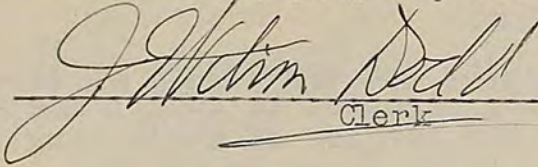
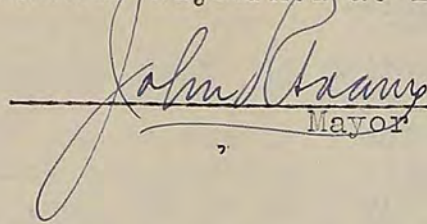


men Axtell, Conger, Duehring, Orcutt and Waters. Voting Nay - none.

On motion, properly seconded, Council adjourned at 10:05 P. M.

*Indexed*  
  
 Clerk

  
 Mayor

SPECIAL MEETING  
 MAYOR AND COUNCIL  
 APRIL 6th, 1938.

Meeting called to order at eight o'clock P.M.  
 Those present were The Mayor, Councilmen Axtell, Conger, Duehring, Orcutt, Taft and Waters.

The matter of amount of \$300,000.00 appropriated by the United States for the National Capital Park and Planning Commission for acquisition of lands in the District of Columbia, State of Maryland and Virginia, and for the Anacostia River, Indian Creek, Northwest Branch and Sligo Creek, was discussed at length, after which Mr. Taft presented the following Resolution and moved its adoption:--

RESOLUTION

Whereas, On March 22nd, 1938, D. W. Bell, Acting Director of the Bureau of the Budget, submitted to the President of the United States for his consideration, a Supplemental Estimate of Appropriation for the National Capital Park and Planning Commission amounting to \$300,000.00 for the fiscal year 1939, and

Whereas, In accordance with an Act approved May 29, 1930, said Act providing for the acquisition of lands in the District of Columbia, State of Maryland and Virginia and for the Anacostia River, Indian Creek, Northwest Branch and Sligo Creek, and

Whereas, on March 22, 1938, the President transmitted a communication in writing to the Speaker of the House of Representatives concurring in the Supplemental Estimate of Appropriation of \$300,000.00 as submitted by D. W. Bell, Acting Director of the Bureau of Budgets;

NOW, THEREFORE, BE IT RESOLVED; The Mayor and Council of the Town of Takoma Park believe that a portion of this \$300,000.00, namely, \$50,000.00, should be expended along Sligo Creek within that portion of the Town of Takoma Park lying within the confines of Prince George's County, and do hereby request Hon. Robert Watson, Attorney at Law, to represent the Mayor and Council before the proper Committees in Congress who have this matter under consideration.

Provided, however, that the Town of Takoma Park will not pay, or assume to pay, any compensarion or fee for such service.

Adoption of this Resolution was seconded by Mr. Conger, and same was adopted.

The matter of adoption of an Ordinance to more clearly define registration of voters in the Town, Challenges and Striking of names from the registration books, was discussed at length, and Mr. Orcutt offered the following Ordinance and moved its adoption:--

ORDINANCE NO. 647

BE IT ORDAINED by the Council of the Town of Takoma Park, Maryland, that, pursuant to and by virtue of the power and authority contained in Section 957, subparagraph (D), of the Charter of the Town of Takoma Park, Maryland, the following rules and regulations relating to the annual registration of voters in municipal elections, as provided in and by the provisions of Section 957, subparagraph (A) of the said Charter of the Town of Takoma Park, be and the same are hereby adopted, enacted and promulgated, for the purpose of effectively administering the provisions of said Section 957, subparagraph (A) relating to the registering of voters in municipal elections in the Town.

SECTION I. DEFINITIONS.

That, whenever in this Ordinance, any words or phrases are employed denoting the masculine gender, they shall be deemed and taken to include the feminine gender; and, whenever in this Ordinance, the following words or phrases are employed, they shall be deemed and taken to have the following definitions and meanings, respectively, to wit:

- (a) The word "BOARD" shall mean the Board of Registrars of Voters, as herein provided.
- (b) The word "CHARTER" shall mean the Charter of the Town of Takoma Park, Maryland, with its several amendments.
- (c) The work "COUNCIL" shall mean the Council of the Town of Takoma Park, Maryland.
- (d) The word "MAYOR" shall mean the Mayor of the Town of Takoma Park, Maryland.
- (e) The word "LISTS", and the phrase "REGISTRATION LISTS", shall mean the books or other record, wherein are entered the names of all persons who have been duly registered to vote, in accordance with the provisions of said Section 957, subparagraph (A).

*Repealed by No. 1067 (2-1-17)*

(f) The word "TOWN" shall mean the Town of Takoma Park, a municipal corporation, in the State of Maryland.

(g) The phrase "TOWN CLERK" shall mean the Town Clerk of said Town of Takoma Park, Maryland.

#### SECTION II. BOARD OF REGISTRARS OF VOTERS.

That the Board of Registrars of Voters, as provided for in and by said Section 957, subparagraph (A), of the Charter of the Town, shall consist of four persons, to be annually appointed by the Council, which Board shall perform the duties and functions, and be vested with the powers and authority, relating to the annual registration of voters in municipal elections in the Town, which are prescribed in and by said Section 957, subparagraph (A), and which are provided for herein. Before entering upon their duties as such Registrars of voters, the members of said Board shall take the oath prescribed by Section 959, subparagraph (H), of the Charter.

