

On suggestion of the Mayor and on recommendation of the Finance Committee, Mr. Rogers moved that the Treasurer be authorized and directed to remit \$15.00 to the Treasurer of the Montgomery County Civic Federation, to cover the Towns membership dues therein.

There being no further business the Council thereupon, at 9:45 o'clock p.m., adjourned.

Approved:

Bruce Davis Mayor

Bryan Davis Clerk

Monday Evening, October 21, 1929.

The Council met at 8 o'clock. There were present the Mayor and Councilmen Adams, Iverson, Remsen, Rogers, Sherburne and Ware.

The minutes of the last regular meeting were read by the Clerk and without correction or amendment were approved as read.

The monthly report of the Treasurer, audited and approved by the Finance Committee, was submitted as follows:

Balance last report	22848.64	Garbage collection	214.20	<u>SPECIAL DEPOSITS:</u>	
<u>RECEIPTS:</u>		Rubbish "	43.20	Balance, last report	750.00
From general taxes	1746.29	Val. Fire Dept.	100.00	Receipts for month	20.00
Building permits	20.00	Police Department	62.00		770.00
Electric "	28.00	J. of P. Courtroom	299.70	Refunds during month	10.00
Excavation "	3.00 51.00	Salaries: Clerk and Treas	150.00	Balance on hand	760.00
Miscel. Fines	61.50 1858.79	Supt. Public Work	187.50	<u>SPECIAL IMPROVEMENT FUND:</u>	
	24707.43	Electrical Inspector	25.00	Balance, last report	33030.93
<u>DISBURSEMENTS:</u>		Building "	25.00	<u>RECEIPTS:</u>	
Street work: labor	340.20	Justice of Peace	50.00	From outstanding accts:	1606.78
material	110.90	Chief Police Officer	150.00 587.50	County Commrs.	20,000.00 21606.78
machinery and tools	67.80	Miscellaneous	70.70 2016.15		54637.71
miscellaneous	90.00 608.90	Balance on hand	22691.28	<u>DISBURSEMENTS:</u>	
General expenses: telephone	4.95	<u>TAX SALE REDEMPTIONS:</u>		Cement Sidewalks	1462.00
rentals	25.00 29.95	Balance last report	79.25	Balance on hand	53175.71

On motion of Mr. Rogers the report was approved and ordered filed.

The Mayor announced that on the invitation of Dr. Llewellyn Jordan there was present this evening Mr. Marton L. Wallerstein, Executive Secretary of the Virginia League of Municipalities and that the regular order of business would be temporarily suspended for a brief address by that gentleman. After an introduction by Dr. Jordan, Mr. Wallerstein addressed the Council most interestingly on the functions, duties and accomplishments of the Virginia League of Municipalities and

offered valuable suggestions relative to organization and procedure in case it was desired to organize a similar body in Maryland. At the conclusion of Mr. Wallerstein's address the Mayor extended to him the appreciation of the Council for his courtesy in attending the meeting and for his very excellent suggestions.

Dr. Jordan read to the Council a communication from Mr. Galloway, Vice-President of the Baltimore and Ohio Railway Co., advising that the Company would prepare and plant with vines the clay banks along their right of way in North Takoma. Dr. Jordan referred also to the forthcoming clean-up campaign and certain prizes that would be offered in connection therewith.

Mr. G. E. Robertson requested a definite reply to his letter of several months ago relative to repair of a drain running through his property. Mr. Remsen, for the Street Committee, stated that the Committee is not yet ready to report on the drainage problem of which Mr. Robertson's complaint is a part. The Mayor so informed Mr. Robertson and expressed the hope that the Committee's investigation might permit a report at an early date.

Mrs. Fred Harris, Jr. called attention to the bad condition of Lincoln Avenue, south of Carroll Avenue and earnestly requested that something be done to remedy the conditions complained of. Referred to the Street Committee for investigation and remedial action.

The Clerk read to the Council several letters covering correspondence between the Mayor and Mr. Thomas Manley concerning removal of two trees during sidewalk construction adjacent to Mr. Manley's property. Referred to the Street Committee for further consideration.

