

SPECIAL MEETING
MAYOR AND COUNCIL
FEB. 1st, 1939.

Meeting called to order at 8:15 o'clock P. M. Those present were Mayor Adams, Councilmen Axtell, Conger, Duehring, Orcutt, Taft and Waters.

Council met with Mrs. G. A. Robertson, Mrs. Dean Shure, Mrs. Ralph Gould and Mrs. Marjorie Waters of the Takoma Park Welfare Center and with the Trustees of the Takoma Park Volunteer Fire Department to discuss the matter of more adequate quarters for the Welfare Center. After a lengthy discussion of this matter, in which all present participated, Mr. Conger moved that a Committee from the Welfare Association and a Committee from the Council be authorized to make a study of suitable facilities for the Welfare Association, and report back to the Mayor and Council. Motion seconded by Mr. Orcutt and approved.

Mayor Adams stated that he knew of no more capable Committee to serve from the Council than the present Welfare and Health Committee of the Council composed of Mr. Waters, Chairman, Mr. Conger and Mr. Duehring, and stated that he would appoint this Committee to serve with the Committee from the Welfare Association.

Mr. Taft, Chairman of the Law and Ordinance Committee, stated that his Committee met in connection with the drafting an Ordinance regarding Parking restrictions, and presented, for the Committee, the following Ordinance:--

ORDINANCE NO. 678

Be it Ordained by the Council of the Town of Takoma Park, Maryland, that Section 3 of Article 5 of the Ordinance No. 532 of the Town of Takoma Park, Maryland, be and the same is hereby amended and extended by adding thereto the following five new subsections, to be known as subsections (1a), (2a), (2b), (2c) and (10) of said section 3, which five said new subsections are hereby prescribed, enacted and adopted.

"Section 3, Subsection (1a). At any time, in, at or upon any of the following streets or portions, thereof, in addition to those streets or places, where 'no parking' signs have been heretofore erected, prohibiting the standing or parking at any time of any vehicle, namely: on the southerly side of Ash Avenue between Eastern Avenue and Elm Avenue; or on the southerly side of Second Street between Westmorland Avenue and Cockerille Avenue; or on the southerly side of Spring Street between Cockerill Avenue and Poplar Avenue; or on the easterly side of Lincoln Avenue between Carroll Avenue and Jackson Avenue; or on the westerly side of Lincoln Avenue between Carroll Avenue and Jefferson Avenue."

"Section 3, Subsection (2a). For more than one hour, during the hours of 8:00 A.M. to 6:00 P.M., on any week day, in, at or upon any of the following streets or portions thereof, in addition to those streets or places where parking for more than one hour has been heretofore prohibited, namely: on the easterly side of Laurel Avenue between the District of Columbia line and Carroll Avenue; or on the westerly side of Laurel Avenue between Carroll Avenue and the taxicab stand on said Laurel Avenue at the District of Columbia line; or on the easterly side of Carroll Avenue between Laurel Avenue and Elm Avenue; or on either the westerly or northerly sides of Carroll Avenue between 'Shadle's Alley', so called, and the District of Columbia line; Provided, however, that the foregoing parking restrictions, as contained in said subsection (2a), shall not apply to, nor be operative with respect to, that portion of said Carroll Avenue abutting upon the premises of the Seventh Day Adventist Church between the hours of 8:00 A.M. and 12:00 noon on any Saturday."

"Section 3, Subsection (2b). For more than two hours, during the hours of 8:00 A.M. to 6:00 P.M. on any week day except Saturdays, and during the hours of 12:00 o'clock noon to 6:00 P.M. on Saturdays, in, at and upon that portion of the easterly side of Willow Avenue between Carroll Avenue and the Northerly line of the Seventh-Day Adventist Church premises extended."

"Section 3, Subsection (2c). For more than three hours, during the hours of 8:00 A.M. to 6:00 P.M., on any week day, in at or upon that portion of the southerly side of Carroll Avenue between the District of Columbia line and Laurel Avenue."

"Section 3, Subsection (10). At any time, within the marked lines of any space reserved upon any street for a public bus, police cars, or taxicabs, respectively."

Be it further Ordained and Enacted that appropriate traffic signs indicating the foregoing traffic regulations, respectively, are hereby directed to be erected, installed and maintained at the said several locations, respectively, in accordance with the provisions of said Ordinance No. 532.

Be it further Ordained and Enacted that the penalties prescribed in and by Article 8 of said Ordinance No. 532 shall apply to all violations of said Section 3 of Article 5, as hereby amended and extended, equally as though the same were expressly herein incorporated, and that any person violating any provision of this ordinance, as hereby amended, shall be punished in the manner provided in and by the provisions of said Article 8, of said Ordinance No. 532.

