

These minutes turned over to the Mayor by Mayor Johnston on Nov. 13-1934-

At the residence of Mr. Sherburne,
Albany Avenue, Takoma Park,
Monday, June 12, 1933.

Meeting of the Council called to order at 9;30 p. m.

There were present the Mayor and Councilmen Adams, Conger, Remsen, Sherburne and Taft, and Messrs. Loos and King, Attorneys.

In the unavoidable absence of the Town Clerk, Mr. Adams was directed by the Mayor to make notes of the meeting.

The meeting was called for the purpose of discussing with the attorneys the Beer License Fee case in court in which the Mayor, members of the Town Council and officials of the Town are defendants.

The various errors in the Plaintiff's brief were pointed out - such as Col. Conger's residence, Mr. Boyer and Mr. Taft not being members of the Council on date of brief, the Police Officers being constables, etc. It was decided not to make a point of these errors - merely to direct the Court's attention to them in order that they might be corrected. Nothing would be gained by so doing, and the latter action would better please the Court.

As to argument, Counsel stated that they would endeavor to prove that the Beer Bill does not repeal that portion of Town Charter concerning licensing - that there is no conflict between the Town's power to license and the Beer Bill - that the Beer Bill itself is an amendment to Section 104 of the Licensing Act of the State - that the Beer Bill does not purport to give affirmatively the right to the holder of a license to sell, but states that no one shall sell without license.

On the other hand the recently enacted Town ordinance does not prohibit the sale of beer, but requires this license fee in order to regulate these places of business and for the purpose of revenue. It was the opinion of the Council that the operation of these places of business would necessitate more thorough and constant policing requiring additional men for this purpose.

In an effort to prove that 3.2 % beer is intoxicating, Counsel suggested they might submit a report of a British Board of Investigation which states that 3.15% beer was intoxicating - in this event the Court might require that a deposition be produced and submitted as a part of this answer - this action would delay a decision in the case until the last of the year or the first part of 1934.

The matter of the erroneous warrant served on Mrs. Blundon of Highland Lane was briefly discussed and it was decided to consult Mr. Root of the N. C. P. & P. C. and get his opinion as to the advisability of having him proceed against this party.

The matter of the projection of the abutments of the bridge of Dr. Jordan's driveway was brought to the attention of the Council, and it was thought advisable to order these abutments removed without delay.

The Mayor stated that there was a probability that the Justice of the Peace recently appointed by the Governor would not qualify, unless the Town provided him a place to hold Court and a better salary than that approved by Council. It was thought that the proposition of Justice of the Peace Griffith at Silver Spring to move into the Park might be investigated, and that his offer be submitted in writing.

Meeting adjourned 11:10 p. m.

JRA

ORDINANCE 287 5319

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF TAKOMA PARK, MARYLAND:-

Section 1. That a General Tax of Eighty-five (85¢) Cents on each One Hundred Dollars (\$100.00) of assessed valuation be and the same is hereby levied and approved for the purpose of meeting any and all general expenses of the Town for the Fiscal Year beginning July 1st, 1933.

Mr. Adams moved that the Ordinance be adopted and the Ordinance was adopted on an aye and nay vote as follows: Mayor Lewton, Councilmen Adams, Boyer, Sherburne and Taft, voting aye. Voting nay, Councilman Conger.

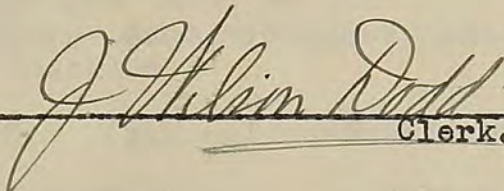
Mayor Lewton announced a change in the Committee designations, and the following assignments to serve on same.

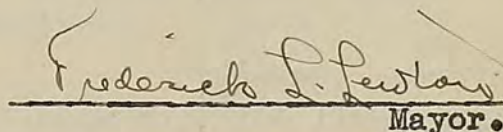
FINANCE:-Mr. Adams, Chairman, Mr. Conger and Mr. Taft.
STREETS:- Mr. Remsen, Chairman, and Mr. Boyer.
CIVIC IMPROVEMENT AND HEALTH:- Mr. Boyer, Chairman, and Mr. Remsen.
POLICE:- Mr. Sherburne.
FIRE AND LIGHT:- Mr. Conger.
ORDINANCE AND JUDICIARY:- Mr. Taft, Chairman, and Mr. Sherburne.

Mr. Adams made a motion that the approval of the Council be given to Mrs. S. F. Riley, 253 Ethan Allen Ave., to conduct a Tearoom at that address. Motion seconded and approved.

