTION PERMITTING THE JUNIOR CHAMBER  
OF COMMERCE TO SELL SOFT DRINKS AND OTHER  
REFRESHMENTS ON OCCASIONS NAMED HEREIN.

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

That the Coral Gables Junior Chamber of Commerce is hereby granted and permitted the exclusive privilege of vending soft drinks and other refreshments from stands or from vehicles in the public streets and places in this city along the route of and at the time of the holding of the University of Miami Homecoming Parade and the Junior Orange Bowl Parade in 1952.

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 City Manager discussed with the Commission another offer from Mr. John Bird, former representative of Michaels Art Bronze Co., and from the Michaels Art Bronze Co. to settle at a discount the commission and balance of purchase price due for parking meters being purchased by the city upon installments. No action was taken pending further analysis of benefits to the city being received before acceptance of such offer.

The following resolution was presented and read:

RESOLUTION NO. 4019

A RESOLUTION CALLING A SPECIAL MEETING OF  
THE COMMISSION TO BE HELD AT 10 O'CLOCK  
A. M., JULY 16, 1952.

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 be and hereby is called to be held at 10 o'clock A.M. (or at the close of the Board of Equalization meeting on that date, whichever is later) for the consideration and passage of ordinances levying taxes for the operation of such city for the fiscal year ending June 30, 1953.

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 Commission approved the closing of City Hall on Saturday morning, July 5th.

The City Manager advised that Director of Public Safety Kimbrough requested permission to employ one additional policeman, immediately, such policeman having been authorized in the 1952-1953 budget. The Commission agreed to the employment of one additional policeman at the present time.

The City Manager advised that a contract had been entered into by the city for the purchase of lots in Block 28, Section K, Coral Gables, in accordance with authority of Resolution 4007, passed and adopted June 17th. *off-st. pkg.*

The following Resolution was presented and read:

RESOLUTION NO. 4020

A RESOLUTION AUTHORIZING THE CITY ATTORNEY  
TO INSTITUTE CONDEMNATION PROCEEDINGS  
AGAINST PROPERTY DESCRIBED HEREIN.

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

That the City Attorney be and he hereby is authorized and instructed to institute condemnation proceedings for the acquisition by the City of Coral Gables of the following described property: *average*



Lots 1 to 14 inclusive and 16 to 30 inclusive, Block 190; Lots 1 to 3 inclusive, 5 to 18 inclusive and 20, Block 193; Lots 3 to 6 inclusive, Block 194; all in Riviera Section Part 6, Coral Gables.

for use by the city for municipal purposes.

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.

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 15, 1952.

The Commission of the City of Coral Gables convened in special session at the City Hall at 10:30 A.M., Tuesday, July 15, 1952. Mayor Hendrick in the Chair; Commissioners Hartnett, Mayes, Neher and Phillips present. Absent: None.

Mr. Vetter of the Humane Society of Greater Miami appeared before the Commission concerning the request of the society for an increase in its appropriation from the city for 1952-1953 from \$600 to \$1800. The budget adopted for such fiscal year continued the appropriation at \$600 as in the year 1951-1952, and all services of the Humane Society in connection with impounding of animals within Coral Gables were stopped July 1 because of the failure of the city to increase this budget figure.

Mr. Vetter was requested to justify the necessity of such increase from the city, inasmuch as an increase of some \$7000 in the county appropriation had been secured. On the basis of the report presented of cost of operations for the previous year, no justification appeared for the increase in appropriation. Mr. Vetter stated that there was no budget prepared for 1952-1953 operations but that the increase was needed. The Commission pointed out that county funds allocated were raised in part from Coral Gables citizens and any increase in city appropriation would amount to a double increase.

Mr. Vetter declared that the request for \$1800 would not be reduced, and that no impounding services would be performed in Coral Gables unless the request for \$1800 was met.

Commissioner Hartnett moved that the <sup>600</sup>\$6000 appropriation for services of the Humane Society as set forth in the budget adopted for the fiscal year 1952-1953 be sustained, and that such amount be offered to the society conditioned upon the continuation of services within Coral Gables; and that no increase of the appropriation be considered on the ground that there had been no showing by the Humane Society of need for additional contributions from Coral Gables in view of the increased county appropriation to the society. He remarked that if such sum was not accepted by the Humane Society for its services in Coral Gables he would recommend more vigorous steps to be taken by the Commission in connection with the matter. The motion was seconded by Commissioner Mayes, and on roll call: "Yeas" - Commissioners Hartnett and Mayes. "Nays" - Commissioners Neher and Phillips; Mayor Hendrick. Motion failed. Commissioners Neher and Phillips and Mayor Hendrick explained their votes by declaring that some increase might be justified but not an increase to \$1800 as requested;



Commissioner Neher declared that steps should be taken to put impounding of animals on a county wide basis.

Commissioner Hartnett then moved that the City Manager be instructed to refer all animal impounding cases to Dade County authorities as long as the Humane Society refused to perform such services in Coral Gables, inasmuch as the increased county appropriation was supported in part by funds collected from Coral Gables. The motion was seconded by Commissioner Phillips and unanimously passed.

Commissioner Hartnett then assumed the Chair and Mayor Hendrick then moved the adoption of the following resolution:

RESOLUTION NO. 4021

A RESOLUTION INCREASING THE APPROPRIATION  
TO THE HUMANE SOCIETY OF GREATER MIAMI  
ON CONDITION STATED HEREIN.

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

That the 1952-1953 appropriation to the Humane Society of Greater Miami for services performed in impounding animals in Coral Gables be increased to \$1200 by allocation of an additional \$600 from the general contingent fund, on condition that regular services in connection with the picking up and impounding of animals in Coral Gables be continued by the society and with the understanding that the monthly payments of \$100 shall be stopped at any time such services are discontinued or not considered by the City Manager to be adequate.

The motion was seconded by Commissioner Phillips, and adopted by the following roll call: "Yeas" - Commissioners Neher and Phillips; Mayor Hendrick. "Nays" - Commissioners Hartnett and Mayes. Commissioners Hartnett and Mayes explained that they voted "no" because they felt that no showing had been made in justification of the increased appropriation. Commissioners Phillips and Neher and Mayor Hendrick explained that they voted "yes" because they felt that it was impractical at this time to provide city facilities for impounding of animals, but they believed the matter should be discussed with county authorities inasmuch as the county appropriation was supported by Coral Gables citizens.

Mayor Hendrick then resumed the Chair.

Mr. Vetter was asked if the Humane Society would continue its services in Coral Gables on the appropriation so increased to \$1200. He requested that such action be communicated to the society in writing and declared that an answer would be immediately forthcoming.

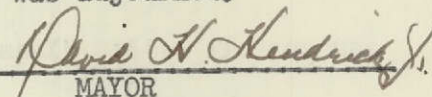
There being no other business the meeting was adjourned.

ATTEST:

  
CITY CLERK

E. B. Poorman

APPROVED:

  
MAYOR

David H. Hendrick, Jr



MINUTES OF REGULAR MEETING  
OF THE CITY COMMISSION  
JULY 15, 1952

The Commission of the City of Coral Gables convened in regular session at the City Hall at 4:00 o'clock P.M., Tuesday, July 15, 1952. Mayor Hendrick in the Chair; Commissioners Hartnett, Mayes, Neher and Phillips present. Absent: none.

The minutes of the regular meeting of July 1, 1952 were approved as read.

The meeting was then turned over to a public hearing upon acceptance of paving work in Local Improvements A-17 and A-18. No objections to the paving work were recieved, and the following resolutions were presented and read:

RESOLUTION NO. 4022

A RESOLUTION ACCEPTING CONSTRUCTION WORK IN  
LOCAL IMPROVEMENT A-17.

WHEREAS, by Resolution No. 3932, passed and adopted February 5, 1952, the Commission ordered Local Improvement A-17, and by Resolution No. 3936, passed and adopted February 19, 1952, 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 Belcher Oil Company, and the work covered by such 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 Belcher Oil Company in Local Improvement A-17 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 Phillips. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Mayes, Neher and Phillips; Mayor Hendrick. "Nays" - None.

RESOLUTION NO. 4023

A RESOLUTION ACCEPTING CONSTRUCTION WORK  
IN LOCAL IMPROVEMENT A-18.

WHEREAS, by Resolution No. 3940, passed and adopted February 19, 1952, the Commission ordered Local Improvement A-18, and by Resolution No. 3944, passed and adopted March 4, 1952, 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 Belcher Oil Company, and the work covered by such contract has now been completed and the City Manager has reported that the work was done in accordance with specifications and is satisfactory;

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

1. That the paving work done by Belcher Oil Company in Local Improvement A-18 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 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 ordinance was presented and read:

ORDINANCE NO. 749

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, 1952; PROVIDING FOR THE SEPARABILITY OF THE PROVISIONS HEREOF; AND DECLARING THIS ORDINANCE TO BE AN EMERGENCY ORDINANCE.

Motion was made by Commissioner Phillips, 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 Phillips, 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. 749.

The following ordinance was presented and read:

ORDINANCE

AN ORDINANCE PROVIDING FOR THE LEVY OF TAXES FOR THE YEAR BEGINNING JULY 1, 1952, AND ENDING JUNE 30, 1953, FIXING THE RATE OF SUCH TAXES FOR THE PURPOSE OF SERVICING THE DEBT AND MEETING THE OPERATING REQUIREMENTS; PROVIDING FOR THE SEGREGATION AND APPLICATION OF THE PROCEEDS OF THE SEVERAL LEVIES; 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 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 LEVYING A TAX FOR THE YEAR BEGINNING JULY 1, 1952, AND ENDING JUNE 30, 1953 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; AND PROVIDING FOR THE SEPARABILITY OF THE PROVISIONS HEREOF.

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, Mayes, Neher and Phillips; Mayor Hendrick. "Nays" - None.

The following resolution was presented and read:

RESOLUTION NO. 4024

A RESOLUTION DETERMINING THE BALANCE ON HAND IN THE TERMINAL REVENUE FUND AS OF JUNE 30, 1952, THE AMOUNT TO BE DISBURSED THEREFROM DURING THE SUCCEEDING TWO MONTHS, THE AMOUNT TO BE WITHDRAWN THEREFROM FOR CORPORATE PURPOSES OF THE CITY, AND THE REMAINDER OF SUCH FUND, IF ANY, TO BE PAID OVER TO THE TERMINAL REVENUE CERTIFICATE FUND.

WHEREAS, Section 9 of Ordinance No. 671 of this city provides that if at the close of any fiscal year there is in the Terminal Revenue Fund an amount in excess of that found by the City Commission to be disbursed therefrom during the next succeeding two months, the excess may be, on or before July 20 next succeeding the close of such year, withdrawn by the city on order of the City Commission and used and applied to any lawful corporate purpose; provided, however, that the maximum withdrawal for any one year shall be \$21,600, and that if any such excess accumulating in any fiscal year is not so withdrawn on or before July 20 following the close of such fiscal year, the amount of such excess shall be paid into the Terminal Revenue Certificate Fund.

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

1. That the Commission hereby finds, determines and orders as follows:
  - (a) Balance, Terminal Revenue Fund, June 30, 1952  
(including excess income from municipal transit system, as defined in Section 9, Ordinance 671) \$12,265.65
  - (b) Amount to be disbursed therefrom during the next succeeding two months. 2,256.00
  - (c) Excess over next two months' needs 10,009.65
  - (d) Amount to be withdrawn by the city and used and applied to any lawful corporate purpose 10,009.65
  - (e) Excess, to be paid into Terminal Revenue Certificate Fund. None

7-15-52



2. That the proper city officers are hereby authorized and directed to withdraw from the Terminal Revenue Fund and to transfer to the current fund of the city the amount shown in item 1(d) above, and to pay into the Terminal Revenue Certificate Fund the balance, if any, remaining as of said June 30 in the Terminal Revenue Fund after such withdrawal.

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 an appeal from the decision of the Zoning Board of Appeals made at its meeting of June 23, 1952 disapproving a request for construction of a filling station on Lots 20 to 24 inclusive, Block 17, Crafts Section. The requested location is within 1150 feet of a private school now being constructed. Mr. Dana Woodman, representing the owner, spoke for the allowance of the exception. Mr. Marvin Cone, owner and operator of a private school now being erected on Lots 27 to 32, Block 16, Crafts Section, across the street from the proposed filling station location, objected to the construction of a station as undesirable and detrimental to the operation of a private school. Mr. Georges Milenoff, owner of Lots across the street from the proposed location and operator of a dancing studio, objected to the construction of the station.

The Commission noted that the Planning and Advisory Board had heretofore recommended to the Commission that the required distance between any church, school, or hospital and filling station be reduced from 1150 feet to 500 feet. The location for which the present exception was requested is within 500 feet of the site of a private school. At the conclusion of the discussion the following resolution was presented and read:

RESOLUTION NO. 4025

A RESOLUTION SUSTAINING THE RECOMMENDATION OF THE ZONING BOARD OF APPEALS AND DISAPPROVING THE REQUEST FOR CONSTRUCTION OF A FILLING STATION ON PROPERTY DESCRIBED HEREIN.

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

That the recommendation of the Zoning Board of Appeals made at its meeting of June 23, 1952 disapproving a request for an exception to permit construction of a filling station on Lots 20 to 24 inclusive, Block 17, Crafts Section, be and the same is hereby sustained, and the request for an exception to the Zoning Ordinance to permit construction of such filling station is hereby denied.

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 Commission suggested that a study be made of zoning requirements concerning the distance limitations between filling stations and churches, schools and hospitals with a view to possible amendment of such restrictions.

The following resolution was presented and read:

RESOLUTION NO. 4026

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, having been recommended by the Zoning Board of Appeals at its meeting of June 23, 1952, be and the same hereby is granted:

Permit construction of a dressing room - cabana separate from residence building on Lots 36 to 41 inclusive, Block 257, Riviera Section on the following terms and conditions:

- (a) That a letter of approval be obtained from the property owner to the north;
- (b) That the plans for such cabana be approved by the Board of Supervising Architects; and
- (c) That the dressing room - cabana shall never be used for living quarters.

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. 4027

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, having been recommended by the Zoning Board of Appeals at its meeting of June 23, 1952 be and the same hereby is granted:

Permit construction of a bath house and slat house combination separate from residence building on the north 28 feet of Lot 28, Lots 29 and 30, and the south 25 feet of Lot 31, Block 128, Riviera Section; and to permit construction of a barbecue pit on the undug portion of the Coral Gables Waterway adjoining such property on condition that the City of Coral Gables shall not be liable or responsible for damage to or destruction of such barbecue pit in the event the city exercises its existing right to widen the Coral Gables Waterway to its full platted width.

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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. 4028

A RESOLUTION AUTHORIZING EXCEPTIONS 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 exceptions to the provisions of Ordinance No. 271, having been recommended by the Zoning Board of Appeals at its meeting of June 23, 1952 be and the same hereby are granted:

1. Permit construction by the Wesley Foundation of a building upon the University of Miami campus at the location shown upon plans submitted, with a flat roof without parapet, subject to plans therefor being approved by the Board of Supervising Architects.
2. Permit construction of a two-car garage upon Lot 118, Block 50, Country Club Section, Part 4, adjacent to Lots 115 to 117 inclusive, Block 50, Country Club Section, Part 4, upon which the owner's residence is now located, subject to plans therefor being approved by the Board of Supervising Architects, and on condition that the owner file with the city a restrictive covenant running with the land agreeing to hold all such property together as one tract.
3. Permit operation of a bakery at 124 Ponce de Leon Blvd. (Lot 5, Block 1, Flagler Section) using 6-deck bottle gas oven with appurtenances similar to equipment now used in restaurants doing their own baking on the premises.
4. Permit change of facing of residence to be erected on Lots 27 to 31 inclusive, Block 227, Riviera Section, from west on Maynada Street to north on Alhambra Circle, providing owner obtains a letter from the property owner to the south on Maynada Street stating that he has no objections to such change of facing.

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. 4029

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, having been recommended by the Zoning Board of Appeals at its meeting of June 23, 1952 be and the same hereby is granted:



Permit construction of motel on Lots 1 to 6 inclusive, Block 21, Flagler Section, according to plans submitted, containing efficiency apartments having 305 square feet of floor area each, subject to plans for the building being approved by the Board of Supervising Architects.

Motion for its adoption was made by Commissioner Neher, seconded by Commissioner Hartnett. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Neher and Phillips; Mayor Hendrick. "Nays" - None. Commissioner Mayes not voting.

Commissioner Hartnett suggested that the Zoning Board make a study of zoning provisions pertaining to the construction of motels within the City of Coral Gables.

Mr. Leslie Coombes, representing Mr. Joe Godwin, owner of 40 feet of Lots 38 and 39, Block 28, Section K, lying west of and adjacent to property in such block recently purchased by the city for an off-street parking lot, stated that Mr. Godwin desired to trade the 40 feet owned by him for the east 40 feet of the city owned tract in such block, and desired to purchase an additional 10 feet on the easterly end of the city owned property. It was explained that Mr. Godwin desired land in this block for the storage of cars of customers of his filling station, and desired a tract of land for such purpose lying closer to his filling station (which is situated on the corner of Avenue Giralda and Ponce de Leon Blvd), than the property now owned by him. The offer was taken under advisement.

The following resolution was presented and read:

RESOLUTION NO. 4030

A RESOLUTION ORDERING LOCAL IMPROVEMENT SK-8

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 61 and 62 of the city charter:

1. Construction of a 4" sidewalk 4 feet wide, and a 12" curb 6 inches wide along the north side of Grand Avenue from U. S. Highway No. 1 (South Dixie Highway) east to the west line of Brooker Street, and abutting Blocks 1A and 1B of Combined and Supplemental Map of MacFarlane Homestead Plat, Plat Book 5, page 81 of the public records of Dade County, Florida; and along the south side of Grand Avenue from U. S. Highway No. 1 (South Dixie Highway) east to the west line of Lincoln Drive, and abutting Block 1 of Golden Gate, Plat Book 21, page 46 of the public records of Dade County, Florida; including storm drains and connectors.

2. That the cost of the improvement, except storm drains and connectors, shall be defrayed by a special assessment upon all lots and lands adjoining and contiguous or bounding and abutting upon such improvement, on a frontage basis within each block, and the cost of storm drains and connectors shall be defrayed by the city.



3. That such special assessments shall be payable 30 days after confirmation of the preliminary assessment roll there- in, or at such time as the Commission may designate pursuant to the city charter.

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 following resolution was presented and read:

RESOLUTION NO. 4031

A RESOLUTION AUTHORIZING AND DIRECTING THE DIRECTOR OF FINANCE - CITY CLERK TO DELIVER TO THE CORAL GABLES FIRST NATIONAL BANK FOR SAFEKEEPING CERTAIN NEGOTIABLE BONDS AND SECURITIES HELD AS INVESTMENTS OF CITY FUNDS, AND CONFIRMING AND RATIFYING THE AUTHORIZATION OF THE BOARD OF TRUSTEES OF THE CORAL GABLES RETIREMENT SYSTEM DIRECTING THE CITY CLERK, AS CUSTODIAN OF THE RETIREMENT SYSTEM FUNDS, TO DELIVER TO THE CORAL GABLES FIRST NATION- AL BANK FOR SAFEKEEPING NEGOTIABLE BONDS AND SECURITIES HELD AS INVESTMENTS OF THE RETIRE- MENT SYSTEM FUNDS; AND RELIEVING THE DIRECTOR OF FINANCE - CITY CLERK, AND CITY MANAGER, AND THEIR SURETIES FROM ALL RESPONSIBILITY FOR THE SAFEKEEPING AND CUSTODY OF BONDS AND SECURITIES SO DELIVERED TO SAID BANK.

WHEREAS, the Director of Finance - City Clerk has in his custody and control over \$100,000.00 negotiable U. S. Govern- ment bonds, being part of the general funds of the city, and, as custodian of the Coral Gables Retirement System, has in his cus- tody and control over \$340,000.00 negotiable U. S. Government bonds, being part of the Retirement System funds of the city, and the amount of such bonds in his custody and control will in- crease in the future; and

WHEREAS, the Director of Finance - City Clerk has re- quested to be relieved of the responsibility of physical custody and processing of such negotiable bonds and securities; and

WHEREAS, the amount of negotiable bearer bonds and securities now held or to be held in the future greatly exceeds the amount of the surety bonds of the Director of Finance - City Clerk and City Manager, as required by and furnished to the city, and it is impractical and uneconomical to increase such surety bonds to fully protect the city and the Coral Gables Retirement System in respect to the custody of such bonds and securities; and

WHEREAS, the Board of Trustees of the Coral Gables Retirement System has heretofore authorized and directed the Director of Finance - City Clerk, as custodian of the Retire- ment System funds, to deliver the negotiable bearer bonds and securities held by the Retirement System fund to the Coral Gables First National Bank to be held by it is safekeeping as herein- below described.

