

REGULAR MEETING
MAYOR AND COUNCIL
SEPT. 16-1935.

Meeting called to order at 8:00 o'clock P. M. by the Town Clerk, who advised the members of the Council that Mayor Lewton was out of Town on business and had not returned.

Councilmen present were Adams, Conger, Orcutt, Remsen, Sherburne and Taft.

On motion properly seconded and approved, Councilman Adams was appointed Mayor pro tem.

Minutes of the regular meeting of August 20th and 26th, were read and approved with correction in connection with report of the Special Fire Dept. Committee of the Council.

Financial statement for the month of August was read by the Treasurer and approved as follows:--

RECEIPTS:-

General Taxes-----	\$5,768.16	
Less Discounts-----	186.63	\$5,581.53
Interest and penalties-----		44.82
Charges-----		30.25
Special Assessments-----		541.11
Building Permits-----		50.50
Electrical Permits-----		14.00
Excavation Permits-----		3.00
Dog Tax-----		12.25
Taxes Overpaid-----		20.27
Vendors Permits-----		1.00
Fines-----		39.50
Share Business Franchise Tax-----		14.25
Total		<u>\$6,352.48</u>

BANK STATEMENT:-

GENERAL ACCOUNT

July 31st, - On hand Citizens Bank	\$ 5,611.56	
Deposits in August	<u>1,645.70</u>	
Aug. 31st, - On hand		\$ 7,257.26
July 31st, - On hand Takoma Park Bank	15,056.89	
Deposits in August	4,706.78	
	<u>19,763.67</u>	
Withdrawn in August	<u>7,933.20</u>	
Aug. 31st, - On hand		<u>11,830.47</u>
Aug. 31st, - On hand both banks		<u>\$19,087.73</u>

SAVINGS ACCOUNT

July 31st, - On hand Takoma Park Bank	4,958.04	
No deposits in Aug.		4,958.04
July 31st, - On hand Citizens Bank	8,294.84	
No deposits in Aug.		<u>8,294.84</u>
Aug. 31st, - On hand both banks		<u>\$13,252.88</u>

DISBURSEMENTS:-STREETS:-

Labor	\$ 681.80	
Material	1190.94	
Gas-Oil-Auto Upkeep	<u>162.76</u>	\$ 2,035.50

SERVICE:-

Trash-Labor	117.60	
Garbage-Labor	180.00	
" Gas-Oil-Auto Upkeep-Sup.	61.52	
Street Lights	<u>512.07</u>	871.19

POLICE:-

Salaries	465.00	
Clothing Allowance	40.00	
Gas-Oil-Auto Upkeep	42.68	
Telephones and Lights---	31.17	
Misc.Station Exp.-Sup. etc.	31.55	
Equipment	<u>21.00</u>	631.40

OFFICE:-

Salaries	475.00	
Postage-Tels. & Supplies	<u>37.88</u>	512.88

PARKS AND PLAYGROUNDS:-

Salaries	225.00	
Labor	144.20	
Supplies	29.28	
New Playground Exp.	<u>9.83</u>	408.31

ASSESSABLE IMPROVEMENTS:-

Valley View Ave.	41.19	
Beech Avenue	2,035.88	
Holly Avenue	181.61	
Cedar Avenue Walks	725.58	
" " Paving	<u>1.60</u>	2,985.86

MISCELLANEOUS:-

Recording Fees	6.00	
Refund Taxes	161.32	
Dog Expense	10.52	
Insurance Premium	1.22	
Refund Peddlers License	24.00	
Exp. Bldg. Inspector	15.00	
Sal. J.P. Pr. Geo.Co. 4 Mo.	40.00	
" " Mont.Co. (Aug.)	50.00	
Comp.6orp.Counsel-July-Aug.	100.00	
Retirment Pensi on-E.E.Blodgett	25.00	
Rental	<u>55.00</u>	488.06

Total

\$7,933.20

Bills in amount of \$3,892.64 were presented by the Finance Committee for payment, and payment was approved.

COMMUNICATIONS:- From W. H. McClennon, Secretary of the Community League of Takoma Park, Md., asking that the Mayor and Council designate the New Playground at Phila. and Holly Ave. as "Hodges Field" was referred to the Civic Improvement Committee.

From Mr. R. E. Light, Vice President of the Takoma Park Boundary Citizens Association, enclosing copy of a petition sent to the State Roads Commission of Maryland, requesting the paving of Eastern Avenue between Sligo Mill Road in Prince George's County and the Montgomery County line. Referred to Street Committee.