Mr. Sherburne, Police Committeeman, asked the Mayor and Council for their approval of such rules and regulations as he may deem necessary to enforce in order that the Police Department may be efficiently conducted. After some discussion, motion was made by Councilman Conger that the Police Committeeman be authorized to establish regulations for the Police Department and take such disciplinary action to enforce same as may be necessary, including the suspension from office of members of his department, reporting his action to the Mayor and Council for action. Motion seconded and approved.

On motion the Council adjourned at 10:00 P.M.


Clerk.


Mayor.

REGULAR MEETING
MAYOR AND COUNCIL
JUNE 19th, 1933.

Meeting called to order at 8:00 o'clock P.M.

Those present were Mayor Lewton, Councilmen Adams, Boyer, Conger, Remsen, Sherburne and Taft.

Minutes of the regular meeting of May 15th and special meeting of June 5th were read and approved.

Financial Report of the Treasurer for the month of May was read and approved, as follows:--

FINANCIAL REPORT TOWN OF TAKOMA PARK, MD. for MAY, 1933.

RECEIPTS:-

General taxes -----	\$133.35
Interest and penalties-----	76.63
Charges-----	13.50
Special Assessments-----	260.88
Building permits-----	26.00
Electric Permits-----	17.00
Excavation permits-----	1.00
Dog Tags-----	3.00
Total	531.36

BANK STATEMENT:-

April 30th, On hand Citizens Bank	\$1439.53	
No deposits in May		
May 31st, On hand		\$1439.53
April 30th, On hand Takoma Park Bank	7952.93	
Deposits in May	531.36	
	8484.29	
Withdrawn in May	2501.69	
	5982.60	
May 31st, On hand		5982.60
Total both banks Gen.Acct.		7422.13

SAVINGS ACCOUNT:-

April 30th, on hand Citizens Bank(no deposits May)	8749.33
April 30th, on hand Takoma Park Bank(no deposits May)	440.56
May 31st, on hand Savings acct. both banks	9189.89

DISBURSEMENTS:-

<u>STREETS</u>			
Labor		\$ 370.40	
Material-Sand cement	7.90		
Supplies	13.88		
Hauling	4.00		
Gas-Auto Upkeep	50.60		
Blue prints	<u>1.50</u>	<u>77.88</u>	448.28
<u>SERVICE</u>			
Trash-Labor		49.30	
Garbage-Labor		170.00	
" Supplies	2.30		
Gas-Auto Upkeep-	<u>20.18</u>	<u>22.48</u>	
Lights		<u>507.31</u>	749.09
<u>POLICE</u>			
Salaries		300.00	
Gas-Auto Upkeep	43.37		
Office Supplies	2.70		
Telephone	9.50		
Equipment-Badges	<u>9.00</u>	<u>64.57</u>	364.57
<u>OFFICE</u>			
Salaries		410.00	
Supplies & Postage	17.31		
Telephones	12.25		
Auto Exp. E.E. Blodgett	<u>15.00</u>	<u>44.56</u>	454.56
<u>PARKS AND PLAYGROUNDS</u>			
Labor		56.80	
Expense-Sulphate		<u>5.39</u>	62.19
<u>FIRE DEPARTMENT</u>			
		<u>150.00</u>	150.00
<u>MISCELLANEOUS</u>			
Printing		67.05	
Recording fee		.75	
Dog Impounder		4.00	
Election Judges		45.00	
Refund Bldg. permit		10.00	
Corp. Counsel Expt. to Annapolis (Charter)		71.20	
Assessors		<u>75.00</u>	<u>273.00</u>
Total disbursements for May			2501.69

COMMUNICATIONS:-

From Earl E. Seek for position as Police Officer. Referred to Police Committee.

Margaret Petty Dodge in regard to donation for Fire Dept. Referred Finance Committee.

From Jno. W. Coffman, Sr. Sec'y. Chamber of Commerce in regard to license fee to control hucksters and peddlers in Takoma Park. To Ordinance and Judiciary Committee.

J. C. Nellis in regard to parking on July 4th on Valley View Ave. To Police Committee.

From A. L. Wilson in regard salary for Justice of Peace. Referred to Finance Committee.

From H. C. Heffner, President Takoma Park Vol. Fire Dept. in regard budget for Department for coming year. To Fire Comm.

From Sam A. Catalani, quotation for erection of stone wall in front of Shadle property on Carroll Ave. To Street Comm.

W. H. Zeidler, 308 Garland Ave. in regard to improving Albemarle Ave. To Street Comm.

Fred C. Duehring requesting shade on light in front of 122 Chestnut Ave. To Light Comm.

