

Monday Evening, September 21, 1931

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

The minutes of the last regular meeting and of the special meeting of August 19th were read by the Clerk and were approved.

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

Balance, last report		24,329.03	Street lighting	552.02		<u>SPECIAL DEPOSITS:</u>	
<u>RECEIPTS:</u>			Garbage collection	180.00		Balance, last report	780.00
From general taxes	2681.29		Trash collection	77.60		(No receipts nor disbursements)	
building permits	29.00		Vol. Fire Department	100.00			
electric permits	28.00		Police Dept; telephone	4.10		<u>TAX SALE REDEMPTIONS:</u>	
excavation permits	1.00	58.00	Salaries	200.00	204.10	Balance last report	30.39
miscellaneous	808.10	3,547.39	Police Court; miscel.	4.00		Receipts during month	59.66
		27,876.42	Salary of Judge	50.00	54.00	Disbursements during month	56.16
<u>DISBURSEMENTS:</u>			Salaries: Clerk and Treasr.	166.67		Balance on hand	33.89
Street Work: labor	353.20		Building Inspector	25.00		<u>SPECIAL IMPROVEMENT FUND:</u>	
material	106.41		- Supt. Public Work	200.00		Balance last report	29945.36
machinery and tools	284.98	744.59	Electrical Inspector	25.00	416.67	Receipts during month	963.06
Genl. Expenses: telephone	4.80		Balance on hand		25448.74	Balance on hand	30908.42
advertising	68.90					(No disbursements)	
rentals	25.00	98.70					

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

The Clerk laid before the Council the following communications which were read and disposed of as noted:

From Councilman I.H. Ware resigning as Chairman of the Police, Fire and Lights Committee of the Council. Deferred without action.

✓ From Superintendent Edwin W. Broome of the County Schools acknowledging receipt of a copy of the Council's Resolutions of August 17, 1931 relative to purchase of a site in Takoma Park for a Senior High School. Referred to the Civic Improvement Committee.

From Mrs. Etta H. Anqier, Secretary of the Community League, transmitting a Resolution passed by the League at its meeting of August 25, 1931, approving and indorsing the action of the Mayor and Council in their efforts to secure a site for a Senior High School in Takoma Park. Referred to the Civic Improvement Com-
[mittee.]

From Mr. W. R. French, 520 Lincoln Avenue, requesting that a sidewalk be laid abutting his property at corner of Erie and Athelmark Avenues during the present period of sidewalk construction. Referred to the Street Committee.

From Mr. William C. Fowler, 28 Lincoln Avenue, calling attention to the bad condition of that street and requesting prompt repairs. To the Street Commit-
[tee.]

From Mrs. Otis F. Lamond complaining of noise at the Electric Maid Bakery in the early morning hours which prevents sleep in the neighborhood. With reference to the same matter Messrs. John McKenney, J. H. Darnall and W. H. Collins entered verbal complaint against the disturbance which they stated results from beating of bread dough on wooden tables. The Mayor informed the complainants that upon similar complaint made to him several days since he had instructed the police department to notify the bakery people to abate the nuisance complained of.

Mr. Willard Douglas requested that a sign be erected at an appropriate place on Holly Avenue warning motorists that it is a dead end street. He said that many machines come to the end of the Street and have difficulty in turning around. Referred to the Street Committee.

Mr. Adams from the Finance Committee, submitted bills examined and approved for payment amounting to \$594.25 and on his motion payment was directed.

Mr. Iverson from the Health Committee reported that the public dump in the vicinity of the graded school has been closed and covered with dirt. A number of complaints have been received during the month regarding garbage collection, found due, upon investigation, partly owing to an inexperienced substitute on the collection wagon and partly due to lack of cooperation on the part of housekeepers. The Committee is endeavoring to correct these complaints.

Mr. Remsen, from the Street Committee, reported relative to detailed street work performed during the past month. He reported that excess dirt from sidewalk excavations is being used to fill in low places on town properties where needed. The laying of sidewalks at various places has necessitated grading of the adjacent streets for which a steam shovel has been secured and the grading price fixed at 55 cents a cubic yard. Points of grading are Erie and Albemarle Aves., Eastern Avenue between Second and Third Sts., extension of Albany Avenue near Bliss School and on Garland Avenue. Cost of this work will be in the neighborhood of \$500 payable from street funds. Expenditure approved on motion of Mr. Adams. Relative request of Mr. French for laying sidewalk abutting his property, Erie and Albemarle Avenues, the Street Committee recommended approval provided Mr. French agrees in writing to a waiver of all legal requirements. Committee's recommendation approved on motion of Mr. Iverson. Mr. Remsen reported further that about 1000 square yards of cement sidewalks have been laid under the contract of Mr. Matson and that the work is proceeding satisfactorily. The Committee called attention to the hedge occupying public property at Philadelphia and Maple Avenues and recommended that the police department be directed to notify Mr. Mallory to remove the hedge back to the property line. Recommendation approved on motion of Mr. Iverson.

Mr. Ware, from the Police, Fire and Light Committee, called attention to the parking of motor cars, especially on Saturday evenings an exempted parking space at Laurel and Carroll Avenues. This, he thought, was due largely to absence of signs which the Committee thinks should be provided. Placing of proper

signs was directed on motion of Mr. Adams. Mr. Ware referred also to permit granted some weeks since for a taxicab stand which was to be located by proper signs or markers but which has not yet been done. Matter referred to the Superintendent of Public Work for appropriate action.