From O. M. Thompson, 10 Domer Avenue, asking reimbursement to the extent of \$6.00 for six chickens destroyed by dogs. Referred to Police Committee.

Communication from Mrs. H. D. Albin in regard to the disposal of impounded dogs, and asking the Town to pay to Miss Sargent, President of the Animal Protective Association \$10.00 per month, due to the fact that Miss Sargent has been calling for and disposing of these dogs at her own expense. Referred to Police Committee.

Letter from Chas. M. Jones, Secretary-Treasurer, of the Maryland-National Capital Park and Planning Commission, in connection with the upkeep of the triangular park at Eastern and Chestnut Avenues, and enclosing a copy of a letter addressed to Dr. Llewellyn Jordan, in which it was stated that the Park and Planning Commission did not think it advisable to accept the \$100.00 offered by the Town of Takoma Park toward the improvement of this park. Referred to Civic Improvement Committee.

The Clerk presented to the Council the survey made by the Police in connection with the re-zoning of Woodland Avenue from Residential A to Residential B, in which 7 lot owners opposed the re-zoning, 19 did not oppose same and 1 would not commit himself. 10 lot owners could not be gotten in touch with to get their signatures for or against the re-zoning. Referred to the Civic Improvement Committee.

Petition from 47 property owners on Westmoreland Avenue requesting the re-zoning of Lots 23 to 37, Block 17, Lots 1 to 12, Block 18, Lots 11 to 20, Block 14, Lots 1 to 10, Block 15, Pinecrest Sub-Division, from Residential A to Residential B. Referred to civic improvement Committee.

At this time Mr. Taft, Chairman of the Special Committee appointed to confer with the Budget Committee of the Fire Department, reported to the Mayor and Council that his Committee had met with the Budget Committee of the Fire Dept. on July 22nd, and after discussion of the matter with the

Budget Committee, as to the estimated receipts and disbursements of the Department for the fiscal year, his Committee advised the Budget Committee that they would recommend to the Mayor and Council that the total sum of \$3800.00 as set aside for fire protection purposes should be paid to the Fire Department for fire protection purposes for the fiscal year 1935, and that of the said sum the sum of \$1900.00 would be paid to the Fire Department as rental, provided that the Fire Department would lease to the Town commensurate space in its fire department building. The Budget Committee advised that they would report the foregoing proposition to the Trustees of the Fire Department, and would advise of the action taken by the Trustees. Mr. Taft reported that to date his committee has not been advised of any action taken by the Trustees of the Fire Department with respect to the foregoing proposition.

Mr. Orcutt moved the report of the Committee be accepted. Motion seconded by Mr. Conger and approved.

The Mayor called attention to the fact that this evening had been set aside for the opening of bids for the paving of Valley View Ave.

Bids were received from H. H. Hershberger of Baltimore, Md., Daniel Marine of Baltimore, Md., and Arundel Construction Company of Baltimore, Md., and were as follows:--

	<u>Hershberger - Marine - Arundel</u>		
1-Excess grading and rolling roadway per cubic yard, excavated-----	.40	.25	.50
2-Constructing straight cement curb combined with 2' gutter including trench excavation; per linear ft.-----	.90	.84	.90
3-Constructing circular cement curb combined with 2' gutter including trench excavation; per linear ft.-----	.90	.84	1.00
4-Constructing cement roadway 7 inches in thickness and 20 ft. wide, including excavation as noted up to 19 inches, per square yard-----	2.25	2.16	1.90
5-Constructing driveway approaches as described in specifications and including necessary grading, each-----	18.00	15.00	12.00
6-Removal of trees in parking-each-	6.00	8.00	10.00

These bids were referred to the Street Committee.

Dr. Llewellyn Jordan addressed the Council in reference to Chestnut Avenue paving, New Hampshire Ave., paving, and desired changes in the Town Charter, and voiced the opinion that

the Mayor and Council and others interested in Charter Changes should get together and go into the matter thoroughly in order that same may be in proper shape before the next session of the Maryland General Assembly. Mr. Orcutt commended Dr. Jordan for his suggestions in this regard and stated that he thought it a very good idea to call a special meeting to consider any changes in the Charter of the Town.

Mr. R. E. Light addressed the Council in regard to sewerage conditions in Pinecrest Sub-Division.