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

1. That the Director of Finance - City Clerk is hereby authorized and directed to deliver to the Coral Gables First National Bank for safekeeping, all negotiable bearer bonds and securities held as investments of city funds at the date of this resolution and all such negotiable bearer bonds and securities that may be acquired hereafter, from time to



time as they are acquired, with directions to said bank to collect interest coupons upon such bonds and securities as they mature and to credit interest to the proper city accounts as may be directed; said Director of Finance - City Clerk is hereby authorized and instructed to accept and to hold the safekeeping receipt of said bank in lieu of the bonds and securities so delivered, and when such bearer negotiable bonds and securities have been so delivered, and the safekeeping receipt of said bank has been furnished and is in possession of the Director of Finance - City Clerk, then the Director of Finance - City Clerk, and City Manager, and their sureties, shall thereafter be freed and relieved of all responsibility for the safekeeping and custody of such negotiable bonds and securities.

2. That the action of the Board of Trustees of the Coral Gables Retirement System in directing the Director of Finance - City Clerk, as custodian of the Retirement System funds, to deliver to the Coral Gables First National Bank for safekeeping all negotiable bearer bonds and securities held as investment of Retirement System funds under conditions and terms as above set forth, is hereby ratified and confirmed.

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.

A discussion was held upon the offer of the Michaels Art Bronze Company to grant to the city a 9% discount for immediate payment of balance of purchase price on 493 parking meters now being purchased on installment plan payments, and the offer of Mr. John Bird, former representative of such company, for a discount upon the amount due him for commissions for the sale of such meters. The Director of Finance pointed out that to take advantage of such an offer would entail the purchase by the city of 130 parking meters and the expenditure of \$25,000 of funds of the city. He advised that the City Manager did not desire to commit the city to the purchase of 130 additional meters from the Michaels Art Bronze Company. The purchase of the meters under the present plan amounted to a free financing of the purchase price by the Michaels Company, and it appeared that it would take from 4 to 6 years at present collection rates to pay the balance of the purchase price of the meters. By not taking advantage of the discount offers the city would still be financing the purchase of the meters at an interest rate of approximately 2½% which did not seem unreasonable. He recommended, to avoid expenditure of large sums of money and to avoid the committing of city funds, that the offer of discount of contract price be declined. The Commission approved the recommendation.

The City Manager stated that the proposed agreement for a trade of property with the University of Miami to secure for the city a Sewage Disposal Plant site had been studied by University officials, and with certain minor changes the University had agreed to the contract form. The matter was referred to the City Attorney for any further negotiations and for completion of the final contract.



The City Manager informed the Commission that the Humane Society of Greater Miami had agreed to continue its service of picking up and impounding animals during the fiscal year 1952-1953 for the sum of \$1200, in accordance with the appropriation made to such Society at the special meeting of July 15, 1952, by Resolution No. 4021.

The City Manager and Superintendent of Public Works Robinson reported on conferences with the University of Miami concerning the grading and paving of a parking area adjoining University Drive in the vicinity of the Merrick Building, the total estimated cost of the plan being \$9422. Mr. Robinson stated that the University requested that the city supervise installation of this parking area and have the work done, with the University reimbursing the city for the cost thereof. The following resolution was presented and read:

RESOLUTION NO. 4032

A RESOLUTION AUTHORIZING INSTALLATION OF A PARKING AREA ADJOINING UNIVERSITY DRIVE ON THE UNIVERSITY OF MIAMI CAMPUS UNDER CITY SUPERVISION WITH THE COST THEREOF TO BE REIMBURSED TO THE CITY BY THE UNIVERSITY.

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

That the proper city officers are hereby authorized and directed to install a parking area according to plans submitted, upon University Drive in the vicinity of the Merrick Building on the University of Miami Campus, on condition that the University agree to reimburse the city for the cost thereof within 90 days from date.

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. 4033

A RESOLUTION APPOINTING MEMBERS OF THE ZONING BOARD OF APPEALS.

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

That the appointment by the Mayor of the following members of the Zoning Board of Appeals of this city for a term ending June 30, 1954, be and the same is hereby approved and confirmed:

Henry Clay Anderson  
J. Allen Brown

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; Mayor Hendrick. "Nay" - Commissioner Hartnett. Commissioner Hartnett explained his nay vote by stating that he felt as a matter of policy that the membership of all advisory boards should be rotated, with at least one new member being appointed each year.

The Commission then discussed the appointment of the members of the Planning and Advisory Board, but action thereon was deferred.

The following resolution was presented and read:

RESOLUTION NO. 4034

A RESOLUTION APPOINTING MEMBERS OF THE CORAL GABLES ATHLETIC COMMISSION.

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

That the following named members be and they hereby are appointed as members of the Coral Gables Athletic Commission for terms ending June 30, 1953;

P. J. Cesarano  
Jack Harding  
Harry W. Morgenthaler  
C. Edwin Roberts  
John M. Montgomery

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; Mayor Hendrick. "Nay" - Commissioner Hartnett. Commissioner Hartnett explained his nay vote by stating that as a matter of policy he felt that the members of all advisory boards should be rotated, with at least one new member being appointed each year.

The City Manager advised that the terms of two members of the Board of Supervising Architects had expired and recommended the appointment of H. Geo Fink and Edward T. Rempe for terms ending June 30, 1954. The following resolution was presented and read:

RESOLUTION NO. 4035

A RESOLUTION CONFIRMING THE APPOINTMENT OF MEMBERS OF THE BOARD OF SUPERVISING ARCHITECTS.

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

That the appointment by the City Manager of the following members of the Board of Supervising Architects of this city for a term ending June 30, 1954, be and the same is hereby approved and confirmed:

H. Geo. Fink  
Edward T. Rempe

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



Commissioner Phillips. Commissioner Hartnett stated that he was in favor of changing the number of members on the Architects Board from 5 to 3, and stated that rotation of membership upon this board would be desirable. Resolution was adopted by the following roll call: "Yeas" - Commissioners Mayes and Phillips; Mayor Hendrick. "Nays" - Commissioners Hartnett and Neher.

Commissioner Mayes suggested that the Commission make further study of an amendment to city ordinances establishing all advisory boards, providing for some designated rotation of personnel.

Mr. Neal D. Huebsch, Administrative Assistant to the City Manager, reported to the Commission on his visit to six activated sludge type sewage disposal plants in Illinois and Indiana. He stated that his visit and study reflected that in no case was there any objectionable odor over 150 feet from the plants, and that well run plants had no objectionable odor unless the plant was obviously overloaded.

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

Seven 1000 lumens OHB lights at the following locations:  
 U. S. Highway No. 1 at Caballero Blvd.  
 U. S. Highway No. 1 at South Alhambra Circle  
 U. S. Highway No. 1 at Santona Street  
 San Vicente Street at Avenue Como  
 San Vicente Street at Avenue Garlenda  
 San Vicente Street at Avenue Aurelia  
 San Vicente Street at Avenue Maya

The recommendations were approved.

The Commission approved the temporary use of Unit No. 7 of the Municipal bus terminal as a municipal court room until such time as such space was rented.

The following resolution was presented and read:

RESOLUTION NO. 4036

A RESOLUTION FINDING AND DETERMINING THAT CERTAIN DESCRIBED PROPERTY IS IN SUCH CONDITION AS TO VIOLATE THE PROVISIONS OF ORDINANCE NO. 729, AND DIRECTING THAT ACTION BE TAKEN TO REMEDY SUCH CONDITIONS.

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

1. That this Commission does hereby find and determine that the lots, parcels and tracts of land described below are in such condition as to be in violation of the provisions of Ordinance No. 729, and that the estimated cost of clearing such lots, parcels and tracts of land, or of otherwise remedying such conditions, are as follows:



<u>Description</u>	<u>Estimated Cost</u>
Lot 13, Block 4, Section A	\$60.00
Lot 7, Block 5, Section A	60.00
Lot 16, Block 9, Section A	130.00
Lot 18, Block 13, Section A	75.00
Lot 21, Block 13, Section A	90.00
Lot 22, Block 13, Section A	75.00
Lot 7, Block 30, Section D	75.00
Lot 16, Block 6, Section B	75.00
Lots 1 thru 4, Block 22, Biltmore Section	180.00
Lot 10, Block 22, Biltmore Section	50.00
Lots 11 thru 14, Block 22, Biltmore Section	200.00
Lots 18 & 19, Block 15, Section C	115.00
Lots 43 thru 46, Block 23, Coconut Grove Section	200.00
Lot 15, Block 134, Country Club Section 6	75.00
Lots 15 & 16, Block 8, Douglas Section	120.00
Lots 9 & 10, Block 27, Douglas Section	115.00
Lot 22, Block 6, Section E	60.00
Lot 20, Block 4, Granada Section	60.00
Lots 13 & 14, Block 81, Granada Section	100.00
Lot 4, Block 1, Granada Place	50.00
Lots 7 & 8, Block 1, Riviera Section	135.00
Lot 25, Block 127, Riviera Section	60.00
	<u>\$2,160.00</u>

2. That the City Manager is hereby directed to serve notice upon the owner or owners of such lands to comply with the requirements of Ordinance No. 729 within 15 days after the service of such notice.

3. That upon the failure or refusal of the owner or owners of such lots, parcels and tracts of land to clear such lands or to otherwise remedy the conditions thereof which are in violation of said ordinance, within 15 days after the service of such notice, the City Manager is hereby authorized and directed to proceed to have such conditions remedied, and the cost thereof shall be and become a lien against such 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, Mayes, Neher and Phillips; Mayor Hendrick. "Nays" - None.

The City Clerk advised that letters had been received from the Board of Directors of the Coral Gables Kiwanis Club protesting a recent action of the Planning Board recommending the removal of civic club signs at the corner of Coral Way and Silver Bluff Avenue.

The Commission then discussed the rental of the units of the Municipal Bus Terminal and delinquency in payments of rentals on the part of several tenants in the terminal. It was agreed to hold a breakfast meeting with the Terminal Rental Committee to discuss these matters at 7:45 o'clock, A. M. July 23, 1952. The City Attorney was instructed to send notices to any tenants in default in payments of rent.

Superintendent of Public Works Robinson recommended to the Commission that a sea wall be built along the Biscayne Bay shore line across the right of way of Sunrise Avenue to tie in with a sea wall presently being constructed by property

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owners both north and south of such street. He stated that construction of a sea wall was necessary for the development of such area, particularly in view of the imminent construction of one or more residences on the bay front.

The following resolution was presented and read:

RESOLUTION NO. 4037

A RESOLUTION AUTHORIZING THE CONSTRUCTION OF A SEA WALL ON THE SHORE LINE OF BISCAYNE BAY ACROSS THE RIGHT OF WAY OF SUNRISE AVENUE AND APPROPRIATING FUNDS THEREFOR.

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

That the proper city officers are hereby authorized and directed to have a sea wall constructed along Biscayne Bay and across the right of way of Sunrise Avenue; such sea wall to be in conformity with a similar wall to be constructed north and south of such location by private property owners, at a cost of not to exceed \$2800; that the necessary amount to pay for the cost of construction of such sea wall is hereby appropriated from unappropriated funds of the city to Appropriation Account 2845-321H for the fiscal year ending June 30, 1953.

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 AND ADJOURNED  
MEETING OF THE CITY COMMISSION  
JULY 16 AND 17, 1952

The Commission of the City of Coral Gables convened in special session at the City Hall at 11:00 o'clock A.M., July 16, 1952, at the close of the meeting of the Board of Equalization on such date, and in accordance with the call thereof, in Resolution No. 4019 passed and adopted July 1, 1952. Mayor Hendrick in the Chair; Commissioners Hartnett, Mayes, Neher and Phillips present. Absent: none.

Inasmuch as the Board of Equalization had not finished its business and had adjourned to 9:00 o'clock A.M., Thursday, July 17, 1952, the special meeting of the Commission was adjourned to the close of the meeting of the Board of Equalization on July 17.

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The special meeting of the Commission of the City of Coral Gables reconvened pursuant to adjournment at 9:45 A.M., Thursday, July 17, 1952, after the conclusion of all meetings of the Board of Equalization for the year 1952.

ORDINANCE NO. 750

AN ORDINANCE PROVIDING FOR THE LEVY OF TAXES FOR THE YEAR BEGINNING JULY 1, 1952, AND ENDING JUNE 30, 1953, FIXING THE RATE OF SUCH TAXES FOR THE PURPOSES OF SERVICING THE DEBT AND MEETING THE OPERATING REQUIREMENTS; PROVIDING FOR THE SEGRAGATION AND APPLICATION OF THE PROCEEDS OF THE SEVERAL LEVIES; AND PROVIDING FOR THE SEPARABILITY OF THE PROVISIONS HEREOF.

which was read and adopted on first reading July 15, 1952, 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 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. 750.

ORDINANCE NO. 751

AN ORDINANCE LEVYING A TAX FOR THE YEAR BEGINNING JULY 1, 1952, AND ENDING JUNE 30, 1953 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; AND PROVIDING FOR THE SEPARABILITY OF THE PROVISIONS HEREOF.

which was read and adopted on first reading July 15, 1952, was read again in

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full. Motion for its adoption was made by Commissioner Neher, 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. 751.

The following resolution was presented and read:

RESOLUTION NO. 4038

A RESOLUTION ACCEPTING AND CONFIRMING THE  
 TAX ROLL FOR THE YEAR 1952.

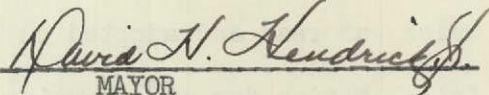
BE IT RESOLVED BY THE COMMISSION OF THE CITY OF  
 CORAL GABLES, FLORIDA:

That the 1952 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 the basis of levying ad valorem taxes for the year 1952.

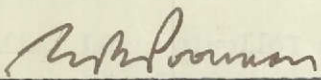
Motion for its adoption was made by Commissioner Hartnett, seconded by Commissioner Mayes. Resolution was adopted by the following roll call:  
 "Yeas" - Commissioners Hartnett, Mayes, Neher and Phillips; Mayor Hendrick.  
 "Nays" - None.

There being no other business the meeting was adjourned.

APPROVED:

  
 MAYOR  
 David H. Hendrick, Jr.

ATTEST:

  
 CITY CLERK  
 E. B. Poorman



MINUTES OF REGULAR MEETING  
OF THE CITY COMMISSION  
AUGUST 5, 1952

The Commission of the City of Coral Gables convened in regular session at the City Hall at 4:00 o'clock P.M., Tuesday, August 5, 1952. Mayor Hendrick in the Chair; Commissioners Hartnett, Mayes, Neher and Phillips present. Absent: None.

Minutes of the regular meeting of July 15, 1952, and of the special meetings of July 15 and 16-17, 1952, were approved as read.

The meeting was turned over to a public hearing upon the appeal of the Country Club of Coral Gables from the decision of the Zoning Board of Appeals, made at its meeting June 23, 1952, disapproving a request for an exception to permit construction of a swimming pool on Lots 1 to 9, Block 32, Section B, lying north and adjacent to the Country Club. Mr. A. M. Franklin, President of the Country Club, appeared before the meeting and stated that the Club requested that a ruling upon this appeal be deferred. He stated that the Club was considering two amended plans wherein the proposed swimming pool would be located elsewhere on Club property, and the City Attorney would be asked for a legal opinion as to whether or not the construction of a swimming pool at the alternative locations, or either of them, would require a special ordinance of approval. He stated that if a special ordinance and public hearing were required the Country Club would file a new request before the Zoning Board of Appeals.

Mr. Benjamin Carey, attorney for Mr. Giffin, and Mr. Frank C. Olden, representing Mr. Morton S. Luper, requested that they be sent a copy of any opinion rendered by the City Attorney in this respect. Mayor Hendrick advised them that they would be so notified of the City Attorney's opinion, as requested, and that if a new request for an exception was filed by the Country Club all property owners within a 500-foot radius of the pool site would be notified of the public hearing to be held thereon.

The meeting was then turned over to receipt and opening of bids for air conditioning the first floor of City Hall in accordance with plans and specifications therefor. The following bids were received:

Rogers Electric Company	\$ 11,340.50
Biscayne Air Conditioning Co.	12,350.00
(Alternate bid with heat pumps)	13,640.00
Sam L. Hamilton, Inc.	12,177.00
Harry C. Higgins, Inc.	12,400.00
Hill York Corporation	12,220.00
Giffen Industries	12,800.00

The following resolution was presented and read:



## RESOLUTION NO. 4039

A RESOLUTION ACCEPTING THE BID OF ROGERS ELECTRIC COMPANY FOR AIR CONDITIONING THE FIRST FLOOR OF CITY, AND AUTHORIZING EXECUTION OF A CONTRACT THEREFOR.

WHEREAS, pursuant to city ordinance bids have been advertised and requested for air conditioning the first floor of City Hall, in accordance with plans and specifications therefor, and bids therefor were received as above recited; and

WHEREAS the bid of Rogers Electric Company in the amount of \$11,340.50 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 Rogers Electric 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 said Rogers Electric Company for air conditioning the first floor of City Hall in accordance with plans and specifications therefor, based upon its bid and subject to conditions and provisions of the charter and ordinances of the city.

3. That the City Manager is authorized to substitute heat pumps in said system instead of the fin strip heaters as bid upon and included in the specifications, if in his judgment, such change will be desirable.

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 receipt and opening of bids for construction of a monolithic sea wall along the United States Harbor line in Biscayne Bay and across the right of way of Sunrise Avenue, in accordance with plans and specifications therefor. The following bids were received:

	<u>Per Lineal Foot</u>
W. T. Price Dredging Corp.	\$58.00
Ebsary Foundation Co.	74.00
Bunnell Ludwig Corp.	72.50
J. W. Pearce Inc.	68.00
Powell Bros. Inc.	79.00

It was noted that the amount of the lowest bid received would exceed the appropriation for construction of such wall as authorized in Resolution No. 4037 of July 15, 1952. The following resolution was presented and read:

## RESOLUTION NO. 4040

A RESOLUTION ACCEPTING THE BID OF W. T. PRICE DREDGING CORP. TO CONSTRUCT A SEA WALL IN FRONT OF RIGHT OF WAY OF SUNRISE AVENUE, AUTHORIZING EXECUTION OF CONTRACT THEREFOR, AND MAKING AN ADDITIONAL APPROPRIATION.



WHEREAS, pursuant to the city charter and ordinances bids were advertised and requested for construction of a monolithic sea wall along the U. S. Harbor Line across the right of way of Sunrise Avenue, and bids therefor were recieved as above recited; and

WHEREAS, the bid of W. T. Price Dredging Corp. in the amount of \$58.00 per lineal foot of such sea wall 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 W. T. Price Dredging Corp. 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 W. T. Price Dredging Corp. for the construction of a monolithic sea wall along the U. S. Harbor Line as shown upon the amended plat of Sunrise Point, PB 32/2, from the prolongation easterly of the south line of Lot 20, Block E of said subdivision, to the prolongation easterly of the north line of Lot 21, Block E of said subdivision, based upon its bid and subject to conditions and provisions of the charter and ordinances of the city.

3. That the additional amount of \$1550.00 is hereby appropriated from unappropriated funds of the city to Appropriation Account 2845-321H for the fiscal year ending June 30, 1953, to permit construction of such sea wall.

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. 4041

A RESOLUTION AUTHORIZING EXCEPTIONS 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 exceptions to the provisions of Ordinance No. 271, having been recommended by the Zoning Board of Appeals at its meetings of July 28 and August 4, 1952, be and the same hereby are granted:

1. Permit construction of a bath house in connection with existing swimming pool, connected to residence by CBS wall, as shown on sketch submitted, on Lot 30 and west half of Lot 31, Block 16, Section B.

2. Permit construction of apartment on Lot 16 and east half of Lot 17, Block 9, Douglas Section, with a ground coverage of 40.7% of the land.

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 noted the Zoning Board of Appeals recommendations made at its meeting of July 28 that any property zoned C-2 and facing upon Southwest 8th Street be deemed acceptable for use and construction of motels. Commissioner Hartnett suggested that the Board of Supervising Architects be asked to make a recommendation to the Zoning Board, and that the Zoning Board be asked to make a recommendation to the Commission, covering a full study of the motel problem including the suggested definition and classification of motels under the Zoning Ordinance, and whether or not any limitations should be established as to size or design of such structures. The Commission concurred in this suggestion and asked that such recommendations be made.

Mr. Steve Hessen and Mr. Joseph Dunn appeared before the Commission concerning Mr. Dunn's offer to purchase from the city Lot 3 (less the north 15 feet thereof), Block 25, Riviera Section. Mr. Hessen presented an appraisal signed by a realtor indicating the value of such property at \$34.00 per front foot, and stated that Mr. Dunn would offer to pay to the city \$2200 for such property, based upon such appraisal. Commissioner Hartnett noted that other realtors in the city had indicated that their appraisal of such property would be higher. It was agreed to ask the President of the Coral Gables Board of Realtors to name two appraisers and Mr. Dunn name two appraisers, and that the four appraisers choose a fifth appraiser, to give a committee appraisal of such property as a basis of the proposed sale to Mr. Dunn. It was requested that vacated right of way of Biltmore Drive be included in the appraisal.