The Clerk read a letter from Mr. Gilbert Platt referring to the recent accident to his wife who drove her car through the railing of the bridge crossing the Sliquo Creek at the foot of Flower Avenue. Mr. Platt alleged that the accident was due to the projection of a manhole cover above the street level at the approach to the bridge and to the absence of a plank on the floor of the bridge and suggested in view of the Town's responsibility that reimbursement be made for the expense of repairing the car, amounting to \$. Referred to the Judiciary Committee for investigation and report.

Mr. Rogers, from the Finance Committee, submitted bills examined and approved by the Committee amounting to \$1238.84 and on his motion the bills were approved and the Treasurer authorized to make payment thereof.

Mr. Iverson, from the Health Committee reported that the conditions on the Hodges farm due to a pool of stagnant water had been remedied through cooperation of the Town and Mr. Hodges. He reported also that the Committee's investigation of recent complaints that sewage was flowing into Sliquo Creek led to discovery of a stopped sewer main which the Sanitary Commission promptly cleared when notified. The Committee recommended that the Sanitary Commission be requested to investigate complaints of sewage leakage into the open stream at Maple and Philadelphia Ave. ^{I approved.} Recommendation.

Mr. Remsen, from the Street Committee, submitted a memorandum of detailed street work during the past month. He referred also to a request by Mr. H. C. Bowden of Baltimore to demonstrate by a moving picture the action of Austin road and sweeping machines and recommended that it be granted, which recommendation was adopted. With respect to the request of Mr. H. J. Killen for permission to construct at his own expense a four-foot sidewalk fronting his newly built property on Jefferson Ave, the Committee recommends granting the request upon the usual conditions - that said walk be constructed under Town specifications and inspection and on the established grade of the street. Recommendation approved. With respect to Mr. Thos. Manley's suggestion that the two trees recently removed during construction of the sidewalk on Elm Avenue adjacent to his premises, be replaced, the recommendation is submitted to procure and plant two young maple trees located as Mr. Manley may desire. Receiving no second the recommendation failed of action. Mr. Remsen reported completion of the sidewalk paving covered by the 1929 program. With respect to Mrs. Harris' complaint of condition of Lincoln Avenue, south of Carroll Avenue, Mr. Remsen stated that prompt efforts will be made to correct conditions complained of.

The Mayor informed the Council that in company with Councilman Iverson he had recently investigated the condition of Heather Ave. concerning which many complaints have been submitted following heavy rains. Owing to the steep grade it seems impossible to prevent washing of deep and dangerous gullies along the sides of the street; any repairs of a temporary nature last only until the next rainfall when previous efforts and expenditures are totally lost. The Mayor suggested that if, as stated by Councilman Iverson, a curb and 2-foot cement gutter can be constructed for \$1.00 per lineal foot, this constant washing out of the gutters can be prevented and the cost assessed in the usual manner against the property benefitted, the owners thereof being quite willing that this be done. He recommended that such action be taken. After discussion and on motion of Mr. Rogers the Street Committee was authorized to enter into contract for construction of cement curb and gutter on Heather Avenue at not to exceed One Dollar per lineal foot, said cost to be assessed two-thirds against the abutting property and one-third against the Town; provided however, that prior to beginning of said work, each and every affected property owner agree in writing to a waiver of legal requirements with respect to the said work. The motion was adopted.

Mr. Ware, from the Police, Fire and Lights Committee, stated that the Committee has not reached a conclusion but is considering several applications for the vacancy of Chief Police Officer. The acting incumbent is filling the position very satisfactorily and there is no necessity for immediate action. The Committee desires to find the best available man for the job. The Committee recommended that parking be prohibited as danger-

ons, on the westerly side of Elm Ave., just off Carroll Avenue; the recommendation was approved and the Committee authorized to erect the necessary signs.

In response to the request of the resident of 221 Willow Ave, which request was presented through Councilman Rogers, Mr. Ware moved that the Clerk be directed to write the Potomac Electric Power Co., requesting removal of pole #7232 which is located in front of the cement lead at the number indicated. The motion was carried. The Committee reported further that a deposit of \$36.44 for an additional pole would be required to carry lighting current to the municipal building on Maple Ave.

Mr. Adams, from the Civic Improvement Committee reported that the General Cleanup campaign, fostered by the Council and civic associations, has been postponed to include the period of November 1st to 15th. This was done in the hope that most of the leaves will have fallen by that time and thus permit results to be more evident. Mr. Adams outlined briefly the plan of the campaign and the intention with respect to award of prizes.