STREET COMMITTEE:- Mr. Remsen, Chairman, made the following report:- Repairing of numerous streets, erection of culvert under Holly Avenue, relaying of sidewalks at Erie and Flower Ave., and on Beech Avenue, and the laying of drain tile in Spring Park.

Committee wishes to call attention to the condition of the paving on Park Avenue west of the intersection of Denwood and Park. This pavement has continued to settle over a number of years and is now in a dangerous condition. It is the understanding of the Committee that this street was made a part of the East-West Highway improvement and that, therefore, the State Highway Commission should be notified and urged to repair same. If it meets with the approval of Council the Street Committee therefore recommends that the Clerk be instructed to address such a letter to the proper authorities, urging this repair. Committee wishes to report Trash collection carried out in the usual manner after a delay caused by continuous rains. On motion the report of the Street Committee was received and approved.

Mr. Remsen offered the following Ordinance, and moved its adoption:-

ORDINANCE NO. 558

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

Section 1. That the plat of re-subdivision of Lot 9, Block 80 and lots 15 and 16 in Block 80-A, Takoma Park Loan & Trust Company Sub-division to Takoma Park, as submitted by Lloyd W. Biddle, Cap Finn and Payton W. Calfee, into lot 10, Block 80, and lots 24 and 25, Block 80-A, be and the same is hereby approved.

Mr. Conger seconded the adoption of this Ordinance and same was adopted by a yea and nay vote. Voting Yea, The Mayor, Councilmen Conger, Orcutt, Remsen, Sherburne and Taft. Voting nay - none.

POLICE COMMITTEE:- Mr. Sherburne, Chairman, presented a consolidated monthly report of the activities of the Police Department, and also presented an expense report of the Police Department covering the first two months of the present fiscal year. - On motion the report was ordered received and filed.

ORDINANCE AND JUDICIARY COMMITTEE:- Mr. Taft, Chairman, stated, in connection with Charter changes, that he agreed with Dr. Jordan fully, and that he thought a time should be arranged to get together to consider this matter, and moved that the Mayor and Council designate a time for a special meeting for the purpose of taking up proposed amendments to the Town Charter, and that other parties interested be duly notified of the time and place of the meeting. Motion seconded by Mr. Orcutt and approved. Mr. Orcutt suggested that the meeting be held in the very near future, and that the Chairman of the Ordinance and Judiciary Committee arrange for this meeting and contact members of the Council and delegates of other organizations.

CIVIC IMPROVEMENT COMMITTEE:- Mr. Orcutt, Chairman, reported that the wire fence ordered constructed around the Baltimore Avenue Spring at last meeting, had not as yet been constructed, due to the large amount of work on hand to be done by the Supt. of Public Works, but stated that the Supt. of Public Works had assured him that same would be attended to in the next few days.

In regard to the petition of W. J. Saylor, Jr., for a permit to keep chickens on his premises at 303 Cedar Ave., Mr. Orcutt stated that the matter had been investigated with care and the premises looked over, and under the regulations the question of granting the permit is vested in the Health Officer of the Town and recommended that the matter be referred to him. In connection with the signatures on this petition, attention was called to the fact that some of the signatures were not within the block in which the permit was requested, and that the Health Officer should be so advised. Mr. Orcutt also stated that a careful look over this petition would disclose very plainly that the signature of the Health Officer on same was merely from a health standpoint, and was not intended to join with the other signers.

Mr. Orcutt moved that this petition be referred to the Health Officer for such action as he deemed wise. Motion seconded by Mr. Taft and approved.

In connection with the dispensing with the baseball games and the draining of the wading pools on account of the infantile paralysis scare, Mr. Orcutt stated that he was very happy to advise that no paralyses had developed in the Town and that the danger had terminated at this time. Mr. Orcutt also read a report from the Playgrounds Supervisor and his assistants setting out in detail the activities of the playgrounds during the season. The report set out that the total attendance for the three playgrounds, including boys, girls and visitors was 9459.

In regard to the communication from the Community League of Takoma Park, regarding the official designation of the new playground as "Hodges Field", Mr. Orcutt stated that he thought it a splendid suggestion to name this public playground "Hodges Field", and moved that the playground be so

named, and that a notification be sent to members of the Hodges family to that effect, and expressing to them the appreciation of the Town for their cooperation in making this playground possible, and find it a pleasure to name this playground after the Family. Motion seconded by Mr. Sherburne and approved. Mr. Adams, Mayor pro tem, asked that his name be recorded in favor of the motion.

