

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

February 21st, 1955

A recess of the regular meeting of the Town Council held on Wednesday, February 16th, 1955, was held on Monday February 21st, 1955 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
Council President
Councilmen

-Mr. Robert H. George
-Mr. Burt Hengeveld
-Mr. Edward F. Guenther
-Mr. Anthony J. Gocking
-Mr. Clemens B. Sheronas
-Mr. Joseph R. Missett

Also present: Town Attorney
Building Inspector

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

Two Residents attended the Meeting as Visitors, Mr. P. C. Riley and Mr. Norman Nobil. Also Present were Property Owners, Mr. R. Berenson and Mr. S. A. Zink.

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 Secretary stated that this was a recessed meeting of the regular meeting of the Town Council held on Wednesday, February 16th, 1955.

The Council President, Mr. Burt Hengeveld, stated that a Resolution requesting the County to make certain improvements in the Town Of Golden Beach had been prepared and called upon the Secretary who presented a Resolution entitled "A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH REQUESTING THE BOARD OF COUNTY COMMISSIONERS OF DADE COUNTY, FLORIDA, TO LEND FINANCIAL ASSISTANCE TO THE TOWN IN IMPROVING OCEAN BOULEVARD AND REQUESTING THE COUNTY TO AID THE TOWN IN OTHER PUBLIC IMPROVEMENTS." This Resolution was read by the Secretary and upon the reading of this Resolution, the Town Attorney, Mr. Francis M. Miller, stated that he would advise the Council not to pass this Resolution at this time as the Florida State Legislature will be in session this Year and the matter of consolidating all the Municipalities in Dade County may be presented for consideration and approval and this Resolution may be used to encourage having this matter approved. In order for the Town to request assistance from the County in making certain improvements in the Town, the Town Attorney, Mr. Francis M. Miller, suggested that a committee be appointed to contact the Commissioners of Dade County and make such requests in person. Thereupon a motion was made by Councilman Joseph R. Missett seconded by Councilman Anthony J. Gocking that this Resolution be tabled temporarily and that a Committee be appointed to contact the Dade County Commissioners to voice such requests. Thereupon a committee consisting of Councilman C. B. Sheronas, E. F. Guenther and Joseph R. Missett was appointed to act on this matter and report on it at the next regular meeting of the Town Council.

The matter of defective seawalls was brought up for discussion and property owners, Mr. R. Berenson and Mr. S. A. Zink were called on to present their grievances. Mr. S. A. Zink explained in detail his relationship with Mr. Stephens in connection with the installation of his seawall and his actions to force Mr. Stephens to repair his wall after it became defective. Mr. R. Berenson, stated that it was his opinion that his wall became defective due to inferior materials used in the construction of this wall which should not have been allowed if properly inspected. The Building Inspector, Mr. William E. Viton, reported on the procedure of the sea wall installations and explained his inspections in the progress of the work and stated that the proper materials were used in these installations according to the requirements of the Town Of Golden Beach. A Resident, Mr. P. C. Riley stated that Mr. Stephens had installed a wall on his property which was most satisfactory. A general discussion followed as to what legal action could be taken to force Mr. Stephens to repair these walls and the Town Attorney Mr. Francis M. Miller, advised the Council that before any legal action could be taken signed documents must be secured from authorized parties stating the cause of this defect in order to prove that Mr. Stephens failed to fulfill the conditions stated on his contracts. Therefore it was agreed that a competent engineer be engaged to investigate the conditions of these defective seawalls in order to determine the cause of this defect, and submit a report in writing of his findings.

The Commissioner of Parks and Public Buildings, Councilman Clemens B. Sheronas brought up for discussion the matter of preventing motorists from travelling on the newly improved parkway on Ocean Boulevard and stated that Mr. Norman Nobil, a Resident, had a suggestion to make in this regard. Mr. Nobil stated that it was his thought that if a curbing were installed at the north and south ends of Town on the center strip of Ocean Boulevard, it might prevent the motorists from driving on the newly laid sod. The Town Manager, Mr. R. H. Kuiken advised the Members of the Council that the State Highway Department is going to paint lines on the new paved road and suggested that this matter be deferred awaiting the outcome that this may have on the travelling public, therefore no action was taken on this matter.