Mr. Adams read to the Council a Resolution which he had presented at the last meeting of the Montgomery County Civic Federation requesting the Commissioners of the District of Columbia to permit the adjacent Metropolitan District to have use of the incinerators authorized by Congress for the disposition of trash, rubbish and garbage; and to have existing law modified in order that this may be done when the incinerators are completed. On motion of Mr. Iverson Mr. Adams' Resolution was unanimously approved.

Mr. Sherburne suggested that the correct lines of the street leading easterly from the B. and O. overpass in North Takoma be definitely determined and signs placed in order that cars may be parked without danger to passing traffic. The suggestion was approved.

Mr. Iverson laid before the Council the newly printed Building Regulations covering Montgomery County and suggested the advisability of adopting them as applicable to the Town. Mr. Iverson referred to the advantages of uniform building laws throughout the Metropolitan District and to the fact that the Regulations referred to are up to date and in accordance with the most modern building methods. The Mayor suggested that the matter be referred to the Ordinance and Judiciary Committee for consideration and report which course was approved.

No further business being presented the Council thereupon, at 10:15 o'clock, adjourned.

Approved:

Bryan Davis

Mayor

Bryan Davis

Clerk

Monday Evening, November 18, 1929

The Council met at 8 o'clock. There were present the Mayor and Councilmen Iverson, Remsen, Rogers, Sherburne and Ware; Mr. Adams was unavoidably absent. The minutes of the last regular meeting were read by the Clerk and were approved.

The monthly report of the Treasurer, duly examined and approved by the Finance Committee, was submitted as follows:

Balance last report		22691.28	Interest on bonds	1017.50			<u>TAX SALE REDEMPTIONS:</u>		
<u>RECEIPTS:</u>			Vol. Fire Department	100.00			Balance last report	79.25	
From general taxes	2679.67		Police Department	21.84			Receipts during month	381.25	
" building permits	26.00		Court room	4.00				460.50	
" electric "	55.00	81.00	Salaries: Clerk and Treasr.	150.00			Disbursements for month	381.25	
" miscellaneous	104.50	2865.17	Supt. Public Work	187.50			Balance on hand	79.25	
		25556.45	Electric Inspector	25.00					
<u>DISBURSEMENTS:</u>			Building "	25.00			<u>SPECIAL IMPROVEMENT FUND:</u>		
Street work: labor	349.95		Justice of the Peace	50.00			Balance last report	53,175.71	
material	229.93		Chief Police Officer	100.00	537.50		Receipts for month	2,039.82	
machinery and tools	973.00	1552.88	Miscellaneous	1.88	4325.67			55,215.53	
Genl. Expenses: telephone	5.82		Balance on hand		21230.78		<u>Disbursements:</u>		
postage	22.21						Cement Sidewalks	500.00	
rentals	25.00	53.03	<u>SPECIAL DEPOSITS:</u>				Certs. of Indebt. paid	37000.00	37,500.00
Garbage collection	222.62		Balance last report		760.00		Balance on hand		17,715.53
Rubbish "	33.00		Refunds during month		10.00				
Street lighting	781.42		Balance on hand		750.00				

On motion of Mr. Rogers the report was approved and ordered filed.

The Clerk laid before the Council communications as follows which were acted upon as indicated:

From Dr. Llewellyn Jordan suggesting that the several parks and reservations within the Town be transferred to the jurisdiction of the Maryland National Capital Park and Planning Commission for care, improvement and upkeep. Referred to the Civic Improvement Committee.

From Mr. and Mrs. Morris Bien, 60 Elm Avenue, commending the interest of the Town authorities in efforts for a general clean-up throughout the Town and calling attention to the discouragements experienced by property owners due to depredations by boys, large and small, citing the partial destruction of the stone wall around their properties on Elm Avenue. Referred to the Police, Fire and Lights Committee.

From Mr. Harry Nichter, 313 Spring Street, relative to drainage conditions across his property. To the Street Committee.

From Dr. Llewellyn Jordan requesting that early consideration be given to removal of the small structure housing a coal conveyor on the North Takoma

Parkway. Referred to the Civic Improvement Committee.

A petition from certain residents and property owners on Philadelphia Avenue, calling attention to the condition of the Street between Chestnut and Takoma Avenues and asking that it be made safer and more presentable before winter sets in. To the Street Committee.