#### SECTION III. QUALIFICATIONS OF THE BOARD.

That the members of said Board, so annually appointed by the Council, shall be residents and registered voters of the Town, shall not hold any other public office in the Town, and shall not be a candidate for any public office at the next ensuing Town election.

#### SECTION IV. OFFICERS OF AND VACANCIES IN THE BOARD.

That the Council shall designate one member of said Board as its Chairman, and one member thereof as its Clerk. In the case of any vacancy in said Board, or in case of the absence of any member thereof on any day of registration or sitting of said Board, the Mayor shall fill such vacancy or place of such absent member, as the case may be.

#### SECTION V. GENERAL POWERS OF BOARD.

That the said Board and each member thereof, in addition to the other powers conferred upon them, shall have, during the respective times of the appointed sittings of said Board, as herein referred to, authority to keep the peace and to preserve order, and to enforce obedience to its and their lawful commands, at and around the place of registration or sitting of said Board. Said Board shall have authority to require by summons the attendance and presence before it of any witness, or any registered voter, whose qualifications are complained of, as hereinafter set out, for the purposes connected with their official duties.

#### SECTION VI. RECORDS OF THE BOARD.

That the said Board shall cause to be made and kept all such necessary books, records and registration lists, as are required in and by said Section 957, subparagraph (A) of the Charter, and as are necessary to perform the duties and functions imposed upon it thereby and in and by the provisions of this Ordinance, all of which books, records and lists shall be filed with the Town Clerk, and by him kept with the records of the Town, and all of which shall be available for public inspection.

## SECTION VII. CHALLENGES BEFORE THE BOARD.

That any resident of the Town, desiring to exercise, before said Board, the right of challenge or the right of presentation of facts, relative to the qualification of any person applying for registration, as provided in and by the second sentence of said Section 957, subparagraph (A), shall make such challenge or presentation of facts to the said Board, at the time of the registration by said Board of a voter, or the refusal by said Board to register an applicant for registration, which, as the case may be, is complained of, setting forth the reasons for such challenge or such presentation of facts, and shall thereupon reduce such challenge or presentation of facts to writing, signed by the person so aggrieved, and shall forthwith file the same with said Board.

## SECTION VIII. DECISION ON CHALLENGES.

That, upon the seasonable filing with it of any such written challenge or presentation of facts, the said Board shall, as soon as may be, but before the expiration of the same day of the sitting of the said Board, render its decision thereon, shall forthwith notify in writing the person making such challenge or presentation of facts and all persons affected thereby, of its decision thereon, and shall cause a record of such proceeding, including such challenge or presentation of facts, its decision thereon, notices of such decision to the person aggrieved and to the persons affected thereby, and any notice of appeal duly and properly filed from such decision, to be made and kept as herein provided.

## SECTION IX. APPEALS TO THE COUNCIL.

That all notices of appeal to the Council from any such decision of said Board shall be made in writing, signed by the party aggrieved thereby, and shall set forth clearly the decision of the Board appealed from and the grounds for such appeal. All such notices of appeal shall be duly filed with the said Board in strict conformity with the provisions of said Section 957, subparagraph (A), that is to say: in writing and within twenty-four hours after the decision of the said Board complained of is rendered, and also in strict conformity with the provisions of this ordinance, and no appeal shall be considered by the Council, unless the notice of such appeal has been made and filed in strict conformity with the provisions of said Section 957, subparagraph (A), and with the provisions of this Ordinance. The said Board shall forthwith transmit all such notices of appeal, which are so duly and properly filed with it, together with the record of the proceedings upon which such appeal is based, to the Council, and the said Board shall, at the conclusion of the registration, notify the appellant and the applicant for registration concerned by said appeal, of the time and place of the meeting of the Council sitting for the purpose of hearing such appeals, as is directed in and by said Section 957, subparagraph (A).

## SECTION X. HEARINGS OF APPEALS BY COUNCIL.

That the Council, sitting for the purpose of hearing such appeals, at the times and in the manner prescribed in and by said Section 957, subparagraph (A), will hear all such appeals, notice of which has been duly and seasonably filed as herein provided, upon the

record and upon such competent, relevant and material evidence as may be adduced at said hearing by the appellant and by the person or persons, whose registration is the subject of such appeal, together with their respective witnesses, and the Council shall determine the competency, relevancy and materiality of any evidence offered by the parties to such appeal. At such hearing, the appellant and any and all registered voters, whose right to register or to become a voter has been so challenged, may appear and present to the Council any competent, relevant and material evidence: provided, however, that the Council shall, in all cases, regulate the procedure at such hearing, and shall make all such rulings and orders as shall secure a fair and orderly hearing of such appeals.

#### SECTION XI. DECISION ON APPEALS.

That the Council, at the close of any such hearing, shall, as soon as may be, but within twenty-four hours after the close of such hearing, render its decision on such appeal, which decision shall be made a part of the record, and notice of such decision shall thereupon be served upon the appellant and all applicants for registration who are affected by such appeal, by causing a copy of such decision to be left at the last and usual place of abode of said appellant and parties thus affected, respectively.

