

MINUTES OF THE REGULAR MEETING OF THE
TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA

February 16th, 1954

The regular meeting of the Town Council of the Town Of Golden Beach, Florida, was held on Tuesday, February 16th, 1954 at 9:30 o'clock in the morning at the Town Hall. Upon roll call, the following members were found to be present constituting all of the Members of the Council.

Mayor
President
Councilmen

-Mr. Robert H. George
-Mr. Burt Hengeveld
-Mr. Edward F. Guenther
-Mr. Howard G. McIlvried
-Mr. Anthony J. Gocking
-Mr. Charles C. Koch

Also present: Town Attorney
Building Inspector

-Mr. Francis M. Miller
-Mr. William E. Viton

The following Residents attended the Meeting as Visitors:-
Mr. Nelson Salez, Mr. Samuel Halper, Colonel S. W. Winfree, Mr. Norman Nobil, Mr. R. H. Higginson, Mr. H. F. Herschbach and Property Owner, Mr. Paul N. Jeffrey.

The meeting was called to order by the President, Mr. Burt Hengeveld who acted as Chairman of the Meeting and Mrs. Laurita Chapman acted as Secretary.

The Council President, Mr. Burt Hengeveld, called upon the Secretary who presented to each Member of the Council, a copy of the Minutes of the Regular Meeting of the Town Council held on January 19th, 1954 and suggested that due to the heavy agenda, and to facilitate time, these minutes be read privately, which suggestion had the full approval of the Council. Upon the reading of these Minutes, the Commissioner of Law and Finance, Council President, Mr. Burt Hengeveld, stated that since the authorization to purchase a beach cleaning and spraying machine had been approved and there being no appropriation in the current budget for this expenditure, he recommended that money for this purchase be taken from the Unanticipated Revenue Fund. This recommendation was fully approved by the Members of the Council and there being no further objections or corrections offered, these Minutes were ordered approved by the President of the Council, Mr. Burt Hengeveld.

The Cash Report for the Month of January, 1954 was then read by the Members of the Council and upon motion by Councilman Anthony J. Gocking and seconded by Councilman Howard G. McIlvried, was approved and ordered attached to these Minutes and made a part hereof.

The Commissioner of Law And Finance, Council President, Mr. Burt Hengeveld presented to the Members of the Council a financial statement listing budget appropriations and amounts expended to date, showing remaining balances in each category and when no comments were offered, this statement was approved by the Members of the Council.

A letter from Property Owner, Mr. Paul M. Jeffrey, was read by the Secretary, requesting the Council's permission that he be allowed to dig two culverts on his property in lieu of having them filled so as to eliminate stagnant water. Mr. Paul M. Jeffrey, who was present at this Meeting, was called on and when he informed the Council the location of his lots, Councilman Howard G. McIlvried stated that his particular lots were very badly in need of fill and were among those sited by Mr. Stutz of the Dade County Pest Control Bureau as being a definite breeding place for mosquitoes. The Town Manager, Mr. R. H. Kuiken, asked the Council's permission to be excused from the Meeting for a few minutes in order that he may go with Mr. Jeffrey and point out to him why his lots must be filled. This permission being granted, the Town Manager, Mr. R. H. Kuiken and Property Owner, Mr. Paul M. Jeffrey left the Meeting.

The Secretary was called upon to read a letter and enclosed certified copy of a Resolution recently adopted by the Board of County Commissioners regarding a new ruling pertaining to installation and operation of all traffic lights along County-maintained roads. No action was taken on this matter since Golden Beach has no traffic lights within the corporate limits of the Town and the Secretary was instructed to write a letter to the Board of County Commissioners acknowledging receipt of same.

A letter from the Hollywood Chamber Of Commerce inviting the Members of the Council to participate in their 12th Fiesta Tropicale parade on Friday, March 5th, 1954 at 7:30 P.M. was read by the Secretary and upon the reading of this letter no action was taken on this matter.

The Commissioner of Police And Fire, Councilman Edward F. Guenther, reported that a bid of \$325.00 had been received on the purchase of a new car for the Police Department including trade-in allowances on the present car and although there was no appropriation in the current budget for this expenditure, the cost of this purchase would create a deficit in this category of about \$150.00 and he asked the Council's permission to make this purchase using money from the Unanticipated Revenue Fund. Thereupon a motion was made by Councilman Anthony J. Gocking, seconded by Councilman Howard G. McIlvried and unanimously carried that such purchase be made.

The Commissioner of Parks and Public Buildings, Councilman Anthony J. Gocking, reported that work on improving the Loggia had been completed satisfactory and that it looked very very nice.