Dr. Llewellyn Jordan addressed the Council on sundry matters of public interest including ash and trash collections, the policing and care of parks the proposed Fern Street underpass and the pending Clean-up campaign.

Mr. G. E. Robertson, Willow Ave., again referred to his letter of April last relating to drainage through his property. The Mayor requested Mr. Robertson to await the report of the Street Committee later in the evening which will probably explain the situation and the cause of the delay.

Messrs. Evans and Mellen expressed their appreciation of the Council's action in ordering cement curb and gutter on Heather Ave, the completed construction of which has greatly improved transportation facilities and appearances.

Mr. Davies, 223 Baltimore Ave., referred to the number of school children who would have nearer access to the public school on Philadelphia Avenue if a path could be cleared through the undeveloped section of Baltimore Avenue. Superintendent Fischer stated that this could be accomplished at little expense and on motion of Mr. Remsen the work was authorized and directed.

Mr. Rogers, from the Finance Committee, submitted bills examined and approved by the Committee amounting to \$457.17 and on his motion the bills were approved by the Council and payment directed. Mr. Rogers took occasion to call particular attention to the item of bonds paid in the Treasurer's report, amounting to \$37,000.00 which makes a total reduction of \$73,000.00 in Town bonds within the present calendar year.

Mr. Iverson, from the Health Committee, reported health conditions very good throughout the Town. He commended the efforts and excellent results of the Clean-up Campaign which has been productive of improved conditions in every section of the community.

Mr. Remsen, from the Street Committee, reported on matters pending before his Committee, as follows:

1. A detailed report of street work during the past month.
2. Completion of the combined curb and gutter on Heather Avenue, in the Wildwood section as heretofore authorized, the cost coming within the \$1000.00 appropriated. It would seem good policy to afford proper protection to the street at the curve into Sligo Avenue to extend the curb and gutter about 165 feet at an added cost of \$165.00 and the Committee so recommends. The recommendation was approved on motion of Mr. Rogers.
3. Request of Mr. George E. Robertson, 227 Willow Avenue, for correction of drainage

conditions at his property, 227 Willow Ave. Investigation shows the conditions due to inability of the Town to secure right of way across private property to construct a larger drain. This right of way seems finally about to be secured and as soon as the necessary papers are signed the required work will be done. Delay in this case has been unavoidable and the Committee has made every effort to facilitate it. 4. Condition of drain across property of Mr. Joseph Ball, 230 Willow Avenue. Investigation shows that all of the drains concerned were constructed by private individual property owners and that the damage on Mr. Ball's property is due to inadequacy of the drain across his lot; the Town's responsibility for this drainage ended at the street line. The Committee recommends in case all the property owners concerned desire reconstruction of the drainage line and are willing to donate the required rights of way and to assume the total cost of the work, the Town will give consideration to undertaking the work and assuming future responsibility therefor. Committee's recommendation approved on motion of Mr. Iverson.

Mr. Remsen called attention to the information furnished by Mr. H. E. Dodge that a recent survey of the Dodge-Petty Subdivision indicated that the fence of Mr. S. W. Williams extended ten feet into Dogwood Avenue, one of the streets of the subdivision. The Committee recommended that the Mayor inform Mr. Williams of this information and advise him that the fence is on public property and should be removed or written assurance given that it will be promptly removed when it becomes necessary to open or improve the street. Recommendation approved on motion of Mr. Ware.

Mr. Ware, from the Committee on Police, Fire and Lights, recommended that additional street lights be installed as follows: On Holly Avenue, on pole opposite 229 Holly Avenue; on pole No. 4516, Grant Avenue; change from 60 to 100 c.p. light on pole No. 7031, Carroll Avenue. The recommendation of the Committee was approved on motion of Mr. Ware.

The Council discussed at some length the matter of parking on the curved portion of Elm Avenue from Ash to Pine Avenues; on motion of Mr. Iverson it was decided to prohibit parking on the inner side of the street between Ash and Pine Aves. and the Superintendent of work was directed to have signs erected to

In the absence of Mr. Adams no report was presented from the Civic Improvement Committee.

Mr. Sherburne, from the Ordinance and Judiciary Committee, returned the letter of Mr. Morris Bien who suggested an Ordinance regulating the operation of radio sets, with report that investigation fails to show any regulation to this effect in the District of Columbia as stated by Mr. Bien. The Committee feels that some regulation would be desirable but does not think the time is ripe for an Ordinance owing to considerable difference of opinion as to a just and acceptable method of regulation. The Committee's report was approved on motion of Mr. Ware.

