MINUTES OF THE REGULAR MEETING OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH FIORIDA

May 19th, 1959

ller Meeting of the Town Council of the Town Of Golden Beach, Florida nesday, May 19th, 1959 at 9:30 o'clock in the morning at the Town oll call the following members were found to be present constituting

Council President Councilmen

-Mr. Larry O. Turner

-Mr. N. B. Ornitz

-Mr. Philip H. Cummings -Mr. Joseph R. Missett

-Mr. F. Waldo Roth

-Mr. Edward M. Stuart

Town Attorney

ng Residents attended the Meeting as Visitors:--Mr. Francis M. Miller Mr. Burt Hengeveld, Mr. Ben Elkind, Mr. M. Kuryla, Mr. N. Nobil, E, Mr. Roy Bazelon, Mr. Jack Manne, Mr. Ben Cohan, Mr. A. Bergmann, Ernst, Mr. N. Salez, Mr. Herbert E. Paul, Mrs. Joan Archer, ey, Mr. Clyde Dirrima, Mr. J. N. Shure, Mr. J. Finkelman,

as called to order by the Council President, Mr. N. B. Ornits, man of this Meeting and Mrs. Laurita Chapman acted as Secretary.

esident, Mr. N. B. Ornitz, called upon the Secretary who presented he Council copies of the Minutes of the Regular Meeting of the April 21st, 1959 and upon review of these Minutes by the was agreed upon motion by Councilman Mr. Edward M. Stuart, an Mr. Joseph R. Missett, that the reading of these minutes

esented the cash report of the General Fund and a Cash Funds of the Town Of Golden Beach, Florida for the month s cash reports, upon motion by Councilman Mr. Edward M. puncilman Mr. F. Waldo Roth, were approved and ordered

dent, Mr. N. B. Ornitz, stated that a Special Franchise le Town Hall on May 18th, 1959 for the purpose of deterfranchise should be granted to Peoples Gas System, Inc. this election is now to be canvassed. The ballot box rtificate of the Inspectors and Clerk of this election President, Mr. N. B. Ornitz and upon examination of same uncil, upon motion duly made, seconded and unanimously of Inspectors and Clerk of Election was accepted.

The Council President, Mr. N. B. Ornitz, announced that the results of this Special Election are found to be as follows:

That for the Ordinance Granting a Franchise to the Peoples Gas Company, Inc.

That against the Ordinance Granting a Franchise to the Peoples Gas Company, 95 votes were cast

Inc., 3 votes were cast.

Thereupon it was declared that the Granting of a Franchise to the Peoples

The President, of the Town Council, Mr. N. B. Ornitz, Councilman Mr. Edward Gas Company, Inc., was carried. M. Stuart and Mrs. Laurita Chapman, Supervisor of Election, executed in duplicate Certificate of Election, one copy of which was ordered attached to these Minutes and made a part hereof.

The Mayor, Mr. Larry O. Turner, reported that a letter had been received from Councilman Mr. Philip H. Cummings tendering his resignation as Town Clerk and Town Tax Assessor and Collector, therefore he would like to appoint Councilman Mr. F. Waldo Roth as Town Clerk and Councilman Mr. Joseph R. Missett as Town Tax Assessor and Collector. These appointments, upon motion duly made seconded and unanimously carried had the full approval of the Members of the Council.

The Council President, Mr. N. Be Crnitz, stated a date for the Meeting of the Board of Equalization and the sale of 1958 Delinquent Taxes must be fixed and recommended that the meetings of the Board of Equalization take place for three (3) consecutive days beginning July 1st, 1959, said meetings to be advertised in the Miami Beach Times in the issues of June 12th, 19th and 26th and that the sale of Delinquent Taxes be posted in three (3) conspicious places throughout the Town, said tax sale to be held on Monday, July 6th, 1959 and that the Members of the Council sit as the Board of Equalization in order that they may study the tax roll, review complaints and make suggestions. This recommendation had the full approval of the members of the Council.

