

REGULAR MEETING
MAYOR AND COUNCIL
JANUARY 13, 1941.

Meeting called to order at eight o'clock P. M. Those present were Mayor Youngblood, Councilmen Conger, Harrigan, Heffner, Martin and Taft.

The minutes of the regular meeting of December 9th, 1940 and special meeting of December 28th, 1940 were read and approved.

Financial Statement for the month of December, 1940, was presented by the Clerk and Treasurer and approved as follows:

RECEIPTS

General Taxes-----	\$2,521.50
Interest-Penalties-----	67.14
Charges-----	13.50
Special Assessments-----	274.19
Building Permits-----	127.00
Electrical Permits-----	39.00
Dog Tags-----	4.50
Vendor Permits-----	1.00
Commission-Pay Telephone Police Station-----	.72
Montgomery County Police Telephone-----	12.00
Franchise Tax-----	12.25
Bank Share Tax-----	323.28
Prince Georges County Fines-----	22.00
" " " Income Tax-----	29.48
Montgomery County Income Tax-----	<u>354.56</u>
	<u>\$3,802.12</u>

DISBURSEMENTS

STREETS

Labor	421.60	
Gas, Oil, Auto Upkeep, Grading	215.89	
Material \times	788.86	
Resurfacing	<u>558.80</u>	1,985.15

SERVICE

Garbage, Labor	270.00	
" Gas, Oil, Auto Upkeep	26.12	
Trash, Labor	288.00	
" Gas, Oil, Auto Upkeep	13.61	
Disposal (Trash)	60.55	
Ash, Labor	97.35	
" Gas, Oil, Auto Upkeep $\frac{1}{2}$	54.49	
Lights: Street	490.29	
Traffic	<u>3.41</u>	<u>493.70</u>
		1,303.82

POLICE

POLICE

Salary	553.00	
Clothing Allowance	40.00	
Coal-Light-Telephone	54.96	
Gas-Oil-Auto Upkeep	30.39	
Printing	15.19	
Supplies-Miscellaneous	<u>4.65</u>	698.19

OFFICE

Salary	590.00	
Telephones and Supplies	23.90	
Postage	7.00	
Printing	<u>5.39</u>	626.29

SPECIAL ASSESSMENTS

	<u>290.07</u>	290.07
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MISCELLANEOUS

Library Association	210.00	
Recording Fees	9.50	
Municipal Bldg. Expense	25.02	
" " Equipment	176.50	
Montgomery County Police Telephone	12.00	
Welfare Center Telephone	11.85	
Tax Sale Expense	35.90	
Dues-Municipal League Montg,Co.	15.00	
Prince George's County Atlas	125.00	
Refund Taxes	47.48	
Takoma Park Voluntary Fire Dept. On Agreement	1,500.00	
Dog Expense	6.00	
Office Rent	55.00	
Compensation-Corporation Counsel	50.00	
Henry Fields-Retirement	25.00	
E.E.Blodgett- Retirement	50.00	
Sidewalk Deposit Refund	10.00	
Building Inspector Expense	<u>15.00</u>	<u>2,379.25</u>
		<u>\$7,282.77</u>

BANK STATEMENTGENERAL ACCOUNT

Nov. 30th - On Hand Citizens Bank	9,534.00	
Deposits in December	<u>3,347.93</u>	
	12,881.93	
Withdrawn in December	<u>7,282.77</u>	
Dec. 31st - On hand		5,599.16
Nov. 30th - On hand Sub.Nat'l Bk.T.P	11,780.05	
Deposits in December	<u>454.19</u>	
	12,234.24	
No withdrawals in Dec.		
Dec. 31st - On hand		12,234.24
Nov. 30th - On hand Pr.Geo.Tr.Co.	5,000.00	
No deposits or withdraw.		
Dec. 31st - On hand		5,000.00

Nov. 30th - On hand Bank of Bethesda	5,000.00	
No deposits or withdraw.		
Dec. 31st - On hand		<u>5,000.00</u>
Dec. 31st - On hand all banks		<u>\$27,833.40</u>

REVOLVING FUND

Nov. 30th - On hand Sub.Nat'l T.P.	323.72	
No deposits or withdrawals		
Dec. 31st - On hand		<u>323.72</u>
Nov. 30th - On hand Citizens Bank	11,540.00	
No deposits or withdraw.		
Dec. 31st - On hand		<u>11,540.00</u>
Dec. 31st - On hand in all Banks		<u>\$11,863.72</u>

COMMUNICATIONS: From M. Stella Fleisher of 102 Park Avenue complaining regarding the riding of bicycles after dark without lights, and also suggesting that some changes be made in the Traffic Light at the corner of Laurel and Carroll Avenues, due to the fact that at the present time there is no warning sign between the "green" light and the "walk" light. This was referred to the Municipal Service Committee.