The Commissioner of Law And Finance, Council President, Mr. Burt Hengeveld, stated that he wished to advise the Members of the Council that a new budget is to be prepared and that each Councilman will be contacted to make suggestions and offer opinions on this matter. He further stated that he had been informed by several purchasers of Town securities that they would be very happy to relinquish their holdings to those who thought that the interest rate of 4% was too high. It was also agreed that the unexpended funds in the security accounts of the Town remain intact.

The Commissioner of Police And Fire, Councilman Anthony J. Gocking stated that the Town Manager and Chief Of Police is now receiving \$4,680.00 a year for his services and recommended that this amount be increased to \$5,500.00 a year. This recommendation was unanimously approved by all the Members of the Council and it was agreed that this increase be in effect immediately.

The matter of engaging another Patrolman was brought up for discussion by the Commissioner of Police and Fire, Councilman Anthony J. Gocking who stated that he had been contacted by phone from Residents regarding this matter. The Town Manager and Chief Of Police, Mr. R. H. Kuiken, stated that it was his opinion that the services of an additional patrolman was not needed at this time, therefore no action was taken on this matter.

The Commissioner of Public Streets and Lighting, Councilman Joseph R. Missett stated that he had received various phone calls from Residents concerning the condition of the bridge that leads into North Island and the Commissioner of Parks and Public Buildings, Councilman Clemens B. Sheronas reported that he had received complaints about the condition of the Parks. The Town Manager, Mr. R. H. Kuiken, stated that as soon as the work of improving the center strip on Ocean Boulevard is completed, these matters would be given attention.

The Commissioner of Health And Sanitation, Councilman Edward F. Guenther, reported that bids for the removal of garbage in the Town Of Golden Beach had been requested and that when such bids are received, action would be taken on this matter.

A Resident, Mr. P. C. Riley, asked if arrangements could not be made to encourage Residents to attend Council Meetings and suggested that perhaps a change in time would help this matter. A general discussion followed with the Members of the Council and the audience participating and it was decided that before changing the time of the Meetings of the Town Council, notices would be sent to all the Residents advising them when a Meeting of the Town Council is to be held and inviting them to attend same.

The Building Inspector, Mr. William E. Viton, stated that the seawalls that became defective were installed according to the Building Code and the requirements of the Town Of Golden Beach and that the proper materials were used in the construction of same.

There being no further business to come before the Members of the Council at this Meeting, upon motion by Councilman Anthony J. Gocking, seconded by Councilman Joseph R. Missett, the meeting adjourned.

Laurita Chapman
Deputy Town Clerk

TPH George
Mayor

TOWN OF GOLDEN BEACH, FLORIDA

CASH REPORT OF DEPUTY TOWN CLERK - FOR THE MONTH OF FEBRUARY 28, 1955

GENERAL FUNDCash Balance February 1st, 1955

In the Miami Beach First National Bank \$ 40,268.73

Budget Receipts

1954 Taxes Collected	\$ 435.30	
Less Tax Discount Allowed	<u>5.33</u>	429.97

Other Receipts

Receipts From Property Owners		
For Fertilizer Sales, Etc.	24.25	
Building Permits	165.00	
Clean-Up Bond Deposits	50.00	
Road Damage Bond Deposits	100.00	
Income Taxes Withheld	157.40	
Social Security Taxes Collected	53.54	
Telephone Service	3.75	
Miscellaneous Income :-		
Receipts From Pay Telephone	<u>3.58</u>	557.52
		<u>\$ 41,256.22</u>

Cash Disbursements

Budgeted Disbursements	\$ 4,127.20	
Non-Budgeted Disbursements	<u>7,346.00</u>	\$ 11,473.20

CASH BALANCE

\$ 29,793.02

FINE AND FOREFEITURE FUND DEPOSITS

Total Deposits thru February, 1955 \$ 3,131.82 1,070.82

Cash Balance February 28th, 1955

On Hand in the Miami Beach First National Bank \$ 30,853.84Percent to
Total

Total 1954 Tax Roll	\$63,016.78	100.00%
Taxes Collected thru February 28th, 1955	<u>\$59,998.62</u>	<u>95.21%</u>
Unpaid Taxes at February 28, 1955	<u>\$ 3,453.46</u>	<u>4.79%</u>