The Council President, Mr. N. B. Ornitz, suggested that the Accounting Services of Everett W. Severy be engaged to do the work of auditing the Town's books for the fiscal year November 1st, 1958 thru October 31st, 1959, since they had rendered such services for the past several years. Upon motion by Councilman Mr. Joseph R. Missett, seconded by Councilman Mr. Philip H. Cummings, and unanimously carried, it was agreed that the work of auditing the books of the Town be given to the Accounting Firm of Everett W. Severy for the period November 1st, 1958 thru October 31st, 1959.

The Commissioner Of Law And Finance, Councilman Mr. Philip H. Cummings, reported that at the Meeting of the Council held on April 21st, 1959, he had suggested that sufficient funds be transferred from the Fine and Forfeiture Fund to the General Fund to take care of the over-all deficit that is prevailing in the current budget and that since this meeting he had gone over this matter in detail with the Mayor and Town Manager, Mr. Larry O. Turner and the President, of the Town Council, Mr. N. B. Ornitz and he was advised that appropriations made for certain items in this budget will not be needed and could be transferred to other items that are and/or will be over-expended before the end of this fiscal year. After making these suggested transfers, there will still be needed \$5,265.02 for the Town to operate and meet its current expenses over what is now on hand in the General Fund, so that there will not be a deficit and he asked that the Members of the Council authorize that this amount of \$5,265.02 be transferred from the to the General Fund for this purpose. Whereupon it was

The Council President, Mr. N. B. Ornitz, reported that a detail study had been made of the present tax structure of the Town and the cost it takes the Town to collect and dispose of the garbage and trash, keep the beach clean and the vacant lots in attractive appearance. He thereupon called upon the Town Tax Assessor and Collector, Councilman Mr. Joseph R. Missett, who reported that the present tax system of the Town has been in existance since 1926 and in his opinion was antiquated, outmoded and illegal as in order to encourage building, a house was never assessed and the present assessments of the unimproved properties are far below the present market value, therefore a more realistic value should be placed on all properties in the Town, that he had made a study of the tax system that is now used by Dade County, which in his opinion was fair and equitable and he would like to recommend that the Town employ this system together with the fact that if this system is adopted by the Town it would be a great assett when the County takes over the collecting and levying of taxes for all of the Municipalities that come under its jurisdiction, which they intend to do in 1960. Councilman Mr. Edward M. Stuart stated that it was his thinking that this was a fair approach to a new form of taxation to be adopted by the Town inasmuch as the County is going to take this over in another year, to which the other Members of the Council agreed. Thereupon a motion was made by Councilman Mr. Joseph R. Missett, seconded by Councilman Mr. Edward M. Stuart that the valuations that the County places against all properties in the Town of Golden Beach be used on the tax roll of the Town for the Year 1959, which motion upon a voiced vote was unaminously carried.

The matter of the adoption of a new budget for the year November 1st, 1959 thru October 31st, 1960 was brought up for discussion by the Council President, Mr. N. B. Ornitz, who stated that he would like first to discuss the proposed estimate of revenue before taking up the proposed items of appropriations. The Council President, Mr. N. B. Ornitz, further stated that a study had been made of what it cost the Town to keep the vacant lots clean and in attractive appearance and it was determined after taking into consideration the number of man-hours used for this work, the operation of the equipment, etc. for the average lot, the cost averages \$32.00 and he would like the Members of the Council to give their approval of having such a charge placed on the tax roll. Councilman Mr. Philip H. Cummings stated that when he first took office, he suggested that a charge be made for this work, therefore he would like to make a motion that such charge be placed on the new tax roll which motion was seconded by Councilman Mr. Joseph R. Missett and unanimously carried.

The Council President, Mr. N. B. Ornitz, stated that heretofore a charge of \$25.00 per 50 foot lot on the ocean had been charged for cleaning same. After making a thorough study of same the amount of \$25.00 was insufficient to meet the cost of this work, therefore he would like to recommend that this amount be increased to \$32.50 which would cover this expense for each lot. Councilman Mr. Philip H. Cummings, stated that he had made a study of this matter and found that the charge of \$25.00 was not sufficient to take care of this expenditure and suggested that a charge of \$40.00 per fifty foot lot be placed against such property. However, after an analysis made by the Council President, Mr. N. B. Ornitz. that \$32.50 per fifty foot lot would be sufficient to take care of this expense, he would accept same. Thereupon the Council President, Mr. N. B. Ornitz, presented Resolution No. 82, which upon motion by Councilman Mr. Edward M. Stuart, seconded by Councilman, Mr. Joseph R. Missett and unanimously carried was passed and adopted as follows:-