From Waldo L. Schmitt in regard to improving Allegheny Ave. between Second and Highland Ave. To Street Committee.

From Waldo L. Schmitt in regard to paying on Allegheny and Westmoreland Aves. To Street Committee.

Letter from Butler, Pope, Ballard and Loos in regard to Cedar Ave. drainage, and letter to them from Lacy Shaw, County Commissioner, in which he stated that the County would assume one-third of the cost of the Cedar Ave. culvert, same not to exceed \$700.00.

From Jno. W. Coffman, Sr., of the Takoma Journal, in regard to contemplated census of Takoma Park, Md.-D.C., and soliciting a page ad for same. Referred to Civic Imp. Comm.

Resolution from Takoma Park Post No. 28, American Legion, deploring the calling off of the 4th of July parade and fireworks. To Civic Imp. Comm.

Letter from L. E. Beacock, asking the Mayor to act as Grand Marshall of the 4th of July parade, and the members of the Council to participate as his aides.

Mayor Lewton stated that a hearing on Curb and Gutter for Lincoln Ave., from Carroll to Jackson Aves. had been advertised for tonight, and that Council would be glad to hear from any property owners effected in regard to same. Practically all property owners abutting the proposed improvement were present and no protests were registered. Mr. Fowler, Mr. McMullin and Mr. Chaney addressed the Council on this project, and expressed a desire to have this work done immediately.

Dr. Llewellyn Jordan addressed the Council in regard to onstruction on his parking on Takoma Ave., and also spoke in regard to curb and gutter for Buffalo and Albany Aves.

Mr. McClennon requested that something be done in regard to the Pool of Water standing adjacent to Cedar Ave., as it had become a health menace, and Mayor Lewton advised Mr. McClennon that same would be given attention.

Mr. Mellen addressed the Council in regard to the drainage and sidewalk on Carroll Ave., and asked that some action be taken on this matter.

POLICE COMMITTEE:-

Mr. Sherburne, Committeeman, reported that since the special meeting of the Council on June 5th, 1933 a meeting of the Council was called and went over the details of some changes which seemed desirable with Sergeant Sneider of the County Police force and Sargeant Earl Thomas of the Takoma Park Police force. We are desirous of making a change in the schedule of working hours of the Police force so that each police officer will have an eight hour shift instead of fourteen or sixteen as at present. To accomplish this it will be necessary to have two desk men so as to relieve the officers of this duty which ties them down the greater part of the time. It is suggested that the Town of Takoma Park furnish one man and the County provide the other. This will make it possible to make up a schedule that will work on the basis of an eight hour day, and if the County provides a radio for their patrol car we can reach it at any time through the police broadcasting station in Washington.

This will permit the police to patrol the greater part of the time and eliminate the complaints coming in frequently.

We shall be in need of Commission blanks very shortly so that we may issue special police badges. Each badge given out should be accompanied by a commission.

A great deal of stolen loot has been recovered this month and much of it identified by the owners. Attached to this report is a list of the police activities during the month.

Police Committee report accepted and approved.

In regard to the barricade requested at Phila. and Maple Aves. Mr. Sherburne stated that a "Curve" sign would be placed at this point instead of a barricade.

In regard to "No Parking" signs on Carroll Ave., Mr. Sherburne stated that the State Roads Commission would have to be communicated with before this could be done.

Mr. Sherburne stated that a letter had been received from Dr. Jordan in regard to the obstruction in his parking, and that same was at that time in the hands of the Corporation Counsel.

Mr. Boyer of the Civic and Health Committee made inquiry as to the Ordinance in regard to planting of shrubery, etc. in parkings, and was advised that this ordinance would be enforced and that all violations must be corrected.

Mr. Taft of the Ordinance and Judiciary Committee made a motion that Mr. Karl D. Loos be appointed as Corporation Counsel, compensation to be the same as former Counsel, Mr. Barrett Prettyman. Motion approved.

STREET COMMITTEE:

Mr. Remsen, Chariman of the Street Committee stated that during the month routine work had been carried out. Two Streets, Takoma and Phila. Aves. had been given a coat of Tarvia and stone and that other dirt streets would be given the same treatment during this month or early next month. Also the State Roads Commission had started work on the widening of Carroll Ave. at the Citizens Bank Building. Also at the end of the Sligo Bridge and Flower Ave. Several sidewalks were repaired on Phila., Flower, Poplar and Elm Aves.