#### SECTION XII. ORIGINAL CHALLENGES BEFORE THE COUNCIL.

That any voter of the Town, desiring to exercise the right of original challenge before the Council of any person, who has been registered by said Board, although such registration was not challenged at the time of such registration before said Board, which right of original challenge before the Council is secured in and by the last sentence of said Section 957, subparagraph (A), shall make such challenge in writing to the Council and file the same with the Council on or before the sitting of the Council for the purpose of hearing appeals provided for in and by the provisions of said Section 957, subparagraph (A). All such written challenges shall be signed by the person making such challenge, shall designate the full name of the person or persons, whose registration is challenged, and shall set forth fully the grounds of such challenge and the reasons why the challenger feels aggrieved by the decision of the Board in that respect.

#### SECTION XIII. NOTICE OF CHALLENGES BEFORE THE COUNCIL.

That no such original challenge before the Council, provided for in the last sentence of said Section 957, subparagraph (A), shall be considered by the Council, unless and until written notice of such challenge, duly signed by the challenger, setting forth the facts set out and referred to in Section XII hereof, shall have been duly served personally upon the party or parties, and each of them, whose qualifications to be registered are to be so challenged, on or before twelve o'clock noon on the said appeal day, all as is prescribed in and by said Section 957, subparagraph (A), and unless such challenge has been made in all respects, in conformity with the provisions of said Sections XII and XIII hereof, and unless due and sufficient proof of the service of said notice personally upon the party or parties, and each of them, whose qualifications

are to be so challenged, as is herein provided and as is prescribed in and by said Section 957, subparagraph (A), is presented to the Council, by a certificate in writing, signed and sworn to by the challenger or by his duly authorized agent, at the sitting of the Council on the said appeal day.

#### SECTION XIV. HEARINGS ON ORIGINAL CHALLENGES BEFORE THE COUNCIL

That the Council, sitting for the purpose of hearing appeals, as is provided in and by said Section 957, subparagraph (A), will hear all such original challenges before the Council, referred to in said Sections XII and XIII hereof, which are made and filed as herein prescribed, in the same manner, subject to the same provisions and requirements, and under the same procedure, as is herein prescribed for the hearing of appeals from the decisions of said Board, insofar as the same are applicable, provided that all such challenges have been duly filed and notice thereof given, as is herein prescribed and as prescribed in and by the provisions of said Section 957, subparagraph (A). Such original challenges will be heard by the Council only at the times and in the manner as in said Section 957, subparagraph (A), and herein provided.

#### SECTION XV. REVISION AND CORRECTION OF LISTS.

That it shall be the duty of said Board of Registrars of Voters, at its sittings held on the Tuesday and Wednesday, respectively, next preceeding every municipal election, as well as at its sitting held on the Saturday next preceeding every municipal election, as herein prescribed, to sit with its official books, registration lists and records for the purpose of revising and correcting the Registration Lists, and at any of its said sittings the said Board shall strike from said Registration Lists, in the manner herein prescribed, the names of every registered voter found by said Board to be deceased, and also, after notice and hearing, as hereinafter prescribed, the names of every registered voter found by said Board to have removed his residence from the Town, or to have been convicted of larceny or other infamous crime (unless pardoned by Governor), or to be under Guardianship, as a lunatic or a person non compos mentis, or to be otherwise disqualified as a voter in municipal elections; provided, however, that said Board shall not so strike the name of any voter, except in the case where such voter has deceased, until the said Board shall have first sent to any such voter a notice of its intention so to do, in the manner hereinafter provided. For the purpose of so revising and correcting said Registration Lists, but for that purpose only, the said Board shall, in addition to its sittings on the Tuesday and Wednesday, respectively, next preceeding every municipal election, as prescribed in and by the provisions of said Section 957, subparagraph (A), also sit, as herein prescribed, on the Saturday next preceeding every municipal election, convening at Seven (7) O'clock P. M., and continuing in session so long as may be necessary to complete such revision and correction.

#### SECTION XVI. ERASURE OF NAMES OF DECEASED PERSONS.

That it shall be the duty of said Board, on or before the Saturday next preceeding every municipal election, to inspect the

records of the officer having charge of the Registry of deaths in the Town, and to ascertain, from such records and from such other evidence available, the names of all registered voters, who have deceased, and, at any of its said sittings, the said Board shall strike from the Registration Lists the names of every voter, whose death is shown by said records of the officer having charge of the Registry of deaths in the Town, and the name of every voter, whom the said Board shall find from any other satisfactory evidence to have deceased. The said Board shall, in each case, cause a notation of its action and reasons therefor to be entered upon said Registration Lists against the name of each person, whose name is so stricken therefrom.

SECTION XVII. COMPLAINTS AND NOTICE TO SUSPECTED DISQUALIFIED VOTERS.

That upon a complaint in writing, signed and sworn to by a registered voter in the Town, and duly filed with the Clerk of said Board at any time prior to the close of the sitting of said Board on the Wednesday next preceeding every municipal election, stating that the complainant has reason to believe and does believe that a certain person, whose name appears upon the Registration Lists, is deceased, or has removed his residence from the Town, or has been convicted of larceny or other infamous crime (and not pardoned by the Governor), or is under guardianship as a lunatic, or as a person non compos mentis, or has otherwise become disqualified as a voter in municipal elections, the said Board, if satisfied that there are sufficient grounds therefor, shall, except in the case where the death of the voter is the ground of such complaint, cause a written summons or notice to be mailed to each such person complained of, at the last known address of such person, or, if such persons address is unknown, at the address appearing on said Registration Lists, at least thrity-six hours prior to the date of the hearing of such complaint, (which may be on any of said sittings of said Board), and requiring such person to appear before said Board, at the time and place therein designated, then and there to answer the matter of such complaint, and to show cause why his name should not be stricken from the Registration Lists, which notice shall name the time and place of said sitting of said Board, and the reasons, as set forth in such complaint, why said Board intends to strike such name from the Registration Lists. The Council shall prepare and furnish to said Board forms of such complaints and summons or notices.