Mr. Sherburne, for the Ordinance and Judiciary Committee, returned the communication of Mr. Gilbert G. Platt of October 14, 1929 relating to an accident on September 9, in which his motor car, driven by his wife, ran thro' the rail of the Flower Avenue bridge across the Sliqo Creek, and into the stream causing damage to the car to the amount of \$322.00, with report as follows:

November 29, 1929. In reference to a communication from Mr. G. G. Platt, dated October 14, 1929, in regard to the accident which occurred at Flower Avenue bridge on September 8th, your Committee wishes to submit the following report: After a thorough investigation and a personal interview with the parties involved we unanimously decided to recommend the payment of the amount of damages as submitted by Mr. Platt, \$322.00

During discussion of the Committee's report it developed that this bridge had been erected by private parties and that there is question as to the Town's responsibility and also that the bridge had not been condemned as unsafe for traffic, as stated in Mr. Platt's letter, but, on the contrary had been pronounced sound by a bridge expert; it was also asserted that Mrs. Platt was an inexperienced driver which may have accounted in part at least for the accident. In view of these facts, on motion of Mr. Ware, the Committee's report and attendant papers were referred to the Mayor for further conference with Mr. Platt and report to the Council with recommendation.

The Mayor laid before the Council a letter of September 18, 1929 date, from L. A. Cutshaw submitting his resignation as Chief Police Officer to be effective as of September 30, 1929. On motion of Mr. Ware the resignation was accepted effective as offered. Adjourned 10:30

The Treasurer submitted a statement of the cost of sidewalks recently completed and a proposed assessment covering the cost thereof at \$1.60 per lineal foot which was offered for the Council's approval in the following Ordinance:

Ordinance No. 501

Be it Ordained by the Mayor and Council of Takoma Park, Maryland:

Sec. 1. - That in accordance with the provisions of Section 12 of the Town Charter (Chapter 169, Acts of 1929) the assessment of \$1.60 per lineal foot as presented by the Town Treasurer, covering the construction of cement sidewalks on portions of Philadelphia, Chestnut, Elm, Westmoreland and Flower Aves, as ordered in Ordinance No. 499, passed and approved June 17, 1929, be and the said assessment is hereby approved and adopted.

Sec. 2. - The cost of said sidewalk assessment shall be due and payable as provided in Section 2 of Ordinance No. 499 hereinbefore mentioned. 4-223

Mr. Rogers moved that the Ordinance be adopted and the Ordinance was adopted upon an aye and nay vote as follows: voting aye the Mayor and Councilmen Iverson, Remsen, Rogers, Sherburne and Ware; voting nay, none. There being no further business the Council, at 10:30 o'clock adjourned.

Approved:

Bruce Davis Mayor

Bruce Davis

Clerk

Monday Evening, December 16, 1929.

The Council met at 8 o'clock. There were present the Mayor and Councilmen Adams, Iversen, Remsen, Rogers, Sherburne and Ware.

The minutes of the last regular meeting were read by the Clerk and were approved as read.

The monthly report of the Treasurer, duly examined and approved by the Finance Committee, was submitted as follows:

Balance last report		21230.78	Rubbish collection	44.70			<u>TAX SALE REDEMPTIONS:</u>		
RECEIPTS:			Street lighting	391.93			Balance last report		79.25
From general taxes	2440.28		Volunteer Fire Dept	100.00			Receipts during month		22.40
building permits	3.00		Court room	4.00					101.65
electric "	25.00	28.00	Police Department	8.75			Disbursements		22.40
miscel. street repairs	53.58	2521.86	Salaries: Clerk and Treas	150.00			Balance on hand		79.25
		23752.64	Supt. Public Work	187.50					
DISBURSEMENTS:			Electrical Inspector	25.00			<u>SPECIAL IMPROVEMENT FUND:</u>		
Street work: labor	460.80		Building "	25.00			Balance last report		17715.53
material	160.02		Justice of the Peace	50.00			Receipts for month		2435.93
machinery and tools	123.08		Chief Police Officer	100.00	537.50	2261.92			20151.46
miscellaneous	158.50	902.40	Balance on hand			21490.72	Disbursements during month		1193.68
Genl. Expenses: telephone	5.50		Special Deposits: Balance			750.00	Balance on hand		18957.78
rentals	25.00	30.50	Refunds			10.00			
Garbage collection	242.14		Balance on hand			740.00			

On motion of Mr. Rogers the report was approved and ordered filed.