Mr. Sherburne, from the Ordinance Committee, stated that the Committee had been unable to find any police regulation in the District of Columbia applying to the control of radios. It was his opinion that unreasonable use of the radio, either in volume of sound or lateness of hour might be controlled through existing Ordinances relating to unnecessary noises or nuisances. Mr. Sherburne reported also the efforts of his committee to codify the Town Ordinances.

Under new business the Mayor informed the Council that the State Roads Commission was considering entire removal of the existing Carroll Avenue steel bridge crossing the Sligo and its replacement by a single arch concrete bridge. He referred also to the Resolution passed at the last meeting of the Montgomery County Civic Federation indorsing a single senior high school for the Eastern Suburban District, which action, he felt, did not affect the resolution passed by the General School Committee of the Eastern Suburban District, asking for the purchase of a senior high school site for Takoma Park.

The Mayor called attention to the expiration of the terms of the Town delegates to the Montgomery County Civic Federation and suggested that action be taken for the appointment of their successors for the ensuing year. Mr. Adams thereupon moved that the present delegates, namely Messrs. J. Bond Smith, John R. Adams and Irvine H. Ware and the present alternates, namely, Messrs. Chester C. Waters, Joseph C. Bruce and Bryan Davis, all be reappointed for the ensuing year and that payment of the \$15⁰⁰ annual dues be authorized. The motion was unanimously carried.

The Mayor informed the Council that the extension of Chestnut and Saratoga Avenues by the county carried a heavy cut of about 19 feet adjacent to the subdivision of Hodges Heights and that the citizens living on Hodges Lane were much concerned about the adjustment of the grade of their street into the new street claiming that the cut necessary would be ruinous to their property. The Mayor stated that in company with County Commissioner Lacey Shaw he had conferred on the ground with the residents of Hodges Lane; that it was finally agreed to maintain Hodges Lane at its present grade as a dead-end street, those residents present all concurring. During the conference Commissioner Shaw offered, in lieu of grading this street to a level with the new street, to have the county do such grading as may be required on Hodges Lane and its outlet, Holly Avenue, to Philadelphia Avenue, and to construct a ten-foot strip of paving thereon, at county expense provided the Town of Takoma Park, at its expense, would construct a similar ten-foot strip of paving, thus providing a twenty-foot concrete pavement without expense to the property owners. The Mayor stated that in view of the extensive donation of land by the Hodges heirs, toward streets, playgrounds and the municipal site, the proposition of Commissioner Shaw appeared equitable and he agreed thereto subject to the Council's approval. After extended discussion

it appeared to be the opinion of the Council that if Hodges Lane is paved it should be done in the usual manner by the Town, the property owners to be assessed for their proportionate share of the cost of the work. On motion of Mr. Ware the proposition of Commissioner Shaw, as far as it related to the Town assuming one-half of the paving cost, was disapproved.

The Mayor referred to recent newspaper articles which stated that all Town Ordinances passed prior to April 11, 1929, were ineffective, because not re-enacted after the adoption of the new charter. These articles were based upon the dismissal of a case for disorderly conduct by Judge Wilson, of the local Police Court, when the point stated was raised by an attorney for the defendant. The Mayor stated that these articles were entirely erroneous and quoted from the new Charter as follows: "All ordinances, regulations, and resolutions now in force and not inconsistent with the provisions of this Charter shall remain in force until altered or repealed by competent authority."

There being no further business the Council thereupon, at 10 o'clock p.m., adjourned.

Approved:

Bernard Davis

Mayor

Bryan Davis

Clerk.

Monday Evening, October 19, 1931.

The Council met at 8 o'clock. There were present the Mayor and Councilmen Adams, Iverson, Remsen, Sherburne and Ware, Mr. Rogers being out of the city. 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	25,448.74	Disbursements:		Street lighting	552.02
RECEIPTS:		Street Work: labor	391.60	Garbage Collection	180.00
From general taxes	3289.58	material	419.67	Trash Collection	52.00
" building permits	28.00	Machinery and tools	189.18	Volunteer Fire Dept.	100.00
" electric "	23.00	Miscellaneous	393.41	Police Dept: telephone	4.40
" excavation "	1.00	Genl. Expenses: telephone	6.70	Salaries	200.00
Miscellaneous	143.75	postage	20.00	Justice of the Peace	50.00
	3485.33	rentals	25.00	Salaries: Clerk and Treas.	166.66
	28,934.07	Parks	76.10	Building Inspector	25.00

Presidential election. Dr. Jordan stated that Mr. Clifford R. White, Superintendent of Bridges for the District of Columbia, would be glad, upon invitation, to be present at the November meeting of the Council and explain the plans for the Fern Street underpass.

Mr. C. H. Knott, of 7019 Eastern Avenue asked to be advised of the plans for disposal of the surface drainage from the Fern Street underpass. He has been informed that this drainage will be brought down Eastern Avenue into the stream flowing through his property. If the volume of water is thereby perceptibly increased it is likely to damage his property. The Mayor stated that the Council has not been advised in the matter but that Mr. Remsen of the Street Committee, will be requested to consult with the District Engineers regarding the matter and endeavor to protect the interests and property of our citizens.

Mr. C. M. Kyle, Cedar Avenue, called attention to the dumping of considerable quantities of dirt on the Dodge property in the rear of his residence and covering the stream, the latter being inadequately piped. Mr. Kyle expressed the fear the obstruction to the running stream, in case of storm, might be injurious to his property. Referred to the Street Committee.

Mr. Adams, from the Finance Committee, submitted bills examined and approved for payment, amounting to \$163.87 and on his motion payment thereof was directed.

Mr. Adams, for the Finance Committee, returned the Communication of Greater Montgomery County, Inc., with the recommendation that the Town subscribe the amount of \$100.00 toward the Booklet of Montgomery County which the corporation noted is intending to publish. This booklet is to set forth the advantages of Montgomery County and is intended for general distribution during the Washington bi-centennial celebration next year. On motion of Mr. Adams the recommendation was approved.