SECTION XVIII. SITTINGS AND HEARINGS BY THE BOARD FOR REVISION AND CORRECTION.

That the said Board may hear such complaints at any of its sittings, vis: on the Tuesday, Wednesday and Saturday, respectively, next preceeding every municipal election, and if any person, to whom any such summons or notice has been sent, shall appear at the sitting of the Board, at the time and place designated in such summons or notice, the said Board shall examine him and any other witness, who may appear or be produced before the Board, on oath, and shall receive such other competent, relevant and material evidence, which may be offered in regard to the matters set forth in any such complaint, and if, after such examination and hearing, the said

Board is of the opinion that any such voter is not qualified to vote in municipal elections in the Town, the said Board shall thereupon cause such registration to be cancelled and the name of such voter to be stricken from said Registration Lists. If any such person so summoned or notified shall fail to appear as directed in such summons or notice, and if the said Board is satisfied that the Complainant has made out a prima facie case, the said Board shall cause the name of such voter so complained of to be stricken from said Registration Lists, unless, in any case, the said Board is satisfied of its own knowledge, or upon other competent evidence, that such person is entitled to have his name remain upon said Registration List.

SECTION XIX. APPEALS FROM ACTION OF THE BOARD IN STRIKING NAMES.

That the Council shall sit on the Saturday next preceeding every municipal election in the Town for the purpose of hearing appeals, if any there be, from the action of the Board in so striking from such Lists the name of any registered voter, whose name appears thereon, convening at Eight (8) O'clock, P. M., and remaining in session at least until after the said Board shall have finally adjourned its said sitting on the said Saturday, at which sitting of the Council, any person, whose name shall have been so stricken by said Board from said Lists, may forthwith appeal from such action to the Council, and the Council shall thereupon hear, consider and determine all such appeals, and shall forthwith render its decision thereon. Notice of any such appeal shall be filed with the Board at the time of the decision of said Board in that respect, which Board thereupon shall forthwith transmit the record of its action invoked in any such appeal, together with all such notices of appeal, to the Council. In case the Council shall reverse such action of the Board, the said Board shall be forthwith notified of such reversal, and said Board shall thereupon cause the name of such person to be forthwith restored to said Lists; otherwise such action of the Board in so striking any such name shall stand affirmed.

SECTION XX. RECORDS OF THE BOARD.

That, whenever the said Board shall cause any name of a voter to be stricken from said Registration Lists, it shall thereupon cause to be entered upon said Lists, against the name of every person so stricken, the facts as to said erasure, the reasons for striking such name, and the date of making such erasure, and all such cancelled registrations, together with all such written complaints and all other documents received by said Board in connection with such erasure of any name of a voter from said Lists, shall be preserved by said Board as a part of its records for the period of two years from the date thereof, all of which records shall be duly delivered to the Town Clerk, and shall be available for public inspection.

SECTION XXI. NOT APPLICABLE TO GENERAL REGISTRATIONS.

That nothing contained herein shall, in any wise, affect or control GENERAL registration, as is provided for in and by subparagraph (B) of said Section 957 of the Charter of the Town of Takoma Park, unless made so applicable by a subsequent Ordinance.



## SECTION XXII. EFFECTIVE DATE OF ORDINANCE.

That this ORDINANCE shall take effect upon its passage, and shall be cited as the Ordinance relating to the ANNUAL Registration of voters.

Mr. Waters seconded the adoption of this Ordinance, and upon a Yea and Nay vote, same was adopted. Voting Yea, Councilmen Axtell, Conger, Duehring, Orcutt, Taft and Waters. Voting Nay - none.

Mr. Orcutt moved that the Town Clerk be authorized to give at least five days notice of the time and place of the sitting of the Officers of Registration on the Tuesday and Wednesday next preceding May 2nd, 1938. Motion seconded by Mr. Duehring and approved.

On motion, properly seconded, Council adjourned at 12:35 A.M.

*Indorsed*

J. Herman Dodd  
Clerk

John Ruany  
Mayor

REGULAR MEETING  
MAYOR AND COUNCIL--  
APRIL 18th, 1938.

Meeting called to order at 8:50 P. M.

Those present were the Mayor, Councilmen Axtell, Conger, Duehring, Orcutt, Taft and Waters .

Reading of the minutes of the regular meeting of March 21st, 1938, were dispensed with, and minutes of Special Meeting of April 6th, 1938, were read and approved.