TOWN OF GOLDEN BEACH, FLORIDA

ANALYSIS OF CASH DISBURSEMENTS - GENERAL FUND
FOR THE MONTH OF FEBRUARY, 1955

Budget Disbursements

Landscaping Upkeep - Salaries and Wages	\$ 880.00
Landscaping Upkeep - Other Expense	4.00
 Police Services:	
Salaries	965.00
Radio Service	80.00
Police Equipment - Repairs	204.44
 Equipment - Other	
Repairs	165.00
 Repairs And Maintenance	
Public Buildings	18.14
 Gasoline	257.15
Lighting	349.52
Printing	32.55
Publication Charges	10.69
Telephone Service	47.85
Waste Service	252.00
Water	13.72
Office Supplies	9.94
Town Manager's Salary	426.00
Town Clerk's Office	310.00
Miscellaneous Expense - Election Costs	101.20
 Total Budget Disbursements	<u>\$ 4,127.20</u>

Non-Budgeted Disbursements

Landscaping Upkeep - Salaries & Wages	\$ 149.60
Landscaping Upkeep - Other Expense	3,783.00
Maintenance of Street Lights & Repairs	1,866.10
Legal Fees	250.00
Printing	25.75
Equipment - Purchases	550.00
" - Repairs	721.55

from March through

Total Non-Budgeted Disbursements \$ 7,346.00

TOTAL DISBURSEMENTS

\$11,473.20

TOWN OF GOLDEN BEACH, FLORIDA

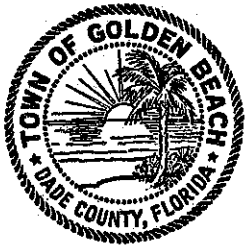
CASH ANALYSIS OF OTHER FUNDS FOR FEBRUARY, 1955

Cash Balance February 1st, 1955 - Municipal Improvement Certificate of Indebtedness Fund	
In the Miami Beach First National Bank	\$ 21,026.32
<u>Cash Disbursements</u>	
Paving of Roads - a/c Contract - Pan American Construction Company	\$14,685.00
Lot Filling - Town Property - Curcie Bros.	1,045.70
Total Disbursements	\$ 15,730.70
Cash Balance, February 28th, 1955 - - - - -	<u>\$ 5,295.62</u>

Cash Balance, February 1st, 1955 - Municipal Improvement Sea Wall Bond Fund	
In the Miami Beach First National Bank	\$ 4,699.44
<u>Cash Disbursements</u>	
Inspection Fees - William E. Viton	56.79
Cash Balance, February 28th, 1955 - - - - -	<u>\$ 4,642.65</u>

Cash Balance, February 1st, 1955 - Municipal Improvement Lien Certificate of Indebtedness Fund	
In the Miami Beach First National Bank	\$ 5,237.67
Cash Receipts - Liens Collected thru February, 1955	4,518.56
Total Cash	\$ 9,756.23
<u>Cash Disbursements</u>	
Filling Of Lots - Curcie Bros	\$ 1,180.00
Cash Balance, February 28th, 1955 - - - - -	<u>\$ 8,576.23</u>

Cash Balance, February 1st, 1955 - Municipal Improvement Lien Sea Wall Bond Fund	
In the Miami Beach First National Bank	None
In the Mercantile National Bank	\$ 11,759.48
Cash Receipts - Liens Collected thru February, 1955	
Miami Beach First National Bank	4,983.00
Total Cash	\$ 16,742.48
Cash Disbursements	
None	
Cash Balance - February 28th, 1955	
In the Miami Beach First National Bank	\$4,983.00
In the Mercantile National Bank	11,759.48
Total Cash Balance, February 28th, 1955 - - - - -	<u>\$ 16,742.48</u>



TOWN OF GOLDEN BEACH
DADE COUNTY, FLORIDA

February 15th, 1955

STATE OF FLORIDA)
COUNTY OF DADE)

We, the undersigned Inspectors and Clerk of election, duly appointed by a resolution of the Town Council dated January 18th, 1955, do hereby CERTIFY that an election was held on this 15th day of February, 1955, at the Town Hall in Golden Beach, Florida; that we held said election in accordance with the Charter and Ordinances of the Town of Golden Beach; that there was a total of 236 ballots cast; that 1 ballots were spoiled, making a net total of ballots to be counted; that following is the result of the election:

For the office of Mayor -

132 votes were cast for Mr. Robert H. George

101 votes were cast for Mr. Howard G. McIlvried

That for the office of Town Councilman there were -

97 votes cast for Mr. Roy Bazelon

106 votes were cast for Mr. Morris Calig

131 votes were cast for Mr. Burt Hengeveld

112 votes were cast for Mr. Joseph R. Missett

109 votes were cast for Mr. Titus B. Schmid

124 votes were cast for Mr. Clemens B. Sheronas

and that Burt Hengeveld and

Clemens B. Sheronas received the highest number of votes

votes and Joseph R. Missett received the next

highest number of votes.

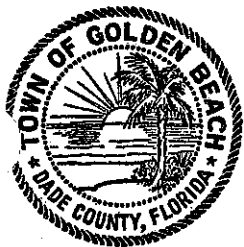
IN WITNESS WHEREOF, we have hereunto set our hands and seals at Golden Beach, Florida, this 15th day of February, 1955.

Billy B. Hengeveld (Seal)

Dorothy L. Murawski (Seal)

Janice M. Sales (Seal)

Gladys P. Kuehn (Seal)



TOWN OF GOLDEN BEACH
DADE COUNTY, FLORIDA

February 16th, 1955

STATE OF FLORIDA)
COUNTY OF DADE)

We, the undersigned, President of the Town Council, another member of the Town Council, and the Supervisor of Registration of the Town of Golden Beach, do hereby CERTIFY in duplicate that we have made a canvass of the returns of the certificates of the Inspectors and Clerk who held and conducted a general election in Golden Beach, Florida, on February 15th, 1955; such canvass having been made solely, exclusively and entirely from said returns; and we do hereby CERTIFY that as a result of such canvass we have found the results of said election to be as follows:

That for the office of Mayor -

132 votes were cast for Mr. Robert H. George

101 votes were cast for Mr. Howard G. McIlvried, and that

Mr. Robert H. George was elected Mayor.

That for the office of City Councilman -

97 votes were cast for Mr. Roy Bazelon

106 votes were cast for Mr. Morris Calig

131 votes were cast for Mr. Burt Hengeveld

112 votes were cast for Mr. Joseph R. Missett

109 votes were cast for Mr. Titus B. Schmid

124 votes were cast for Mr. Clemens B. Sheronas

and that Mr. Burt Hengeveld and Mr. Clemens B.

Sheronas received the highest number of

votes and were elected for four years and that Mr. Joseph R. Missett

was elected for two years.

IN WITNESS WHEREOF, we have hereunto set our hands and seals
at Golden Beach, Florida, this 16th day of February, 1955.

Richard H. Kuehn

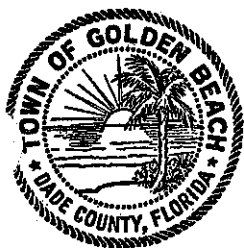
(Seal)

Burt Hengeveld

(Seal)

Howard G. McIlvried

(Seal)



TOWN OF GOLDEN BEACH
DADE COUNTY, FLORIDA

February 16th, 1955

STATE OF FLORIDA)
COUNTY OF DADE)

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Mr. Robert H. George was elected Mayor.

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131 votes were cast for Mr. Burt Hengeveld

112 votes were cast for Mr. Joseph R. Missett

109 votes were cast for Mr. Titus B. Schmid

124 votes were cast for Mr. Clemens B. Sheronas

and that Mr. Burt Hengeveld and Mr. Clemens

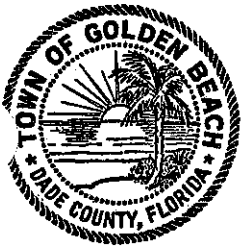
B. Sheronas received the highest number of
votes and were elected for four years and that Mr. Joseph R. Missett
was elected for two years.

IN WITNESS WHEREOF, we have hereunto set our hands and seals
at Golden Beach, Florida, this 16th day of February, 1955.

Richard B. Knicker (Seal)

Burt Hengeveld (Seal)

Howard G. McIlvried (Seal)



TOWN OF GOLDEN BEACH
DADE COUNTY, FLORIDA

February 16th, 1955

STATE OF FLORIDA)
COUNTY OF DADE)

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That for the office of Mayor -

132 votes were cast for Mr. Robert H. George

101 votes were cast for Mr. Howard G. McIlvried, and that

Mr. Robert H. George _____ was elected Mayor.