Mr. Iverson, from the Health Committee, stated that plans were being prepared by the Sanitary Commission for completion of sewers in the Carroll subdivision and it is possible this work may be completed during the present season. Mr. Iverson reported general health conditions throughout the Town as excellent.

Mr. Remsen, from the Street Committee, submitted a detailed report of street work during the past month. He stated that the matter of storm sewers in connection with the Fern Street underpass will be taken up with the District of Columbia Engineer Office as early as possible. Mr. Remsen stated that in connection with a request for opening and grading of Locust Avenue the Committee had the street plotted and found that the cost thereof would amount to \$2400.00 which amount could not be expended from the street committee's budget allowance for this year; the grading of the street will therefore be indefinitely postponed. Concerning the complaint of Mr. Kyle relative to dumping of dirt in the rear of his property with inadequate provision for continuing the uninterrupted flow of the stream, Mr. Remsen reported that a town Ordinance provides that streams can only be covered when the plans therefor have been submitted to and approved by the Council. For the Committee he recommended that Mrs. Dodge, who owns the ground where the dirt has been dumped, be informed of the provisions of the

Ordinance referred to and requested to take due precaution to prevent clogging of the stream. Recommendation approved on motion of Mr. Ware.

With regard to the probability of a new street paving program for the next fiscal year Mr. Remsen, for his Committee, submitted a list of the unpaved streets with recommendation that the customary preliminary Ordinance be prepared and submitted to the Council as early as practicable in order that the required public hearing may be held during the winter and work taken up as soon as funds become available. Recommendation approved on motion of Mr. Sherburne.

Mr. Ware, from the Committee on Police, Fire and Lights, submitted an application of David R. Soper for transfer to himself of the permit granted to Orrin Keeler for taxi stand space at Carroll and Laurel Avenues. Mr. Ware explained that it was inexpedient to grant taxi space to any particular individual but recommended and moved that the Superintendent of Public Work be instructed to white line a taxi space at Carroll and Laurel Avenues sufficiently large for three cars for the accommodation of local taxicabs. The recommendation was approved and the motion adapted.

The Committee recommended street light changes and installations as follows: Locate an additional 250 candlepower light at intersection of Park and Carroll Aves; relocate 100 c.p. light on pole 7459 to pole 7458, Park Avenue. Changes approved on motion of Mr. Ware.

Mr. Sherburne, from the Ordinance Committee, reported that progress is being made in codifying and revising the Town Ordinances and the Committee hopes to submit the completed work to the Council at an early date.

There being no further business the Council thereupon, at 9:50 o'clock p.m., adjourned.

Approved:

Bruce Davis

Mayor

Bryan Davis

Clerk

Monday Evening, November 9, 1931

In accordance with public advertisement a special meeting of the Council was held this date at the Clerk's Office, convening at 8 o'clock, for the purpose of receiving and opening bids for the proposed paving of Hodges Lane and Holly Avenue. There were present the Mayor and Councilmen Adams, Iverson, Remsen, Sherburne and Ware. Councilman Rogers was unavoidably absent.

The Mayor read the advertisement calling for bids, at the conclusion of which the Clerk opened and read the submitted proposals, all in proper form, as follows:

Contractor	Concrete	Curb	Contractor	Concrete	Curb	Contractor	Concrete	Curb
Union Paving Co	1.85 sq. yd.	.22 lin. ft.	Consol. Concrete and Terrazzo Corp	1.64 sq. yd.	.16 lin. ft.	Carson and Gruman Co.	1.72 sq. yd.	.55 lin. ft.
McCullough Bros.	1.64 " "	.50 " "	Cranford Company	2.07 " "	.44 " "	C. H. Matson	1.70 " "	.50 " "
P. T. McDermott Co., Inc.	1.78 " "	.50 " "	F. Irwin Ray	1.74 " "	.45 " "			

Mr. Remsen moved that the bids be referred to the street committee for consideration and analysis with request to submit its recommendation as to award of contract as early as practicable. The motion was carried.

Mr. Joseph F. Wynne, Civil Engineer, laid before the Council his original grade for Hodges Lane and Holly Avenue with a proposed change therein made by the Park and Planning Commission. Mr. Wynne stated that the suggested change in grade will require about one thousand additional cubic yards of excavation in which case the Mayor explained, the cost of such excavation will exceed the one thousand dollar limit, and will have to be advertised, thus delaying the work two weeks.

Mr. Remsen moved that the Council adhere to its approval of the original grade; if this is agreed to that Mr. Wynne be authorized to have the grading proceed; if not agreed to by the Park and Planning Commission that all work on the street be withheld until further action by the Council. The motion was carried.

There being no further business the Council, at 8:45 o'clock p.m., adjourned.

Approved:

Bruce Davis

Mayor.

Bruce Davis

Clerk

Monday Evening, November 16, 1931

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

The minutes of the last regular meeting and of the special meeting of November 9 were read by the Clerk and were approved.