In regard to the drainage problem at Dogwood and Cedar Aves. a letter from Butler, Pope, Ballard and Loos, dated June 17th, to which was attached a copy of a letter from County Commissioners of Montgomery County and signed by Mr. Lacy Shaw, has been referred to the Committee. Committee notes the County Commissioners indicate a willingness to bear one-third of this expense, the amount of participation not to exceed \$700.00, and Street Committee wishes to recommend that as County Commissioners have adequate surveys, more efficient Engineering Department, and have already deisgned and laid certain storm water pipes through this valley, that a letter be addressed to the County Commissioners indicating acceptance of the Council of their offer, and that they be requested to prepare proper plans, specifications and proceed with the advertisements for bids, and that letters be addressed to the property owners of the intention of the Council to proceed with the work and that their proportional share of the cost which will be paid direct by the property owners will be one-third of the total cost.

Upon motion the report and recommendations of the Street Committee were approved.

CIVIC AND HEALTH COMMITTEE:

Mr. Boyer, Chairman, made a motion that Mr. Ralph E. Harries be appointed Playground Supervisor for the months of July and August at a salary of \$75.00 per month. Motion approved.

Mr. Boyer made a motion that the sum of \$25.00 be appropriated for playground equipment. Motion approved.

Mr. Boyer made a motion that a playground Supervisor of girls be appointed for the months of July and August at a salary of \$25.00 per month. Motion approved.

Supt. of Public Works, Fischer, stated that a new dump for trash would have to be arranged for, and was instructed by the Mayor and Council to see if an arrangement could not be made with the proper parties to continue the dump on Chaney Terrace.

Mr. Sherburne stated that a letter had been received from W. E. Pumphrey tendering the use of his operating room at Silver Springs for emergency cases as well as the use of his private ambulance, and council voted that a letter of appreciation be sent to Mr. Pumphrey.

Mr. Adams made a motion that Mr. Boyer be given authority to issue permit for 4th of July parade. Motion carried.

Mr. Adams made a motion that an appropriation of \$25.00 be made to the Montgomery County Social Service League and \$10.00 for the Prince Georges County Social Service league. Motion approved.

The Treasurer laid before the Council a proposed Budget for the Fiscal Year 1933, in accordance with the provisions of the Charter. After discussion the adoption of the Budget as agreed upon was proposed in the following Ordinance:-

ORDINANCE 2395314

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE TOWN OF TAKOMA PARY, MARYLAND:-

Section 1. In accordance with provisions of Section 8 of the Town Charter the following budget is hereby approved and adopted for the Fiscal year beginning July 1st, 1933:

ESTIMATED RECEIPTS

General Taxes-----	\$40,500.	
Permits, Int. etc.-----	800.	
Dog Tags-----	500.	
Mont. & P. G. Counties-----	1,500.	
Surplus-----	2,300.	\$45,600.

ALLOTMENTS FOR ESTIMATED DISBURSEMENTS

OFFICE

Salary Clerk and Treas.-----	\$2,160.	Streets-----	\$14,000.
" Supt. Pub. Works-----	2,160	Lighting-----	6,500.
" Elec. Inspector-----	300.	Corp. Counsel-----	600.
" Bldg. -----	300.	Auditor-----	200.
Telephone & Supplise-----	200.	Fire Dept-Rent-Custo.	1,800.
Fur. & Fixtures-----	200.	" Contribution	1,800.
Auto. Bldg. Inspector-----	180.	Parks-Playgrounds----	1,200.
Postage-----	70.	Garbage-Trash-----	4,000.
Painting-----	250.	Assessors-Reg. Officers	
POLICE		and election officer	150.
Salaries-----	3,600.	Miscellaneous-----	835.
Telephone & Misc.-----	150.	Reserve (10%)	4,145.
Gas- Auto Upkeep-----	600.	Total	45,600.
Misc. Equipment-----	200.		

Section 2. Salaries herein provided may be paid monthly or semi-monthly as the recipient may desire. Rentals shall be paid at the end of each month. All bills where possible to discount same may be paid within the discount period. Contribution to the Fire Department shall be made in equal quarterly payments.

Mr. Adams moved that the Ordinance be adopted and the Ordinance was adopted on an aye and nay vote. Voting Aye, The Mayor, Councilmen Adams, Boyer, Conger, Remsen, Sherburne and Taft. Voting Nay, None.

Mr. Adams moved that Mr. E. E. Blodgett be reappointed as Building Inspector, and that Mr. E. B. Fetty be reappointed Electrical Inspector. Motion approved.

Mayor Lewton stated that he wished to make a correction in Committee Assignment of the Civic Committee, and stated that same would be composed of Mr. Boyer and Mr. Adams.

In regard to the bid of Sam. Catalani for the erection of the stone wall in front of the Shadle property on Carroll Ave., Mr. Remsen made a recommendation that another bid be obtained, and same was approved.