The Commissioner of Public Streets and Lighting, Councilman Howard G. McIlvried, stated that since the Council had authorized the purchase of a beach cleaning and spraying machine, A Resolution or Ordinance should be prepared for adoption, authorizing the cost of operation of same so that the lots on the Ocean Front could be assessed for same. A general discussion followed and it was decided that since no definite costs, as yet had been determined, the Town Manager was to investigate this matter and report on it at the next regular meeting of the Town Council.

The Commissioner Of Health And Sanitation, Councilman Charles C. Koch, stated that he had looked into the matter of securing a spraying machine since the Council had authorized this purchase, and presented to the Members of the Council for their consideration, descriptive literature on an aero-mist sprayer, which at the present time is at Lake Worth and can be purchased for \$2,085.00, whereas it would normally cost \$2,450.00. He further stated that before any action is taken on this matter, he would like to go up to Lake Worth with the Town Manager, Mr. R. H. Kuiken, who had returned to the Meeting, and see this machine in operation in order to be sure that it would be adequate for the needs of the Town. A short discussion followed and after the descriptive literature on this machine was examined by the Council Members, a motion was made by Councilman Edward F. Guenther and seconded by Councilman Howard G. McIlvried, that this machine be purchased if it had the approval of the Town Manager, Mr. R. H. Kuiken and Councilman Charles C. Koch.

The Commissioner of Health And Sanitation, Councilman Charles C. Koch, further reported that the contract with the Modern Waste Service Inc. for the collection of garbage in the Town Of Golden Beach had expired January 31st, 1954, and he asked the Council's approval to have same renewed for another Year. Councilman Howard G. McIlvried stated that he would like a clause inserted in the present contract whereby closed houses would be checked at regular intervals. He cited that he had a very unpleasant experience this Fall when he returned to Golden Beach and discovered that his container had not been attended to from the time that he left Golden Beach in the early part of the Summer and that other Residents may have had the same occurrence. Thereupon it was decided that the present contract with the Modern Waste Service, Inc., be renewed for another Year with this additional clause inserted.

The matter of filling in of lots in the Town Of Golden Beach was brought up for discussion and the Town Manager, Mr. R. H. Kuiken stated that quite a few property owners have cooperated and have made arrangements to have their lots filled. He also advised the Council that money appropriated in the current budget for the filling in of lots owned by the Town had been expended and the balance of this work will have to be delayed pending on the outcome of the election whereby the Residents will decide if the Town can issue Certificates of Indebtedness to cover this cost. The Council President, Mr. Burt Hengeveld, stated that Attorney, Mr. G. S. Miller, who owned a lot in the Town Of Golden Beach, had sent a letter to all property owners whose lots required fill, asking them to join in a class suit to prevent the Town from enforcing the Resolution requiring the filling in of lots, and that such letter had been given to the Town Attorney, Mr. Francis M. Miller. The Town Attorney, Mr. Francis M. Miller, stated that he had replied to this letter and also that the Bar Association would be notified as this action by Mr. G. S. Miller could be termed "Solicitation Of Business By Mail". The Town Attorney, Mr. Francis M. Miller, explained to the Members of the Council, the legal action that would be taken if such suit was filed and if an injunction against the Town would be issued. He then proceeded to describe in detail the action that the Council would have to take in enforcing the Resolution requiring the filling in of lots, the issuing of Certificates of Indebtedness to cover this and other costs of major improvements that the Town is planning to undertake, the issuing of bonds for the construction of seawalls as provided for in the amended charter of the Town Of Golden Beach and the election that is to be held

must be passed and adopted and that before such Resolutions and Ordinance could be presented estimated costs on this work must be secured to determine the amounts needed so that Certificates of Indebtedness and Bonds could be issued to pay for such improvements. He further stated that plans and specifications for the construction of seawall as required by the Town Of Golden Beach must be kept on file in the office with a Special Assessment Roll showing the legal descriptions and property owners of lots that require bulkheading and fill and the estimated amount of assessment against each lot. The cost of filling in of lots was then discussed and since a good percentage of property owners were having their lots filled, it was agreed that an extension of thirty days be granted to property owners to have their lots filled and that a notice be sent to owners of such property advising them of the Council's decision. It was further agreed that since estimated costs of this work must be secured for the passage and adoption of necessary Resolutions and Ordinance for the Council to take action on this matter, that this Meeting be continued until Thursday, February 25th, 1954 at 9:30 A.M and that a committee consisting of Councilman Charles C. Koch, as chairman, Councilman Howard G. McIlvried and Town Manager, Mr. R. H. Kuiken be appointed to secure costs of the filling in of lots and that Councilman Edward F. Guenther, be appointed Chairman of a Committee consisting of Councilman Anthony J. Gocking, Council President, Burt Hengeveld, and Building Inspector, William E. Viton, to secure costs of construction of seawalls and that such costs be given to the Town Attorney, Mr. Francis M. Miller in order that the necessary Resolutions and Ordinance be prepared for adoption on the date of the continuation of ths Meeting as set forth in these Minutes.