Financial statement for the month of March, 1938, was presented by the Treasurer, and ordered filed, as follows:--

RECEIPTS:--

General Taxes-----	\$2,585.46
Interest and Penalties-----	354.36
Charges-----	42.75
Special Assessments-----	956.60
Building Permits-----	44.00
Electrical Permits-----	9.00
Excavation Permit-----	1.00
Dog Tax-----	109.00
Fines-----	59.55
Garbage-----	4.00
Business Franchise Tax-----	8.75
Sidewalk Deposits-----	20.00
Commission Pay Tel. Police Station-----	.55
	<u>\$4,195.02</u>

BANK STATEMENT

GENERAL ACCOUNT

Feb. 28th - On hand Citizens Bank	\$4,700.05	
Deposits in March	<u>3,865.36</u>	
	8,565.41	
Withdrawn in March	<u>3,572.32</u>	
Mar. 31st - On hand		\$4,993.09
Feb. 28th - On hand Takoma Park Bank	4,862.78	
Deposits in March	<u>329.66</u>	
	5,192.44	
Withdrawn in March	<u>576.87</u>	
Mar. 31st - On hand		4,615.57
Feb. 28th - On hand Silver Spgs. Bank	4,586.94	
No deposits in March	-----	
No withdrawals in March	-----	
Mar. 31st - On hand		<u>4,586.94</u>
Mar. 31st - On hand in all banks--		<u>\$14,195.60</u>

BANK STATEMENT CONTINUED:-REVOLVING FUND

Feb. 28th - On hand Citizens Bank	\$5,736.51	
No deposits in March		
Mar. 31st - On hand	<u>                    </u>	5,736.51
Feb. 28th - On hand Takoma Park Bank	317.35	
No deposits in March		
Mar. 31st - On hand	<u>                    </u>	317.35
Feb. 28th - On hand Sandy Springs Bank	5,000.00	
No deposits in March		
Mar. 31st - On hand	<u>                    </u>	5,000.00
Mar. 31st - On hand in all banks		<u>\$11,053.86</u>

DISBURSEMENTS:-STREETS:-

Labor	349.60	
Material	204.28	
Gas-Oil-Auto Upkeep	<u>101.35</u>	655.23

SERVICE:

Garbage-Labor	270.00	
- Gas-Oil-Auto Upkeep	65.96	
Ash-Labor	103.80	
" - Gas-Oil-Auto Upkeep	42.53	
Trash-Labor	96.60	
Street Lights	<u>426.81</u>	1,005.70

POLICE:-

Salaries	440.85	
Clothing Allowance	25.85	
Gas-Oil-Auto Upkeep	58.87	
Coal-Lights-Tels.	29.19	
Supplies	1.20	
Medical care-Prisoners	<u>9.00</u>	564.96

OFFICE:-

Salaries	496.50	
Tels. and Supplies	29.20	
Postage	<u>7.65</u>	533.35

MISCELLANEOUS:-

Library Assn.	150.00	
Recording Fees	3.00	
Mont. County Transfers	4.00	
Mont. County Police Tel.	12.00	
Welfare Center Tel.	5.95	
Tax Sale Exp.-Advertising	65.00	
Refund Sidewalks Deposit	10.00	
Office Rental	55.00	
Takoma Park Vol. Fire Dept.		
3rd payment on agreement	750.00	
Takoma Park Vol. Fire Dept.		
rent Welfare Center room		
9/1/37 to 3/31/38 inc.	175.00	
Justice of Peace salaries	70.00	
Salary Corporation Counsel	50.00	
E.E. Blodgett-Retirement	25.00	
Bldg. Insp. Expense	<u>15.00</u>	

Total1,389.95  
4,149.19

## COMMUNICATIONS:-

Letter was read from Mrs. Edna C. Gould, regarding injuries and damage to clothing sustained by here in a fall on the sidewalk in Takoma Ave. Referred to Law and Ordinance Committee.

Mr. H. C. Heffner addressed Council regarding the need of playgrounds for grown-ups in the Park, and asked that a Committee be appointed to go into this matter.

Dr. W. A. Hooker addressed the Council regarding the proposed memorial to be erected to the first Mayor of Takoma Park, Mr. Benjamin F. Gilbert, at the intersection of Takoma and Chestnut Avenues. Dr. Hooker stated that Mr. Ben Morrison had consented to lend his help in the landscaping of same. Dr. Hooker stated that the matter had progressed sufficiently to warrant definite recommendations in the construction of same, and asked that the Civic Improvement and Education Committee be authorized to receive these recommendations and consider same with the Memorial Committee, with a view of presenting said recommendations to the Council, so that the necessary expense in connection with same may be included in the budget for the next fiscal year.

Dr. Llewellyn Jordan arose to offer his approval of this project, and stated that while the matter of location was not in dispute, it should be a subject for discussion.

The matter of the various laws relating to the powers and authority of the Maryland-National Capital Park and Planning Commission, and of the amount of taxes which are annually assessed and levied upon and collected from the taxpayers of Takoma Park, was discussed at length, after which, Mr. Orcutt offered the following Resolution and moved its adoption:--

RESOLUTION

Be it resolved, that the Mayor be and is hereby authorized and requested to appoint a Committee, consisting of three members of the Council, and four representative citizens of the Town, one of whom shall be the Corporation Counsel of the Town, the duties of which Committee shall be as follows:--

(1) - To examine into and make a study of the various laws relating to the powers and authority of the Maryland-National Capital Park and Planning Commission, and of the amount of taxes, which are annually assessed and levied upon and collected from the taxpayers of the Town of Takoma Park, for the support and maintenance of said Commission and for public improvements to be made by said Commission, and of the proportions of the amount of such taxes, which are being expended by said Commission for public improvements within the Corporate limits of the Town; and

(2) - To make a study as to any practicable and appropriate legislation, the passage of which may be sought, in order to secure to the Town and to its inhabitants a more adequate and equitable participation in the improvements to be authorized and constructed by said Commission, in proportion to the population, size

and assessable valuation of the Town; and to make also a study as to the feasibility and the practicability of any such proposed new legislation, which will secure to the Town and to its inhabitants a greater municipal jurisdiction over the several parks, parkways, park systems, streets, highways, and play areas within the corporate limits of the Town, now under the jurisdiction of said Commission, together with any statutory financial readjustments made necessary thereby; and

(3) - To submit a report of the results of the studies and findings of said Committee, together with its recommendations thereon, to the Mayor and Council, on or before the regular Nov., meeting of the Mayor and Council for the year 1938.