Be it further Ordained and Enacted that this Ordinance shall take effect on February 15, 1939; and that all ordinances or parts thereof, which are inconsistent herewith, be and the same are hereby repealed to the extent of such inconsistency.

Passed, enacted and adopted the 1st day of February, A.D. 1939.

The adoption of this ordinance was moved by Mr. Duehring, and upon being seconded by Mr. Axtell, 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. Orcutt moved that the Clerk be authorized to cause this Ordinance to be printed and published in the next two issues of the local paper, and that fifty copies of same be printed for insertion in the book of traffic regulations of the Town. Motion seconded by Mr. Waters and approved.

Mr. Duehring stated that he had been notified by Mr. A. C. Wolfe that Mr. Chas. L. Fowler was not in his employ any longer as a taxicab driver, and Mr. Duehring moved that Mr. Fowler be notified that his drivers permit would be revoked by the Council in accordance with the taxicab regulations, for the reason that his employer, Mr. Wolfe, had notified Council that he is no longer in his employ. Motion seconded by Mr. Taft and approved.

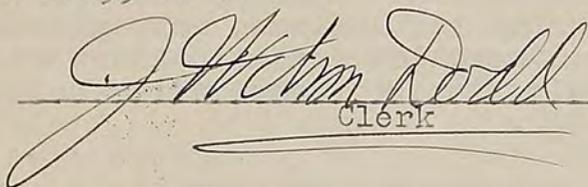
Upon motion of Mr. Duehring, seconded by Mr. Orcutt, the application of Gregory Pigg to drive a taxicab for Mr. Wolfe was ordered granted at such time as application is properly executed.

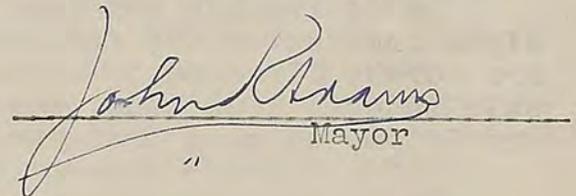
Upon motion of Mr. Duehring, seconded by Mr. Orcutt, the application of Lee McCary to drive a taxicab for Mr. Wolfe was ordered granted upon proper execution of application.

Mr. Orcutt presented to Council a Resolution to be studied with regard to appropriation of Town funds by the Council for nongovernmental purposes, and same was referred to the Law and Ordinance Committee for study and report back to Council.

Upon motion properly made and seconded Council adjourned at 10:55 P. M.

Indevv


Clerk


Mayor

REGULAR MEETING
MAYOR AND COUNCIL
FEB. 20-1939

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

Reading of minutes of the Regular Meeting of January 16, 1939, were dispensed with and minutes of Special Meetings of January 21st, January 28th and February 1st, 1939, were read and approved.

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

RECEIPTS:--

General Taxes-----	\$ 1,741.64
Interest and Penalties-----	230.81
Charges-----	27.00
Special Assessments-----	1,055.19
Building Permits-----	10.00
Electrical Permits-----	9.00
Dog Tax-----	92.00
Dog Impounding Fee-----	2.00
Taxes Overpaid-----	4.13
Fines-----	43.80
Comm. Tel. Police Station-----	.62
State Franchise Tax-----	10.75
Taxicab Badge Deposit-----	1.00
	\$ 3,227.94
<u>Total</u>	

BANK STATEMENT:

GENERAL ACCOUNT

Dec. 31st - On hand Citizens Bank	3,689.02	
Deposits in January	3,106.08	
	6,795.10	
Withdrawn in January	2,574.28	
Jan. 31st - On hand		\$ 4,220.82
Dec. 31st - On hand Takoma Park Bank	4,879.59	
Deposits in January	121.86	
	5,001.45	
Withdrawn in January	1,597.50	
Jan. 31st On hand		3,403.95

<u>Bank Statement (Cont'd):</u>	<u>General Account</u>	
Dec. 31st - On hand Silver Springs Bank No deposits or withdrawals in January	785.96	
Jan. 31st - On hand	-----	785.96
Dec. 31st - On hand Bank of Bethesda No deposits or withdrawals in January	4,997.74	
Jan. 31st - On hand	-----	4,997.74
Dec. 31st - On hand Pr. Geo. Trust Co. No deposits or withdrawals in January	5,024.88	
Jan. 31st - On hand	-----	5,024.88
Dec. 31st - On hand Farmers Bank & Tr. Co. Rockville, Md. No deposits or with- drawals in January	5,000.00	
Jan. 31st - On hand	-----	5,000.00
Jan. 31st - On hand in all Banks		<u>\$23,433.35</u>

