

ORDINANCE NO. 235

AN ORDINANCE OF THE CITY OF MIAMI BEACH, FLORIDA, CREATING A DEPARTMENT OF PUBLIC SAFETY, AND PROVIDING FOR THE APPOINTMENT OF A CHIEF THEREOF; DEFINING HIS POWERS AND DUTIES AND PROVIDING FOR HIS COMPENSATION.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MIAMI BEACH, FLORIDA:

Section 1. That there be and hereby is created, within and for the City of Miami Beach, Florida, a Department of Public Safety. The said Department shall have complete supervision and control over the Police and Fire Departments.

Section 2. The Chief officer of this Department shall be known as the Director of Public Safety. He shall be appointed by the Mayor, subject to confirmation by the City Council. His compensation shall be the sum of Six Thousand (\$6,000.00) Dollars per annum, divided into twelve equal sums, payable monthly. He shall be subject to the control and direction of the City Manager, in the same manner as provided for the heads of other departments, in Ordinance No. 225, adopted by the City Council on the 21st day of October, 1925.

Section 3. The Director of Public Safety shall be the head of, and exercise full and complete control over, the Fire and Police Departments, subject to the supervision and direction of the City Manager, as herein provided and, as the head of the Fire and Police Departments, he shall recommend, from time to time, to the City Council, the appointment of an Assistant Chief, Captains, Lieutenants, Inspectors and such other firemen as are already provided for in the Fire Department, by Ordinance, and an Assistant Chief, a Chief of Detectives, Sergeants and such other Police Officers as are already provided for in the Police Department, by Ordinance, or as may be considered necessary and added, from time to time, for the proper handling of the Fire and Police Departments and he may suspend or remove, at any time, any

person so appointed. The City Council shall determine and fix the compensation for any person so appointed.

Section 4. As head of the Fire Department, he shall be charged with and it shall be his duty to enforce all Ordinances, Rules and Regulations, now or hereafter to be adopted, for the prevention and control of fires and to that end he and his subordinates shall have full power and lawful authority to arrest and confine in the City Jail, all persons violating any of the provisions of the said Ordinances, Rules and Regulations pertaining thereto.

As head of the Police Department, he shall be charged with, and it shall be his duty to enforce all of the Ordinances of the City of Miami Beach, not otherwise specifically provided for and, to that end, the Director of Public Safety and his subordinates shall have the power and authority to arrest and confine in the City Jail, all persons violating any of the provisions of the said Ordinances.

Section 5. This Ordinance shall not repeal any part of the Ordinance or Ordinances creating the office of City Manager and defining his powers and duties, or any part of the Ordinances creating or pertaining to the Fire or Police Departments.

Section 6. If any portion of this Ordinance is contrary to, or in conflict with, the Charter of the City of Miami Beach, Florida, the Constitution and Laws of the State of Florida or the United States, such portion shall not be construed to nullify any other portion thereof.

Section 7. Whereas, the Chief of Police has resigned and there is a lack of organization in the Police Department, in the best interest and welfare of the City of Miami Beach an emergency is hereby declared to exist and this Ordinance is given its three readings at one meeting.

PASSED AND ADOPTED this 12th day of May A. D., 1926.

John H. Levi
President of City Council.

ATTEST:

P. W. Toulson
City Clerk.

APPROVED this 12th day of May, A. D., 1926.

Leo Hediger
Mayor.

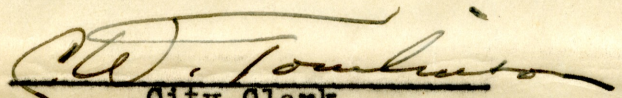


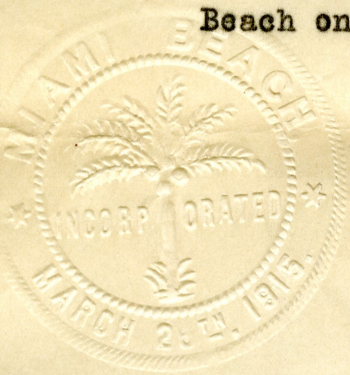
STATE OF FLORIDA)

COUNTY OF DADE)

I, C. W. TOMLINSON, City Clerk in and for the City of Miami Beach, Florida, do hereby certify that Ordinance No. 235 entitled, "AN ORDINANCE OF THE CITY OF MIAMI BEACH, FLORIDA, CREATING A DEPARTMENT OF PUBLIC SAFETY, AND PROVIDING FOR THE APPOINTMENT OF A CHIEF THEREOF; DEFINING HIS POWERS AND DUTIES AND PROVIDING FOR HIS COMPENSATION," having been duly passed and adopted by the City Council of the City of Miami Beach, has been posted by me in three conspicuous places in the City of Miami Beach, one of which was at the door of the City Hall in said City on the 20th day of May, A. D., 1926, and that said ordinance remained posted for a period of at least thirty days in accordance with the requirements of the City Charter of the said City of Miami Beach.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the City of Miami Beach on this the 28th day of July, A. D., 1926.


City Clerk



(ORIGINAL)

ORDINANCE NO. 235

Creating office of
Director of Public Safety.