Mr. Waters seconded the adoption of this Resolution, and same was adopted.

Committee appointed by the Mayor to act in connection with the above Resolution consisted of the Civic Improvement and Education Committee of the Council, D. D. Lamond, Corporation Counsel for the Town, Mr. J. H. Bilbrey, Dr. Llewellyn Jordan and Mr. Jos. Bruce.

Mr. W. C. Fischer appeared before Council in regard to grading done next to his land bordering New Hampshire Avenue Extended, said grading having been done through Lot 10, Block 27, which lot had been formerly deeded to the Town of Takoma Park by W. E. Mellen and Wife for highway purposes. After discussion of this matter Mr. Orcutt moved that the Corporation Counsel be requested to ascertain the Town's title to Lot 10 in Block 27, and that if any soil has been removed from the property owned by the Town of Takoma Park, he take the question up with the parties who have so removed it, and ascertain by what authority they removed soil from this land. Motion seconded by Mr. Conger and approved.

FINANCE COMMITTEE:-- Mr. Conger Chairman, presented for approval bills in amount of \$1071.60, and payment of same was approved.

Mr. Conger stated that the report of the Board of Assessors had been received, same covering property assessable as of July 1st next, and moved that the parties affected be advised of the increase in their assessment, and also that the Council would hear any appeals from said assessments at the next regular meeting of the Council, May 16th, 1938. Motion seconded by Mr. Waters and approved.

MUNICIPAL WORKS COMMITTEE:--Matter of the disputed line of Hudson Avenue was discussed at length, after which the Committee recommended that Hudson Avenue be laid out according to the Original Plat recorded in 1888. On motion, properly seconded the recommendation of the Committee was adopted.

Mr. Axtell presented the following Ordinance and moved its adoption:--

ORDINANCE NO. 648

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

Section 1. In accordance with the provisions of Section 965 of the Town Charter, the Mayor and Council have under consideration Grading, at an estimated cost of 40¢ per cubic yard, of Glen Avenue, abutting lots 12, 13 and 14, Block 47. J. W. Fletcher Subdivision to the Town of Takoma Park, Md. The cost of said grading to be assessed against the abutting property owners.

Section 2. The Mayor and Council at their regular meeting on May 16th, 1938, at the Fire Department Building, at Carroll and Denwood Avenues, convening at eight o'clock P. M. will hear all property owners desiring to be heard with respect to the work herein proposed.

Adoption of this Ordinance was seconded by Mr. Conger, and same was adopted on a Yea and Nay vote. Voting Yea, the Mayor, Councilmen Axtell, Conger, Duehring, Orcutt, Taft and Waters. Voting Nay, none.

Regarding matter referred to Committee in connection with the open stream in the rear of 303 to 309 Philadelphia Avenue, Mr. Axtell stated that it was not the Town's duty to build culverts on private property, and that no action could be taken in connection with same, but Committee recommended that the matter of septic tanks adjacent to this stream be referred to the Health Committee for investimation. Committee also requested that the parties entering the complaint about this stream be notified of the action of the Council as above. On motion of Mr. Axtell, seconded by Mr. Orcutt, the recommendations of the Committee were approved.

Regarding the communication of B. Shanks Chaney, requesting that the sidewalk to be installed in front of her property be extended into the parking and out from the property line slightly so as to form a properly proportioned curve, Mr. Axtell moved the granting of this request, and upon being seconded by Mr. Waters, same was approved, and the Supt. of Public Works ordered to lay the sidewalks accordingly.

MUNICIPAL SERVICE COMMITTEE:-- In connection with the resolution of the Young Mens Democratic Club regarding the appointment of Mr. Chas. O. Seek to the Town Police Force, Mr. Duehring, Chairman, recommended that no further action be taken in connection with same.

Mr. Duehring stated that more parking space in front of the newly constructed five and ten cent store on Laurel Avenue was desired. Mr. Duehring stated that by cutting down the present

"Bus Stop" area about 14 ft., it would still provide a 37 ft. area for the "Bus Stop", and will allow parking for two more cars. After discussion of the matter Mr. Duehring moved that we mark off in yellow paint a 37 ft. "Bus Stop", beginning at the sidewalk intersection of Eastern and Laurel Avenues, and that the "Bus Stop" sign be moved to conform with same, and that the Capital Transit Company be advised of the action of the Council in this matter. Motion seconded by Mr. Taft and approved.

Mr. Duehring stated that there <sup>were</sup> three street intersections in the Town, if the center line of same were marked off in yellow paint would be a great benefit to traffic, and help to prevent accidents. One at Carroll and Laurel Avenues, another at Carroll and Ethan Allen Avenue, and another at Chestnut and Takoma Avenues. After discussion of the matter motion was approved authorizing the Superintendent of Public Works to install the painted lines at the three intersections as per diagram furnished by the Committee.

LAW AND ORDINANCE COMMITTEE:- Mr. Taft, Chairman, presented and moved the adoption of the following Ordinance:-

ORDINANCE NO. 649

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

Section 1. That the plat known as Block 107, "Glaizewood Manor" consisting of Lots 1 to 16 inclusive, presented by Katie Boyd Glaize, Fred L. Glaize, Jr., Elizabeth P. Glaize and Phillip Boyd Glaize, be and the same is hereby approved.