Mr. Forrest Haines and Mr. Al Miller of Howard Johnson, Inc. of Florida, appeared before the Commission requesting reconsideration of a former decision denying the use of orange glazed metal tile on the Howard Johnson restaurant being constructed in Block 197, Riviera Section. They stated that they were unable to secure clay or cement tile in the orange trade-mark color used by Howard Johnson restaurants. The Commission indicated its disapproval of the use of metal tile.

Mr. Haines and Mr. Miller then discussed with the Commission the requested vacation of a portion of the alley in such block. The Commission agreed that it would vacate the alley lying between Lots 9 to 18 inclusive, and Lots 19 to 21 inclusive, of such block on condition that the northeasterly 25 feet of Lot 22 be dedicated as alternate alley outlet, and on condition that there be delivered to the city an executed covenant running with the land that if the use



of Lots 19 to 18 inclusive and Lots 19 to 21 inclusive should hereafter be split to separate purposes,adequate means of ingress and egress will be dedicated or furnished.

The City Manager presented a petition of a number of property owners requesting the paving of certain streets in Biscayne Bay Section. The following resolution was presented and read:

RESOLUTION NO. 4042

A RESOLUTION ORDERING LOCAL IMPROVEMENT H-82.

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 of 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, Avenue Tivoli from Mindello St. to Old Cutler Road, Avenue San Servando from Mindello St. to Old Cutler Road, Veronese St. from Avenue Gondoliere to Avenue Tivoli, and Almansa St. from Avenue Gondoliere to Avenue Tivoli; all in Biscayne Bay Section 1, Plat A, Coral Gables, Florida, at an estimated cost of \$9920.10 (of which an estimated \$8184.10 shall be apportioned to abutting property and \$1736.00 to the City).

2. That the cost of the improvement, except intersections, shall be defrayed by special assessments 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 as Improvement District H-82.

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 1929 as amended.

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. Commissioner Neher not voting.

Director of Public Safety Kimbrough appeared before the Commission to discuss the possible purchase of a police boat. The City Manager advised that a boat adequate for this purpose was available for approximately \$1000, and that it was estimated that the operation and maintenance for the remainder of the fiscal year would be \$400. Mr. Kimbrough stated that such a boat would be of value to the police department, but that he did not desire any reduction in his present budget or substantial change in use of present men. The Commission declined to take action in the matter at this time.

The Commission then discussed a letter received from Private Brooks

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the Police Department requesting that his position be reclassified and his salary increased. Mr. Kimbrough objected to the reclassifying of Private Brooks unless numerous other positions in the Police Department were likewise considered for reclassification and salary increases. It was suggested that Mr. Kimbrough make such recommendations as he thought proper to the Commission.

The Commission then discussed a letter received from Private William Howden of the Fire Department stating that he had been asked to attend a boxing clinic in Korea for a 30-day period. Mr. Kimbrough recommended, and the Commission concurred, that Mr. Howden be granted a 30-day leave of absence without pay if he desired to take advantage of such offer.

The City Manager presented a letter from Cushman Baking Company requesting the city to release it from its obligation under its lease for Unit No. 3 of the bus terminal, in consideration of the forfeiture of the rent deposit plus payment of rent due for August and September, 1952. The request was discussed at length by the Commission, and the Commission decided that in view of the city's commitment for terminal revenue certificates it could not justifiably release the Cushman Baking Company Inc. of its lease obligation, and directed the proper city officials to notify the company that full performance of its lease obligation will be expected. The City Manager advised that the City Attorney felt that no steps should be taken to prevent the company from removing property from the leased premises, which it had abandoned. The Commission expressed its willingness to release the company from the lease only upon substitution of another tenant acceptable to the Commission who would accept the rent obligation.

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

- 1 OHB 1000 lumens light at Michaelangelo St. and Avenue Marmore;
- 1 OHB 1000 lumens light at Michaelangelo St. and Avenue Viera;
- 12 WWOH 6000 lumens lights on Ponce de Leon Blvd. from the north side of Avenue Mendoza to the north side of Avenue Antilla;
- 14 WWOH 6000 lumens lights on Ponce de Leon Blvd. from the south side of Avenue Almeria to the south side of Avenue Santander;
- 1 WWOH 10,000 lumens light at northeast corner of Coral Way and LeJeune Road;
- 1 WWOH 6000 lumens light at northeast corner of Avenue Andalusia and LeJeune Road;
- 1 WWOH 6000 lumens light at southeast corner of Biltmore Way and Anderson Road;
- 5 WWOH 10,000 lumens lights on Biltmore Way in vicinity of City Hall;
- 15 WWOH 6000 lumens lights on Biltmore Way from City Hall area west to Anderson Road;
- 17 - 2500 lumens lights in the Industrial Section;

and the removal of certain street lights in the above areas. The recommenda-



tions were approved.

The City Manager explained that he had received a request from Mr. Richard Gruelle, owner of property at 1210 Ponce de Leon Blvd, to pave the 10-foot setback area at rear of his lot. The City Manager explained that there was no dedicated alley at this point, and that before the city could pave the strip by special assessment a dedication would have to be received. The Commission referred the matter to the City Attorney, expressing the opinion that the owners would probably have to arrange for the paving themselves.

The following resolution was presented and read:

RESOLUTION NO. 4043

A RESOLUTION AUTHORIZING PAYMENT OF WORKMEN'S COMPENSATION CLAIM OF ARTHUR J. ALLEN, AND MAKING AN APPROPRIATION THEREFOR.

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

1. That the proper city officers are hereby authorized and directed to comply with the Workmen's Compensation Law of the State of Florida in connection with the claim of injury to employee Arthur J. Allen, and to pay to him or on his behalf all amounts required under such law in accordance with the advice of the City Attorney.

2. That the necessary amount for such payments is hereby appropriated from the insurance reserve fund to Appropriation Account 2870-153B for the fiscal year ending June 30, 1953.

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. 4044

A RESOLUTION DECLARING THE POLICY OF THE CITY IN REGARD TO LIABILITY OF THE CITY IN CASE OF INJURY TO COMMON LABORERS EMPLOYED BY THE CITY.

WHEREAS, Ordinance No. 731 of this city, establishing a leave system for employees, provides that disability leave with pay may be granted to common laborer employees of the city at the discretion of the City Manager and up to a maximum of 60 days; and

WHEREAS, it is deemed advisable by this Commission, in cases of injuries to common laborer employees of the city incurred by accident arising out of their employment (defined as under the Coral Gables Retirement System and those employees not receiving the benefits of annual leave under Ordinance No. 731), that payments to or on behalf of such employees be limited to those required and provided under the Workmen's Compensation Law of the State of Florida;

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



That in the event of injury to any common laborer employed by the city and compensable under the terms and provisions of the Workmens Compensation Act of the State of Florida, payments of salary, wages, compensation, or for medical expenses, shall be made to such employee or on his behalf in accordance with the requirements and provisions of the Workmen's Compensation Act of the State of Florida, and the City Manager is hereby requested and directed to put this directive in effect in the administration of the leave system ordinance of this 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.

The following resolution was presented and read:

RESOLUTION NO. 4045

A RESOLUTION APPOINTING MEMBERS OF THE PLANNING AND ADVISORY BOARD.

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

That the appointment by the Mayor of the following members of the Planning and Advisory Board of this city for a term ending April 30, 1953, be and the same is hereby approved and confirmed:

M. B. Garris  
Louis S. Edwards  
Denman Fink  
Clyde R. Higgins  
Herbert Brown  
R. B. Roberts, Jr.  
Sam Weissel

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 and Phillips; Mayor Hendrick. "Nay" - Commissioner Neher.

Mayor Hendrick explained that he had not re-appointed Mr. Frank N. Holley, Jr. inasmuch as Mr. Holley had requested to be relieved from such duties.

The following resolution was presented and read:

RESOLUTION NO. 4046

A RESOLUTION APPROVING TRANSFERS OF RETAIL PACKAGE BEVERAGE STORE AND RETAIL BEVERAGE STORE LICENSES.

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

That the transfers of:

(a) the retail beverage store license heretofore issued to Herbert B. Brooks d/b/a Alhambra Drive-Inn, 147 Alhambra Circle, to Edward A. Courtney, doing business under the same name and at the same



address, and of the license so issued to Courtney to Ethel and Joe Hicks, doing business under the same name and at the same address;

(b) the retail package beverage store license heretofore issued to Harry and Betty Doctor d/b/a Supreme Market, 4633 LeJeune Road, to Samuel Silverman, under the same name and at the same address; and

(c) the retail beverage store license heretofore issued to Rose Martinelli d/b/a Eddy's Varsity Grill, 1500 South Dixie Highway, to James Santacroce d/b/a Santacroce Italian American Restaurant at the same address;

be and the same hereby are approved, subject to compliance with all regulatory laws and ordinances in respect thereto and subject to cancellation upon receipt of any disqualifying criminal record on the part of any of the respective transferees.

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 Clerk advised the Commission that a survey of the work of the departments located in the City Hall, carried on for a period of several weeks, had shown that 97 percent of the weekly public contacts and public services were made Monday through Friday of each week, and that only 3 percent of any week's transactions occurred on Saturday morning. He stated that in his opinion the opening of City Hall offices for 3½ hours on Saturday morning was an inefficient operation, and was not productive inasmuch as experience showed the public did not take advantage of such hours. He advised that the City Manager concurred in this recommendation, and recommended that office hours in City Hall be lengthened to 5:30 P.M. each week day, thus giving the public a longer opportunity each day to transact city business, and that the City Hall offices be closed on Saturdays. To insure the same working hours each week for all employees affected the lunch period would be cut from one hour to 50 minutes.

The following resolution was presented and read:

RESOLUTION NO. 4047

A RESOLUTION FIXING OFFICE HOURS OF DEPARTMENTS OF THE CITY LOCATED IN CITY HALL.

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

That beginning August 11, 1952 the office hours of all city departments located in the City Hall shall be 8:30 A.M. to 5:30 P.M., with a 50-minute lunch period, Monday through Friday of each week; and that beginning Saturday, August 16, 1952 the City Hall shall be closed all day Saturday of each week.



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 ordinance was presented and read:

ORDINANCE NO. 752

AN ORDINANCE AMENDING CHAPTER 7, SECTION 195 OF ORDINANCE NO. 666 CONCERNING AMOUNT OF FINE FOR VIOLATION OF CHAPTER 7, ARTICLE 3, SECTION 20, OF SAID ORDINANCE; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HERewith; AND DECLARING THIS TO BE AN EMERGENCY ORDINANCE.

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, 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 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. 752.

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 19, 1952

The Commission of the City of Coral Gables convened in regular session at the City Hall at 4:00 o'clock P.M., Tuesday, August 19, 1952. Vice Mayor Hartnett in the Chair; Commissioners Mayes, Neher and Phillips present. Absent: Mayor Hendrick.

The minutes of the regular meeting of August 5, 1952 were approved as read.

The meeting was turned over to the receipt and opening of bids for construction of an addition to the tool house at the Granada Golf Course in accordance with plans and specifications therefor, and, at the conclusion of the opening of the bids, the following resolution was presented and read:

RESOLUTION NO. 4048

A RESOLUTION ACCEPTING THE BID OF JEFFERSON CONSTRUCTION COMPANY FOR CONSTRUCTION OF ADDITION TO TOOL HOUSE AT GRANADA GOLF COURSE, AND AUTHORIZING EXECUTION OF A CONTRACT THEREFOR.

WHEREAS, pursuant to city ordinance bids have been advertised and requested for construction of an addition to the tool house at the Granada Golf Course, in accordance with plans and specifications therefor, and bids therefor were received as follows:

<u>Name</u>	<u>Amount</u>
Gaffney, Inc.	\$1132.00
Roland A. Pohner	1175.00
Avant Construction Co.	1233.00
Sparks Construction Co. Inc.	1269.00
Jefferson Construction Co.	1095.00

AND WHEREAS, the bid of Jefferson Construction Company in the amount of \$1095 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 Jefferson Construction 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 said Jefferson Construction Company for construction of an addition to the tool house at the Granada Golf Course in accordance with plans and specifications therefor, based upon its bid and subject to conditions and provisions of the charter and ordinances 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 Mayes, Neher and Phillips; Vice Mayor Hartnett. "Nays" - None.



The meeting was then turned over to a public hearing upon the confirmation of the assessment rolls in Local Improvements A-17 and A-18, and for confirmation of the resolution ordering Local Improvement SK-8. The following resolutions were presented and read:

RESOLUTION NO. 4049

A RESOLUTION CONFIRMING THE PRELIMINARY ASSESSMENT ROLL IN LOCAL IMPROVEMENT A-17.

WHEREAS, the Commission of the City of Coral Gables met at 4 o'clock P.M., August 19, 1952, 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-17, 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-17 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.

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

Total cost	\$1,050.90	Apportioned to abutting
Apportioned to city	<u>None</u>	lots and parcels, per
Apportioned to		lineal front foot: \$1.781
abutting prop'ty	\$1,050.90	

be and the same is hereby confirmed.

4. That each and every assessment described herein shall be due and payable October 1, 1952, 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 1952, 1953 and 1954, provided that the owner thereof shall file with the City Manager, on or before October 1, 1952, 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 1, 1952.

5. That the Director of Finance is hereby authorized to transfer the necessary amount to pay the cost of Local Improvement A-17 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) By transferring to the 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 Mayes, seconded by Commissioner Neher. Resolution was adopted by the following roll call: "Yeas"- Commissioners Mayes, Neher and Phillips; Vice Mayor Hartnett. "Nays" - None.

RESOLUTION NO. 4050

A RESOLUTION CONFIRMING THE PRELIMINARY ASSESSMENT ROLL IN LOCAL IMPROVEMENT A-18.

WHEREAS, the Commission of the City of Coral Gables met at 4 o'clock P.M., August 19, 1952, 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-18, 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-18 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 benefitted 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	\$1,375.29	Apportioned to abutting
Apportioned to city	<u>57.73</u>	lots and parcels, per
Apportioned to		lineal front foot: \$1.1361
abutting property	\$1,317.56	

be and the same is hereby confirmed.

4. That each and every assessment described herein shall be due and payable October 1, 1952, except that assessments in the amount of \$25.00 or more against any 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 1952, 1953 and 1954, provided that the owner thereof shall file with the City Manager, on or before October 1, 1952, his written undertaking waiving all irregularities and illegalities in connection with said assessments against such lot or parcel; all deferred payments to bear interest at the rate of 6 percent per annum from October 1, 1952.

5. That the Director of Finance is hereby authorized to transfer the necessary amount to pay the cost of Local Improvement A-18 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 \$57.73 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 district;

(next page is 245)  
2/22/52



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Section header or title in the middle of the page.

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Second main paragraph of text, continuing the faint, illegible content.

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

Mrs. Gertrude Perry, owner of residence at 145 Grand Avenue, appeared to object to Local Improvement SK-8; Mrs. Perry stated that there was no doubt of the need of sidewalks in the area, but that she felt that the construction at this time was too expensive and feared that she would be unable to pay the assessment on her property. No other objections were voiced.

#### RESOLUTION NO. 4051

##### A RESOLUTION CONFIRMING THE RESOLUTION ORDERING LOCAL IMPROVEMENT SK-8.

WHEREAS, the Commission of the City of Coral Gables met at 4 o'clock P.M., August 19, 1952, pursuant to legal notice duly published in accordance with the provisions of the city charter to hear all objections of interested persons to the confirmation of Resolution 4030, passed and adopted July 15, 1952 and ordering Local Improvement SK-8, and to the plans and specifications and estimates of cost of such improvement, and only one objection to such improvement was made;

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

That Resolution 4030, passed and adopted August 19, 1952, and ordering Local Improvement SK-8, be and the same is hereby confirmed and the cost of such improvement 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 Neher. Resolution was adopted by the following roll call: "Yeas" - Commissioners Mayes, Neher and Phillips; Vice Mayor Hartnett. "Nays" - None.

Mr. Roscoe Brunstetter presented to the Commission the following proposed ordinance establishing a Firemen's Relief and Pension Fund:

#### ORDINANCE

AN ORDINANCE PROVIDING FOR THE CREATION OF A CORAL GABLES FIREMEN'S RELIEF AND PENSION FUND, CREATING A BOARD OF TRUSTEES FOR THE ADMINISTRATION OF SAID FUND: PROVIDING FOR MEANS OF CREDITING ACCUMULATED AND PROSPECTIVE FUNDS TO THE ACCOUNT OF INDIVIDUAL FIREMEN; PROVIDING FOR DISBURSEMENTS AND PAYMENT OF BENEFITS FROM SAID FUND.

which was read upon first reading. Motion for its adoption on first reading was made by Commissioner Mayes, seconded by Commissioner Neher. Ordinance was adopted on first reading by the following roll call: "Yeas" - Commissioners Mayes,



Neher, and Phillips; Vice Mayor Hartnett. "Nays" - None. Vice Mayor Hartnett suggested that Section 5.3 of the ordinance as passed on first reading be amended to provide that separation benefits would be payable only to firemen leaving the service on honorable conditions. After some discussion it was decided that such amendment would not be considered.

The City Clerk called the attention of the Commission to the fact that real estate brokers in the area were being circularized to purchase signs "open for inspection" which could be placed by suction cups on the top of automobiles parked in the street or on the property desired to be shown. The question was raised as to whether or not the city could or should prohibit such signs. The City Attorney stated that he felt that the city had power to control and prevent the use of such signs, and the matter was referred to him for study.

Vice Mayor Hartnett brought for consideration of the Commission the matter of contractor's advertising signs commonly placed on construction sites during the period of construction, and raised the question as to whether or not the use of such signs was adverse to the city's interest and if the placing of such signs should be controlled or prevented. Superintendent of Public Works Robinson stated that the policy of the Building Department had been to permit such signs on tool houses built on the premises, during the construction period. The Commission directed the Building Department to require removal of tool houses and all such advertising signs on the property within 14 days after the final building inspection was given for any building or structure under construction in the city.

Mr. George W. Ford of R. A. Wright and Son, General Contractors of Ft. Lauderdale, appeared before the Commission to request permission to install a temporary bulk cement handling plant on the FEC railroad right of way just south of and adjoining Augusto Street. He declared that his company had a contract for construction work at Key West, and desired to transfer bulk cement from railroad cars to motor trucks at this point. The operation was desired for approximately 6 months commencing September 1, 1952, and would entail the construction of a loading bin and concrete piers. The Commission declared that such an operation would be an industrial operation incompatible with the area in which it was desired to be placed, and refused permission for such operation anywhere on the railroad right of way within the City of Coral Gables.



The City Clerk advised that Tamiami Travel Service Inc. continued to be delinquent under its lease at the bus terminal, and now owed minimum rental in the amount of \$358.33 due for each of the months of June, July and August. He advised that the City Attorney had, on July 17, served required notice of delinquency on the tenant and that under the terms of the lease if delinquencies were not purged within 15 days the city would proceed to cancel the lease or take such other steps as would be necessary to collect rent. The following resolution was presented and read:

RESOLUTION NO. 4052

A RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO TAKE NECESSARY ACTION TO COLLECT DELINQUENT RENTALS OR TO TERMINATE THE LEASE OF TAMIAMI TRAVEL SERVICE INC. TO BUS TERMINAL SPACE.

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

That the City Attorney is hereby authorized and directed to take any and all action deemed by him necessary to collect delinquent rentals due from Tamiami Travel Service Inc. upon its lease of Unit No. 27 of the Municipal Bus Terminal; and in the event such tenant does not purge itself of default under such lease, the City Attorney is hereby authorized and directed to take whatever action he deems necessary to terminate the 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, Neher and Phillips; Vice Mayor Hartnett. "Nays" - None.

The City Attorney advised that he had served notice on Cushman Baking Company, in accordance with directions of the Commission at its last meeting, that the city could not release the company from its terminal lease. The City Clerk advised that efforts were being made to secure another tenant for the space in accordance with directions of the City Attorney.

The following ordinance was presented and read:

ORDINANCE

AN ORDINANCE AMENDING PARAGRAPH (15) OF SECTION TWO (2), DEFINING "FAMILY", OF ORDINANCE NO. 271, SAME BEING KNOWN AS THE ZONING ORDINANCE OF THE CITY OF CORAL GABLES; REPEALING ALL LAWS IN CONFLICT 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 Mayes, Neher and Phillips; Vice Mayor Hartnett. "Nays" - None.



At the request of the City Attorney the following resolution was presented and read:

RESOLUTION NO. 4053

A RESOLUTION AUTHORIZING THE CITY ATTORNEY TO INITIATE ACTION TO ACQUIRE LAND DESCRIBED HEREIN FOR USE IN CONNECTION WITH THE SEWAGE DISPOSAL SYSTEM OF THE CITY.

WHEREAS, in the opinion of the City Commission formed after a great deal of study, it has become necessary to provide adequate sewage disposal for the City of Coral Gables; and

WHEREAS, the placing and location of the sewage disposal plant is of great importance and the city's engineer, among other locations, has suggested that location which is hereinafter, in the resolution accompanying this preamble described;

NOW, THEREFORE, BE IT RESOLVED that the City Attorney be and he is hereby directed and instructed, immediately to initiate action to acquire for the city for sewage purposes, the following described property lying and being in the City of Coral Gables, Dade County, Florida, to-wit:

All of Block 190; all of Block 193, except Lot 19 thereof, and all of Block 194, except Lots 1, 2, 7 and 8 thereof, of Riviera Section Part 6, according to plat thereof recorded in Plat Book 20 at page 79 of the public records of Dade County, Florida;

either by voluntary purchase or by institution of an action in condemnation, either or both, whichever in his discretion seems best calculated to produce the desired result.