REVOLVING FUND

Dec. 31st - On hand Citizens Bank No deposits in January	5,821.02	
Jan. 31st - On hand	-----	5,821.02
Dec. 31st - On hand Takoma Park Bank No deposits in January	320.52	
Jan. 31st - On hand	-----	320.52
Dec. 31st - On hand Silver Spring Bank No deposits in January	4,000.00	
Jan. 31st - On hand in all Banks	-----	<u>\$10,141.54</u>

DISBURSEMENTS:-

STREETS:-		
Labor	307.00	
Material	76.10	
Gas-Oil-Auto Upkeep-Supplies	<u>57.90</u>	441.00

Disbursements (Cont'd)

SERVICE:-

Trash-Labor	101.40	
Ash-Labor	116.20	
" -Gas-Oil-Auto Upkeep	56.93	
Garbage-Labor	259.65	
" -Gas-Oil-Auto Upkeep	34.62	
Street Lights	<u>175.88</u>	1,044.68

POLICE:-

Salary	365.00	
Clothing Allowance	30.00	
Gas-Oil-Auto Upkeep	44.14	
Tels.-Coal-lights	43.05	
Meals for prisoners	6.50	
Radio Repairs	10.90	
Misc. Supplies	<u>2.98</u>	502.57

OFFICE:-

Salaries	541.75	
Tels. & Supplies	18.30	
Printing	16.00	
Postage(delinquent tax bills)	<u>14.00</u>	590.05

FIRE DEPARTMENT-On agreement 1,000.00 1,000.00

MISCELLANEOUS:-

Library Assn.	150.00	
Recording Fees	3.75	
Welfare Center rent(Fire Dept.)	150.00	
Refund Sidewalk Deposits	20.00	
Dog Expense	20.75	
Refund taxes	9.53	
Justice of Peace Salaries & Exp.	77.00	
Welfare Center Tel.	4.45	
Mont. County Police Tel.	12.00	
Office Rent	55.00	
Building Inspector Expense	15.00	
E. E. Blodgett-retirement	25.00	
Refund Taxicab Badge Deposit	1.00	
Corp. Counsel Compensation	<u>50.00</u>	593.48

Total \$4,171.78

COMMUNICATIONS:-

From Mrs. M. D. Murphy, Corresponding Secretary of the Philadelphia Avenue Elementary School parent Teachers Assn. regarding repairs to playground equipment. Referred to Civic Improvement Committee.

From Mr. J. Bond Smith, Chairman Legislation and Legal Action Committee of the Young Mens Democratic Club of Takoma Park, Md., regarding amendments to the Town Charter, Referred to Law and Ordinance Committee.

From Mr. Walter Trey, Secretary of Takoma Park, D.C. - Md. Citizens Assn., along with resolution, regarding amendments to the Town Charter. Referred to Law and Ordinance Committee.

Mr. Taft, Chairman of the Law and Ordinance Committee, at this time, stated that his Committee had already, to some extent, considered the communication from Mr. J. Bond Smith, Chairman of the Legislation and Legal action Committee of the Young Mens Democratic Club of Takoma Park, and advised that Committee would report at this time with recommendation that the Mayor and Council meet with this Committee to consider proposed changes in the Town Charter, and ~~move~~ that the Mayor and Council meet with this Committee of the Young Mens Democratic Club of Takoma Park, Md., to discuss this matter, at some time that we may later agree upon that will be convenient to both parties.

Mr. Conger moved the adoption of this report, and upon being seconded by Mr. Waters, same was adopted.

Mr. Orcutt moved that the Mayor be requested to advise the author of this Communication of the action of the Mayor and Council, and invite his Committee to meet with the Mayor and Council at a time to be fixed by the Mayor. Motion seconded by Mr. Taft and approved.

Letter was read from Mr. Geo. P. Sacks regarding the reassessment of property in Montgomery County, and recommending that resident assessors be appointed instead of the appointment of outside parties to do this work. Referred to Law and Ordinance Committee.

Mr. A. C. Wolfe appeared before Council regarding the licensing of another taxicab in his name, and was advised by the Mayor that when proper application was made, it would be given every consideration.

FINANCE COMMITTEE:--

Bills in amount of \$1472.02, were presented by the Finance Committee for payment, and payment was approved.

Mr. Conger, moved the appointment of Mr. R. L. Houston Jones, Mr. Wm. McAinsh and Mr. John Miller as assessors for the assessment of newly constructed property during the past year, and for adjustment of complaints received in connection with assessments, and also moved that Mr. Milton Bollman be appointed as an alternate assessors in case any of the above named could not serve. Motion

seconded by Mr. Waters and approved.