Mr. Orcutt seconded the adoption of this Ordinance and same was adopted on a Yea and Nay vote. Voting Yea, the Mayor, Councilmen Axtell, Conger, Duehring, Orcutt, Taft and Waters. Voting Nay, none.

Mr. Taft also offered the following Ordinance and moved its adoption:--

ORDINANCE NO. 650.

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

Section 1. That plat of Resubdivision of Lot 21, Block 54, Gilberts Subdivision, Takoma Park, Montgomery County, Maryland, into lots 39 to 45 inclusive, as submitted by Lewanna Wilkins and Lydia K. Wilkins, be and the same is hereby approved.

Mr. Conger seconded the adoption of this Ordinance, and on a Yea and Nay vote, same was adopted. Voting Yea, the Mayor, Councilmen Axtell, Conger, Duehring, Orcutt, Taft and Waters, Voting Nay, none.

Regarding the proposed grade of Hudson and Roanoke Avenues, Mr. Axtell offered the following Ordinance, and moved its adoption:--

ORDINANCE 651.

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

Section 1. That the grade established on Huson Avenue, between Flower Avenue and Sligo Parkway, and on Roanoke Avenue, from Hudson Avenue to Houston Avenue, as per profile furnished by Mr. James M. Seybole, Engineer, dated March, 1938, be and the same is hereby approved.

Mr. Conger seconded the adoption of this Ordinance and same was adopted on a Yea and Nay vote. Voting Yea, the Mayor, Councilmen Axtell, Conger, Duehring, Orcutt, Taft and Waters. Voting Nay, none.

Mayor Adams presented the following names to serve as registration officials at the coming Town Registration:--

Jno. W. Coffman, Jr., Chairman, Mrs. Rose Rutledge, Clerk, Mrs. Eugenie Thomas and Mr. David Haas, Assistants.

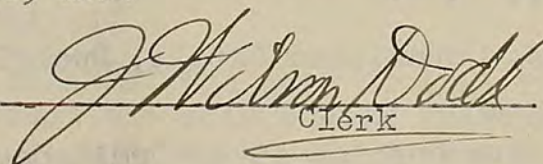
Mayor Adams also presented the following names to serve as Election Officials at the coming Town election:--

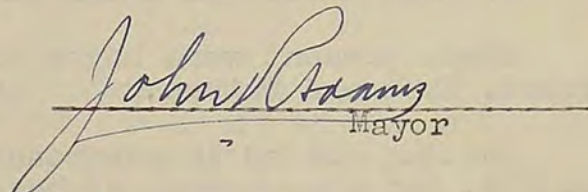
Mr. Jno. W. Coffman, Jr., Clerk, Mrs. Rose Rutledge, Miss Dorothea Adams, Mrs. Eugenie Thomas, Judges, and Mr. David Haas Assistant, with another assistant to be appointed at a later date.

On motion of Mr. Conger, seconded by Mr. Taft, the appointment of the above Registration and Election Officials were approved.

Mr. Orcutt called attention of the Council to the fact that he understood the property at 220 Poplar Avenue, a portion of which was recently burned, was in a dangerous condition, and moved that the Building Inspector be requested and directed to investigate that building, and take whatever legal steps he may see fit to require that the building either be put in a safe condition or demolished. Motion seconded by Mr. Waters and approved.

On motion, properly seconded, the Council adjourned at 12:05 A.M.

*in donee*  
  
 Clerk

  
 Mayor



SPECIAL MEETING  
MAYOR AND COUNCIL  
APRIL 28th, 1938.

Meeting called to order at eight o'clock P. M.

Those present were Councilmen Duehring, Conger, Orcutt, Taft and Waters.

In the absence of Mayor Adams, Mr. Taft was appointed Mayor pro tem.

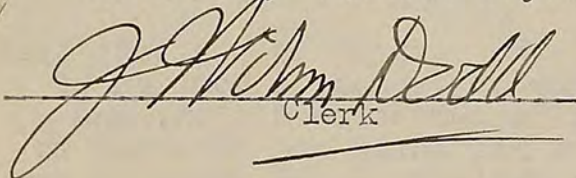
This meeting called in accordance with the provisions of Section 957, sub-paragraph (a), to hear original challenges before the Council, in connection with registration of voters. There being no challenges, Council proceeded to dispose of other business.

The Clerk advised Council that Mr. David Haas, who had been appointed to serve as a Registration and Election Official, was unable to serve, and that Mayor Adams had appointed Mr. Chas. Mann to serve in the place of Mr. Haas as a Registration official.

On motion, properly seconded, Miss Edith Hazard, and Mr. Henry Scherger were appointed to serve as election officials at the Town election to be held on May 2nd, 1938.

Mr. Orcutt read to Council a proposed "Order" concerning the removal of street railway tracks on Laurel Avenue, and on motion of Mr. Conger, seconded by Mr. Waters, this "Order" was referred to the Street Committee for recommendation.

On motion, Council adjourned at 8:40 P. M.

*Indeved*  
  
Clerk

\_\_\_\_\_  
Mayor pro tem

SPECIAL MEETING  
MAYOR AND COUNCIL  
APRIL 30th, 1938.

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

Those present were Mayor Adams, Councilmen Axtell, Duehring, Orcutt, Taft and Waters.