From G. I. Dewey, regarding inadequate bus service from Takoma Park into the District of Columbia. Referred to the Civic Improvement and Education Committee.

From the State Roads Commission regarding the placing of sidewalks on Piney Branch Road from Philadelphia Avenue to the Corporation Line of the Town, in which the State Roads Commission advised that they had requested the Maryland-National Capital Park and Planning Commission to go into this matter and procure, if necessary, additional right-of-way, in order that the embankment could be excavated and the sidewalk placed in its proper place. Mayor Youngblood requested the Clerk to follow this matter up in an effort to have this work done at the earliest possible moment.

From Charles M. Jones, regarding renaming of streets and re-numbering of houses in the Town of Takoma Park, Maryland. Referred to the Municipal Service Committee.

Letter from Thomas Hampton, Secretary-Treasurer of the Maryland-National Capital Park and Planning Commission, enclosing Petition for Zoning Amendment No. 326, J. E. Weaver, Agent, said Petition asking for the reclassification from Residential "A" to Residential "B" of lots on both sides of Greenwood Avenue from Carroll Avenue to Maple Avenue. This was referred to the Civic Improvement and Education Committee.

From Thomas Hampton, Secretary-Treasurer of the Maryland-National Capital Park and Planning Commission, enclosing Zoning Amendment Petition No. 330, by Colonel and Mrs. Harvey H. Holland, requesting the reclassification from Residential "A" to Residential "C" of lots 3 and 4 in Block 58, B. F. Gilbert's Subdivision of

Takoma Park, Maryland. Referred to the Civic Improvement and Education Committee.

Letter from the Takoma Park Volunteer Fire Department, regarding proposed Legislation establishing a fire-tax for the Volunteer Fire Department in the Town of Takoma Park. Referred to the Municipal Service Committee.

At this time Mayor Youngblood advised those present that the Council would hear those interested regarding the laying of sidewalks on Maple Avenue from Grant Avenue, as advertised. Mr. G. H. Smith addressed Council in regard to this matter, requesting information in connection with the laying of sidewalks, as to price, etc., but did not commit himself as to being in favor or not in favor of same.

A letter was read by the Clerk from Mrs. Margaret Ray, an abutting property owner, objecting to the laying of this sidewalk at this time.

No other property owner addressed the Council. Mayor Youngblood then stated that the hearing would be closed, and that anyone desiring to address the Mayor and Council regarding Town matters would be heard at this time.

Mr. Irving W. Johnson, newly elected Chief of the Takoma Park Volunteer Fire Department addressed the Council, and gave a brief summary of the activities of the Fire Department during the year of 1940, and also submitted a report covering the activities of the Fire Department for a period of from January 1st to January 11, 1941.

FINANCE COMMITTEE: Councilman Conger, Chairman, presented bills recommended by the Finance Committee for payment in the amount of \$1,642.63. Upon motion of Councilman Conger, seconded by Councilman Taft, payment of these bills was approved.

CIVIC IMPROVEMENT AND EDUCATION COMMITTEE: Councilman Martin, Chairman, presented the following Ordinance, and moved its adoption:

ORDINANCE NO. 750

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE TOWN OF TAKOMA PARK, MARYLAND.**

Section 1. That the Plat of Subdivision of a portion of land conveyed by the Home Construction Corporation to Philip Lustine into Lots 16 to 33 inclusive in Block 38-B; Lots 1 to 31 inclusive in Block 38-C; Lots 1 to 14 inclusive in Block 38-D; Lots 1 to 24 inclusive in Block 38-E, and Lots 1 to 14 inclusive in Block 38-F, to be known as Fletcher Subdivision, Prince George's County, Takoma Park, Maryland, as presented by Philip Lustine and Alma Lustine, be and the same is hereby approved.

Section 2. That all ungraded streets in said Subdivision dedicated for public use, when graded to proper grade, be graded according to approved profile, and under the supervision of Superintendent of Public Works of the Town of Takoma Park, Maryland,

the cost of said grading to be charged against the lots abutting same.