## RESOLUTION NO.82

A RESOLUTION OF THE TOWN OF GOLDEN BEACH AUTHORIZING THE TAX ASSESSOR TO ASSESS AN ADDITIONAL LOT CLEANING LIEN IN FRONT OF ALL LOTS ON THE OCEAN FRONT, AND FOR THE PURPOSE OF FURTHER IMPLEMENTING ORDINANCE 41.

BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH,

FIORIDA:

Section 1. Ordinance No. 41 of the Town of Golden Beach levies a tax or lien on each lot fronting on the Atlantic Ocean of the sum of \$25.00 for the reasonable cost of cleaning said lots of the debris. Said Ordinance was passed and adopted on the 2nd day of May, 1950, and since that date the cost of cleaning said lots has increased

Section 2. The Town Assessor be and he is hereby authorized to assess and levy against each lot fronting on the Atlantic Ocean such additional sum as may be determined by the Tax Assessor to cover all of the costs of removing the debris from in front of said lots, and the amount so determined shall constitute a lien against said lot or lots in accordance with the Charter of the Town of Golden Beach and Ordinance No. 41, and such liens shall be collected by the Tax Collector in the same manner that annual real estate taxes are collected on such property.

PASSED AND ADOPTED by the unanimous vote of the Town Council of the Town of Golden Beach, Florida, this 19th day of May, 1959.

N. B. Ornitz Town Council ATTEST: APPROVED: F. Waldo Roth (Signed) Larry O. Turner Town Clerk (Signed) Mayor

A Resident, Mr. Claude Pearce inquired, if in making this survey as to the cost of cleaning the beach, was consideration given to that portion of the beach that is owned by the Town. The Council President, Mr. N. B. Ornitz, stated that in making this survey whereupon it was determined that \$32.50 per year for each 50 foot lot would cover the cost of this work, that portion of the beach owned by the Town was not considered. Councilman Mr. Philip H. Cummings stated that when he first assumed office and was appointed Commissioner of Law and Finance, he made a thorough study of the financial condition of the Town whereupon it was apparent to him that the Town was not receiving sufficient revenue for the services that it was rendering which was one of the reasons why a deficit was prevailing and in order to overcome this condition, he

had suggested that a fee of \$32.00 be charged by the Town for keeping the vacant lots in attractive appearance and \$40.00 for cleaning the beach for each 50 feet lot. These figures were used by him for experimental purposes only as no records had been kept of these expenses. However since the Council President, Mr. N. B. Ornitz had made a survey and analysis of this work, these estimated costs will be accepted by him.

A Resident, Mr. Robert H. George, stated that although the property owners on the beach for the past several years have been paying a fee to the Town for the cleaning of same, it was his opinion that this work has newer been done in a satisfactory manner, that he had suggested during his term of office as Mayor of the Town and Councilman that this beach cleaning lien be taken off of the Tax Roll and that each owner be allowed to keep their own beach clean. The Council President, Mr. N. B. Ornitz, advised Mr. George that the present Council is going to see that this work is done in a satisfactory manner, that the beach will definitely be cleaned at least 25 times a year.

A Resident, Mr. Claude Pearce stated that he has observed the men working to clean the beach, that they do a wonderful job but the equipment they use to do this work appears to be very inadequate and that a much better job could be done if they had better equipment. The Council President, Mr. N. B. Ornitz, stated that consideration is to be given to securing better equipment to do this work.

The Council President, Mr. N. B. Ornitz, stated that heretofore each residence had been charged a fee of \$25.00 for the collection of garbage and trash, which amount must be increased to \$35.00 due to the fact that the Town at the present time has to pay more for the disposal of same. A Resident, Mr. Claude Pearce stated that he was very much in favor of this increase as it was his opinion that the Town was not charging enough for the service that they render in this regard. Thereupon a motion was made by Councilman Mr. Joseph R. Missett, seconded by Councilman Mr. F. Waldo Roth and unanimously carried that the fee for the collection of garbage and trash be increased from \$25.00 to \$35.00 for each house per year.