That for the office of City Councilman -

97 votes were cast for Mr. Roy Bazelon

106 votes were cast for Mr. Morris Calig

131 votes were cast for Mr. Burt Hengeveld

112 votes were cast for Mr. Joseph R. Missett

109 votes were cast for Mr. Titus B. Schmid

124 votes were cast for Mr. Clemens B. Sheronas

and that Mr. Burt Hengeveld _____ and Mr. Clemens

B. Sheronas _____ received the highest number of

votes and were elected for four years and that Mr. Joseph R. Missett

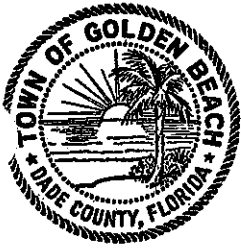
was elected for two years.

IN WITNESS WHEREOF, we have hereunto set our hands and seals
at Golden Beach, Florida, this 16th day of February, 1955.

Robert H. George (Seal)

Burt Hengeveld (Seal)

Howard G. McIlvried (Seal)



TOWN OF GOLDEN BEACH
DADE COUNTY, FLORIDA

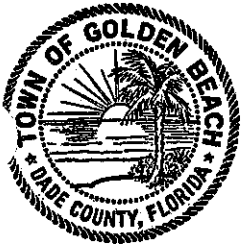
O A T H

"I, Robert H. George, do

solemnly swear (or affirm) that I will support and defend
the Constitution of the Government of the United States and
of the State of Florida against all enemies, domestic or
foreign, and that I will bear true faith, loyalty and
allegiance to the same, and that I am entitled to hold office
under the Constitution; that I will faithfully perform all
the duties of the office of the Mayor of the Town Of Golden
Beach on which I am about to enter, so help me God."

Robert H. George
Mayor

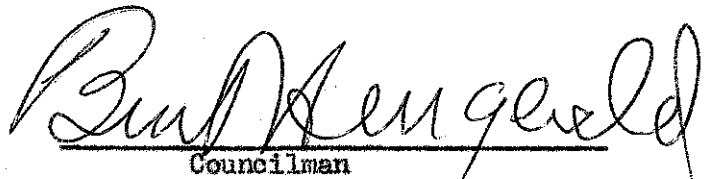
February 16th, 1955



TOWN OF GOLDEN BEACH
DADE COUNTY, FLORIDA

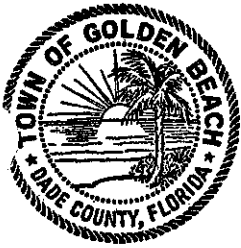
O A T H

"I, Burt Hengeveld, do
solemnly swear (or affirm) that I will support and defend
the Constitution of the Government of the United States and
of the State of Florida against all enemies, domestic or
foreign, and that I will bear true faith, loyalty and
allegiance to the same, and that I am entitled to hold office
under the Constitution; that I will faithfully perform all
the duties of the Office of Councilman of the Town Of Golden
Beach on which I am about to enter, so help me God."



Councilman

February 16th, 1955



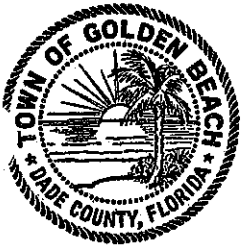
TOWN OF GOLDEN BEACH
DADE COUNTY, FLORIDA

O A T H

"I, Clemens B. Sherman, do
solemnly swear (or affirm) that I will support and defend
the Constitution of the Government of the United States and
of the State of Florida against all enemies, domestic or
foreign, and that I will bear true faith, loyalty and
allegiance to the same, and that I am entitled to hold office
under the Constitution; that I will faithfully perform all
the duties of the Office of Councilman of the Town Of Golden
Beach on which I am about to enter, so help me God."