Mr. Taft made inquiry as to the possibility of garbage collection three times weekly instead of two at certain periods of the year, and motion was made and approved that the Civic & Health Committee go into the matter and ascertain what could be done.

Complaint was made of dirt being dumped on Town property from the under-pass section, and motion was made by Mr. Remsen that the Contractor, Mr. Berniser, be notified to remove the dirt, as he had no authority from the Town to place same there. Motion seconded and approved.

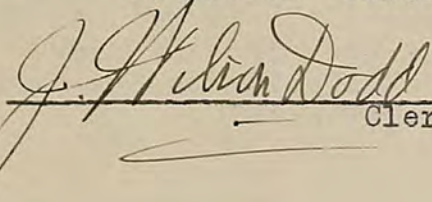
Mr. Boyer of the Civic Committee stated that the letter from the Takoma Journal in regard to the proposed directory would be given consideration, and made a motion that the Journal be complemented for this enterprise. Motion seconded and approved.


Mr. Sherburne made a motion that Mr. Stewart Guay be appointed Special Officer at the Washington Sanitarium. Motion approved.

Mr. Johnson of Cedar Ave. addressed the Council in regard to stench from the dirt and cans taken from ditch on this Street, and Mr. Boyer made a motion that the dirt on Cedar Ave. be removed. Motion approved.

On motion of Mr. Conger, properly seconded, a shade was ordered installed for light in front of 122 Chestnut Ave.

On motion Council adjourned at 11:15 P.M.


Clerk


Mayor

SPECIAL MEETING
MAYOR AND COUNCIL
JUNE 27th, 1933.

Meeting called to order at 8:15 P.M.

Those present were Mayor Lewton, Councilmen Adams, Boyer, Conger, Remsen, Sherburne and Taft.

Meeting called for the purpose of going further into the matter of drainage of storm water on Cedar Ave.

After a lengthy discussion of this matter, Mr. Remsen of the Street Committee stated: The Street Committee having ascertained that the County Engineer's Office are willing to co-operate and furnish preliminary surveys and specifications, and have signified their willingness to participate in the same to the extend of \$700.00, but find that they are not in a position to handle the actual contract of construction of any storm water drainage sewer from Dogwood to the present culvert on Cedar Ave., therefore, recommends that the motion previously passed at meeting of the Council on June 5th, 1933, be rescinded, and that the matter be given further consideration by Council. Recommendation seconded and approved.

Mr. Boyer made a motion that the Town construct a culvert either 54" in Diameter, or its equivalent in area, from the end of the present culvert parallel with the West edge of Cedar Ave., approximately 100 ft., to the point where the stream originally entered the street, and that in case the Town collects \$700.00 from the County in connection with this project, that same be turned over to Mrs. Dodge, provided she installs a culvert to the North side of Dogwood Ave., same to conform and connect with the culvert erected by the Town. Motion seconded and approved.

Mr. Conger made a motion that Mrs. Dodge be notified to remove obstructions to the flow of water in the stream crossing Dogwood Ave., work on same to begin within twenty-four hours and completed in not less than five days. Motion seconded and approved.

Mr. Boyer made a motion that the invitation of Mr. L. E. Beacock to the Mayor and Council to participate in the 4th of July parade be accepted. Motion approved.

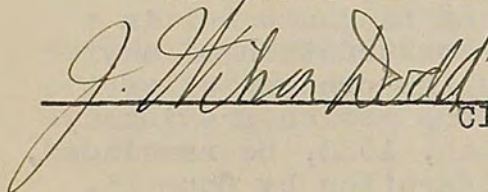
Mr. Boyer made a motion that we appropriate the sum of \$20.00 for a one page advertisement in the Takoma Park Directory to be issued by the Takoma Journal. Motion seconded and approved.

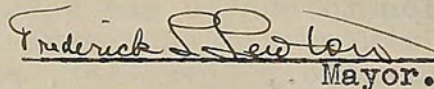
Mr. Sherburne made a motion that a Motorcycle be purchased by the Town for use of the Police Department. Motion seconded and approved.

Mr. Adams made a motion that the Mayor, members of the Council, Town Clerk, Supt. of Public Works and Chief Police Officer be reimbursed for their monthly telephone rental, Beginning July 1st, 1933, upon presentation of same. Motion seconded and approved.

After some discussion of a suitable place for a Town dump for trash, Mr. Conger made a motion that a letter be written Mr. T. Howard Duckett, Att., in charge of the large Davis Tract bordering Jackson Ave., requesting that the Town be allowed to dump trash in the large ravine on this tract. Motion seconded and approved.

On motion the Council adjourned at 11:25 P.M.


Clerk.


Mayor.