The Commissioner of Police And Fire, Councilman Mr. Edward M. Stuart, reported that our police protection has been wonderful, that we have a very fine personnel in this department and that although an increase in salary had been given to the men on the force, March 1st of this Year, after making a study of the salaries that other Towns in this area are paying their Police Officers, in comparison, our men are being underpaid for their work. Therefore he had recommended in the proposed new budget that an increase of 30% be considered for the salaries of police. The present appropriations for new police equipment and maintenance of such equipment are insufficient to meet their needs, therefore these amounts have likewise been increased to adequately take care of same.

The Commissioner of Parks and Public Buildings, Councilman Mr. F. Waldo Roth, reported that a beautification and modernization program is now being considered with planting to be done and a sprinkler system installed on the parkway on Ocean Boulevard and the appearances of the entrances to the Town are to be enhanced; also the Loggia is to get additional plants, likewise the public parks and that the Town Hall is to be completely renovated, which work being a major improvement, the cost of same is to be provided for in a bond issue that the Council is planning to adopt.

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The Commissioner Of Public Streets and Lighting, Council President, Mr. N. B. Ornitz, reported that in this same bond issue provisions have been made for having curbing installed on the parkway on Ocean Boulevard with adequate cross-overs for use by the Police Department; new street lights are to be installed on Ocean Boulevard and the present ones now in use are to be transferred to the Islands and North Bay Drive where lights are needed. More drains are to be installed as there are seferal bad places in Town particularly on Center Island where the water does not drain off properly during and after a heavy rain. Also the Town is now in debt for the payment of the construction of the three new bridges, that payment is due in November of this year for the third bridge; bonds have already been issued to pay for the other two and if this bond issue is approved, the third bridge can be paid for and these outstanding bonds recalled. A Resident, Mr. Burt Hengeveld stated that since these items are capital improvements, are they not to be considered in the proposed new budget. The Council President, Mr. N. B. Ornitz, stated that only the amount of indebtedness due each year on these bonds is going to be considered and in order to have this bond issue approved an election must be held as the registered freeholders of the Town must approve of same. He thereupon called upon the Town Attorney, Mr. Francis M. Miller, who, at the Council's request, had prepared Resolution No. 81 which he read entitled: "A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FIORIDA, AUTHORIZING PUBLIC IMPROVEMENTS TO THE TOWN AND CALLING AN ELECTION OF THE FREEHOLDERS FOR THE PURPOSE OF VOTING ON SUCH PUBLIC IMPROVEMENTS! Upon the reading of this Resolution the question arose as to fixing a date for this election. The Council President, Mr. N. B. Ornitz, stated that he would like the improvements to the parkway on Ocean Boulevard, completed before the season starts nextyyear therefore he would like to have this election held as soon as possible. The Town Attorney, Mr. Francis M. Miller, stated that considerable work will have to be done in order to hold this election but that everything could be ready by the end of July. Since it was the understanding of the Members of the Council that the majority of the registered freeholders of which 50% plus 1 must participate to have this bond issue passed, will be away from the Town, the question arose if absentee balloting is permitted in such election. The Town Attorney, Mr. Francis M. Miller stated that it was his opinion that absentee balloting is permitted, however to asceptain this fact, this matter will be looked up upon return to his office and suggested that the following Resolution be adopted, which Resolution upon motion duly made seconded and unanimously carried was passed and adopted.

## "RESOLUTION

BE IT RESOLVED by the Town Council of the Town Of Golden Beach, Florida that the Town Of Golden Beach does hereby adopt the absentee voting and that the Town Of Golden Beach does hereby adopt the absentee voting and balloting law as provided for in the Statues of the Laws of the State of Florida.

PASSED AND ADOPTED this 20th day of May, A.D. 1959.