The Clerk laid before the Council a communication from Mr. Robert B. Morse, Chief Engineer of the Washington Sanitary Commission with reference to a defective fire hydrant which came to his attention by chance and not through any official notice from the local Fire Department. Mr. Morse expressed the hope that plans of cooperation may be worked out between the Sanitary Commission and the Fire Department. The communication was referred to the Police, Fire and Lights Committee with instructions to confer with the Fire Department and report to the Council the results thereof.

Dr. Llewlyn Jordan addressed the Council with reference to a number of matters including his desire to foster the organization of a State Mayor's Organization, the present status of the litigation with the B. and O. Railway, plans for the railroad underpass at Fern Street and the approaches thereto on the Maryland side, the widening of Piney Branch Road, care of the Town parks by the Parking and Planning Commission, survey for a commercial thoroughfare between Takoma Park and Silver Spring, lack of enforcement of the clean-up Ordinance and his own individual efforts in cleaning up various private premises.

Mr. Frank Prichard, for the Committee in charge of the Clean-up Campaign submitted a report as to the finances thereof; the contributions amounted to \$124.00 and the disbursements to \$117.45, leaving a balance of \$6.55 which will be turned over to the Playgrounds Conference. The Mayor took occasion to express the appreciation of himself and the Council for the effective work accomplished during the progress of the campaign.

Mr. Rogers, from the Finance Committee, submitted bills examined and approved for payment amounting to \$427.93 and on his motion payment of the bills was directed. A bill of the Miller-Lacey Co., Inc. for \$6.23, being unitemized and unauthorized, was temporarily disapproved for payment.

Mr. Iverson, from the Health Committee, reported completion of the Cherry Avenue sewer and suggested that the residents of that section be advised to arrange for property water and sewer connections in the early Spring. Mr. Iverson reported that conditions were again becoming very bad in the rear of the stores on Laurel Avenue due to unsightly accumulations of trash and garbage. The Health Committee feels that the owner of this property should be required to construct an adequate and approved incinerator sufficient to dispose of the daily accumulations of trash from the stores and apartments and that he should arrange for periodical cleaning of the large area of vacant ground which becomes littered with all kinds of trash and rubbish. Mr. Iverson suggested that the Mayor again call the attention of the owner of the property to the conditions as outlined and inform ^{him} that unless corrective action is promptly taken the applicable health ordinances will be invoked. This the Mayor stated he would ^{do}.

Mr. Remsen, from the Street Committee, reported that investigation had been made of the drainage conditions at residence of Mr. Nichter on Spring Street. These conditions were found to be similar to those on the property of Mr. Ball on Willow Ave., reported on by the Street Committee at the last meeting. The drain across Mr. Nichter's property was privately constructed, and can be remedied by the Town only by rebuilding on condition in such case that rights of way be granted and the property holders assume the full cost of the required work. Mr. Remsen moved that Mr. Nichter be so informed which motion was approved.

Mr. Remsen, referring to permission recently granted Mr. Killen to construct a sidewalk abutting his property on Jefferson Avenue, suggested because of certain possible change in the street grade, that such permission be revoked until Spring. Approved on motion of Mr. Sherburne.

Mr. Ware, from the Committee on Police, Fire and Lights, reported that new street lights and certain location changes, authorized at the last meeting of the Council, have all been installed and completed. He also reported that police matters were proceeding satisfactorily.

Mr. Adams, from the Civic Improvement Committee, reported that the Maryland National Parking and Planning Commission is cooperating with the appropriate

authorities of the District of Columbia with reference to the treatment of the Maryland approaches to the contemplated Fern Street B. and O. crossing. It is proposed also to confer with the Commission relative to proposed improvement and care of the town parks. Mr. Adams reported successful completion of the Fall Clean-up campaign and commended all those citizens who participated by efforts or by contributions.