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

Balance last report		\$24,656.33	rentals	25.00	37.28	<u>SPECIAL DEPOSITS:</u>	
<u>RECEIPTS:</u>			Street lighting		552.02	Balance last report	\$ 780.00
From general taxes	2273.30		Garbage collection		180.00	Receipts during month	10.00
building permits	46.00		Trash "		73.40	Balance	790.00
electric "	14.00		Volunteer Fire Dept.		100.00		
excavation "	4.00	64.00	Police Dept: telephone	5.55		<u>TAX SALE REDEMPTIONS:</u>	
miscellaneous	91.00	2428.30	Salaries	200.00	205.55	Balance last report	\$ 30.39
		27084.63	Justice of the Peace		50.00	(No receipts nor disbursements.)	
<u>DISBURSEMENTS:</u>			Salaries: clk. and treasr	166.67		<u>SPECIAL IMPROVEMENT FUND:</u>	
Street work: labor	536.00		building inspector	25.00		Balance last report	\$ 32379.25
material	17.23		supt. public work	200.00		Receipts during month	1178.10
machinery and tools	148.37		electrical inspector	25.00	416.67		33557.35
miscellaneous	706.50	1408.10	Miscellaneous		81.95	3104.97	
Genl. Expenses: Telephone	5.78		Balance on hand		23979.66		
printing	6.50					Disbursements: sidewalks	3192.60
						Balance	30364.75

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

The Mayor presented to the Council Mr. Clifford R. Whyte, the Engineer of Bridges for the District of Columbia, who, upon the Mayor's invitation had consented to bring and explain to the Council the plans for the Fern Street Baltimore and Ohio underpass. Mr. Whyte thereupon explained in detail the plans as prepared by the District Engineering Department, courteously answering the questions propounded by members of the Council and interested citizens. Upon conclusion of an interesting and instructive half hour, the Mayor, for himself and the Council, expressed their appreciation to Mr. Whyte for his courtesy in coming and for the lucid and non-technical explanation of the underpass plans and the street extensions thereto.

Mr. Louis Alberti, of Takoma Avenue, called attention to the unpaved portion of Takoma Avenue fronting his residence and requested that the street be oiled as a relief from dust; he also requested an extension of the culvert carrying the stream under Takoma Avenue to permit utilization of the rear of his lots for building purposes.

Mr. Thomas J. Fitzpatrick, of Park Avenue, Extended, suggested that in case the new B. and O. underpass is drained into the stream flowing through the public playgrounds that it may be necessary to enlarge the culvert through which the stream now flows.

Mr. C. M. Kyle, Cedar Avenue, asked to be informed of the action taken on his protest against filling of ground in rear of his property and the damming of the stream flowing therethrough. Mr. Kyle was informed by the Mayor that action is still pending thereon.

Mr. E. Y. Latimer of Hodges Lane, urged the Council to proceed with the grading and paving of Hodges Lane and Holly Avenue during the present season.

A communication was presented from Mrs. Margaret P. Dodge, 252 Maple Avenue requesting that steps be taken with the County Commissioners to extend the storm sewer they are proposing to install between Eastern and Tulip Avenues as far as Philadelphia Avenue. Referred to the Street Committee.

Dr. Llewellyn Jordan, in connection with the Fern Street underpass, expressed the hope that Takoma Avenue will be paved as a part of that project.

Mr. Rogers, from the Finance Committee, submitted bills, examined and approved for payment, amounting to \$ _____, and on his motion payment was directed.

Mr. Rogers reported that the Town Clerk and Treasurer has reported to the Finance Committee that the cost of the recently constructed sidewalks amounted to approximately \$6250.00 and that the assessable footage is approximately 4100 lineal foot. This makes the per foot assessment almost exactly \$1.40. The Committee therefore recommends the levy of a special assessment of \$1.40 against all benefited and abutting property and submits the following proposed Ordinance:

Ordinance No. 523

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

Section 1. That the assessment submitted this date by the Town Clerk and Treasurer, covering the cost of construction of certain cement sidewalks authorized under the provisions of Ordinance No. 521, passed and approved August 3, 1931, said assessment being fixed at One Dollar and Forty Cents (\$1.40) per lineal foot, be and the same is hereby approved and adopted.

Section 2. The assessment herein approved shall be due and payable within 90 days from this date; provided, however, that if so desired said assessment may be paid in five equal annual installments, the first due and payable within ninety days from the approval hereof, and each subsequent annual payment due and payable likewise in each succeeding year until paid; provided further that payments in any amount may be made between the said annual payments if so desired. Interest at the rate of six per cent per annum will be charged on all deferred payments, said interest beginning on January 1, 1932.

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

Mr. Iverson, from the Health Committee, reported general health conditions throughout the Town as excellent. He reported that plans are about completed for finishing the sewer construction in the Carroll subdivision and that the Sanitary Commission is expecting to resume operations on the work very soon.

Mr. Remsen, from the Street Committee, submitted a report of routine Street Work during the past month. He reported completion of the authorized sidewalk construction and of the street grading approved by the Council. The grading of Saratoga Avenue by the county is progressing rapidly and will probably be completed prior to the holidays. Mr. Remsen reported that an examination of the fill complained of by Mr. Kyle shows that the dirt dumped thereon

forms a barrier to the flow of the natural stream, the course of which has been changed and an inadequate drain installed. The Committee recommends that the action taken on this matter at the last meeting of the Council be enforced. Recommendation approved on motion of Mr. Sherburne. With reference to the request of Mr. Alberti for extension of drain pipes along Boston Avenue, Mr. Remsen reported that this is a natural water course on private property and that it is contrary to the present policy of the Council to pipe streams not on public property.

With respect to the bids pending for the paving of Hadges Lane and Holly Avenue, Mr. Remsen reported that failure of the Park and Planning Commission to approve the Town's grade, has delayed the work beyond the safety period for laying concrete and that the Committee therefore reluctantly recommends that all bids be rejected and the work postponed until spring. Recommendation approved on motion of Mr. Remsen and second of Mr. Iverson.