In reference to the petition for re-zoning Westmoreland Ave., from Residential A to Residential B, Mr. Orcutt moved that this re-zoning be recommended to the Maryland National Capital Park and Planning Commission, in view of the fact that it seems to be nearly the unanimous wishes of the residents that such action be taken. Motion seconded by Mr. Sherburne and approved.

In regard to the communication from Mr. Chas. M. Jones, Secretary-Treasurer of the Maryland National Park and Planning Commission that the Commission does not deem it advisable to accept the offer of the Town to contribute \$100.00 toward the expense of the Park at Chestnut Ave. and Piney Branch Road, Mr. Orcutt moved that the vote of the Town heretofore passed appropriating this \$100.00 be and the same is hereby rescinded. Motion seconded by Mr. Conger and approved.

The Mayor called attention to the fact that at this time delegates and alternates should be appointed from the Town to the Montgomery County Civic Federation, and stated that during the past year the delegates were A. L. Conger, Dr. C. C. Galloway and Frederick L. Lewton, Alternates, Jno. R. Adams, Roy Potts and J. Wilson Dodd. It was moved, properly seconded and approved that these Delegates and Alternates should again serve for the ensuing year.

Mr. Orcutt moved that the usual membership fee in the Montgomery County Civic Federation of \$15.00 be appropriated. Motion seconded by Mr. Sherburne and approved.

Mr. Conger moved the approval of the report of the Civic Improvement Committee. Motion seconded by Mr. Sherburne and approved.

Mr. Sherburne moved that the Clerk be instructed to address a letter to each of the playground supervisors commending them for their splendid work during the past year. Motion seconded by Mr. Orcutt and approved.

Mr. Conger stated that the conditions in connection with the Town dump in the vicinity of Flower Ave. had become intolerable, and moved that the Street Committee investigate this matter, with the view of the purchase of a new dump elsewhere, and report back to the Council at the next meeting. Motion seconded by Mr. Taft and approved.

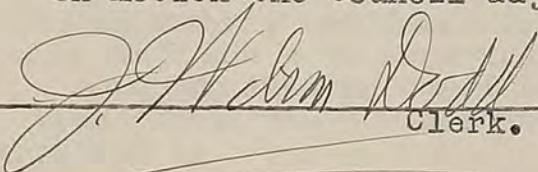
The Mayor read a letter from the Hartford Accident and Indemnity Company, requesting a resolution from the Council relieving the Town Clerk and Treasurer of liability for Town funds after same were placed in the depository, said action being necessary in connection with the Bond of the Town Clerk and Treasurer, held with this Company. Motion was made by Mr. Conger that the Hartford Accident and Indemnity Company, be advised that the liability of the Clerk and Treasurer in connection with Town funds collected ceased when same were placed in the depository. Motion seconded by Mr. Taft and approved.

In connection with the bids opened this evening for the paving of Valley View Ave., Mr. Remsen, Chairman of the Street Committee, stated that same had been tabulated, and that while the Arundel Construction Company of Baltimore was slightly lower in their bid than Daniel Marine, the Arundel Company had neglected to state in their bid the number of days to complete the job, and that due to this irregularity, Mr. Remsen moved that the bid of Daniel Marine be accepted. Motion seconded by Mr. Conger and approved. Clerk was instructed to ascertain the financial status of the bidder, and obtain other necessary data, and if found satisfactory that a proper contract be made with the contractor.

In reference to the petition of the Takome Park Boundary Citizens Association, for the improvement of Eastern Ave., Mr. Remsen stated that this matter had been before Council previously, and had been taken up with the State Roads Comm. of Maryland and the District Officials, urging some form of solution for the improving of this street. Mr. Remsen, however, moved that the Clerk be instructed to make abstracts of the necessary data from this petition and forward same to District of Columbia, Prince George's County, Montgomery County and State Roads Commission officials, with the endorsement of the Council. Motion seconded by Mr. Sherburne and approved.

Mr. Adams, Mayor pro tem, speaking for the special Library Committee, of which he is Chairman, stated that his Committee had met with the Committee of the Library Association, and discussed freely the matter that was presented in communication from Mr. Heglund regarding the purchase of property at the corner of Ethan Allen and Carroll Avenues. Mr. Adams stated that more time was asked by his Committee, more particularly because the Council was awaiting a definite report from the Fire Department Committee in connection with an offer to the Fire Department for space in their building for the coming year.