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; Vice Mayor Hartnett. "Nays" - None.

The City Attorney presented a written opinion, as requested by the Commission at its meeting of August 5, 1952, concerning the use of certain lots in Block 32, Section B, for a swimming pool. In this opinion the City Attorney stated that before Lots 1 to 9 and Lots 37 and 38 of such block, owned by the Country Club of Coral Gables, could be used by such club for swimming pool purposes there must be a hearing before the Zoning Board, and a special ordinance passed by the Commission granting permission for the specific use sought. He further advised that if such ordinance were passed, he believed it would be upheld by the courts. Copies of this opinion were sent by the City Attorney to all those persons requesting such copies as shown in the minutes of the meeting of August 5, 1952. The City Attorney stated that the Country Club should present a definite plan, speci-



fically locating the proposed pool, and should apply to the Zoning Board for a public hearing in accordance with the requirements of the Zoning Ordinance.

The City Clerk requested the Commission to determine a policy in regard to the requested furnishing of garbage and trash collection service to Mr. Garland Budd, 1212 Santana Street. The major portion of Mr. Budd's house lies outside the city limits of Coral Gables in the area known as the Laesch Tract. On October 2, 1951, the Commission had directed that garbage and trash service be discontinued within the Laesch Tract. Inasmuch as a small portion of Mr. Budd's house and a larger portion of his land area lies within the city limits, the Commission directed that garbage and trash collection service be furnished to that address.

Superintendent of Transportation Smith appeared before the Commission to advise that a new and large housing development was being constructed in the area generally bounded by 99th and 106th Avenues and Bird and Miller Roads, some  $5\frac{1}{2}$  miles west of the city limits of Coral Gables. He stated the South Miami Coach line had indicated its intention to institute bus service from such area to South Miami, if the City of Coral Gables was not interested in operating bus lines through the area. Mr. Smith stated that bus service to this development would require a round trip of 17 miles, that it would cost approximately \$82.50 per day to operate and would require 416 passengers daily at a 20¢ fare to break even. He stated that there were or might be at least 1200 small homes in this area, and that an extensive study by him revealed that almost every home owner had an automobile. Bus service in this area could therefore be expected to be used only by housewives for shopping purposes, and not for transporting workers to their jobs. He gave as his opinion that the line to that area would probably be operated at a loss for an undeterminable period. He did not feel that a shuttle line from present lines would be feasible, inasmuch as it would overcrowd local lines at peak periods and reduce the quality of service to Coral Gables residents, and also would add considerable cost by requiring tripper buses to be placed in service. He stated that a shuttle bus line in the general area had been tested by the city for a period last year and had proved to be a non-profit operation. He further stated that in his opinion the extension of city bus lines to this area in question should be considered only if such line could be expected to



bring additional shoppers to the City of Coral Gables business area, and he questioned that this result would be obtained inasmuch as expressed desires of many residents in the area had been for shopping service only to the Red-Bird commercial center west of Coral Gables. Commissioner Mayes asked if the city could later extend lines to this area even if the South Miami Coach line was serving the area, and the City Attorney declared that he believed the city could operate lines within the adjoining suburban areas without regard to Railroad Commission approval on the existence of another line therein. On motion of Commissioner Mayes, seconded by Commissioner Neher and unanimously adopted it was decided that no action toward the establishment of bus service in such area be contemplated at such time.

The City Clerk recommended the re-enactment of the ordinance regulating garbage and trash collection service incorporating amendments to provide that no multiple discount rates or vacancy credits be allowed on fees more than 60 days delinquent, that payment of current fees should not be accepted if there are delinquent fees due on the particular unit, and that vacancy credits for multiple residence units be allowed only against subsequent payments due.

The following ordinance incorporating such changes, was then presented and read:

#### ORDINANCE

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; 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 Mayes, Neher and Phillips; Vice Mayor Hartnett. "Nays" - None.

The City Clerk presented an application for a Certificate of Public Convenience and Necessity for the operation of 4 additional taxicabs and 2 for-hire cars filed by Julius Bauer, d/b/a University Cabs. In accordance



with Ordinance No. 666 the Commission set the hearing upon such application for the regular meeting of September 2, 1952.

The City Clerk advised that he had been informed that property owners in the area affected planned to request the vacation of Almansa Street, Veronese Street and possibly Sunset Place, lying between Sunset Road and Avenue Tivoli. He requested the Commission to advise what procedure they desired to be followed in connection with such request. The Commission directed that if and when such request was received, notices should be sent to all property owners affected and a public hearing would be held thereon.

The City Clerk advised that the Greater Miami Traffic Association had informed the city that it was contesting the petition of the Southern Bell Telephone Company for a further increase in rates and would argue a motion to dismiss the application on December 3, 1952. The Commission indicated its desire that the Mayor, or some other city official designated by him, be present at such hearing and give any aid requested to the Traffic Association in fighting this application.

The following resolution was presented and read:

RESOLUTION NO. 4054

A RESOLUTION DESIGNATING 3800 LE JEUNE ROAD  
AS THE STREET ADDRESS FOR LOTS 11, 12 AND  
13, BLOCK 146, COUNTRY CLUB SECTION PART 6.

WHEREAS, Lots 11, 12 and 13, Block 146, Country Club Section Part 6, situated at the southwest corner of Avenue Fluvia and LeJeune Road are held by one owner, whose residence is situated on Lots 12 and 13; and

WHEREAS, said owner desires to have the street number 3800 LeJeune Road assigned to such home;

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

That the street number 3800 LeJeune Road shall be assigned to residence now located on Lots 12 and 13, Block 146, Country Club Section Part 6 until such time, if ever, that Lot 11 is built upon; and if in the future a building is constructed upon Lot 11 or north of the present residence described above, the street number 3800 shall be assigned to such new building, and the street number of the present residence shall be thereafter changed in accordance with the system of street numbering in effect in the city.

AIA427



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

There being no other business the meeting was adjourned.

APPROVED:

*Fred B. Hartnett*  
FRED B. HARNETT  
VICE MAYOR

ATTEST:

*E. B. Poorman*  
E. B. POORMAN  
CITY CLERK



MINUTES OF REGULAR MEETING  
OF THE CITY COMMISSION  
SEPTEMBER 2, 1952

The Commission of the City of Coral Gables convened in regular session at the City Hall at 4:00 o'clock P.M., Tuesday, September 2, 1952.

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

Minutes of the regular meeting August 19, 1952 were approved as read. The meeting was turned over to a public hearing upon the confirmation of Local Improvement H-82. Mr. George Stamos, Mr. J. P. Dunaway, Mr. E. M. Enkur and Mr. M. A. Curry all appeared to object to the improvement unless all the streets in the area were paved. It was noted during this discussion that a request was to be made to the Commission to close Almansa Street from Avenue Tivoli to Sunset Road. Statements were made during the hearing that a petition would probably be filed with the Commission to also vacate Veronese Street and Sunset Place between Avenue Tivoli and Sunset Road.

Attorney John Sullivan, representing Theodore Reducka, then discussed the petition filed by him for vacation of Almansa Street as above noted, and stated that he requested that any hearing upon the vacation be deferred inasmuch as he expected to file an amended petition including one or both of the additional streets above described.

The Commission was of the opinion that the completion of the proposed Local Improvement H-82 and the matter of the requested vacation of the three streets should be heard together at a public hearing (for which notices should be sent to all property owners in the Biscayne Bay Section west of Old Cutler Road), and to effect such a hearing for consideration of both questions at one time the following resolutions were presented and read:

RESOLUTION NO. 4055

A RESOLUTION AMENDING RESOLUTION NO. 4042  
ORDERING LOCAL IMPROVEMENT H-82.

WHEREAS the Commission of the City of Coral Gables met at 4 o'clock P.M., September 2, 1952, pursuant to legal 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. 4042, passed and adopted August 5, 1952 and ordering Local Improvement H-82, and to the plans, specifications and estimates of costs of such improvement; and

WHEREAS objections have been made to the paving of the streets named in Local Improvement H-82 unless Almansa Street, Veronese Street and Sunset Place between Avenue Tivoli and Sunset Road be likewise paved;



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

1. That Resolution No. 4042, passed and adopted August 5, 1952 and entitled "A Resolution Ordering Local Improvement H-82", be and the same hereby is amended so that Section 1 thereof shall read:

"1. Paving to a 20-foot width with a 6-inch compacted lime rock base, primed and sealed with asphaltic oils and sand finished, Avenue Tivoli from Mindello St. to Old Cutler Road, Avenue San Servando from Mindello St. to Old Cutler Road, Veronese St. from Gongoliere to Sunset Road, Almansa St. from Avenue Gondoliere to Sunset Road, and Sunset Place between Avenue Tivoli and Sunset Road; all in Biscayne Bay Section 1, Plat A, Coral Gables, Florida, at an estimated cost of \$12,151.00 (of which an estimated \$9,665.00 shall be apportioned to abutting property and \$2,486.00 to the city)."

2. That the City Clerk is hereby authorized and directed to re-publish notice and to re-set public hearing upon the confirmation of Local Improvement H-82 as hereby amended.

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 and Phillips; Mayor Hendrick. "Nays" - None. Commissioner Neher not voting.

RESOLUTION NO. 4056

A RESOLUTION ORDERING A PUBLIC HEARING UPON VACATION OF CERTAIN STREETS.

WHEREAS a petition has been filed with the City Commission requesting the vacation of Almansa Street between Avenue Tivoli and Sunset Road, and the Commission is informed that an amended petition will be filed before it requesting a similar vacation of Veronese St. and Sunset Place between Avenue Tivoli and Sunset Road; and

WHEREAS it is deemed advisable that a public hearing be held upon such requested vacation, and that the requested vacation be considered at the same time as the matter of confirmation of Local Improvement H-82, which includes the paving of such streets involved in the petition for vacation;

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

1. That upon the filing with the City Clerk of an amended petition requesting the vacation of Almansa St. Veronese St. and Sunset Place between Sunset Road and Ave. Tivoli, or any of them, that a public hearing be set upon such question and that notices thereof be sent to all owners of property in Biscayne Bay Section west of Old Cutler Road.

2. That the City Clerk is hereby directed to send and publish notices for and to set the public hearing upon the confirmation of the resolution ordering Local Improvement H-82, as amended, for the same Commission meeting as the public hearing upon vacation of streets above described.

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 and Phillips; Mayor Hendrick. "Nays" -



None. Commissioner Neher not voting.

The meeting was then turned over to a public hearing upon the acceptance of paving work in Local Improvement A-19. No objections were presented as to the work. The following resolution was then presented and read:

RESOLUTION NO. 4057

A RESOLUTION ACCEPTING CONSTRUCTION WORK  
IN LOCAL IMPROVEMENT A-19.

WHEREAS by Resolution No. 3995, passed and adopted May 20, 1952, the Commission ordered Local Improvement A-19, and by Resolution No. 3998, passed and adopted June 3, 1952, the 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 Belcher Oil Company, and the work covered by such contract has 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 Belcher Oil Company in Local Improvement A-19 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, Mayes, Neher and Phillips; Mayor Hendrick.  
"Nays" - None.

The Meeting was then turned over to a public hearing upon the application of Julius Bauer III d/b/a University Cabs, for a certificate of public convenience and necessity for the operation of four additional taxicabs and two for-hire cars. Attorney Theed, representing Mr. Bauer, declared to the Commission that additional cabs and for-hire cars were necessary for the applicant to properly carry on his business. Mr. Upson Jones of Gables Taxi Inc. declared that the use of present taxicab permits by companies currently operating in Coral Gables indicated that there was no need for additional taxicab certificates. Inasmuch as it was indicated that the hearing upon this matter would take considerable time, the hearing was adjourned to 3 o'clock P.M., September 16, 1952, immediately preceding the regular Commission meeting of that date.

The use of the general contingent fund for the cost of a picnic to be presented for city employees and their families was approved.

The following resolution was presented and read:

9/2/52

*ufp*



## RESOLUTION NO. 4058

A RESOLUTION APPROPRIATING FUNDS TO THE  
CORAL GABLES WAR MEMORIAL YOUTH CENTER.

WHEREAS the sum of \$4,000 was heretofore appropriated to the Coral Gables War Memorial Youth Center for operations during the months of July and August 1952 and pending a further decision upon the expenditure of other funds appropriated or available for such purpose; and

WHEREAS the period covered by this interim appropriation has now expired, and it is deemed desirable that the interim appropriation be continued for an additional 60 days;

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

That the sum of \$2,000 per month, for each of the months of September and October, is hereby appropriated from Appropriation Account 2860-291 to the Coral Gables War Memorial Youth Center, to permit continued operation of the Youth Center for such period upon the basis of its budget for 1951-1952; that during the said two months period Recreation Director Stephens is hereby directed to observe and analyze the operations of the Youth Center, but to take no part in such operations in either an active or advisory capacity, and to make reports on such operations to the Commission at such times as the City Manager shall direct.

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.

## ORDINANCE NO. 753

AN ORDINANCE PROVIDING FOR THE CREATION OF A CORAL GABLES FIREMEN'S RELIEF AND PENSION FUND, CREATING A BOARD OF TRUSTEES FOR THE ADMINISTRATION OF SAID FUND: PROVIDING FOR MEANS OF CREDITING ACCUMULATED AND PROSPECTIVE FUNDS TO THE ACCOUNT OF INDIVIDUAL FIREMEN; PROVIDING FOR DISBURSEMENTS AND PAYMENT OF BENEFITS FROM SAID FUND.

which was read and adopted on first reading August 19, 1952, was read again in full. Motion for its adoption was made by Commissioner Hartnett, 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. 753.

## ORDINANCE NO. 754

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; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT OR INCONSISTENT HEREWITH;

which was read and adopted on first reading August 19, 1952, 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. 754.

The following resolution was presented and read:

RESOLUTION NO. 4059

A RESOLUTION PLACING THE BILLING AND COLLECTION OF GARBAGE AND TRASH COLLECTION FEES UNDER THE JURISDICTION OF THE FINANCE DEPARTMENT.

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

That the billing and collection of garbage and trash collection fees, and all Wastes Department records and personnel involved in such procedure, is hereby placed under the control and supervision of the Director of Finance.

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.

ORDINANCE NO. 755

AN ORDINANCE AMENDING PARAGRAPH ( 15) OF SECTION TWO (2), DEFINING "FAMILY", OF ORDINANCE NO. 271, SAME BEING KNOWN AS THE ZONING ORDINANCE OF THE CITY OF CORAL GABLES; REPEALING ALL LAWS IN CONFLICT HEREWITH.

which was read and adopted on first reading August 19, 1952, 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, Neher and Phillips; Mayor Hendrick.  
"Nays" - None.

Thereupon Mayor Hendrick declared the ordinance passed and adopted and ordered its publication as Ordinance No. 755.

Mayor Hendrick left the meeting at this point, and Vice Mayor Hartnett assumed the Chair.



Director of Public Safety Kimbrough appeared before the Commission to advise that he had received a complaint that a bullet had struck a house in the vicinity of the police pistol range; that while he did not believe that such bullet came from the pistol range he ordered the range to be closed until further safeguards were established. He requested an appropriation to build an earth bank on the west side of the pistol range and to install baffle boards and other safeguards on the range. The following resolution was presented and read:

RESOLUTION NO. 4060

A RESOLUTION APPROPRIATING FUNDS FOR CERTAIN IMPROVEMENTS AT THE POLICE PISTOL RANGE.

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

That the sum of \$600 be and the same hereby is appropriated from the general contingent fund to Appropriation Account 2850-302F for the fiscal year ending June 30, 1953 for the purpose of building an earth bank and installation of baffle boards and other safeguards at the police pistol range situated on the city incinerator property.

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

Mr. Emanuel Gussow appeared before the Commission to request some reduction in rent in the lease between the city and Tamiami Travel Service Inc. for Unit No. 27 in the Municipal Bus Terminal, upon the ground that he had not been named the exclusive ticket agent for Greyhound and Trailways Tours bus lines, as he had expected when he had entered into his lease. After some discussion the following resolution was presented and read:

RESOLUTION NO. 4061

A RESOLUTION AUTHORIZING AN AMENDMENT TO THE TAMIAMI TRAVEL SERVICE INC. LEASE OF SPACE IN THE BUS TERMINAL ON CONDITIONS NAMED HEREIN.

WHEREAS, under the terms of the lease between the city and Tamiami Travel Service Inc. for Unit No. 27 of the Municipal Bus Terminal and the said tenant, as of this date, is delinquent in payment of rent as follows:

Minimum rent due June 1, 1952	\$ 358.33
Minimum rent due July 1, 1952	358.33
Minimum rent due August 1, 1952	358.33
Minimum rent due September 1, 1952	358.33
	<u>\$1,433.32</u>

AND WHEREAS it has been determined to amend such lease and to reduce the rentals due thereunder, effective August 1, 1952 and until such time as the Tamiami Travel Service Inc. becomes the sole ticket agency in Coral Gables for Greyhound and Trailways Tours bus lines;



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

1. That subject to conditions noted herein, an amendment to the lease between the city and Tamiami Travel Service Inc. for Unit No. 27 of the Municipal Bus Terminal dated September 27, 1951, is hereby authorized, to provide that beginning August 1, 1952 and continuing only until such time as the Tamiami Travel Service Inc. becomes the sole ticket agency in Coral Gables for Greyhound and Trailways Tours bus lines, the monthly rental for Unit No. 27 of the Municipal Bus Terminal, occupied by the above named tenant, shall become and be:

- (a) The sum of \$100 plus a sum equalling 10 percent of the gross receipts from the sale of Greyhound and Trailways Tours bus tickets during each month;
- (b) Such rent shall be payable as follows: \$100 in advance on the first day of each month, and the remainder (being 10 percent of the amount of gross bus ticket sales) on or before the 10th of the succeeding month, simultaneously with the filing on or before such date of a report of bus ticket sales of the preceding calendar month;
- (c) That when the total rental paid by said tenant in any 12-month lease period beginning October 1 each year equals \$4,300, the rental for the remaining months of such period, if any, shall become 6 percent of the gross bus ticket sales plus 6 percent of the net commissions of the tenant from sale of bus tickets, which rental shall be payable on the 10th of each month for the preceding calendar month and simultaneously with the filing of a report of such sales and commissions in the same manner as now provided in the existing lease;
- (d) That the City Attorney is hereby instructed to prepare an amendment to the existing lease to incorporate the above described changes in rental due for the described premises.

2. (a) That the tenant shall be given credit, against the amount of delinquent rent due as of this date, in the amount of \$339.85, being the rental paid by it through July 31, 1952, representing 6% of net commissions from sales and business other than the sale of bus tickets.

(b) That after effecting the change of rental rate beginning August 1, 1952 and allowing credit, as recited above, the said tenant will then be delinquent as of this date in the payment of \$576.81 rental as follows:

Minimum rental due June 1, 1952	\$ 358.33
Minimum rental due July 1, 1952	358.33
Minimum rental due August 1, 1952	100.00
Minimum rental due September 1, 1952	100.00
	<u>\$ 916.66</u>
Less credit of . . . . .	<u>339.85</u>
	\$ 576.81

and will owe the city on September 10, 1952, the amount of 10 percent of gross sales of bus tickets during the month of August 1952.

(c) That the lease amendment herein authorized shall not be delivered to the tenant nor become finally effective unless the tenant, on or before 5 days of the date hereof, pays at least \$400 of the above \$576.81 delinquent rent due as of September 2, 1952, and pays the balance due on said \$576.81 on or before December 1, 1952, and makes all rent payments currently due from and after this date under the amended terms of its lease; and if said tenant fails to make full payment of the \$576.81 delinquent rent in accordance with the terms hereof, or becomes delinquent in payment of current rent due under the terms of this authorized amendment, then such amendment shall not

*whp*



become effective and shall become null and void and the terms of the original lease be considered in effect for the entire period.

(d) Inasmuch as rental may become due in accordance with terms of the original lease if such tenant fails to remove its delinquency as above required, or if it fails to comply in full with payment of rent as authorized by this amendment, all reports as required by the original lease shall be continued to be made until such time as all delinquencies in payment of rent are removed, and the failure to file such reports will be deemed a default and shall render the authorized amendment void.

3. That the Director of Finance is hereby authorized to accept current and delinquent rent from Tamiami Travel Service Inc. in accordance with this authorized lease amendment for the period beginning August 1, 1952 and until such time as a default by the said tenant shall render this authorized amendment void.

4. That if and when the said Tamiami Travel Service Inc. shall become the sole ticket agency in Coral Gables for Greyhound and Trailways Tours Bus lines, the amended schedule of rent payments as authorized hereby shall become void and ineffective, and rent shall thereafter be paid in accordance with terms of the original lease.