Clemens B. Sherman
Councilman

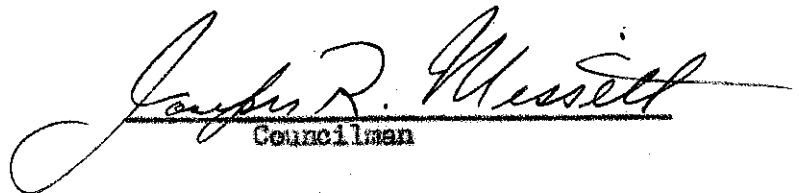
February 16th, 1955



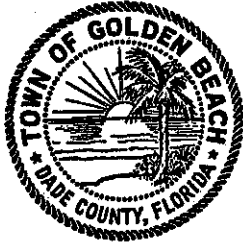
TOWN OF GOLDEN BEACH
DADE COUNTY, FLORIDA

O A T H

"I, Joseph R. Missett, do
solemnly swear (or affirm) that I will support and defend
the Constitution of the Government of the United States and
of the State of Florida against all enemies, domestic or
foreign, and that I will bear true faith, loyalty and
allegiance to the same, and that I am entitled to hold office
under the Constitution; that I will faithfully perform all
the duties of the Office of Councilman of the Town Of Golden
Beach on which I am about to enter, so help me God."


Councilman

February 16th, 1955



TOWN OF GOLDEN BEACH

DADE COUNTY, FLORIDA

January 19, 1955

Town of Golden Beach,
Golden Beach, Florida.

Attention: Mr. Hengeveld

Dear Mr. Hengeveld:

At the meeting of the Town Council yesterday it was suggested that the unexpended funds of approximately \$7000.00 in The Miami Beach First National Bank, which funds are known as "Municipal Improvement Certificates of Indebtedness Fund" might be used for the improvement of Ocean Boulevard. These funds cannot be used for this improvement.

The Town Council did, by Resolution at a Special Meeting held January 6th, authorize the issuance of Certificates of Indebtedness for improving the center strip of Ocean Boulevard, which Certificates are payable over a period of ten (10) years and bear interest at 4% and are to be general obligations of the Town in the amount of Ten Thousand (\$10,000.00) Dollars, and which unexecuted Certificates were delivered to the Town Council yesterday and are now ready to be issued and sold. These Certificates are dated February 1st and bear interest at 4% and are payable in ten annual installments, but may be paid off at any time before maturity. It was suggested that instead of selling these Certificates to third persons, perhaps the Town could purchase a greater part of them with the above-mentioned unexpended funds.

There is no prohibition in the Statutes of Florida forbidding the purchase by the Town of its own bonds with unexpended funds and there is scanty authority treating of the constitutionality, construction and application of statutes empowering municipal corporations to issue bonds or obligations, the proceeds of which may be invested in municipal securities.

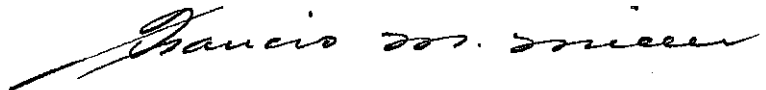
43 American Jurisprudence, 324.

Town of Golden Beach
January 19, 1955
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Some states have passed Acts of their Legislature authorizing the Town to purchase its own obligations and some Courts have held that no constitutional provisions are violated when a municipality purchases its own obligations.

It is therefore my opinion that the Town of Golden Beach may use unexpended municipal improvement indebtedness funds on hand in The Miami Beach First National Bank for the purchase of Certificates of Indebtedness authorized by Resolution No. 69, which Resolution provides for the improving of the center strip of Ocean Boulevard.

Very truly yours,

A handwritten signature in cursive script, reading "Francis W. Miller". The signature is written in dark ink and is positioned above the typed name "Town Attorney".

Town Attorney

FMM:r

February 18th, 1955

Mrs. Billee Hennegan
301 Centre Island
Golden Beach, Florida

Mrs. Janina M. Sales
285 North Bay Drive
Golden Beach, Florida

Mrs. Dorothy L. Murawska
236 North Bay Drive
Golden Beach, Florida

Mrs. Gladys P. Kuiken
c/o Town Hall
Golden Beach, Florida

Dear Mesdames:

The Mayor and all Members of the Town Council of Golden Beach have instructed me to extend our sincere thanks to you and all Members of the Election Board who so efficiently rendered such a civic service to our Town during our recent election.

The small token enclosed can only partially express our gratitude to you.

Sincerely yours,

TOWN OF GOLDEN BEACH

Burt Hengeveld
President, Town Council

BH:c

C O P Y