On motion the Council adjourned at 10:09 P. M.


Clerk.

Mayor

SPECIAL MEETING
MAYOR AND COUNCIL
SEPT. 24-1935.

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

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

Meeting called for the purpose of approval of agreement between the Town and the Volunteer Fire Department in connection with the allotment of money for fire protection by the Town for the fiscal year 1935.

Mr. Conger stated that the joint Committee of the Town met with the budget Committee of the Fire Department, at which time a proposal was made whereby the Town would appropriate \$3800.00 for fire protection, \$1000.00 of which was to be paid as rental for a certain portion of the Fire Department Building, and the balance of \$2800.00 to be paid for fire fighting purposes. Mr. Conger stated that the Committee from the Town had been advised that the Trustees of the Fire Department had accepted this proposition, and was asked to put same in written form for proper execution.

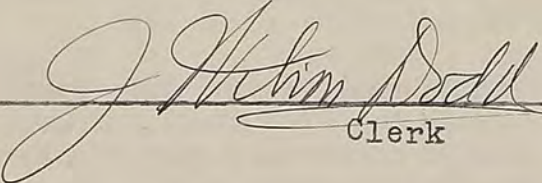
At this time the Clerk read the proposed agreement, which had been prepared by the Corporation Counsel, said agreement setting forth that the Town appropriate \$3800.00 to the Fire Department for the fiscal year beginning July 1st, 1935, \$1,000.00 of which was to be paid as rental for the use of certain portions of the Fire Department Building, payment of said sum to be made to the Fire Department on Dec. 15th, 1935. The balance of the appropriation, or \$2800.00, to be paid to the Fire Department as follows:- \$700.00 as of Sept. 30th, 1935, and three other payments of \$700.00 each on Dec. 31st, 1935, March 31st, 1936, June 1st, 1936. Agreement further set forth that the appropriation of \$2800.00 is to be used by the Fire Department solely for maintenance of the building and fire fighting equipment, and not to be used for the paying off of the indebtedness on the building.

Mr. Conger moved that the agreement as read be approved, and motion was seconded by Mr. Adams. Mr. Orcutt offered an amendment to the motion by adding that the Mayor be authorized to execute the agreement for the Town. Amendment accepted and motion approved as amended.

Council recessed at 8:45, and reconvened at 9:15 with a Special Committee from the Takoma Park, Maryland, Library Association, to discuss plans for the support of a local free public library. After a lengthy discussion as to the methods by which the Town could help support the library movement, Mr. Orcutt, moved, first, that the Corporation Council be requested

to advise the Mayor and Council at his earliest convenience, whether, under the Town Charter, the Mayor and Council has the authority to appropriate money for and to establish a municipally owned library, and secondly, irrespective of his answer to the first proposition, whether the Mayor and Council has the authority to expend public funds to aid and assist a privately owned free public library in the maintenance of the library with the corporate limits of the Town. Motion seconded by Mr. Adams and approved.

On motion the Council adjourned at 11:00 P. M.


Clerk

Mayor

SPECIAL MEETING
MAYOR AND COUNCIL
OCT. 8TH, 1935.

Meeting called to order at 8:30 P. M.

Those present were Mayor Lewton, Councilmen Adams, Conger, Orcutt and Remsen.

Meeting called for the further discussion of the Library movement in the Town by the Takoma Park, Maryland, Library Association, and their request for the assistance of the Town in the maintenance of a public free library.

A letter was read by the Clerk from the Corporation Counsel, in which it was his opinion that the Town Council could appropriate money for the establishing and maintenance of a municipally owned library. Also that the Council could appropriate money to a privately owned free public library for the actual operation and maintenance of such a library, but that no part of such money appropriated could be used in the purchase of real estate by such library or the payment of any indebtedness thereon.

After discussion of the matter Mr. Conger moved that the Library Committee be called in to meet with the Council, in order that their plans as to the library may be fully discussed. Mr. Adams seconded the motion and same was approved.

The Library Committee, who had been awaiting the call of the Council, met with the Mayor and Council and discussed the matter at length, as to whether the Library Association desired to operate solely as a private owned free public library, or whether they were disposed to turn the library over to the Town to be operated as a municipally owned library.