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; Vice Mayor Hartnett. "Nays" - None.

Mr. Russell Edwards, representative of the Tech Research Foundation, appeared to discuss with the Commission the proposed lease of area at the incinerator site for the construction of a plant for reduction of garbage to humus. The matter was referred to the City Manager and City Attorney with instructions to make a study of the proposal, and to make their recommendations thereon to the Commission.

The following resolution was presented and read:

RESOLUTION NO. 4062

A RESOLUTION AUTHORIZING THE TRADE AND SALE OF CERTAIN CITY PROPERTY AS HEREIN DESCRIBED.

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

That the proper city officers are hereby authorized and directed to execute a warranty deed for the east 50 feet of the city-owned tract of land in Block 28, Section K, to Mr. Joe Godwin, in return for a warranty deed from Mr. Godwin of the easterly 40 feet of Lots 38 and 39 of such block and the sum of \$2500; taxes to be prorated to date of deed and both parties to provide abstracts showing good and merchantable titles for their respective tracts of land.

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; Vice Mayor Hartnett. "Nays" - None.



The following resolution was presented and read:

RESOLUTION NO. 4063

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, having been recommended by the Zoning  
Board of Appeals at its regular meeting of August 28, 1952,  
be and the same hereby is granted:

Permit the construction of a non-climbable type wire fence  
(11 gauge galvanized) per sketch submitted, for 25 feet  
along the front of Lots 29 to 32 inclusive, Block 16,  
Crafts Section, (with a 5-foot set-back from the front  
property line) and along each side line of such tract and  
across the rear of such tract to meet existing wall, said  
fence to enclose play area of private school located on  
such property, subject to suitable landscaping to be  
approved by the City Manager along the front of such  
fence.

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; Vice Mayor Hartnett. "Nays" - None.

The following ordinance was presented and read:

ORDINANCE NO. 756

AN ORDINANCE AMENDING ORDINANCE NO. 718,  
KNOWN AS THE OCCUPATIONAL LICENSE ORDINANCE;  
CHANGING THE ANNUAL LICENSE FEE FOR REAL  
ESTATE SALESMEN FROM \$15.00 TO \$5.00; PRO-  
VIDING THAT THE EMPLOYING REAL ESTATE BROKER  
SHALL BE RESPONSIBLE FOR SALESMEN'S LICENSES;  
REPEALING ALL ORDINANCES OR PARTS OF ORDI-  
NANCES IN CONFLICT HEREWITH; AND DECLARING  
THIS TO BE AN EMERGENCY ORDINANCE.

Motion was made by Commissioner Neher, seconded by Commissioner Phillips,  
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 Mayes, Neher and Phillips; Vice Mayor Hartnett. "Nays" -  
None.

Thereupon the ordinance was read again in full. Motion for its adop-  
tion was made by Commissioner Neher, 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. 756.

*Handwritten initials*



The City Manager advised that a public hearing was soon to be held in Virginia by the U. S. Engineering Department, U. S. Army, concerning the placing of locks and dams in waterways, and inasmuch as the action taken at such hearing might be a precedent that would affect the construction of locks and dams in the Coral Gables waterways, he suggested that a brief be presented on behalf of the city in such case. The Commission authorized the City Manager, City Attorney and Engineer Garris to file a brief at this hearing if in their judgment it was deemed advisable.

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  
SEPTEMBER 9, 1952

The Commission of the City of Coral Gables convened in special session at the City Hall at 4:30 o'clock P.M., Tuesday, September 9, 1952. Mayor Hendrick in the Chair; Commissioners Hartnett, Mayes, Neher and Phillips present. Absent: none.

A discussion was had with County Commissioners Peters and Yarborough, who were present at the meeting, concerning the centering and repaving of Maynada Street from Hardee Road to U.S.Highway No. 1, and the repaving and widening of Coral Way from LeJeune Road to Red Road. It was agreed that Coral Way would be repaved with asphaltic concrete to the approximate present width, and that Maynada Street would be re-centered and repaved. The city is to take care of parkways on both streets.

The following resolution was presented and read:

RESOLUTION NO. 4064

A RESOLUTION AUTHORIZING EXCEPTIONS 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 exceptions to the provisions of Ordinance No. 271, having been recommended by the Zoning Board of Appeals at its meeting of September 8, 1952, be and the same hereby are granted:

- 1. Permit construction of a building on each of Lots 4 and 5, Block 40, Douglas Section, covering 42 percent of the land area of each lot.
- 2. Permit construction of residence on Lots 23 and 24, Block 218, Riviera Section, facing Nervia St. instead of Avenue San Ignacio as now required.

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. 4065

A RESOLUTION AUTHORIZING PREPARATION OF ENGINEERING DESIGNS FOR SEWAGE DISPOSAL PLANT.

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

That the City Manager is hereby instructed to direct Mr. M. B. Garris to have plans and specifications prepared for the sewage disposal plant to be located on the proposed site at the University of Miami Campus.

AIA427



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.

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  
SEPTEMBER 16, 1952

The regular meeting of the City Commission on September 16, 1952 was convened at 3:00 o'clock P.M. for continuance of the hearing upon the application of Julius Bauer III, d/b/a University Cabs, for a certificate of public convenience and necessity for the operation of additional taxicabs and for-hire cars.

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

Mr. John McLeod of the Checker Cab Company of Coral Gables, and Mr. Upson Jones of Gables Taxi Inc., and Mr. Adolph Radosta, a driver with Checker Cab Company, all appeared to state to the Commission that there appeared to be no need for additional taxicabs in Coral Gables. Attorney Theed, representing Mr. Bauer, presented additional information supporting their contention that additional cabs were needed by University Cabs. Captain Brasher of the Police Traffic Bureau requested that a decision upon the matter be deferred until he could investigate several charges made during the hearing. The decision on the application was deferred until the next meeting.

The following resolution was presented and read:

RESOLUTION NO. 4066

A RESOLUTION APPROVING ISSUANCE OF A RETAIL PACKAGE BEVERAGE STORE AND RETAIL BEVERAGE STORE LICENSE AND THE TRANSFER OF A RETAIL PACKAGE LIQUOR STORE LICENSE.

BETT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES, FLORIDA:

1. 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 Daniel P. Stonaker and Frank E. DiStefano d/b/a Continental Restaurant, 918 Ponce de Leon Blvd., 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 and laws in respect thereto and subject to cancellation upon receipt of any disqualifying criminal record on the part of the owners.
2. That the issuance of a retail package beverage store license to Paul Millstone d/b/a Paul's Market, 231 Grand Avenue, is hereby authorized and 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 owner.
3. That the transfer of the retail package liquor store license heretofore issued to Louis L. Rilen d/b/a Tamiami Liquors, 5164 S. W. 8th Street, to R. E. Blich and Audrey Blich doing business under the same name and 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 owners.



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. 4067

WHEREAS, HOKE WELCH, Managing Editor of the Miami Daily News, recently completed 25 years service with the Miami Daily News in Miami; and

WHEREAS during this period Mr. Welch has exhibited ability to a high degree as a newspaper editor and executive, and has earned and received the confidence of the people of this area; and

WHEREAS the Miami Daily News, under his editorship, is known as a progressive, courageous and responsible newspaper, and as an indomitable leader in campaigns for civic betterment;

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

That this Commission does hereby congratulate Mr. Welch upon his completion of 25 years service with the Miami Daily News, and does hereby commend him upon his outstanding record as a newspaperman and civic leader.

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 Commission then took under consideration a recommendation made by the Zoning Board Board of Appeals at its September 8, 1952 meeting to change the zoning of Lots 29 and 30, Block 27, Section K, from C-2 to C-3 Commercial Use, and for an exception to permit construction of a filling station on Lots 25 to 30 of said block, within 750 feet of two existing filling stations. Commissioner Mayes moved that the request for an exception to permit operation of a filling station at such location be approved. There was no second to the motion and the motion was withdrawn. A decision upon the matter was deferred, and the Police Traffic Bureau was requested to report to the Commission as to any recommendations it might have concerning the traffic problem if a filling station were to be built at the requested location. It was agreed that the ordinance provision prohibiting filling stations within 750 feet of each other was to be given study before action was taken on the question.

The following resolution was presented and read:

AI 427



## RESOLUTION NO. 4068

A RESOLUTION AUTHORIZING EXCEPTIONS 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 exceptions to the provisions of Ordinance No. 271, having been recommended by the Zoning Board of Appeals at its regular meeting of September 8, 1952, be and the same hereby are granted:

1. Permit construction of residence on the west half of Lot 27 and Lot 28, Block 3, Coral Groves Section, facing Hernando Street instead of Avenue Madeira.
2. Permit construction of residence on Lot 6, Block 1, Highland Estates, facing Davis Road instead of Erwin Road.
3. Permit extension of time of 60 days from November 20, 1952 for construction of a filling station on Lots 1 to 4, Block 5, Crafts Section, in accordance with exception granted by Resolution No. 3993 of May 20, 1952; on condition, however, that during such 60-day extension the existence of the permitted exception shall not be construed to estop another filling station from being constructed within the prohibited distance from such lots.

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 the receipt and opening of bids for Local Improvement SK-8.

The following resolution was presented and read:

## RESOLUTION NO. 4069

A RESOLUTION PROVIDING THAT BIDS RECEIVED IN LOCAL IMPROVEMENT SK-8 BE TAKEN UNDER ADVISEMENT AND DIRECTING THAT AN ESTIMATE OF COST BE MADE FOR PERFORMANCE OF SUCH WORK BY CITY FORCES.

WHEREAS, pursuant to the city charter the City Commission had advertised for bids for sidewalk and curb construction work designated as Local Improvement SK-8, and bids therefor were received on this date as follows:

	<u>Curb</u>	<u>Sidewalk</u>
	per lineal ft.	per sq. ft.
H.M. Engelhart Co.	\$1.50	\$.42
Belcher Oil Company	1.75 " " "	.42 " " "

AND WHEREAS, the City Manager has recommended the rejection of both such bids on the ground that the bids are too high, and has recommended that the work be done by city forces;

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

That the above recited bids received for work under Local Improvement SK-8 be and the same hereby are taken under advisement and the City Manager is hereby directed to present to the Commission at its next meeting an estimate of cost of performing such work by city forces.

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 meeting was then turned over to consideration of proposals received for furnishing motor vehicle and general comprehensive public liability-property damage insurance for the city. The following proposals were presented by the City Clerk:

	Motor Vehicle 100/100 BI 5 PD	General Comp. 100/100 BI 5/50 PD
Searle and Morris		
Travelers Insurance Co. ....	\$6,735.12	\$19,349.44
Coral Gables Insurance Inc.		
Globe Indemnity Co.....	5,211.78	-0-
Richard A. Marshall Agency		
American Casualty Co. of Reading.	-0-	8,183.35
Bituminous Casualty Corporation	4,290.92	-0-

The City Clerk advised that the first two proposals were received before 12 o'clock noon, September 15, 1952, but that the proposal of Richard A. Marshall Agency was not received until approximately 3 P.M. on September 15, and for that reason it did not meet specifications outlined in the city's request for bids.

The following resolution was presented and read:

RESOLUTION NO. 4070

A RESOLUTION REJECTING THE PROPOSAL SUBMITTED FOR COMPREHENSIVE BODILY INJURY-PROPERTY DAMAGE INSURANCE ON CITY PREMISES AND OPERATIONS.

WHEREAS bids were requested for the furnishing to the city of comprehensive general bodily injury-property damage insurance covering city operations and premises, and one proposal was received therefor before 12 o'clock noon, September 15, 1952, to-wit: the proposal of Searle and Morris in the premium amount of \$19,349.44; and

WHEREAS a proposal was received from the Richard A. Marshall Agency, and while such proposal was not received in apt time it does indicate that the proposal of Searle and Morris is too high, and such proposal is hereby rejected.

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. 4071

A RESOLUTION AUTHORIZING THE CITY MANAGER AND DIRECTOR OF FINANCE TO SECURE COMPREHENSIVE BODILY INJURY-PROPERTY DAMAGE INSURANCE ON CITY OPERATIONS AND PREMISES BY NEGOTIATION.

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



That the City Manager and Director of Finance are hereby authorized and directed to secure general comprehensive bodily injury-property damage insurance to limits of \$100,000/100,000 bodily injury and \$5,000/50,000 aggregate property damage, covering city operations and premises, by negotiation with the following agencies who presented proposals to the city for insurance: Searle and Morris, Coral Gables Insurance Inc. and Richard A. Marshall Agency; provided, however, that the premium to be paid by the city for such insurance shall not be higher than \$8,183,35, at which figure such insurance can be obtained as shown by the late proposal of Richard A. Marshall 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, Mayes, Neher and Phillips; Mayor Hendrick. "Nays" - None.

The following resolution was presented and read:

RESOLUTION NO. 4072

A RESOLUTION REJECTING THE PROPOSALS SUBMITTED FOR BODILY INJURY-PROPERTY DAMAGE INSURANCE ON MOTOR VEHICLES OF THE CITY.

WHEREAS bids were requested for the furnishing to the city of comprehensive general bodily injury-property damage insurance covering motor vehicles of the city, except passenger carrying buses, and two proposals were received therefor before 12 o'clock noon, September 15, 1952, to-wit:

Searle and Morris	\$6,735.12
Coral Gables Insurance Inc.	5,211.78

AND WHEREAS a proposal was received from Richard A. Marshall Agency, and while such proposal was not received in apt time it does indicate that the proposals of Searle and Morris and Coral Gables Insurance Inc. are too high, and such proposals are hereby rejected.

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. 4073

A RESOLUTION AUTHORIZING THE CITY MANAGER AND DIRECTOR OF FINANCE TO SECURE COMPREHENSIVE BODILY INJURY-PROPERTY DAMAGE INSURANCE ON MOTOR VEHICLES OF THE CITY BY NEGOTIATION.

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

That the City Manager and Director of Finance are hereby authorized and directed to secure comprehensive general bodily injury-property damage insurance covering motor vehicles of the city, except passenger carrying buses, to limits of \$100,000/100,000 bodily injury and \$5,000 property damage, by negotiation with the following agencies who presented proposals to the city for insurance: Searle



and Morris, Coral Gables Insurance Inc. and Richard A. Marshall Agency; provided, however, that the premium to be paid by the city for such insurance shall not be higher than \$4,290.92, at which figure such insurance can be obtained as shown by the late proposal of Richard A. Marshall Agency.

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. 4074

A RESOLUTION ORDERING LOCAL IMPROVEMENT  
SK-9

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 61 and 62 of the city charter:

1. Construction of a 4-inch sidewalk, 5 feet wide (except for three 20-foot driveway entrances within and along property of the Dade County Board of Public Instruction, at which said 60 feet the sidewalk shall be 6 inches in depth and reinforced with wire mesh, the cost of such construction being estimated at 20 cents per square foot higher than a sidewalk of 4 inches in depth) along the west side of LeJeune Road from Bird Road south to a point in the easterly boundary of Block 36-A, Riviera Section, approximately 20 feet south of the southerly line of the F.E.C.R.R. right of way, except along and within the 50 feet thereof adjoining and abutting Lots 18 and 19, Block 31, Riviera Section; said sidewalks to abut Blocks 5, 6, 15, 16, 22, 23 and 23-A, and vacated streets between such blocks, and Blocks 28, 30, 31 (except as noted above), 35 and part of 36-A, Riviera Section, Coral Gables.

2. That the cost of the improvement shall be defrayed by special assessments upon all lots and lands adjoining and contiguous or bounding and abutting upon such improvement, on a frontage basis within each block.

3. Such assessments shall be payable 30 days after confirmation of the preliminary assessment roll therein or at such time as the Commission may designate pursuant to city charter.

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 at the Commission meeting of September 2 attorney John C. Sullivan indicated that he would soon file a petition to vacate Almansa Street, Veronese Street and Sunset Place between Avenue Tivoli and Sunset Road; he noted that the Commission had directed that a public hearing be



called upon such petition when and if the same was filed, and directed that the hearing upon the confirmation of Local Improvement H-82, as amended to include such streets, be held at the same meeting. He advised that it appeared that it might be considerable time before such petition was filed. The Commission instructed the City Clerk to set a hearing upon the confirmation of amended Local Improvement H-82 by not later than the second Commission meeting in November.

The City Manager stated that the Parks Department had recently purchased some 500 Ficus Benjamin trees from South Miami Nursery, and requested authority to negotiate the purchase of additional such trees from this nursery inasmuch as it appears that the supply of such trees would soon be exhausted. He advised that such purchase would be within the current appropriation for such purpose. The Commission approved the request and authorized the purchase.

The following resolution was presented and read:

RESOLUTION NO. 4075

A RESOLUTION AUTHORIZING AND DIRECTING THE DIRECTOR OF FINANCE TO SECURE COMPREHENSIVE CRIME POLICY COVERAGE FOR THE CITY IN LIEU OF PRESENT FIDELITY BOND AND MONEY AND SECURITIES POLICY.

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

1. That the Director of Finance is hereby authorized and directed to have cancelled the present fidelity bond on city employees, the present money and securities broad form policy and the present forgery bond carried by the city, and in lieu thereof to negotiate with any Coral Gables insurance agency to secure a 3-D comprehensive crime policy covering losses by the city on account of dishonesty of employees, disappearance or destruction of money or property.

2. That such new policy shall provide for a blanket position coverage of all city employees in amount of \$25,000 for City Manager, \$50,000 for Director of Finance, and \$10,000 for all other employees; that it shall cover money and securities located or held at the City Hall, Bus Terminal, Granada Golf Course, Biltmore Golf Course, Venetian Pool, Equipment Yard and Police Station, and all messenger services between such locations and on behalf of the city to other locations; and that it shall cover forgery up to a minimum of \$10,000.

3. That the necessary amount for the purchase of the insurance coverage described above, after deducting any pro rata return of premium from present policies is 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, Mayes, Neher and Phillips; Mayor Hendrick. "Nays" - None.

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



- 2 - 1000 lumen WWUG lights on Alhambra Plaza, west of Douglas Road.
- 1 - 4000 lumen WWOH light, corner Riviera Dr. (pole #203-X-19).
- 1 - 2500 lumen OHB light on city traffic light pole, east side Bird Road and Granada Blvd.
- 1 - 4000 lumen OHB light, north side Bird Road at University Dr. intersection.
- 1 - 2500 lumen OHB light, north side Bird Road and Mariola Court.
- 1 - 2500 lumen OHB light, Bird Road in front of Granada Presbyterian Church.
- 1 - 2500 lumen OHB light, northwest corner University Drive and Blue Road.
- Change existing 1000 lumen OHB light to 2500 lumen OHB light at southeast corner University Drive and Blue Road.
- 1 - 2500 lumen OHB light, northeast corner Blue Road and Granada Blvd.
- Change existing 1000 lumen light to 2500 lumen OHB light, southwest corner Blue Road and Granada Blvd.
- 1 - 2500 lumen OHB light on University Drive north of Miller Drive.
- 1 - 1000 lumen OHB light, south side of Miller Drive between Pavia Street and Dickenson Drive.
- 1 - 1000 lumen OHB light, northeast corner Miller Drive and San Amaro Drive.
- 8 - 1000 lumen OHB lights on University Drive between Bird Road and Blue Road.
- Change 16 - 1000 lumen WWUG lights to 2500 lumen WWUG lights, East Ponce de Leon Blvd. from north side Avenue Sidonia to north side Avenue Calabria
- 1 - 1000 lumen OHB light, west side Granada Blvd. between South Alhambra Circle and Sunset Road.

The recommendations were approved.

The following resolution was presented and read:

RESOLUTION NO. 4076

A RESOLUTION FINDING AND DETERMINING THAT CERTAIN DESCRIBED PROPERTY IS IN SUCH CONDITION AS TO VIOLATE THE PROVISIONS OF ORDINANCE NO. 729 ~~279~~, AND DIRECTING THAT ACTION BE TAKEN TO REMEDY SUCH CONDITIONS.

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

1. That this Commission does hereby find and determine that the lots, parcels and tracts of land described below are in such condition as to be in violation of the provisions of Ordinance No. 729, and that the estimated cost of clearing such lots, parcels and tracts of land, or of otherwise remedying such conditions, are as follows:

<u>Description</u>	<u>Estimated Cost</u>
Lot 1, Block 16, Section B	\$ 80.00
Lots 11-12, Block 6, Coconut Grove Section	65.00
Lots 1-2, N 20' Lot 3, Block 27, Coconut Grove Section	80.00
Lots 20-21, Block 29, Coconut Grove Section	50.00
Lot 19, Block 8, C.C. 1	70.00
Lot 9, Block 20, C.C. 1	65.00
Lots 146-147, Block 50, C.C. 4	60.00
Lots 6-7, Block 120, C.C. 6	60.00
Lot 49, Block 19, Flagler Section	32.50
Lot 50, Block 19, Flagler Section	32.50
Lots 1-3, Block 22, Flagler Section	55.00
Lots 4-5, Block 22, Flagler Section	60.00
Lots 17-18, Block 22, Flagler Section	80.00
Lots 9-11, Block 6, Granada Section	120.00
Lot 20, Block 28, Granada Section	100.00
Lots 24-25, Block 51, Granada Section	110.00
Lots 8-9, Block 20, Riviera Section	70.00
Lots 1-4, Block 1, Cortez Place	200.00
Lots 1-4, Block 1, Marianna Place	110.00
	<u>\$1,500.00</u>

2. That the City Manager is hereby directed to serve notice upon the owner or owners of such lands to comply



with the requirements of Ordinance No. 729 within 15 days after the service of such notice.