The Mayor reported that the State Roads Commission will very shortly ask for bids to remove the present steel-concrete bridge across the Sligo on Carroll Avenue, and shortly thereafter will advertise for proposals for a new three-arch concrete bridge to take its place. Construction of the new bridge will require 6 to 9 months during which time Maple Avenue will be used as a detour.

Mr. H. E. Dodge explained to the Council his intention of filling certain lots in the Petty-Dodge subdivision and submitted his request for the construction of an adequate and substantial conduit to carry the existing stream which will be covered by the fill. Request referred to the street committee.

Mr. Ware, from the Police, Fire and Lights Committee, withdrew the resignation of his chairmanship submitted at the September meeting. Upon his recommendation and motion the temporary appointment of Earl Thomas as a special town police officer was made permanent.

Mr. Sherburne, from the Ordinance and Judiciary Committee, submitted a proposed Code of Police Regulations for the government of the Town with recommendation that they be approved and printed. The Mayor suggested that prior to taking definite action on the Committee's recommendation it might be well for the Council to give some study to the product of the Committee's work; the Mayor felt that he personally would like to do this before voting on the Committee's recommendation. Mr. Sherburne stated that this was quite agreeable to the Committee and suggested that the Mayor arrange for an evening acceptable to the members of the Council. This the Mayor promised to do.

There being no further business the Council thereupon, at 9:55 o'clock, p.m., adjourned.

Approved:

Bryan Davis

Mayor.

Bryan Davis

Clerk.

Tuesday Evening, December 1, 1931

A special meeting of the Council was held this date at the Office of the Clerk in accordance with the understanding reached at the last regular meeting for the purpose of considering the Police Regulations as submitted by the Ordinance Committee. There were present the Mayor and Councilmen Iverson, Remsen, Sherburne and Ware.

Mr. Sherburne, for the Ordinance Committee, submitted the proposed Regulations, with a brief statement of their scope and intent. He stated that the Regulations were based largely upon those in force in the District of Columbia and the language of the latter was used as far as applicable. The Committee deemed it desirable to follow the District Regulations because of our proximity to the District and the convenience of having similar Regulations in the two adjacent jurisdictions.

The Mayor stated that during the past week he had studied the proposed Regulations as carefully as his limited time would permit. He thought that most of the Regulations with some additional editing and condensing could be applied to our needs. It was his impression, however, that some of the more technical regulations, like those pertaining to Inflammable and Combustible Materials, Storage of Films, etc, might well be modified. These suggestions however, can be considered as the Council proceeds.

After several hours spent in informal talk and discussion during which a number of the Regulations were tentatively approved and others laid aside for further review, the Council, at 11:45 o'clock, without having reached definite conclusion on the Regulations, adjourned, to meet again upon call of the Mayor.

Approved:

Bryan Davis

Mayor

Bryan Davis

Clerk

Thursday Evening, December 10, 1931.

A special meeting of the Council, upon call of the Mayor, was held this date at the office of the Clerk, convening at 8 o'clock for the purpose of further considering the proposed Police Regulations and any other business that may be presented. There were present the Mayor and Councilman Adams, Iverson, Remsen, Sherburne, Rogers and Ware.

The Mayor stated that several matters of importance required the Council's attention. The first of these is the suit brought testing the validity of the Act creating the Police Justice of Takoma Park. The Mayor presented a lengthy Memorandum prepared, at his request, by the Corporation Attorney, setting forth the facts in the case and the basis of the attack on the law. The Corporation Attorney recommended that the County Commissioners, in view of their interest in the local Police Court, be requested to direct their attorney to defend this suit, or in case of their Attorney's inability to do so, to authorize the employment of special Counsel to assist the States Attorney in defense of the Act. The recommendation of the Corporation Attorney was approved.

The Mayor laid before the Council the modified grade of Hodges Lane and Holly Avenue which he stated had been a matter of conference between himself and Mr. Root, Chief Engineer of the Park and Planning Commission. Mr. Root, the Mayor said, is of the opinion that the modified grade should be approved and the matter is therefore submitted for the action of the Council. Mr. Remsen, of the Street Committee felt that the matter was not urgent and would merit further consideration. On his motion further action was temporarily postponed.

Mr. Remsen brought to the Council's attention the renewed request of Mr. and Mrs. H.E. Dodge for construction of a conduit across Birch Avenue so that they may proceed with the filling of that street and the adjacent low land. Mr. Remsen moved that the construction of a suitable culvert across Birch Avenue be authorized upon signing of an agreement by Mr. and Mrs. Dodge to have Birch Avenue filled to grade and to take such care of the flowing streams in the property to be filled as may be approved by the Mayor and Council. The motion was carried.

On motion of Mr. Remsen a temporary foot bridge across the Sligo during the construction of the Carroll Avenue bridge, was authorized.

The Council thereupon continued consideration of the proposed Police Regulations, reaching no definite conclusion with respect thereto, and at 11:30 o'clock p.m., adjourned.

Approved:

Bryan Davis

Mayor

Bryan Davis

Clerk.

Monday Evening, December 21, 1931.

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

The minutes of the last regular meeting and of the special meetings of December 1 and December 10 were read by the Clerk and were approved.