CIVIC IMPROVEMENT AND EDUCATION COMMITTEE:-- Regarding the letter from the Secretary of the Parent Teachers Assn. of the Philadelphia Avenue Grade School, requesting repairs to playground equipment, Mr. Orcutt moved that the Committee be authorized to make such repairs as are needed to so much of the apparatus as belong to the Town. Motion seconded by Mr. Taft and approved.

Regarding the appropriation of Town funds for non-governmental purposes, which matter was referred to the Committee on Civic Improvement and Education, Mr. Orcutt stated that his Committee had carefully considered the matter, and recommended the adoption of the following Resolution:--

RESOLUTION

WHEREAS, various non-governmental, civic and semi-civic organizations in the Town, actuated by the most worthy motives and purposes, are, with increasing frequency, from time to time, filing with the Council requests for appropriation and donation of public funds to assist in carrying out of the several civic activities of such organizations; and

WHEREAS, it is self evident that the granting of such requests, however, meritorious the same may be, will tend to open the door to an increase of similar requests and to set a dangerous precedent in the expenditure of public funds, and, unless such matters are circumscribed within the bounds of strict municipal purposes, the granting of such requests will inevitably result in an increased tax rate for the Town; and

WHEREAS, the Council is by law clothed with powers to expend public funds only for public or governmental purposes, as distinguished from private purposes, and possesses only such powers in the expenditure of public funds as are expressly granted to it by law, or as may be properly implied because essential to effectuate some power which has been so expressly granted.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Town of Takoma Park, Maryland, hereby declares that it is and will be the uniform and settled policy of the said Mayor and Council to reject any and all such requests that the expenditure of public funds for the use of such non-governmental civic organizations, unless, in any given case, the same shall be, in the opinion of the said Mayor and Council, for a strictly municipal or public purpose, and shall have for its purpose the administration of the local governmental affairs of the Town and the maintenance of good order, the public health, the public safety, or the public welfare of the whole community.

Mr. Taft moved the adoption of this Resolution, and upon being seconded by Mr. Orcutt, same was adopted.

Mr. Orcutt stated that a Committee from the Takoma Junior Firemans Club had called upon him, and asked that he present to the Council request for an appropriation of \$110.00 to \$150.00 to buy some play equipment to be placed in the basement of the Fire Department Building. Mr. Orcutt stated that he told the Committee that, personally, he was in favor of the aims and purposes of the Club, but that he did not believe the Council had legal authority to appropriate money for that purpose.

After discussion of this matter, Mr. Taft moved that the Clerk be authorized to write the Secretary of the Takoma Junior Firemans Club and advise that while the Mayor and Council were heartily in accord with the aims of the Club, they could not see their way clear to appropriate Town funds for use of the Club. Motion seconded by Mr. Orcutt and approved.

Upon motion of Mr. Waters, seconded by Mr. Conger, the Resolution adopted regarding the appropriation of Town funds for non-governmental purposes, was ordered published in the local newspaper.

WELFARE AND HEALTH COMMITTEE:- Mr. Waters Chairman, read a letter from Mrs. Marjorie S. Waters, Cor. Secretary of the Welfare Center, inviting the Mayor and Council to attend a meeting of the Association to be held in the Fire Department Hall on Tuesday evening, Feb. 21st, 1939.

In reference to the matter of more adequate quarters for the Welfare Center, which was referred to the Welfare and Health Committee at ~~the last regular~~ meeting of the Mayor and Council held on Feb. 1st, 1939, Committee made the following report:--

As requested by the Mayor at a conference held at the invitation of the trustees of the Fire Department and attended by the directors of the Health and Welfare Association, and members of the Council, the Committee on Social Welfare and Public Health has given careful consideration to the problem of furnishing the Health and Welfare Center with more adequate space.

The space described below is available.

1. An additional room can be partitioned off in the Fire Department Building and running water and toilet facilities provided for approximately \$500.00. This arrangement would eliminate some of the trustees' objections to the use of their building as a Health and Welfare Center.
2. Of the stores for rent there is one that can be obtained for \$45.00 a month plus heat.
3. The basement of the Library on Sherman Avenue could be adapted as a temporary expedient for the use of the Health and Welfare Center. If this were done, the Town would probably be called upon to pay approximately \$25.00 a month for rent plus the cost of alterations.

4. The building at 10 Columbia Avenue used by the Seventh-day Adventists as a school until their new school on Elm Avenue was completed can be purchased for approximately \$4,000.00.