3. That upon the failure or refusal of the owner or owners of such lots, parcels and tracts of land to clear such lands or to otherwise remedy the conditions thereof which are in violation of said ordinance, within 15 days after the service of such notice, the City Manager is hereby authorized and directed to proceed to have such conditions remedied, and the cost thereof shall be and become a lien against such 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, Mayes, Neher and Phillips; Mayor Hendrick. "Nays" - None.

The following resolution was presented and read:

RESOLUTION NO. 4077

A RESOLUTION AUTHORIZING RELOCATION OF A RAILROAD SPUR TRACK ACROSS PONCE DE LEON BLVD., AVENUE GRECO AND ALLEY IN BLOCK 17, INDUSTRIAL SECTION.

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

That authority and permission is hereby granted to Charles Miller and to the Florida East Coast Railroad to relocate the railroad spur track presently running across Ponce de Leon Blvd. and along and in alley in Block 17, Industrial Section, approximately  $4\frac{1}{2}$  feet to the north and into Avenue Greco, subject to final approval of plans by the City Manager, and subject to the same conditions as originally specified for the installation of such spur track by Resolution No. 2947, passed and adopted November 4, 1947.

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 Manager advised <sup>that</sup> an application had been made for the construction of a wooden dock extending 35 feet into Biscayne Bay at the north side of the Sunrise Avenue right of way. The Commission then discussed its control and jurisdiction over the construction of docks and whether of not detailed specifications for such docks should be provided. The decision was deferred pending receipt of recommendations in the matter from engineer M. B. Garris.

The City Manager advised that a petition had been received from employees of the Police and Fire Department and members of the Garage, Streets, Wastes and Parks Department, for salary increases. The Commission referred the matter to the City Manager and Director of Finance for study.

The Superintendent of Public Works Robinson advised that the University of Miami desired to erect a 10-foot high wire fence around tennis courts located within the University of Miami Campus. The Commission declared that it had no objections to the requested fence.



Superintendent of Public Works Robinson recommended the removal of sidewalks, an entire block at a time, on the west side of Old Cutler Road where banyan trees were uprooting such sidewalks. The Commission authorized the removal of sidewalks under such circumstances, provided that an entire block be removed at a time, where property owners desired the sidewalks to be removed.

The following ordinance was presented and read:

ORDINANCE NO. 757

AN ORDINANCE AMENDING SECTION 119 OF CHAPTER VII OF ORDINANCE 666, KNOWN AS THE "POLICE AND TRAFFIC CODE OF THE CITY OF CORAL GABLES"; PROVIDING THAT THE FAILURE TO OBTAIN CITY OCCUPATIONAL LICENSE FOR ANY TAXICAB OR FOR-HIRE CAR AUTHORIZED TO BE OPERATED UNDER CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY SHALL CONSTITUTE AUTOMATIC REVOCATION OF SUCH CERTIFICATE FOR THE OPERATION OF EACH SUCH TAXICAB OR FOR-HIRE CAR FOR WHICH AN OCCUPATIONAL LICENSE IS NOT OBTAINED AND PAID; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND DECLARING THIS ORDINANCE TO BE AN EMERGENCY ORDINANCE.

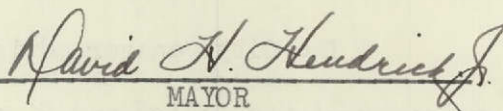
Motion was made by Commissioner Phillips, seconded by Commissioner Neher, that the requirement of reading on two separate days be dispensed with and the ordinance be placed on second reading at once. Motion was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Mayes, Neher and Phillips;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

Thereupon the ordinance was read again in full. Motion for its adoption was made by Commissioner Phillips, 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.

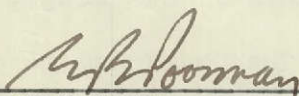
Thereupon Mayor Hendrick declared the ordinance passed and adopted and ordered its publication as Ordinance No. 757.

There being no other business the meeting was adjourned.

APPROVED:

  
MAYOR  
David H. Hendrick, Jr.

ATTEST:



CITY CLERK  
E. B. Poorman



MINUTES OF SPECIAL MEETING  
OF THE CITY COMMISSION  
SEPTEMBER 25, 1952.

The Commission of the City of Coral Gables convened in special session at the City Hall at 4:00 o'clock P.M., Thursday, September 25, 1952. Mayor Hendrick in the Chair; Commissioners Mayes, Neher and Phillips present. Absent: Commissioner Hartnett.

The recommendations made by the Zoning Board of Appeals at its September 8, 1952 meeting to change the zoning of Lots 29 and 30, Block 27, Section K, from C-2 to C-3 commercial use, and for an exception to permit construction of a filling station on Lots 25 to 30 of said block, within 750 feet of two existing filling stations, were again considered by the Commission. Captain Brasher of the Police Traffic Bureau reported to the Commission that in his opinion the construction of a filling station at that location would not present any traffic problem, although both he and the City Manager recommended that a 5-foot setback from Salzedo Street be maintained. It was noted that the Zoning Board at its September 22nd meeting had recommended to the Commission that the distance between a filling station and another filling station, church, school or hospital be set at 500 feet as pedestrians walk, instead of 750 feet as now required by the Zoning Ordinance. The City Attorney recommended that all distance limitations for filling stations be deleted, but that filling stations be prohibited on certain streets. The Commission came to the conclusion that the distance between filling stations and between filling stations, churches, hospitals and schools should be reduced to 500 feet, and that such regulations should be contained in an ordinance other than the Zoning Ordinance.

The following ordinance was then presented and read:

ORDINANCE NO. 758

AN ORDINANCE PROVIDING THAT NO GASOLINE AND OIL FILLING STATION OR AUTOMOBILE SERVICE STATION SHALL BE ERECTED OR LOCATED WITHIN 500 FEET OF ANY OTHER SUCH STATION, CHURCH, SCHOOL OR HOSPITAL; REPEALING SUB-PARAGRAPH (a) OF SECTION 14 (1) OF ORDINANCE NO. 271, DEALING WITH THE SAME SUBJECT MATTER, AND ALL OTHER ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND DECLARING THIS ORDINANCE TO BE AN EMERGENCY ORDINANCE.

Motion was made by Commissioner Phillips, 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 Mayes, Neher and Phillips; Mayor Hendrick. "Nays" - None.



Thereupon the ordinance 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; Mayor Hendrick. "Nays" - None.

Thereupon Mayor Hendrick declared the ordinance passed and adopted and ordered its publication as Ordinance No. 758.

The above ordinance, as passed, eliminated any need of granting an exception for the construction of a filling station on Lots 25 to 30, Block 27, Section K. The Commission then considered again the recommendation of the Zoning Board that the zoning of Lots 29 and 30 of said block be changed from C-2 to C-3, and the following ordinance was presented and read:

ORDINANCE NO. 759

AN ORDINANCE AMENDING ORDINANCE NO. 271,  
KNOWN AS THE ZONING ORDINANCE AS TO ZONING  
REQUIREMENTS OF LOTS 29 AND 30, BLOCK 27,  
SECTION K, CORAL GABLES; REPEALING ALL  
ORDINANCES OR PARTS OF ORDINANCES IN  
CONFLICT HEREWITH AND DECLARING THIS  
ORDINANCE TO BE AN EMERGENCY ORDINANCE.

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

Thereupon Mayor Hendrick declared the ordinance passed and adopted and ordered its publication as Ordinance No. 759.

Mr. L. S. Edwards was present at the meeting and on behalf of the owner agreed to the Commission's request that the plans and specifications for any filling station to be built upon Lots 25 to 30 of Block 27, Section K, would be presented both to the Board of Supervising Architects and to the Zoning Board for their approval. Mr. Edwards also agreed to the 5-foot setback from Salzedo Street on Lot 25 of said block. He noted that in his opinion the owner would probably deed or dedicate that 5 feet to the city in the event that the street is widened.

The City Manager discussed with the Commission the bids received for work under Local Improvement SK-8, such bids having been taken under advisement at



the meeting of September 16th. He estimated that the cost of sidewalk and curb construction by city forces would be 40 cents per square foot for sidewalk, and \$1.00 per lineal foot for curb construction. He advised that H. M. Engelhart Co. had amended its bid in SK-8 to the above figures, and that Belcher Oil Co. had refused to amend its original bid as recited in Resolution 4069.

The following resolution was presented and read:

RESOLUTION NO. 4078

A RESOLUTION ACCEPTING AN AMENDED BID OF H. M. ENGELHART CO. FOR SIDEWALK AND CURB CONSTRUCTION WORK UNDER LOCAL IMPROVEMENT SK-8.

WHEREAS, pursuant to the city charter the City Commission had advertised for bids for sidewalk and curb construction work designated as Local Improvement SK-8, and bids therefor were received and taken under advisement by the Commission on September 16, 1952; and

WHEREAS, the City Manager has estimated that the work can be done by city forces for \$1.00 per lineal foot for curb construction, and 40 cents per square foot for sidewalk construction, and H. M. Engelhart Co. has amended its bid to meet such estimate of cost, and the other bidder, Belcher Oil Co., has stated that it would not amend its previous bid;

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

1. That the above amended bid of H. M. Engelhart Co. in the amount of \$1.00 per lineal foot for curb construction and 40 cents per square foot for sidewalk construction, is low bid, fully meets specifications ordered, and 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 H. M. Engelhart Co. for work authorized under Resolution 4030 and designated as Local Improvement SK-8, based upon the above amended 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 Neher. Resolution was adopted by the following roll call: "Yeas" - Commissioners Mayes, Neher and Phillips; Mayor Hendrick. "Nays" - None.

The following resolution was presented and read:

RESOLUTION NO. 4079

A RESOLUTION AUTHORIZING THE CITY MANAGER TO INVESTIGATE COST OF ZONING STUDY AND ANALYSIS.

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

That the City Manager is hereby authorized and directed to investigate the cost of securing an expert analysis, study and recommendation concerning commercial and industrial zoning in Coral Gables, and the classification of



businesses and industries permitted within each of the several commercial and industrial zone areas.

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

Upon the recommendation of the City Manager and Captain Brasher of the Police Traffic Bureau, the following resolution was presented and read:

RESOLUTION NO. 4080

A RESOLUTION AUTHORIZING EXECUTION OF TRAFFIC LIGHT CONTRACT WITH CITY OF MIAMI.

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

That the City Manager and City Clerk are hereby authorized and directed to execute on behalf of the city, a traffic light contract with the City of Miami substantially in words as follows:

THIS AGREEMENT made and entered into this 26th day of September, 1952, by and between THE CITY OF MIAMI, a municipal corporation of the State of Florida, party of the first part, and THE CITY OF CORAL GABLES, a municipal corporation of the State of Florida, party of the second part:

WITNESSETH:

THAT WHEREAS, it has been determined that a traffic signal light should be installed, operated and maintained at the intersection of Southwest 8th Street and Southwest 49th Avenue, and

WHEREAS, said traffic signal light when installed at said intersection, which is located at the boundary line between The City of Miami and The City of Coral Gables, will be of mutual benefit to the named cities;

NOW, THEREFORE, in consideration of the mutual covenants and agreements hereinafter set forth, the parties hereto agree as follows:

1. The party of the first part shall furnish and retain ownership of all necessary equipment for said traffic signal light installation.
2. The party of the first part shall install said equipment and shall be reimbursed by the party of the second part in the amount of Two Hundred Sixty Seven Dollars and Sixty-One Cents (\$267.61) representing cost of said installation.
3. The party of the first part shall, at its own expense, service and maintain said equipment in efficient operating condition at all times.
4. The party of the second part shall bear the cost of electricity used to operate said traffic light and hereby authorizes the Florida Power & Light Company to bill The City of Coral Gables for such cost.
5. In the event that any or all of the equipment comprising said traffic signal light installation shall become damaged or destroyed as a result of a storm or other Act of God, the party of the first part shall, as soon as practicable, restore said equipment to efficient operating condition and the party of the second part shall reimburse the party of the first part in the amount of one-half of the entire cost of labor and material necessary for such restoration.
6. In the event that it should be determined in the future, by either of the parties hereto, that the need for said traffic signal light no longer exists, said signal



shall be removed by the party of the first part, owner of the equipment, at its own expense and, thereupon, the party of the second part shall automatically be relieved of its obligations under the terms and provisions of this agreement.

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; Mayor Hendrick. "Nays" - None.

The City Clerk advised that Tamiami Travel Service Inc. had not met its current obligations under its bus terminal lease as the same was authorized to be amended by Resolution 4061, adopted September 2, 1952.

The following resolution was presented and read:

RESOLUTION NO. 4081

A RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO TAKE NECESSARY ACTION TO COLLECT DELINQUENT RENT OR TO TERMINATE LEASE WITH TAMIAMI TRAVEL SERVICE INC. FOR BUS TERMINAL SPACE.

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

That the City Attorney is hereby authorized and directed to take any and all action deemed by him necessary to collect delinquent rentals due from Tamiami Travel Service Inc. upon its lease of Unit No. 27 of the Municipal Bus Terminal, as said lease was authorized to be amended by Resolution 4061, passed and adopted September 2, 1952; and in the event such tenant does not purge itself of default under such lease as amended the City Attorney is hereby authorized and directed to take whatever action he deems necessary to terminate the lease.

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; Mayor Hendrick. "Nays" - None.

The City Attorney advised that he had conferred with Engineers M. B. Garris and Smith and Gillespie concerning preparation of engineering designs and plans for the sewage disposal plant to be located on the University of Miami campus site, as had been directed by Resolution 4065 of September 9, 1952. He advised that the engineers stated that the preliminary plans would be ready by November 1, and the final plans ready for requesting bids by February 1, 1953.

The following resolution was presented and read:

RESOLUTION NO. 4082

A RESOLUTION AUTHORIZING EXPENDITURE OF \$75.00 FOR PURPOSES STATED HEREIN.

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

AIA427



That the proper city officers are hereby authorized to reimburse Mayor David H. Hendrick Jr. in the amount of \$75.00 from the general contingent fund for expenditures incurred by him while representing the City of Coral Gables on an official trip to the Dominican Republic.

Motion for its adoption was made by Commissioner Mayes, seconded by Commissioner Neher. Resolution was adopted by the following roll call: "Yeas" - Commissioners Mayes, Neher and Phillips. "Nays" - None. Mayor Hendrick not voting.

The following resolution was presented and read:

RESOLUTION NO. 4083

A RESOLUTION AUTHORIZING THE TRANSFER OF A RETAIL BEVERAGE STORE LICENSE.

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

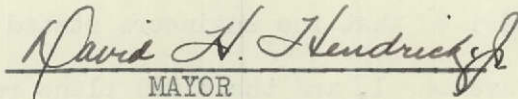
That the transfer of retail beverage store license heretofore issued to Richard Gruelle d/b/a My Brother's Place, 1210 Ponce de Leon Blvd., to My Brother's Place Inc. doing business under the same name and at the same address, is hereby approved, subject to compliance with all regulatory ordinances and laws in respect thereto and subject to cancellation upon receipt of a disqualifying criminal record on the part of any of the officers of the transferee.

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. "Nays" - None.

The Director of Finance requested the Commission for a policy in billing garage apartments for garbage and trash collection services. The City Attorney advised, and the Commission agreed, that the city should bill for services rendered in the collection of garbage and trash for garage apartments, and that such action would not estop the city from proceeding against any zoning violations if there were violations involved.

There being no other business the meeting was adjourned.

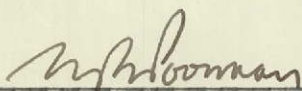
APPROVED:



MAYOR

David H. Hendrick, Jr.

ATTEST:



CITY CLERK

E. B. Poorman



MINUTES OF REGULAR MEETING  
OF THE CITY COMMISSION  
OCTOBER 7, 1952

The Commission of the City of Coral Gables convened in regular session at the City Hall at 4:00 o'clock P.M., Tuesday, October 7, 1952. Mayor Hendrick in the Chair; Commissioners Hartnett and Mayes present. Absent: Commissioners Neher and Phillips.

Minutes of the regular meeting of September 2, 1952, and of the special meeting of September 9, 1952, were approved as read.

Director of Public Safety Kimbrough and Captain Brasher of the Police Department discussed with the Commission certain problems concerning search warrants and gambling arrests, and suggested that city ordinances be strengthened in certain respects concerning these subjects. The matter was referred to the City Attorney for study.

The following resolution was presented and read:

RESOLUTION NO. 4084

A RESOLUTION AUTHORIZING EXCEPTIONS 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 exceptions to the provisions of Ordinance No. 271, having been recommended by the Zoning Board of Appeals at its regular meeting of September 22, 1952, be and the same hereby are granted:

Permit construction of residence on Lots 1 and 2, Block 73, Country Club 5, facing Avenue Garcia instead of Red Road.

Permit construction of residence on Lots 23 and 24, Block 73, Country Club 5, facing Avenue Sarria instead of Red Road.

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

A request for an exception by Communications Company Inc. to enclose an existing frame lean-to or loading platform at the rear of its building at 300 Avenue Greco, recommended by the Zoning Board on a temporary basis was considered but action was deferred.

The following resolution was presented and read:

RESOLUTION NO. 4085

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

AIA427



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

That the following exception to the provisions of Ordinance No. 271, having been recommended by the Zoning Board of Appeals at its regular meeting of September 22, 1952, be and the same hereby is granted:

Permit, for the duration of the school year 1952-1953, the operation of a kindergarten in the educational building of the South Miami First Methodist Church, at the corner of Ponce de Leon Boulevard and Red Road (Block 196, Riviera 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 and Mayes; Mayor Hendrick. "Nays" - None.

The following ordinance was presented and read:

#### ORDINANCE

AN ORDINANCE ESTABLISHING REGULATIONS GOVERNING THE INSTALLATION, ERECTION OR CONSTRUCTION OF BOAT DOCKS ON BAY FRONT IN THE CITY OF CORAL GABLES; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH AND PROVIDING A PENALTY FOR ITS VIOLATION.

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

The following resolution was presented and read:

#### RESOLUTION NO. 4086

A RESOLUTION AUTHORIZING THE ISSUANCE OF A PERMIT FOR CONSTRUCTION OF A DOCK IN BISCAYNE BAY.

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

That the Building Department is hereby authorized to issue a permit to Mr. Harold D. Wimpfheimer to construct a private dock in Biscayne Bay near and north of the end of Sunrise Avenue, providing that such dock complies with the regulations in the ordinance adopted on first reading at this 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, and Mayes; Mayor Hendrick. "Nays" - None.

Commissioner Phillips entered the meeting at this point.

The meeting was then turned over to a public hearing upon the appeal of Mrs. Mary LaSalle from the decision of the Zoning Board made at its meeting of September 8, 1952, disapproving a request for a change of zoning of Lots 1 to 4



inclusive, Block 1, Cortez Place, to permit construction of a filling station thereon. Mr. C. A. Malcolm of Gulf Oil Company appeared in support of the request for a change of zoning. Numerous property owners of the neighborhood were present and were represented by Mr. Phillip Schiff, who presented their objections to the change of zoning on the ground that it would impair the value of their residential property. At the conclusion of the hearing the following resolution was presented and read:

RESOLUTION NO. 4087

A RESOLUTION AFFIRMING THE DECISION OF  
THE ZONING BOARD OF APPEALS HEREIN  
DESCRIBED.

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

That the decision of the Zoning Board of Appeals, made at its meeting of September 8, 1952, disapproving a request for a change of zoning of Lots 1 to 4 inclusive, Block 1, Cortez Place, to C-3 zoning to permit construction of a filling station thereon, is hereby affirmed.

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 Commission noted that it desired a joint recommendation of the Board of Supervising Architects, Zoning Board of Appeals and Planning and Advisory Board, covering the construction of "motels", including a suggested definition and classification of such buildings under the zoning ordinance, and whether or not any limitation should be established as to size or design of such structures. The Commission stated that it also desired such a joint recommendation and study concerning whether or not the distance limitation between filling stations should be changed, and whether or not filling stations should be prohibited upon certain streets.

The Commission then took under advisement the application of Julius Bauer III, d/b/a University Cabs, for a certificate of public convenience and necessity for the operation of 4 additional taxicabs and 2 for-hire cars. Captain Brasher of the Police Traffic Bureau stated that he had investigated the charges concerning the operation of University Cabs and had found none of such charges to be substantiated. Captain Brasher and the City Manager recommended that certificates of operation of 2 additional taxicabs by Mr. Bauer be granted.

In a general discussion following, several Commissioners stated that they felt, upon facts and statements made at the hearing, that a study should be made concerning possible realignment of cab permits between the several taxicab



companies in the city, but that no showing had been made at the hearing that the city as a whole needed further taxicab permits. The Mayor stated that he would follow the recommendations of the Police Department and the City Manager.