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

Balance last report	\$ 23979.66	Rentals	25.00	37.37	SPECIAL DEPOSITS:	
RECEIPTS:		Street lighting		561.44	Balance last report	\$ 790.00
From general taxes	2981.61	Garbage Collection		180.00	(No receipts nor disbursements.)	
" building permits	14.00	Trash Collection		62.40	TAX SALE REDEMPTIONS:	
" electric "	25.00	Volunteer Fire Department		100.00	Balance last report	30.39
" excavation "	3.00 42.00	Police Department		219.60	Receipts for month	92.17 122.56
" miscellaneous	27.00 3050.61	Justice of the Peace		50.00	Disbursements for month	97.17
	27030.27	Salaries: Clerk and Treasr.	166.67		Balance on hand	25.39
DISBURSEMENTS:		Building Inspector	25.00		SPECIAL IMPROVEMENT FUND:	
Street Work, labor	409.30	Supt. of Public Work	200.00		Balance last report	30364.75
Material	117.28	Electrical Inspector	25.00	416.67	Receipts for month	1806.98 32171.73
Machinery and tools	790.27	Miscellaneous		112.00 3206.33	Balance on hand	32171.73
Miscellaneous	150.00	Balance on hand		23823.94	(No disbursements)	
General Expenses: telephone	6.37					
Advertising	6.00					

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. Ionia R. Whipper, President The Lend-a-Hand Club, of Washington, D.C. requesting to be informed of the requirements for a Home for unmarried colored girl mothers which the Club contemplates establishing at No. 12a Poplar Avenue. Referred to the Council as Committee of the Whole for consideration and action.

From the Community League of Takoma Park, Md., submitting resolutions passed by the League at its meeting of December 7th urgently requesting the Mayor and Council to refuse the issue of any permit for boxing matches or prize fights within the corporate limits of the Town, Referred to the Police, Fire and Lights Committee.

From the Takoma Park Citizens Association submitting Resolutions passed at its meeting of December 8th likewise requesting the refusal of any permit for boxing matches or prize fights. Referred to the Police, Fire, and Lights Committee.

From Stedman Prescott, States Attorney for Montgomery County, relative to the suit now pending contesting the constitutionality of the Act creating a Police Justice for Takoma Park, in which letter Mr. Prescott stated there is more than considerable force in the contention that the Act is unconstitutional and that the chances are against its

being declared valid; that in case the local Judge decides adversely, it will be necessary for him to file an opinion and send it to the Court of Appeals for its consideration.

Mr. Prescott expressed his appreciation of the Council's offer to assist in employing special Counsel. Referred to the Ordinance and Judiciary Committee.

A letter from Mr. Lacy Shaw, President of the Board of County Commissioners, replying to the Mayors letter of December 12th requesting that the Commissioners instruct their Counsel to defend the suit brought against the constitutionality of the act creating a Police Justice for Takoma Park, or in case of their attorneys inability to serve to employ special Counsel therefor, stated that it is the duty of the States Attorney to defend a case of this kind, that States Attorney Prescott is competent to defend the Towns interest and that in case the matter is carried to the Court of Appeals the Attorney General of the State will aid Mr. Prescott in defense of the law. Referred to the Ordinance and Judiciary Committee.

Mr. Albert E. Bryan addressed the Council, voicing protest of himself and neighbors against the establishing of a Home for unmarried colored girl mothers at No. 120 Poplar Avenue. Mr. Bryan maintained that the location of a Home of this type would be detrimental to community interests and urged the Council to refuse the granting of a permit therefor. A number of other interested citizens addressed the Council opposing establishment of this institution, including Messrs. Thomas Manley, Wm. E. Allard, E. E. Blodgett, DeLisle Davis, Geo. J. Shopland, J. M. R. Adams and Dr. Llewellyn Jordan and Miss Ethel White, Mrs. Caskey, Mrs. Ferry and Mrs. Pryor. Mr. Bryan stated that he protested also in behalf of Mrs. J. W. Shadle, owner of considerable property in the vicinity of Poplar Avenue.

The Mayor stated that to comply with the law permission for the establishment of this institution would have to be obtained from the Maryland-National Capital Park and Planning Commission and that it is unlikely such permission would be granted over the protest of the Mayor and Council. Mr. Ware thereupon moved that the Council refuse to grant any permission for the establishment of a Home for unmarried colored girl mothers at No. 120 Poplar Avenue or elsewhere within the residential sections of the Town and that the Mayor be requested to inform the Maryland-National Capital Park and Planning Commission of this action. Motion unanimously adopted.

Mr. Rogers from the Finance Committee, submitted bills, examined and approved for payment amounting to \$155.83 and on his motion payment thereof was directed.

Mr. Rogers reported that on December 15th special improvement bonds maturing on that date in the amount of \$30,000 had been paid. This leaves a balance of only \$36,000 remaining as the total indebtedness of the Town which amount matures July 1st next and one-half of which is already on hand to meet the obligation.

Dr. Llewellyn Jordan took occasion to commend the Mayor and Council for careful budgeting and efficiency in the Town financing.

Mr. Iverson, from the Health Committee, reported health conditions throughout the Town as generally excellent.

Mr. Remsen, from the Street Committee, submitted a detailed report of street work during the past month which included scraping of dirt streets, collection of

ashes and rubbish, etc. The foot bridge across the Sligo for the convenience of pedestrians during the reconstruction of the Carroll Avenue bridge, is under way and permission has been granted by the Washington Sanitarium authorities for the use of pathways thereto over their grounds. The grading of Saratoga Avenue has been completed by the County and the County Commissioners have agreed to furnish stone for the Town street intersections therewith which are in bad condition from the County work.

Mr. Remsen reported also that work has been started by the County on the storm sewer drain between Eastern and Tulip Avenues designed to carry drainage water from the Fern Street underpass. It is understood that the District of Columbia will begin their part of the drainage system within a few days.

Mr. Ware, from the Police, Fire and Lights Committee, with reference to the Resolutions presented against boxing bouts and prize fights stated that he was in sympathy with the purport of the Resolutions; that while personally he had no objection to amateur boxing matches he did not think professional bouts should be sanctioned; he felt sure that his Committee and the Council were opposed to granting permits for this purpose. In order that the Council's attitude may be definitely known and further agitation of the matter prevented Mr. Ware moved that the Council place itself upon record as opposed to the granting of permits for any wrestling or boxing matches, prize fights or bouts of a similar nature. Without discussion the motion was unanimously approved.