Meeting called in accordance with Section 19 of Ordinance No. 647, for the purpose of hearing appeals from the action of the Board of Registration. Mr. Jno. W. Coffman, Jr., Chairman of the Board of Registration, advised the Council that there were no appeals to be made to Council, after which the Council proceeded with other business.

Communication was read from Mr. C. L. Stone regarding the dedication of portions of Jackson and Boyd Avenues. This communication was accompanied by a petition from property owners bordering these two streets, requesting that some action be taken immediately for the proper dedication of same.

After discussion of this matter, Mr. Orcutt moved, that Mr. James M. Seybold, Engineer, be employed to prepare, independent of all prior surveys, a plat of the proposed laying out of Boyd Avenue from the end of the present Town's way known as Boyd Ave. to Jackson Ave., and of Jackson Avenue from Ethan Allen Avenue to Lincoln Avenue, said plat to show the proper route, grade and location of said streets for the purpose of proposed laying out of same as Town ways. Said locations, grades and extent of streets to be in accordance with the plan adopted by the Maryland--National Capital Park and Planning Commission. Motion was seconded by Mr. Axtell and approved.

Mr. Waters of the Finance Committee, in the absence of Chairman Conger, stated that his Committee had given consideration to the letter of Mrs. Mildred Himebaugh, Cor. Secretary, Parent Teachers Assn. of the Philadelphia Avenue Elementary School, regarding donation by the Town to help defray expenses in connection with the purchase of uniforms for the Childrens Community Band, and Committee recommended that \$75.00 be appropriated for this purpose. After a lengthy discussion of the matter, Mr. Waters moved the appropriation of \$75.00 to the Band, and upon being seconded by Mr. Duehring, same was approved. Mr. Orcutt voting "no".

Upon advice from Mr. Henry Scherger that he was unable to serve as an election official, Mr. Chas. Mann was appointed to fill this vacancy.

Mr. Axtell, Chairman of the Municipal Works Committee, stated that his Committee had gone into the matter of "Order" proposed by Mr. Orcutt for the removal of the tracks on Laurel Avenue, and after discussion of the matter, upon motion by Mr. Orcutt, seconded by Mr. Taft, the following "Order" was approved:--

#### ORDER

WHEREAS, there was heretofore granted by the Town of Takoma Park, Maryland, to the Capital Transit Company and to its predecessors in title, a public franchise to lay, construct, operate and maintain the street railway tracks and appurtenances of the said Company and its predecessors in title, in Laurel Avenue, a public way in the said Town, from Eastern Avenue to Carroll Avenue: and

WHEREAS, the said Capital Transit Company has recently wholly abandoned the said public franchise and the right of way granted thereby, and has wholly abandoned and discontinued the use of said street railway tracks, and the same are no longer needed for the purposes, for which said public franchise was so granted: and

WHEREAS, the continued existence of said street railway tracks, in the said Laurel Avenue constitutes an impediment to public travel,

*Mr. 65/A*

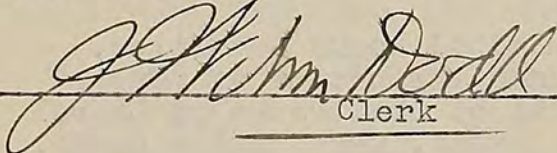
and the said right of way, granted by said former public franchise, in said Laurel Avenue, is in bad repair due to existence of said tracks thereon;

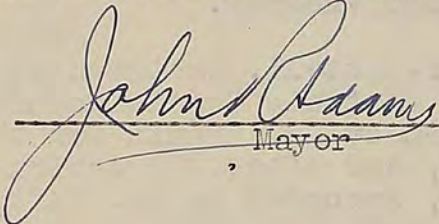
NOW, THEREFORE, it is hereby ordered by the Mayor and Council of the Town of Takoma Park, Maryland, that the said Capital Transit Company be and it is hereby ordered and directed to forthwith cause the said street railway tracks and all appurtenances thereof, so abandoned, to be wholly removed from said Laurel Avenue, and to cause the said location of said former right of way, heretofore granted for the location of said tracks, together with the space on each side of said tracks within the said right of way, to be put in a safe and reasonable condition for the public travel, by causing the location of the said former right of way to be graded, reconstructed and paved with cement, in a manner and form satisfactory to the Superintendent of Public Works of the Town of Takoma Park, Maryland.

And it is hereby further Ordered that the Town Clerk cause to be served upon the said Capital Transit Company a true and attested copy of this Order, together with a request that the terms of this Order be fully complied with within a reasonable time after serving of this Order upon the said Capital Transit Company.

Letter was read from Dr. Llewellyn Jordan requesting the Council to designate a member of the Town Council to serve as a member of a General Committee in connection with the dedication exercises of New Hampshire Avenue extended. After discussion of this request, Mr. Orcutt was designated as the member of the Council to serve with this General Committee.

On motion, properly seconded, Council adjourned at 10:00 o'clock P. M.

*1/2 done*  
  
 Clerk

  
 Mayor

SPECIAL MEETING  
 MAYOR AND COUNCIL  
 MAY 2nd, 1938.

Meeting called to order at 8:50 P. M.  
 Those present were Councilmen Conger, Duehring, Orcutt, Taft and Waters.

In the absence of Mayor Adams, Mr. Conger was chosen as Mayor pro tem.

Council met for the purpose of receiving report of the Election Judges in connection with the Annual Town Election held this date, and the following report was presented:--