The following resolution was presented and read:

RESOLUTION NO. 4088

A RESOLUTION DENYING AN APPLICATION OF JULIUS BAUER III FOR CERTIFICATE OF PUBLIC CONVENIENCE FOR THE OPERATION OF ADDITIONAL TAXICABS AND FOR-HIRE CARS.

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

That the application of Julius Bauer III, d/b/a University Cabs, for a certificate of public convenience and necessity for the operation of 4 additional taxicabs and 2 for-hire cars, be and the same hereby is denied, upon the ground that no adequate showing had been made that additional taxicab or for-hire permits are needed in 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 and Phillips. "Nay" - Mayor Hendrick.

The City Manager and City Attorney were directed to study the ordinance governing the operation of taxicabs for possible amendments thereto, and to study and make recommendations concerning possible changes in distribution of cab permits.

Dr. Seldon I. Rainforth presented to the Commission a sketch showing a requested and proposed vacation of a portion of the alley in Block 26, Crafts Section. The Commission stated that it would consider such a vacation only if the same were approved by owners of other property affected, and upon the further condition that the specific use of the property be designated and that the property so affected be used for such specific use.

It was agreed that a meeting of the Dade County League of Municipalities should be called for Tuesday, October 14, 1952 for the discussion of problems affecting the municipalities in the area, with the City of Coral Gables acting as host and bearing the expense of entertainment of delegates.

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

- 4 - 1000 lumen OHB lights on Granada Blvd. between Blue Road and Avenue Pisano
- Relocation of present 1000 lumen OHB light at Avenue Pisano
- 1 - 1000 lumen OHB light on north side of Avenue Madeira, east of Galiano St.

The recommendations were approved.



The City Attorney stated that he had received several requests from Mr. George Baya that Block 114, Country Club Section Part 5, presently owned by the city, be designated as a park, so that such area might never be sold and used for residential purposes. Action was deferred.

The City Attorney advised that he had received additional complaints concerning the operation of the Jewish Synagogue or Center on Avenue Zamora, such complaints charging that the building was being operated as a social center and school and not as a church as required by the zoning ordinance. The Commission instructed the City Attorney to take any necessary legal action to abate any nuisance being carried on at this location, and to enforce strict compliance with the zoning ordinance.

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

AIA427



MINUTES OF REGULAR MEETING  
OF THE CITY COMMISSION  
OCTOBER 21, 1952.

The Commission of the City of Coral Gables convened in regular session at the City Hall at 4:00 o'clock P.M., Tuesday, October 21, 1952. Mayor Hendrick in the Chair; Commissioners Hartnett, Mayes, Neher and Phillips present. Absent: None.

Minutes of the regular meeting of September 16, 1952 and special meeting of September 25, 1952 were approved as read.

The meeting was turned over to a public hearing on the confirmation of the preliminary assessment roll in Local Improvement A-19. No objections were voiced to the roll and the following resolution was then presented and read:

RESOLUTION NO. 4089

A RESOLUTION CONFIRMING THE PRELIMINARY  
ASSESSMENT ROLL IN LOCAL IMPROVEMENT A-19.

WHEREAS, the Commission of the City of Coral Gables met at 4 o'clock P.M., October 21, 1952, 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-19, 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-19 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.
3. That the total amount of said assessment and the apportionment of cost of said improvement as follows:

Total cost	\$1,623.78	Apportioned to abutting
Apportioned to city	<u>220.83</u>	lots and parcels, per
Apportioned to		lineal front foot: \$1.169
abutting property	\$1,402.95	

be and the same is hereby confirmed.

4. That each and every assessment described herein shall be due and payable December 1, 1952, 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 1952, 1953 and 1954, provided that the owner thereof shall file with the City Manager, on or before December 1, 1952, 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 December 1, 1952.



5. That the Director of Finance is hereby authorized to transfer the necessary amount to pay the cost of Local Improvement A-19 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 \$220.83 shall be repaid in three annual installments without interest at the same time the installments are due on assessments against 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 Hartnett, seconded by Commissioner Mayes. Resolution was adopted by the following roll call: "Yeas" - Commissioners Hartnett, Mayes, Neher and Phillips; Mayor Hendrick. "Nays" - None.

Mr. Earnest Overstreet appeared before the Commission with a preliminary sketch of a proposed replat of Block 213, Riviera Section, which was approved in principle subject to Mr. Overstreet complying with rules and regulations for the presentation and approval of plats.

The Commission then took under consideration a request for a zoning exception approved by the Zoning Board of Appeals, on a temporary basis, at its meeting of September 22, 1952. The request was to enclose an existing frame loading platform for use as a storage room for raw materials involved in filling army and navy contracts, on premises owned by Communications Company Inc. at 300 Avenue Greco. It was noted that two frame buildings are in existence upon this property, such buildings having been built under a war-time permit with the agreement that they would be removed at the conclusion of the war. The following resolution was presented and read.

RESOLUTION NO. 4090

A RESOLUTION DENYING A REQUEST FOR A TEMPORARY FRAME STORAGE ROOM.

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

That the request of Communications Company Inc. for an exception to the zoning ordinance to enclose an existing frame loading platform for the purpose of storing raw materials at the Communication Company's property at 300 Avenue Greco (Tracts B and C, Block 16, Industrial Section), be and the same is hereby denied.

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.



Mr. George Frix of Sinclair Refining Company appeared before the Commission concerning the company's desire to build an auto filling station on Lots 1 to 4, Block 15, Crafts Section. This site is within 500 feet of the location of a private school and is prohibited for use for a filling station by the terms of Ordinance 758. During the discussion concerning the distance between the filling station and school, the City Attorney ruled that the "shortest route of ordinary pedestrian travel along the public thoroughfares" should not include the distance along an alley, but that ordinary pedestrian travel should be considered to be from the nearest point of the school grounds abutting a main thoroughfare or street. The filling station site, however, would be still within the prohibited distance following such interpretation. No action was taken.

Mr. L. S. Edwards appeared before the Commission concerning a request for an exception to the zoning ordinance to construct a service station on Lots 25 to 30 inclusive, Block 27, Section K, such station to have a flat roof and no cover over the gasoline pumps. The Zoning Board at its meeting of October 13, 1952 recommended an exception to permit a flat roof, but disapproved the request to eliminate a canopy over the gasoline pumps. Action on the recommended exception was deferred and the following resolution was presented and read:

RESOLUTION NO. 4091

A RESOLUTION REQUESTING A RECOMMENDATION FROM  
THE ZONING BOARD OF APPEALS.

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

That the Zoning Board of Appeals is hereby requested to review the provisions of Section 18 of the zoning ordinance restricting filling station design, with particular reference to canopies over gasoline pumps, and to make recommendations thereon to the City Commission.

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 Coral Gables Junior Chamber of Commerce was granted permission to tie paper signs to parking meters on election day, November 4, such signs to remind people to vote at the election. The Junior Chamber of Commerce agreed to remove such signs by the following day.

Attorney William W. Charles appeared before the Commission to request consent to the assignment of the bus terminal lease of Warren J. Jones, Jr. to O. Ralph Sandige, and requested a reduction in the minimum rental for Unit No. 2 to \$125.00 per month for May through September and \$150.00 per month for the



remaining seven months. The following resolution was presented and read:

RESOLUTION NO. 4092

A RESOLUTION CONSENTING TO ASSIGNMENT OF BUS TERMINAL LEASE AND REFERRING RENTAL QUESTION TO THE TERMINAL RENTAL COMMITTEE.

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

1. That the assignment of lease to Bus Terminal Space No. 2 from Warren J. Jones, Jr. to O. Ralph Sandige is hereby consented to and approved, provided that requisite insurance coverage is provided by the new lessee.

2. That the request for a reduction of minimum rental for such unit is hereby referred to the Terminal Rental Committee for its study and recommendations.

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. Bruno of Cushman Baking Company appeared before the Commission concerning a request to use Unit No. 3 of the bus terminal for a distribution point for bakery goods to be delivered to other customers of the company and with a request that an adjustment be made in the rental of such unit. The Commission directed that the company's proposal in these respects be presented in writing by the company to the City Manager, and directed that the City Manager refer any requests for a reduction in rent to the Bus Terminal Rental Committee for its recommendations. The City Manager was directed to determine and to set a policy concerning distribution of bakery products from the terminal unit.

The following resolution was presented and read:

RESOLUTION NO. 4093

A RESOLUTION AUTHORIZING EXCEPTIONS 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 exceptions to the provisions of Ordinance No. 271, having been recommended by the Zoning Board of Appeals at its regular meeting of October 13, 1952, be and the same are hereby granted:

1. Permit construction of a screened patio and pool enclosure in connection with residence on Lots 58 and 59, Block 241, Riviera Section, said patio and pool enclosure having a 30-foot setback from the canal.

2. Permit construction of residence on Lots 1 and 2, Block 139, Riviera Section facing Avenue Cotorro instead of Cellini Street, and permit construction of residence on adjoining



Lots 24 and 25, Block 139, Riviera Section facing Hardee Road instead of Cellini Street.

3. Permit construction of residence on Lot 7, Block 1, High Land Estates facing Davis Road instead of Avenue Altamira, on condition that letters of approval of such exception be received from the owners of Lot 8, Block 1 and Lot 6, Block 2, of such subdivision.

4. Permit construction of residence on Lots 1 and 2, Block 245, Riviera Section, facing Avenue Manati instead of Leonardo Street, provided that the garage in connection with such residence shall also face Avenue Manati, unless owners of adjoining property waive such condition concerning the garage.

5. Permit construction of residence on Lots 16 and 17, Block 107, Riviera Section facing Avenue Perugia instead of Maggiore Street, on condition that a letter of approval thereof be received from the owners of Lots 1 and 2, Block 106, Riviera Section.

6. Permit erection of wire fence from the southerly rear corner of residence west to the lot line and thence north along the westerly lot line on Lots 13 to 15 inclusive, Block 125, Riviera Section, Part 10, on condition that a screening hedge be planted on the outside of such fence on the side facing Hardee Road.

7. Permit construction of building on Lot 15, Block 6, Section B, with a ground coverage of 36.82%.

8. Permit construction of building on Lot 13, Block 65, Granada Section, with a ground coverage of 36.2%.

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.

Director of Public Safety Kimbrough and Captain Hardin of the Fire Department appeared before the Commission concerning a petition filed by all members of the Fire Department requesting permission for such members to substitute, without compensation, on work shifts of fireman A. M. Stanton, who is ill, until December 31, 1952, so that fireman Stanton might continue on the city payroll. The following resolution was presented and read:

RESOLUTION NO. 4094

A RESOLUTION AUTHORIZING SUBSTITUTION OF MEMBERS OF THE FIRE DEPARTMENT AS HEREIN DESCRIBED.

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

1. That the Director of Public Safety is hereby authorized, if in his opinion the efficiency of the department is not impaired thereby, to permit other members of the Fire Department to work for and in behalf of fireman A.M. Stanton, who is ill, for the duration of his illness, but not after December 31, 1952 in any event, on condition that the substituting firemen receive no additional compensation for such additional work.

2. That the City Manager and Director of Finance are hereby authorized and directed, irrespective of Ordinance



731 to the contrary, to carry fireman A. M. Stanton on the city payroll and to pay to him his full salary while other firemen are substituting for him as above described; provided that if fireman A. M. Stanton shall not have returned to work by January 1, 1952 he shall be dropped from the payroll as of that date and his salary and status thereupon shall be governed by 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.

Director of Public Safety Kimbrough and Captain Hardin then presented another petition from the members of the Department of Public Safety requesting permission for unlimited substitution or interchange of work shifts of members of that department. It was noted that the Commission had previously approved the interchange of work shifts or partial work shifts of employees of equal rank in departments having more than one work shift per day, provided that every employee affected works the total work hours regularly scheduled for him during any calendar month, and that the Commission and Leave Ordinance prohibited the practice of substitution of employees with absentees paying the substituting employee his salary for the substituted time. The Commission considered relaxing the rule to permit substitution of work shifts provided that the work shifts were exchanged within a period of 30 days (instead of within the calendar month as now provided), with continuance of the regulation against substitution of work shifts with the time being repaid. This question was deferred until the next meeting of the Commission and until the Director of Public Safety could discuss the matter with the employees of his department.

It was agreed to hold a special conference of the Commission Tuesday evening, October 28, with the Board of the Youth Center and, at 9 o'clock the same night, with the city fiscal agents.

The City Manager presented an easement agreement from the City of Coral Gables to the Veterans Administration and the following resolution was presented and read:

RESOLUTION NO. 4095

A RESOLUTION AUTHORIZING EXECUTION OF EASEMENT AGREEMENT.

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

That the proper city officials are hereby authorized and directed to execute an easement agreement to the Veterans Administration in substantially the following words:



FOR AND IN CONSIDERATION of the sum of ONE DOLLAR and other good and valuable considerations, by the VETERANS ADMINISTRATION to THE CITY OF CORAL GABLES, a municipal corporation of Florida, in hand paid, the receipt of which is hereby acknowledged, the said THE CITY OF CORAL GABLES, does hereby grant unto the said VETERANS ADMINISTRATION the full right, privilege and easement for the purposes of performing necessary paving, re-paving and/or maintenance of driveways and for the use of the driveways and parking and similar purposes over, above and upon the following described property lying and being in The City of Coral Gables, Dade County, Florida and generally described as follows:

Those presently paved areas running from the property line approximately 40 feet towards the center line of Avenue Anastasia from the prolongation, northeasterly, of the northwest line of Lot 22, Block 7, Country Club #1, Plat Book 8, Page 108, Public Records of Dade County, Florida; southeasterly and east to the prolongation, north, of the west property line of Tract No. 3 of that plat showing the property of Florida Year Round Clubs, Inc. with Miami Biltmore Hotel and Country Club Grounds & Golf Course, Plat Book 40, page 1, Public Records of Dade County, Florida. The said property, generally, being the apron of land lying Avenue Anastasia as presently paved to a width of 24 feet, and lying opposite the present Veterans Administration Hospital and the north property line thereof.

Reserving unto the said THE CITY OF CORAL GABLES full and complete rights for future widening of Avenue Anastasia as may be directed by the City Commission, and with the understanding that the premises above described will never be closed to the use of the public and/or the City, but that the public and the City shall have full and complete rights to use said property for proper purposes; with the further understanding that the City reserves the right to install sub-surface structures such as sanitary and storm sewers, and the utilities operating under franchise by The City of Coral Gables have the right to enter into and upon said premises for the purpose of carrying out their functions, provided that in so doing the pavement, if disturbed, is restored to a condition as good as it was before being so disturbed.

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 City Manager advised that Architect Edward T. Rempe, Jr. had been employed by the city to prepare plans and specifications for the proposed addition to the police station and had presented a bill therefor, and the following resolution was presented and read:

RESOLUTION NO. 4096

A RESOLUTION AUTHORIZING PAYMENT OF ARCHITECT'S FEE.

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 to Edward T. Rempe, Jr. architect, a fee in the amount of \$1500 for the preparation of plans and specifications for the proposed addition to the police station



such payment to be made from the reserve previously appropriated and on hand for the building of such addition.

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.

It was noted that the National Association of Realty Boards convention was to be held shortly in this area and the City Manager was authorized to expend not to exceed \$500 from appropriated funds in Appropriation Account 2870-221 to underwrite expenses of such convention, with the understanding that any bus service furnished by the city to such convention should be charged and taken from the \$500 expenditure above authorized.

The following resolution was presented and read:

RESOLUTION NO. 4097

A RESOLUTION ORDERING LOCAL IMPROVEMENT A-20

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 of the city charter:

Paving to a width of 20 feet with a 6 inch compacted lime rock base, primed and sealed with asphaltic oils and sand finished the alley in Block 7, Crafts Section, Coral Gables running north and south from Avenue Andalusia to Avenue Valencia and westerly to Salzedo Street, at an estimated cost of \$1866, of which an estimated \$1836 will be apportioned to abutting lots, and an estimated \$30 to the city.

2. That the cost of the improvement shall be defrayed by a special assessment upon all lots and lands adjoining and contiguous or bounding and abutting upon such alley upon a frontage basis, which said properties are hereby designated as Improvement District A-20.

3. That such special assessments shall be payable 30 days after confirmation of the preliminary assessment roll therein, or at such time as the Commission may designate pursuant to the city charter.

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.

ORDINANCE NO. 760

AN ORDINANCE ESTABLISHING REGULATIONS GOVERNING THE INSTALLATION, ERECTION OR CONSTRUCTION OF BOAT DOCKS ON BAYFRONT IN THE CITY OF CORAL GABLES; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH AND PROVIDING A PENALTY FOR ITS VIOLATION.

which was read and adopted on first reading October 7, 1952, was read again in

AIA427



full. Motion for its adoption was made by Commissioner Phillips, 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. 760.

The following ordinance was presented and read

#### ORDINANCE

AN ORDINANCE MAKING IT AN OFFENSE TO REFUSE TO LEAVE SCHOOL PREMISES WHEN REQUESTED SO TO DO BY THE PRINCIPAL OR ANY MEMBER OF THE FACULTY OR EMPLOYEE WORKING UNDER THE DIRECTION OF THE PRINCIPAL OR HEAD OF SUCH SCHOOL WITH JURISDICTION OVER THE PREMISES; MAKING IT AN OFFENSE TO REMAIN IN THE VICINITY OF SUCH SCHOOL AFTER HAVING BEEN REQUESTED TO LEAVE AND AFTER HAVING LEFT AND USING LOUD, VIOLENT, PROFANE OR INDECENT LANGUAGE; PROVIDING FOR PENALTY FOR VIOLATION OF THE TERMS OF THIS ORDINANCE; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES INCONSISTENT HEREWITH.

upon first reading. Motion for its adoption on first reading was made by Commissioner Phillips, seconded by Commissioner Neher. 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 PARAGRAPH A OF SECTION 46 OF CHAPTER 7 OF ORDINANCE NO. 666 OF THE CITY OF CORAL GABLES SO AS TO MAKE IT AN OFFENSE TO DRIVE OR OPERATE A VEHICLE AT A SPEED GREATER THAN THAT WHICH IS REASONABLE AND PRUDENT ANYWHERE IN THE CITY OF CORAL GABLES; REPEALING ALL LAWS OR PARTS OF LAWS 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 MAKING IT UNLAWFUL FOR ANY PERSON IN THE CITY OF CORAL GABLES TO BE ENGAGED, OR TO HOLD HIMSELF OUT AS BEING ENGAGED, IN THE BUSINESS OF ACCEPTING OR RECEIVING WAGERS AS DEFINED HEREIN; PROVIDING THAT CERTAIN FACTS SHALL BE PRIMA FACIE EVIDENCE OF THE VIOLATION OF THE PROVISIONS HEREOF; AND PRESCRIBING PENALTIES FOR THE VIOLATION OF THE PROVISIONS HEREOF.



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 City Attorney presented a proposed ordinance dedicating Block 114, Country Club Section, Part 5 for park purposes. No action was taken.

The following resolution was presented and read:

RESOLUTION NO. 4098

A RESOLUTION AUTHORIZING AND DIRECTING THE DIRECTOR OF FINANCE TO SECURE EXCESS WORKMEN'S COMPENSATION INSURANCE COVERAGE.

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

That the Director of Finance is hereby authorized and directed to secure excess workmen's compensation insurance coverage to limits of \$250,000 over \$7500 each accident, and to secure such insurance coverage with any company or agency in his judgment meeting the needs of the city in this respect.

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.

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

AIA127



MINUTES OF SPECIAL MEETING  
OF THE CITY COMMISSION  
OCTOBER 28, 1952

The Commission of the City of Coral Gables convened in special session at the City Hall at 7:30 o'clock P.M., Tuesday, October 28, 1952. Mayor Hendrick in the Chair; Commissioners Hartnett, Mayes, Neher and Phillips present. Absent: None.

The following resolution was presented and read:

RESOLUTION NO. 4099

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, having been recommended by the Zoning Board of Appeals at its meetings of October 13, and 27, 1952, be and the same hereby is granted:

Permit construction of gasoline filling station on Lots 25 to 30 inclusive, Block 27, Section K, said station to have a flat roof and no cover or canopy over pump islands.

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. "Nays" - Commissioner Phillips and Mayor Hendrick.

Mayor Hendrick and Commissioner Phillips explained that they had no objection to the exception granting a flat roof, but did object to the elimination of a canopy over the gasoline pumps.

The Director of Finance discussed with the Commission the result of an audit and examination of the records of the Southern Bell Telephone Co. concerning mistakes in payment of utilities tax due the City of Coral Gables, and the following resolution was presented and read:

RESOLUTION NO. 5000

A RESOLUTION AUTHORIZING ACCEPTANCE OF  
UTILITIES TAX DUE FROM SOUTHERN BELL  
TELEPHONE AND TELEGRAPH CO..