(Signed) N. B. Ornitz
Council President

(Approved:

(Signed) Larry O. Turner
Mayor

Attest:

1) Tamita Chapman

The Town Attorney, Mr. Francis M. Miller, further suggested that the third Monday in August which is the 17th would be a very good date to hold this Special Election as on the following day which would be the third Tuesday of this Month, a Council Meeting could be held to canvass the ballots and when it was agreed by the Members of the Council that such date would allow the Town ample time to complete the improvements to the Parkway on Ocean Boulevard before the Season opens, a motion was made by Councilman Mr. Joseph R. Missett, seconded by Councilman Mr. Philip H. Cummings and upon a voiced vote unanimously carried that Resolution No. 81 be adopted and that the date of this Special Election as provided for in this Resolution be fixed as August 17th, 1959, if absent balloting is allowed. A Resident, Mrs. Frank Ernst, inquired if some of the provisions in the bond issue are rejected. will the Members of the Council make arrangements to do some of the work that is necessary. particularly with regards to the installation of street lights as in front of her residence, at 680 North Bay Drive, a street light is needed very badly as it is very dark at night in this area. Mr. Claude Pearce, a Resident, stated that it would be just and fair to everyone to have the provisions of the bond issue voted on as a whole, not each provision separately, and the Town Attorney, Mr. Francis M. Miller, stated that this can and will be arranged and the Council President, Mr. N. B. Ornitz, advised Mrs. Ernst that in any event, she will be given some relief.

The Council President, Mr. N. B. Ornitz, stated that some consideration had been given to the matter of the Town adopting a health, accident and life insurance plan for its employees and after discussing this matter with several insurance companies and receiving their proposals, a bid from the Willis Insurance Agency in Hollywood, Florida, which appeared to be the best plan for all concerned, had been accepted. Furthermore in order for any Insurance Company to accept the employees of the Town in a group insurance plan 14 members are required and since the Town's employees number 11, the members of the Council have agreed to embrace this plan, paying their own premiums, in order to meet this requirement. As to the employees, it had been suggested that the Town pay 50% of their premiums. Councilman Mr. Edward M. Stuart, recommended that it would be better if the Town pay 60% of this amount and Councilman Mr. Joseph R. Missett, stated that he agreed with this offer of 60% as some of the employees might be faced with a hardship, whatever the amount and the lesser the burden, the better it would be for them. Thereupon it was agreed by all the Members of the Council that the Town pay 60% of the premiums for the employees, and that this plan be adopted as of this date. Councilman Mr. Philip H. Cummings, inquired as to what it would cost the Town and the Council President, Mr. N. B. Ornitz, stated that provision had been made in the proposed new budget to take care of this expense. However, since this appropriation will not go into effect until November 1st of this year, Councilman Mr. Philip H. Cummings stated that no funds are available in the current budget to take care of this additional expense until that date. The Council President, Mr. N. B. Ornitz, stated that the amount needed is approximately \$400.00 to meet this additional expense and since this amount is not available in the general fund to take care of same, he recommended that \$400.00 be transferred from the Fine and Forfeiture Fund to the General Fund forthis purpose, which recommendation had the full approval of the Members of the Council and it was agreed unanimously that such transfer of funds be made.

The Members of the Council proceeded to revies the items of appropriations in the proposed new budget for the period November 1st, 1959 thru October 31st,

1960, each item being discussed in detail as to their needs and the best interest of the Town. The Council President, Mr. N. B. Ornitz, explained that two figures were set up in the budget for the items of Tax Discount, Indebtedness - Interest and Indebtedness - Maturity Of Bonds, since these figures are determined on the Bond Issue. However since the Resolution was passed by the Members of the Council giving their approval that an election will be held to determine this matter, it was agreed that the following tentative budget be adopted, which motion was made by Councilman Mr. Joseph R. Misset, seconded by Councilman Mr. Edward M. Stuart and unanimously carried, such budget being in words and figures as follows:

## PROPOSED ESTIMATE OF BUDGET FOR PERIOD NOVEMBER 1, 1959 THRU OCTOBER 31, 1960.

Solories of Police	-#2F 000 00
Salaries of Police	-₩∠⊅•000•00 720 00
New Police Equipment	2,500,00
Maintenance Of Police Equipment	
Maintenance of Torree Equipment	3,500,00
Maintenance of Buildings	1,000.00
Maintenance Of Parks And Parkways	3,600.00
Maintenance of Streets	<b>1,500.00</b>
Bridge Repairs	- 250.00
Street Lighting Repairs	<b>-</b> 500.00
Street Lighting	- 3,600,00
Garbage Collection	1,600,00
Extermination & Mosquito Control	1,300.00
Maintenance of Beach	300.00
Insurance	3,320.00
Telephone	700.00
Tax Discount	6,325.62
Tegal And Audit	2,500.00
Office Supplies	1,040,00
Town Clerk's Office (Salaries)	4.200.00
Dobt Sarvice - Interest	7,385,00
Debt Service - Maturity Of Bonds	21,240.00
Social Security	1,505.00
Christmas Bonus For Employees	655.00
One: The Ministry was the control of	250.00
Office Expense - Miscellaneous Fund	
Gas And Oil	- 3,700.00
Labor For Maintenance Work For All Departments	31,000.00
Maintenance of Equipment	1,700.00
New Equipment Purchases	2,500,00
- 110+04	1,600.00
Town Manager - Salary	6,000.00
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TOTAL ***	\$140 <b>,</b> 990 <b>.</b> 62

PROPOSED ESTIMATE OF BUDGET RECEIPTS	
Taxes	\$107,263.62
Beach Cleaning	4,095.00 - 7,945.00
Garbage Collection	7,712.00
Rent For Post Office	475.00
Franchise - Flroida Power & Light Company	3,500.00
Miscellaneous Receipts	10,000,00

Councilman Mr. Philip H. Cummings stated that he had previously suggested that the fee for Hydrant Rental be removed from the Tax Roll and he was very happy to note that same had been done.

Upon motion duly made seconded and carried, the Secretary was instructed by the Town Council and authorized to again allow the following discounts for prompt payment of taxes

During	November, 1959	<b>-</b> 4%
During	December, 1959	-3%
During	January, 1960	<b>-</b> 2%
During	February, 1960	-1%

The Secretary presented the Assessment Roll for the year 1959, showing the net valuation of taxable property at \$6,430,980,00. It was agreed that the millage for said roll be fixed as follows:

Operation of Police I Labor, Maintenance, I Repairs, (Streets, Banitation & Health I	ridges, etc.	.)	 	00.86 00.41	Mills Mills
Sanitation & Health I General Operational I Debt Service Expense					

Total

16.73 Mills

A representative from the Peoples Gas Company Inc. who entered the Meeting during its session stated that he wished to thank all those who were reponsible for making the election so favorable in their behalf; that natural gas for this area will be available in July and that his company will make all the necessary arrangements so that the residents of Golden Beach will be able to avail themselves of its use, however he would like the Members of the Council to put in writing to the State Road Department that they have the Town Town's permission to lay such pipe for this gas within the limits of the Town to which the Council President, Mr. N. B. Ornitz, stated that such a letter would be sent.

There being no further business to come before the Members of the Council at this Meeting, upon motion by Councilman Mr. Hoseph R. Missett, seconded by Councilman Mr. Edward M. Stuart, the meeting adjourned.

Mayor

BOORUM & PEASE "NOIBAR"

Deputy Town Clerk



## TOWN OF GOLDEN BEACH DADE COUNTY, FLORIDA

May Lth, 1959

Mrs. Mae P. Coyas 146 Ocean Boulevard Golden Beach, Florida

Mrs. Joan Archer 587 Ocean Boulevard Golden Beach, Florida

Mrs. Kathleen D. Hackney 27h Ocean Boulevard Golden Beach, Florida

Mrs. Marjorie Mayer 610 North Island Golden Deach, Florida

Dear Mesdames:

Please be advised that at the regular meeting of the Town Council of the Town Of Golden Beach, Florida, held on Tuesday, April 21st, 1959, Mrs. Mae P. Coyas, Mrs. Joan Archer and Mrs. Mathleen D. Hackney were appointed Inspectors and Mrs. Marjorie Mayer was appointed Clerk, for the Special Franchise Election to be held on May 18th, 1959, for the purpose of determining whether or not a franchise should be granted to Peoples Gas System Inc.

Said election is to be held at the Town Hall in the Town Of Golden Beach, Florida, according to Notice of Election, from 7:00 o'clock a.m. until 7:00 o'clock p.m.

Yours very truly,

Laurita Chapman Deputy Town Clerk