At the Health and Welfare Center, nurses and welfare workers consult with applicants for medical advice, old age pensions, WPA work, indigent blind assistance, CCC work, and other private and public charities. One of its most valuable activities is directed toward furnishing expectant mothers and preschool children with opportunity for a periodic check-up and advice on health matters. There is always a possibility that a number of clients will come at the same hour for consultation and will require a generous anteroom while awaiting their turn. Then, too, space should be provided so that two or more interviews can be carried on at the same time.

The Health and Welfare Council has already accomplished a splendid work in coordinating the various agencies of the Town and of the two counties. It is well and favorably known throughout the state, if the proposed federal appropriation for health work should be made, there is no question but that the Takoma Health Center can expect to receive additional equipment and services from the state and county agencies.

In view of the above, this committee is of the opinion that the Health and Welfare Center should be provided with an opportunity to grow. The school on Columbia Avenue is the only place available offering such an opportunity.

The land occupied by the school comprises an area of approximately 17,000 square feet. It is immediately adjacent to property zoned as Residential "c" and is conveniently located, approximately equidistant from the two shopping centers of the Town. If the Town should, at some future time decide to construct a municipal office building, it would be difficult to find a more desirable site.

The Town Building Inspector has assured Your Committee that the present building needs no extensive repairs. The outside should be painted, most of the plumbing fixtures should be replaced with more modern equipment, and the grounds should be graded and planted. It is estimated that all necessary changes can be made for less than \$500.00.

It is accordingly recommended that the Town of Takoma Park offer to purchase the property on Columbia Avenue formerly occupied by the school for municipal purposes for \$4,000.00. In view of the fact that no demand has appeared for extensive street improvements, it appears that it will be possible to spare this sum from this year's revenue.

It is further recommended that in connection with this offer, the Town undertake to remove the high fence around the property and the playground apparatus and deliver them to the new school on Elm Avenue. The Superintendent of Public Works has advised your committee that this can be done at very little expense.

Should the Council approve these recommendations, it is suggested that the Mayor and Corporation Council be authorized to proceed with negotiations for this purchase and to receive title to the property if the offer of \$4,000.00 is accepted.

If the purchase is consummated, it is desirable to proceed expeditiously with the painting and repairs and the improvement of the grounds and it is suggested that the Superintendent of Public Works be authorized at this time to spend not more than \$400.00 for painting the outside of the building, rearranging the toilets, planting grass and shrubbery and making such other minor repairs and alterations as he may consider advisable.

In view of the fact that this committee has given some study to this situation, it is suggested that the Superintendent of Public Works be directed to consult with this committee and to proceed with the work as soon as the Corporation Counsel may advise that there are no obstacles to the taking possession of the property by the town.

Mr. Orcutt moved that the report be received and upon being seconded by Mr. Conger, motion was approved.

After a lengthy discussion of this matter Mr. Orcutt presented the following Ordinance and moved its adoption;

ORDINANCE NO. 679

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

Section 1. That the premises consisting of Lot numbered 1, Block numbered 19, B. F. Gilbert's recorded subdivision to the Town of Takoma Park, Maryland, located on Columbia Avenue, containing about 15000 square feet of land, together with the buildings and improvements thereon, be purchased by the Town for a consideration of not to exceed the sum of Four Thousand (\$4,000.00) Dollars, for the purpose of housing and a place of meeting of the officers and agencies of the Town of Takoma Park as hereinafter described.

Section 2. That the Mayor and Corporation Counsel be authorized to negotiate with the owners of this property for its purchase in accordance with the terms of this Ordinance in the name and in behalf of the Town of Takoma Park.

Section 3. That upon certification by the Corporation Counsel that a good and valid title to said premises, in fee simple, free from all encumbrances, is vested in the Town in the Town of Takoma Park, the Town Treasurer be and is hereby authorized to pay out of any available funds the consideration aforesaid, and the incidental expenses in connection with the vesting of the title in the Town of Takoma Park.

Section 4. That upon such certification by the Corporation Counsel that the title is so vested in the Town, the said premises be designated and established as a site for the several offices and place of meetings of such of the officers and agencies of the Town as the Mayor and Council may from time to time designate.

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

Upon motion of Mr. Duehring, seconded by Mr. Waters, Mr. Ralph G. Shure was recommended to the Governor of the State of Maryland for appointment as Justice of Peace for the Montgomery section of the Town of Takoma Park, and Mr. Paul R. Carter was recommended for appointment as Justice of Peace in the Prince George's section of the Town.

Upon motion properly made and seconded Council adjourned at 10:55 P. M.

INDEXED

J. Henry Dodd
Clerk.

John Adams
Mayor.