In connection with this matter Mr. Iverson presented a statement issued by Takoma Park Post No. 28 of the American Legion that the Post has not attempted to hold boxing exhibitions in the Community Center; that the Post was requested to appoint a Committee to jointly investigate the feasibility of this manner of raising funds for the Legion and for the Fire Department but that no Committees have so far been appointed and nothing has been done.

Mr. Sherburne, from the Ordinance and Judiciary Committee, reported that progress is being made in codification of the Police Regulations.

Mr. Remsen submitted the following Ordinance providing for a public hearing on the proposed street paving program of 1932:

Ordinance No. 524

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

Section 1. In accordance with the provisions of Section 12 of the Town Charter (Chapter 169, Laws of 1929) the Mayor and Council have under consideration the paving of certain streets as herein designated, said paving to be constructed of concrete, macadam, slag or such other material as may hereafter be considered as best adapted to the particular street to be paved, the estimated cost of such paving varying from four dollars (\$4.00) per lineal foot without curb or gutters, six dollars (\$6.00) per lineal foot for slag, including cement curb and gutters, to twelve dollars (\$12.00) per lineal foot for macadam or concrete pavement with cement curb and gutters. Two-thirds of the total cost of said work will be assessed to the abutting properties (one-third on each side of the street) and the remaining one-third will be paid from the revenues of the Town. The streets contemplated in this Ordinance are as follows:

Albany Avenue, between Baltimore and Takoma Avenues, abutting lots 4, 30, 31, 32, 33, 34 and 35, block 74; lots 3, 22 and 23, block 75; lots 11, 22 and 27, blk 76.

Allegheny Avenue, from Second Street to Highland Street, abutting lots 11, 12, 13, 14, 15, 16, 17, 18, 19 and 20, block 12 and lots 1, 2, 3, 4, 5, 6, 7, 8, 9 and 10, block 13, Pine Crest.

Beech Avenue, from Sycamore Avenue to Woodland Avenue, abutting lots 24 and 43, block 22, and lots 1, 2, 3, 4, 5, 6, 7 and 8, block 23.

Boston Avenue, from Takoma Avenue to Chicago Avenue, abutting lots 1, 2, 3, 4, 5, 6 and 7, block 67, and lots 12, 17 and 18, block 68.

Buffalo Avenue, from Takoma Avenue to New York Avenue, abutting lots 4, 13, 14, 15 and 16, block 74; lots 3, 4, 5, 6 and 7, block 75; lots 7, 8, 9, 10 and 11, block 76.

Cedar Avenue, from end of present pavement to Philadelphia Avenue, abutting lots 14, 15, 16, 39 and 40, block 5; lots C, 37 and 38, block 6, Gilberts subdivision; lots 2, 3, 6, 7, 10 and 11, block 85; lots 1, 2, 3, 4, 5 and 6, block 86, Petty subdivision.

Chaney Terrace, from Flower Avenue to end of street, abutting lots 18, 19, 23, 24, 25, 26, 27 and 28, block 49.

Cleveland Avenue, from Baltimore Avenue to end of street, abutting lots 7, 8, 9, 10 and 11, block 79; lots 2, 3, 4 and 5, block 80.

Cockerville Avenue, from Second Street to Highland Street, abutting lots 11, 12, 13, 14, 15, 16, 17, 18, 19 and 20, block 13, Pine Crest Subdivision; lots 1, 19, 20, 21 and 22, block 11, and lot 1, block 12, Gibbs and Kossack subdivision.

Columbia Avenue, from Poplar Avenue to Sycamore Avenue, abutting lots 35, 36, 37, 38 and 39, block 19; lots 1 and 4, block 21.

Davis Avenue, from Flower Avenue to Garland Avenue, abutting lots 9, 10, 11, 12, 13, 14 and 15, block A; lots 17, 18, 19, 21 and 22, block B; lots 1, 7, 8, 9, 10, 11, 12 and 13, block C; lots 1, 2, 3, 4, 5, 6, 7 and 8, block D, Cunningham Subdivision.

Domer Avenue, from Flower Avenue to Sliquo Avenue, abutting lots 1, 23, 24, 25, 26, 27 and 28, block 58; lots 3 and 5, block 57.

Eastern Avenue, from Ash Avenue to Second Street, abutting lots 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16 and 17, block 17; lots 1, 2, 3, 4, 5, 6, 7, 8, 9, and 10, block 14, Pine Crest subdivision.

Erie Avenue, from end of present pavement to Maple Avenue, abutting lots 15 and 16, block 52 and lots 29, 38, 39, 40 and 41, block 53.

Garland Avenue, from Davis Avenue to Carroll Avenue, abutting lots 7 and 16, block B and lot 1, block E, Cunningham subdivision.

Greenwood Avenue, from Carroll Avenue to corporation line, abutting lots 2, 3, 4, 5 and 6, block 105 and lots 1, 2, 3 and 4, block 106.

Hancock Avenue, from Grant Avenue to Sheridan Avenue, abutting lots 23 and 24, Section 3; lots 1, 7 and 13, Section 4; lots 12, 13, 14 and 23, Section 5; lots 1, 2, 3 and 4, Section 6; lots 1, 7, 8 and 9, Section 7 and lots 8, 9, 10, 11 and 12, Section 8, Carroll subdivision.

Heather Avenue, from Elm Avenue to Sliquo Parkway abutting lots 1, 2 and 3, block 1; lot 1, block 2; lot 1, block 3; lots 1 and 2, block 4, Wildwood subdivision.