The Mayor stated that in compliance with the Council's request he had taken up with Mr. Doran Platt, Attorney for Mr. Gilbert Platt, the possible settlement of the latter's claim of \$322.00 for damages to his automobile, which, while driven by his wife, ran off the Flower Avenue bridge, and which accident was due, it was claimed, to lack of repairs to the street and the bridge. The Mayor stated that in frank conference with Mr. Platt he found the latter inclined to be fair and the conference finally resulted in an agreement on Mr. Platt's part to accept \$250.00 in full payment of damages and waiver thereof. This agreement, the Mayor stated he had submitted to the Corporation Council who was conversant with all the facts in the case and who advised its acceptance. The Mayor therefore submitted the agreement to the Council with recommendation that it be approved and \$250.00 appropriated in full payment of the claim. On motion of Mr. Rogers, seconded by Mr. Sherburne, the report and recommendation of the Mayor were approved.

The Town Treasurer submitted a statement of the cost of the concrete curb and gutter just completed on Heather Avenue, amounting to \$1731.44, of which $\frac{2}{3}$ or \$1154.30 is assessable against 718.69 lineal feet of abutting property or \$1.60 per foot. The following Ordinance was presented:

Ordinance No. 502

Be it Ordained by the Mayor and Council of Takoma Park, Maryland:

Sec. 1. That the assessment of \$1.60 per lineal foot for the construction of cement concrete curb and gutter on Heather Avenue, as presented by the Town Treasurer, be and the same is hereby approved and adopted having been prepared in accordance with the provisions of the amended Town Charter.

Sec. 2. The assessment herein approved shall be due and payable within 90 days from the date hereof; provided however, that, if so decided, said assessment may be paid in five equal annual installments, the first due and payable within 90 days herefrom and each subsequent payment likewise due and payable in each succeeding year. Annual installments past due shall draw interest at 6% per annum from overdue date to date of payment.

Mr. Rogers moved that the Ordinance be adopted and the Ordinance was adopted upon an aye and nay vote as follows: Voting aye, the Mayor and Councilmen Adams, Iverson, Remsen, Rogers, Sherburne and Ware; voting nay, none.

The Mayor informed the Council that in accordance with its instructions, he had addressed a letter to Mr. S. W. Williams informing him of advice received by the Council that a recent survey of the Dudge-Petty Subdivision indicated that Mr. Williams' fence extended ten feet upon the street area of Dogwood Avenue, and requesting him to remove said fence to its proper line if the facts are as above represented. The Mayor reported further that Mr. Williams had called upon him with respect to the subject matter of the Mayor's letter and expressed a willingness to abide by the result of any competent survey fixing

the lines of his property in case it is disputed with respect to the lines of Dogwood Avenue.

With respect to the remarks of Dr. Jordan concerning the possible improvement and care of certain Town parks by the Parking and Zoning Commission the Mayor stated that this matter is now under consideration and that as soon as definite conclusions are reached the matter will be submitted to the Council for its action. The Mayor stated that while the Council is pleased to give ear to any and all constructive suggestions offered or presented it does not necessarily follow that affirmative action will be taken thereon. The Mayor and Council reserve the right to act on such suggestions in their own time and judgment and the community interests.

No further business being submitted the Council, at 9:40 o'clock P.M., adjourned.

Approved:

Bruce Davis

Mayor.

Bryan Davis

Clerk

Monday Evening, January 15, 1930

Pursuant to the call of the Mayor a special meeting of the Council was held this date at the Mayor's Office, convening at 8:00 o'clock.

There were present the Mayor and Councilmen Adams, Iverson, Remsen, Rogers, Sherburne and Ware.

The Mayor informed the Council that in accordance with its suggestion he had been in conference with the Maryland-National Capital Park and Planning Commission principally through Mr. Root, its Chief Engineer and Mr. J. Bond Smith, its General Counsel, with respect to the possibility of the Commission assuming control of certain park areas within the Town for the purposes of improvement and maintenance. This, the Mayor explained could well be done within the provisions of law creating the Park and Planning Commission without surrendering any of the public's rights to the use of these park spaces—rather indeed conserving and expanding those rights in rendering such park spaces more available and accessible for public rest and recreation. The Commission has specific funds available for improvement and upkeep of parks over which it may assume jurisdiction from a levy of 7 cents per \$100 on the assessable property within the Metropolitan District. The Mayor stated that in the afternoon of this date the entire membership of the Maryland-National Capital Park and Planning Commission, Messrs. Hilton, Cissel and Hauer,