WHEREAS an examination of records of and conferences with the Southern Bell Telephone and Telegraph Co. have disclosed that errors have been made in the billing and collection of City of Coral Gables utilities tax upon telephone service furnished within the city since the levying of such tax, and that tax due the City of Coral Gables has been remitted to other municipalities, tax due other municipalities has been remitted to the City of Coral



Gables, and tax has been charged on properties not within the city; and

WHEREAS an examination of the records of the Southern Bell Telephone and Telegraph Co. has disclosed that \$5,359.46 is due and owing to the City of Coral Gables for utilities tax on telephone service furnished within the City of Coral Gables during the period August 1, 1946 to date, over and above the utilities tax remitted monthly by the said company, as follows:

Amount due City of Coral Gables		
but credited to other municipalities		\$6,636.34
Amount due City of Coral Gables for		
accounts not previously billed tax		<u>1,809.72</u>
- Total gross due City of Coral Gables		\$8,446.06
Less:		
Amount due company for tax		
erroneously credited to		
- City of Coral Gables but		
due other municipalities	\$2,630.53	
Amount due company for credits		
granted to customers for City		
of Coral Gables tax being		
billed in error	<u>456.07</u>	<u>3,086.60</u>
Net due City of Coral Gables		\$5,359.46

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

That the Director of Finance is hereby authorized and directed to accept the sum of \$5,359.46 from the Southern Bell Telephone and Telegraph Co. as payment in full of additional amounts due the City of Coral Gables for city utilities tax not properly charged or remitted to the City of Coral Gables because of errors in extension and collection of such tax by the company, during the period August 1, 1946 to date.

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 conferred with a committee of the Coral Gables War Memorial Youth Center, consisting of Mrs. M. Lewis Hall, Mr. Hollis Rinehart, Mr. Paul Brinson and Mr. Harry Morgenthaler, concerning the operation of the Center. Mr. Rinehart explained that the Youth Center Board was not requesting the city to take over the operation, but that it recognized that the growth and present scope of the operation was beyond the ability of the private group to finance the same, and that there was a need for a city-wide recreation program of which the Youth Center operation was properly an integral part. Mr. Rinehart and committee members indicated that the Youth Center Board was willing to and intended to enter into an agreement with the City of Coral Gables to the effect that the city would take over the operation of the Youth Center facilities for a definite period (suggested to June 30, 1954), with the title to the property being retained in the non-profit corporation, and with a right of cancellation of such

AIA427



operating agreement at the end of the term by mutual agreement of the parties. The City Attorney and City Manager were instructed to meet with Mr. Rinehart and to prepare such an agreement for approval of both parties.

The following resolution was presented and read:

RESOLUTION NO. 5001

A RESOLUTION APPROPRIATING FUNDS TO THE  
CORAL GABLES WAR MEMORIAL YOUTH CENTER.

WHEREAS the sum of \$8,000 was heretofore appropriated to the Coral Gables War Memorial Youth Center for operations during the months of July through October inclusive, 1952 and pending a further decision of expenditure of other funds appropriated or available for other purposes; and

WHEREAS the period covered by this interim appropriation has now expired, or is about to expire, and it is deemed desirable that the interim appropriation be continued for an additional month;

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

That the sum of \$2,000 is hereby appropriated from Appropriation Account 2860-291 to the Coral Gables War Memorial Youth Center to permit continued operation of the Youth Center through November 1952, upon the basis of its budget for 1951-1952; that during the said month Recreation Director Stephens is hereby directed to continue the observation and analysis of operations of the Center on the same basis as previously directed.

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. 5002

A RESOLUTION CONSENTING TO ASSIGNMENT OF  
BUS TERMINAL LEASE OF GORDON HENNON.

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

That the assignment of lease to bus terminal space No. 15 from Gordon Hennon and Clara M. Hennon, his wife to Orval H. Snyder is hereby consented to, provided, however, that the liability of Gordon Hennon and Clara M. Hennon, his wife, under the original lease shall not be abrogated.

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 Attorney was authorized to go to Cleveland, Ohio, to confer



with Mrs. McBride in an attempt to secure her signature upon a deed to lands desired by the City for use in the sanitary sewer system, if in his judgment such trip would be beneficial.

The Commission then conferred at length with the city fiscal agents, Mr. Robert Cook, Mr. C. T. McCreedy and Mr. A. B. Morrison, concerning costs of financing of proposed storm and sanitary systems. It was agreed that another meeting would be held in the near future with such agents, and with Engineer M. B. Garris.

The following resolution was presented and read:

RESOLUTION NO. 5003

A RESOLUTION DECLARING OPPOSITION OF THIS COMMISSION TO THE ADOPTION OF PROPOSED CONSTITUTIONAL AMENDMENT NO. 3 TO BE PRESENTED TO THE VOTERS

WHEREAS the Legislature has proposed an amendment to the Florida Constitution, described as Amendment No. 3, and which will be submitted to the voters on November 4, 1952; and

WHEREAS by said amendment counties may obtain from the legislature a charter which will enable such counties to govern themselves and to make their own laws and to regulate powers, duties and jurisdiction of all county offices; and

WHEREAS a charter prepared pursuant to such amendment, and adopted by the vote of citizens of the county at large, could abolish or impair the functions of any municipality in the county without the approval and consent of a majority of the voters of the affected municipality;

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

1. That this Commission hereby declares that it is opposed to the adoption of proposed Constitutional Amendment No. 3, to be submitted to the voters on November 4, 1952, because there is no provision in such amendment guaranteeing that a municipality in the county may not be abolished, or that its functions may not be impaired, without the approval of a majority vote of the affected municipality.

2. That this Commission hereby recommends to the citizens of this city that they vote against such proposed Constitutional Amendment No. 3 at the general election on November 4, 1952.

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.

There being no other business the meeting was adjourned.

ATTEST:

E. B. Poorman  
CITY CLERK

E. B. Poorman

APPROVED:

David H. Hendrick, Jr.  
MAYOR

David H. Hendrick, Jr.



MINUTES OF REGULAR MEETING  
OF THE CITY COMMISSION  
NOVEMBER 4, 1952

The Commission of the City of Coral Gables convened in regular session at the City Hall at 4:00 o'clock P.M., Tuesday, November 4, 1952. Mayor Hendrick in the Chair; Commissioners Hartnett, Mayes, Neher and Phillips present.

Minutes of the regular meetings of October 7 and 21, 1952, and of the special meeting of October 28, 1952, were approved as read.

The meeting was turned over to a public hearing upon the confirmation of Local Improvement SK-9. Mr. Burton Wilson and several others were present to support the improvement. Mrs. Rose Gelperin, owner of two lots in Block 30, Riviera Section, opposed the improvement upon the ground that she was afraid automobiles would park upon the sidewalks and break them. The City Clerk advised of the receipt of a letter from the Board of Public Instruction of Dade County, Florida, advising that the Board could not place itself in a position for paying local improvement liens, and therefore objected to the improvement. Attorney Shelby Gaskin, representing the Florida East Coast Railway Co., objected to any assessment against the railroad on the ground that there was no benefit to the railroad from a sidewalk, but stated that the railroad would be willing to grant an easement for a sidewalk across its right of way. No other objections were received, and the following resolution was presented and read:

RESOLUTION NO. 5004

A RESOLUTION AMENDING AND CONFIRMING THE  
RESOLUTION ORDERING LOCAL IMPROVEMENT SK-9.

WHEREAS the Commission of the City of Coral Gables met at 4:00 o'clock P.M., November 4, 1952, pursuant to legal notice duly published in accordance with provisions of the city charter to hear all objections of interested persons to the confirmation of Resolution 4074 passed and adopted September 16, 1952 and ordering Local Improvement SK-9, and to the plans and specifications and estimates of cost of such improvement, and three objections to such improvement were made; and

WHEREAS certain amendments should be made to the original Resolution 4074;

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

1. That Section 1 of Resolution 4074, passed and adopted September 16, 1952, be amended to show the deletion of 68 feet, instead of 50 feet, of sidewalk within the improvement adjoining and abutting part or all of Lots 17, 18, 19 and 20 of Block 31, Riviera Section (where there is an existing sidewalk), and by showing the estimate of cost of such improvement to be \$4,988.90, all of said estimated cost to be assessed against abutting property, and by showing the designation of the local improvement district as SK-9.



2. That Resolution 4074, passed and adopted September 16, 1952 and ordering Local Improvement SK-9, as the same has been amended by this resolution, be and the same hereby is confirmed and the cost of such improvement 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 Phillips. 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 Local Improvement A-20. The City Clerk advised that he had received two objections in writing to this improvement, requesting that action on the same be delayed, from the owners of 125 feet (of the total 1379 front footage) in the improvement. The confirmation of such improvement was deferred pending receipt of recommendations of Superintendent of Public Works Robinson as to whether or not the southerly portion of the north and south alley might be deleted.

The following resolution was presented and read:

RESOLUTION NO. 5005

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, having been recommended by the Zoning Board of Appeals at its regular meeting of October 27, 1952, be and the same hereby is granted:

Permit construction of apartment building on Lot 23, Block 9, Section B, with off-street parking facilities in the front setback area and with a decorative CBS wall not to exceed 5½ feet in height around all or part of the front of such building per submitted plans.

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. 5006

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, having been recommended by the Zoning Board of Appeals at its regular meeting of October 27, 1952, be and the same hereby is granted:



Permit construction of residence on Lot 1 (less 5 feet thereof), Block 8, University Estates.

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. Earl V. Wolfe appeared concerning his request to construct a residential building containing an architect's office on Lots 1 to 5, Block 91, Riviera Section, which the Zoning Board had recommended against. It was agreed to discuss this more fully with the Zoning and Planning Boards.

Director of Public Safety Kimbrough and Captain Hardin of the Fire Department appeared before the Commission to request that employees of the Public Safety Department be allowed the unlimited right to substitute for each other. The Commission agreed that no annual leave shall be charged for absences of employees of the Department of Public Safety when the department head permitted a substitute to work for such employee. It was agreed that this substitution would be without limitation and on the authority of the department head when, in his opinion, the efficiency of the department would not be impaired. It was also agreed that substitution of employees should be permitted in other departments as the City Manager might permit or prescribe, and the following ordinance was presented and read:

ORDINANCE NO. 761

AN ORDINANCE AMENDING SECTION 2.6 OF ORDINANCE 731 CONCERNING THE CHARGING OF ANNUAL LEAVE OF CERTAIN EMPLOYEES; PROVIDING THAT ANNUAL LEAVE SHALL NOT BE CHARGED FOR ABSENCES WHEN A SUBSTITUTE WORKS FOR THE ABSENT EMPLOYEE AS PROVIDED HEREIN; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH.

Motion was made by Commissioner Neher, seconded by Commissioner Phillips 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 Hartnett, 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. 761.

Mrs. Byrne appeared before the Commission concerning a notice sent to her by the City Attorney to stop the use of Lots 32 and 33, Block 11, Flagler



Section, for business purposes. It was noted that the City Commission had in the past, by Resolutions 3424, 3556 and 3565, determined that Lots 28 to 31 inclusive of such block were subject to non-conforming use, but that such resolutions made no findings as to adjoining Lots 32 and 33. The matter was referred to the City Manager.

Mr. Alex Smith appeared before the Commission to request that the city grant to the owner of Lots 22, 23 and part of 24, Block 257, Riviera Section, the right or license to use and landscape the unused right of way of Avenue Aurelia adjoining Lot 22 and lying between the canal and Riviera Drive.

The following resolution was presented and read:

RESOLUTION NO. 5007

A RESOLUTION GRANTING RIGHT TO USE DESCRIBED STREET RIGHT OF WAY.

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

That the owner of Lots 22, 23 and the north 49.82 feet of 24, Block 257, Riviera Section, is hereby granted a license and permit to use the south 30 feet of right of way of Avenue Aurelia lying adjacent to Lot 22 and between the Coral Gables waterway and Riviera Drive, such use to be restricted to landscaping and upon the condition that no buildings be built thereon, for a period of 3 years from the date hereof, and providing that such license or permit be cancelable after such 3 years on 90 days notice in writing by the City Manager thereafter.

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.

Mr. J. Allen Brown discussed with the Commission the possible purchase of Block 61, Riviera Section, a triangular block adjoining the University of Miami campus and owned by the city. The matter was taken under consideration.

The following ordinance was presented and read:

ORDINANCE

AN ORDINANCE DEDICATING BLOCK 114 OF COUNTRY CLUB SECTION NUMBER 5, CORAL GABLES, TO PARK PURPOSES AND SIMILAR MUNICIPAL PURPOSES; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH.

upon first reading. Motion for its adoption on first reading was made by Commissioner Neher, seconded by Commissioner Phillips. Ordinance was adopted on first reading by the following roll call: "Yeas" - Commissioners Mayes, Neher and Phillips; Mayor Hendrick. "Nay" - Commissioner Hartnett.



## ORDINANCE NO. 762

AN ORDINANCE AMENDING PARAGRAPH "A" OF SECTION 46 OF CHAPTER 7 OF ORDINANCE NO. 666 OF THE CITY OF CORAL GABLES SO AS TO MAKE IT AN OFFENSE TO DRIVE OR OPERATE A VEHICLE AT A SPEED GREATER THAN THAT WHICH IS REASONABLE AND PRUDENT ANYWHERE IN THE CITY OF CORAL GABLES; REPEALING ALL LAWS OR PARTS OF LAWS IN CONFLICT HEREWITH.

which was read and adopted on first reading October 21, 1952, was read again in full. Motion for its adoption was made by Commissioner Neher, 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. 762.

## ORDINANCE NO. 763

AN ORDINANCE MAKING IT UNLAWFUL FOR ANY PERSON IN THE CITY OF CORAL GABLES TO BE ENGAGED, OR TO HOLD HIMSELF OUT AS BEING ENGAGED, IN THE BUSINESS OF ACCEPTING OR RECEIVING WAGERS AS DEFINED HEREIN; PROVIDING THAT CERTAIN FACTS SHALL BE PRIMA FACIE EVIDENCE OF THE VIOLATION OF THE PROVISIONS HEREOF; AND PRESCRIBING PENALTIES FOR THE VIOLATION OF THE PROVISIONS HEREOF.

which was read and adopted on first reading October 21, 1952, 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, Neher and Phillips; Mayor Hendrick. "Nays" - None.

Thereupon Mayor Hendrick declared the ordinance passed and adopted and ordered its publication as Ordinance No. 763.

## ORDINANCE NO. 764

AN ORDINANCE MAKING IT AN OFFENSE TO REFUSE TO LEAVE SCHOOL PREMISES WHEN REQUESTED SO TO DO BY THE PRINCIPAL OR ANY MEMBER OF THE FACULTY OR EMPLOYEE WORKING UNDER THE DIRECTION OF THE PRINCIPAL OR HEAD OF SUCH SCHOOL WITH JURISDICTION OVER THE PREMISES; MAKING IT AN OFFENSE TO REMAIN IN THE VICINITY OF SUCH SCHOOL AFTER HAVING BEEN REQUESTED TO LEAVE AND AFTER HAVING LEFT AND USING LOUD, VIOLENT, PROFANE OR INDECENT LANGUAGE; PROVIDING FOR PENALTY FOR VIOLATION OF THE TERMS OF THIS ORDINANCE; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES INCONSISTENT HEREWITH.

which was passed on first reading October 21, 1952, was then read again in full. Commissioner Hartnett moved, and Commissioner Mayes seconded the motion that said ordinance as passed on first reading be amended by adding to Section 1 thereof



immediately after the words "or by an employed <sup>ee</sup> working under the direction of the principal in charge of such school premises" the words "or by an police officer of the City of Coral Gables". The motion was adopted unanimously.

Motion for the adoption of the ordinance, as amended, was then made by Commissioner Hartnett, seconded by Commissioner Mayes, and the ordinance, as amended, 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. 764.

A letter from the Board of County Commissioners of Dade County, Florida, concerning the establishment throughout Dade County of uniform closing hours for establishments selling alcoholic beverages, was discussed. The Mayor was directed to advise the County Commissioners that this Commission felt that the ordinance of this city regulating the opening and closing hours of establishments selling alcoholic beverages was satisfactory to the community, and that the city was in the position to enforce such regulations, and that it was not interested in any change thereof at this time.

The City Clerk discussed with the Commission the policy set by the Commission on November 20, 1951 directing that no license be required of real estate brokers or salesmen who are licensed in other cities and whose offices are located in other cities, where their business activities in Coral Gables were casual and infrequent. He requested a decision by the Commission as to whether the management of a building in Coral Gables could be considered "casual or infrequent". The Commission directed that such business activities should be considered casual and infrequent, under the policy previously laid down by the Commission, if such broker or salesman was engaged in the management of only one building in the city. The Commission directed that if such broker or salesman was engaged in managing more than one building in this city, he should be required to secure an occupational license.

The following resolution was presented and read:

RESOLUTION NO. 5008

A RESOLUTION AUTHORIZING THE EXECUTION OF  
A \$60,744.61 NOTE AND CHATTEL MORTGAGE TO  
FINANCE BUS PURCHASES.

WHEREAS, six new Twin Coach buses have been purchased for the Transportation Department, and the budget and appropriation ordinance for the fiscal year 1952-1953 contemplates financing for a period of two years part of the purchase price thereof;

11/4/52

AIA427



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 are hereby authorized and directed to execute on behalf of the city, a note to the Coral Gables First National Bank in the amount of \$60,744.61, dated November 6, 1952, payable \$30,000 on November 6, 1953 and the balance of \$30,744.61 on November 6, 1954, bearing interest at the rate of 2.375 percent per year payable quarterly, together with a chattel mortgage of even date securing said note and conveying to said bank the following buses:

- 1952 Twin Coach Bus S#FL-33-30 M#FTC-180-25-7701
- 1952 Twin Coach Bus S#FL-33-29 M#FTC-180-25-7699
- 1952 Twin Coach Bus S#FL-33-28 M#FTC-180-25-7700
- 1952 Twin Coach Bus S#FL-33-27 M#FTC-180-25-7702
- 1952 Twin Coach Bus S#FL-33-26 M#FTC-180-25-7703
- 1952 Twin Coach Bus S#FL-33-25 M#FTC-180-25-7698

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. 5009

A RESOLUTION FINDING AND DETERMINING THAT CERTAIN DESCRIBED PROPERTY IS IN SUCH CONDITION AS TO VIOLATE THE PROVISIONS OF ORDINANCE NO. 729, AND DIRECTING THAT ACTION BE TAKEN TO REMEDY SUCH CONDITIONS.

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

1. That this Commission does hereby find and determine that the lots, parcels and tracts of land described below are in such condition as to be in violation of the provisions of Ordinance No. 729, and that the estimated cost of clearing such lots, parcels and tracts of land, or of otherwise remedying such conditions, are as follows:

<u>Description</u>	<u>Estimated Cost</u>
Lot 27, Block 26, Section B	\$ 35.00
Lot 28, Block 26, Section B	40.00
Lots 29 and 30, Block 26, Section B	135.00
Lots 18 and 19, Block 28, Biltmore Section	185.00
Lots 24 through 28, Block 28, Coconut Grove Section	65.00
Lots 11 and 12, Block 30, Coconut Grove Section	90.00
Lot 17, Block 30, Coconut Grove Section	70.00
Lots 18 and 19, Block 30, Coconut Grove Section	140.00
Lot 17, Coconut Grove Terrace	70.00
	<u>\$830.00</u>

2. That the City Manager is hereby directed to serve notice upon the owner or owners of such lands to comply with the requirements of Ordinance No. 729 within 15 days after the service of such notice.

3. That upon the failure or refusal of the owner or owners of such lots, parcels and tracts of land to clear such lands or to otherwise remedy the conditions thereof which are in violation of said ordinance, within 15 days after the service of such notice, the City Manager is hereby authorized and directed



to proceed to have such conditions remedied, and the cost thereof shall be and become a lien against such property.

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. 5010

A RESOLUTION APPROVING 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 A. Lee Schweier d/b/a Lee's Broadway Delicatessen and Restaurant, 50 Avenue Aragon, 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 and laws in respect thereto, and subject to cancellation upon receipt of any disqualifying criminal record on the part of the owner.

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. 5011

A RESOLUTION STATING CITY'S INTENTION CONCERNING PARKWAYS ON CORAL WAY.

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

That upon the widening of Coral Way from LeJeune Road to Red Road within the city limits of Coral Gables as discussed and agreed upon at a conference between this Commission and members of the Board of County Commissioners of Dade County, Florida, this Commission hereby declares that it will repair and grass the shoulders and parkway adjoining such widened street.

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.

It was agreed to hold a special conference with members of the Zoning and Planning Boards at 7:30 P.M., Tuesday, November 11, 1952, for discussion of zoning on U. S. 1, and other matters, and to hold a meeting and conference with Engineer M. B. Garris and the city fiscal agents at 8:30 P.M. the same night.



The City Manager was requested to confer with the Police Department and to make recommendations concerning possible reallocation of taxicab permits between companies operating cabs in Coral Gables.

There being no other business the meeting was adjourned.

APPROVED:

*David H. Hendrick, Jr.*  
DAVID H. HENDRICK, JR.  
MAYOR

ATTEST:

*E. B. Poorman*  
E. B. POORMAN  
CITY CLERK



AIA427