Holly Avenue, from Philadelphia Avenue to Hodges Lane, abutting lots 1, 8, 9 and 10, block 96.

Hodges Lane, from Holly Avenue to Saratoga Avenue, abutting lots 10, 11, 12, 13, 14, 15 and 16, block 96; lots 4, 5, 6 and 7, block 97; lot 1 and unsubdivided part of block 98; lots 1 and 2, and unsubdivided part of block 99.

Jackson Avenue, from Flower Avenue, abutting lots 6, 19 and 20, block C, Cunningham subdivision; lot 1, block 46 and part of unsubdivided block 38.

Jefferson Avenue, from Carroll Avenue to Lincoln Avenue, abutting lots 1, 13, 15, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41 and 42, block 50.

Kennebec Avenue, from Flower Avenue to Sliquo Avenue, abutting lots 1, 8, 9, 12, 13, 16, 17, 20, 21, 23, 24, 25, 30, 31, 32 and 49, block 53; lots 10, 11, 24, 26, 27, 28 and 35, block 54.

Houston Avenue, from Flower Avenue to Roanoke Avenue, abutting lots 1, 20, 31, 32, 33 and 34, block 54; lots 9 and 10, block 55.

Lincoln Avenue, from Jackson Avenue to Maple Avenue, abutting lots 1, 3, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25 and 26, block 37; lots 8a, 8d, 8e, 14, 15, 16, 16a, 18, 19a, 19b, 20, 21, 22, 23 and 24, block 50.

Manor Circle, abutting lots 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 42, 43, 44, 45, 46 and 47, block 45.

Maple Avenue, from Park Avenue to Flower Avenue, abutting lots 1, 2 and 3, block 3, Hill Crest subdivision; lot 14, block 88; unsubdivided block 89; lots 6, 7, 8, 9, 10, 11 and the unsubdivided part of block 50-A; lots 24, 25, 26, 27, 28, 29, 32, 33, 34 and 35, block 50; lots 9, 10, 11, 12, 18, 19, 20, 21 and 22, block 59; unsubdivided block 51; lots 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14 and 15, block 52; lots 9, 10 and 12, block 60.

Roanoke Avenue, from Kennebec Avenue to Houston Avenue, abutting lots 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23 and 24, block 54.

Second Street, from Eastern Avenue to Westmoreland Avenue abutting lots 1 and 20, block 14, Pine Crest subdivision.

Sheridan Avenue, north from Hancock Avenue to end of street abutting lots 5, 7 and 12, Section 8 and the unsubdivided section 10, Carroll subdivision.

Takoma Avenue, from Baltimore Avenue to corporation line, abutting lots B, C, 2, 4, 5, 6 and 7, block 76; lots 1 and 17, block 67; lots 1, 14, 15, 16 and 17, block 68; lots 8 and 9, block 71; lots 11, 12, 13 and 14, block 72.

Valley View Avenue, from Maple Avenue to end of street, abutting lots 42, 43, 45, 46, 47, 48, 49, 50, 51 and 52, block 87; -

Westmoreland Avenue, from Section Street to Highland Street, abutting lots 1, 2, 3, 4, 5, 6, 7, 8, 9 and 10, block 12, Pine Crest subdivision.

Section 2. The Mayor and Council, at their regular meeting on Monday evening, January 18, 1932, at 8 o'clock, at the Fire Department Building, will hear all persons interested with respect to the street paving improvements herein contemplated.

Section 3. Payment of the special assessments which will be levied upon completion of any of the work herein specified may be made, if so desired, in five equal annual installments, the first due within 90 days of approval of the assessment by the Mayor and Council and each subsequent annual payment due and payable likewise in each succeeding year.

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

There being no further business the Council thereupon at 9:15 o'clock P.M., adjourned.

Approved:

Bruce Davis

Mayor

Bryan Davis

Clerk

Monday Evening, January 18, 1932.

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 were approved.

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

Balance last report	23823.94	Interest Account	825.00	<u>TAX SALE REDEMPTIONS:</u>	
RECEIPTS:		Garbage collection	180.00	Balance on hand last report	25.39
From general taxes	2348.77	Trash collection	47.40	Disbursements	.75
building permits	23.00	Volunteer Fire Department	100.00	Balance on hand	\$ 24.64
electric "	9.00	Police Department	207.15		
excavation "	4.00	Police Court	50.00	<u>SPECIAL IMPROVEMENT FUND:</u>	
Miscellaneous	113.34	Salaries: Clerk and Treasr	166.66	Balance on hand last report	32171.73
	2498.11	Building Inspector	25.00	Receipts: From accounts	\$3602.02
	26322.05	Supt. of Public Work	200.00	Int. on deposits	621.46
DISBURSEMENTS:		Electrical Inspector	25.00		4223.48
Street work: labor	491.80	Miscellaneous	22.19	Percts. of indebtedness paid	30000.00
material	71.77		3174.42	Balance on hand	6395.21
machinery and tools	149.21	Balance on hand	23147.63		
General expenses: telephone	23.60	<u>SPECIAL DEPOSITS:</u>			
rentals	25.00	Balance on hand last report	790.00		
Street lighting	564.64	(No receipts nor disbursements)			

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

The Mayor stated that inasmuch as this evening had been designated for a public hearing on the proposed five year street paving program, without objection, the regular order of business would be passed over temporarily. Without objection it was so ordered. The Mayor thereupon outlined briefly the reasons for the adoption of the five-year plan of street paving, calling particular attention to the financial advantages of large paving contracts over small ones, in the lower contract prices received