Section 3. That the cost of all future construction of paving, sidewalks and any necessary culverts or bridges be charged against the property as shown on said Plat as herein dedicated, and that the construction of this work be done under the supervision of Superintendent of Public Works of the Town of Takoma Park, Maryland.

The adoption of this Ordinance was seconded by Councilman Conger, and upon a Yea and Nay vote same was approved. Voting Yea, Mayor Youngblood, Councilmen Conger, Harrigan, Martin, Taft and Heffner. Voting Nay, none.

Regarding a letter from G. I. Dewey, complaining of the bus service from Takoma Park to the District of Columbia, Chairman Martin moved that a copy of Mr. Dewey's letter be sent to the Capital Transit Company, as well as to the Chamber of Commerce of Takoma Park, Maryland, with a request that this matter be looked into with the view of having this bus service improved.

Regarding the Street Zoning Petitions referred to his Committee, Chairman Martin stated that a hearing on both Petitions would be held at an early date, and a report of the findings of his Committee returned to the Council.

MUNICIPAL SERVICE COMMITTEE: Councilman Harrigan, Chairman, also acknowledged the report of the Fire Department made by Mr. Johnson, and stated that he thought the Fire Department was doing fine work, and was quite sure that the people of Takoma Park appreciated the service.

In regard to the letter from the Fire Department in connection with the proposed fire-tax, Councilman Harrigan stated that he could see no objection as to the establishing of a fire-tax, if the matter was handled in an efficient manner. Councilman Conger stated that he was opposed to same, due to the fact that in the past the Council had made every effort to meet the demands of the Fire Department in the way of appropriations, and reiterated very emphatically that he could see no reason for the establishment of a fire-tax.

After a lengthy discussion of this matter, Councilman Harrigan moved that the Town Council go on record as favoring the general idea as outlined in the letter of the Takoma Park Volunteer Fire Department of January 13th, 1941, and suggested that the Law and Ordinance Committee of the Town confer with the Fire Department Committee in formulating the bill to be placed before the Legislature, so that thereby the views of the Town regarding the paying of the taxes, and the mechanics of the bill, which might effect the Town in one way or another, might be ironed out. Councilman Heffner seconded this motion and same was approved with Councilman Conger voting "no".

Councilman Harrigan at this time stated that he would like to go into the matter of lack of Committing Magistrates for the Town of Takoma Park in Montgomery and Prince George's Counties. With regard to Prince George's County, Councilman Harrigan stated that

there was no Committing Magistrate in the Town of Takoma Park, and that the Officers were compelled to go to Hyattsville to obtain warrants, thereby necessitating the loss of time, and that in Montgomery County there were times when Police Judge Shure was not available, and the nearest Committing Magistrate was in Silver Spring, who would not issue warrants for Town Officers. After discussion of this matter, Councilman Harrigan moved that the Corporation Counsel and the Town Clerk be instructed to draw up a proper Resolution to be sent to the Governor of the State, and the Commissioners of both Prince George's and Montgomery Counties, in an effort to obtain for Takoma Park a Justice of the Peace, or Committing Magistrate. This motion was seconded by Councilman Conger and approved.

Parking on Manor Circle was brought up by Councilman Harrigan, and after discussion of same Councilman Harrigan moved to restrict parking on Manor Circle for a distance of 283 feet from Carroll Avenue on the north side of South Manor Circle, and on the south side of North Manor Circle a distance of 200 feet from Carroll Avenue, and also on the entire innercircle, parking be restricted all around the circle. Councilman Conger seconded this motion and same was approved.

Councilman Harrigan stated that since the passing of the new Taxicab Ordinance, he had drafted a new form of application, to be used by applicants applying for space on the taxi-stand, and also for drivers, and submitted the following proposed application:

Application for Permit

to

Park on or Operate from Taxicab Stand, Town of Takoma Park, Md.

To the Mayor and Council, Town of Takoma Park, Maryland.

I/We the undersigned, hereby make application to park on/operate from taxicab stand, the following described vehicle:

1. Make _____ 2. Year _____ 3. Type _____

4. Color _____ 5. Tag No. _____ 6. Title No. _____

7. Owner _____

This vehicle will be operated by the following described operator:

Name _____ Address _____

Chauffeur Permit No. _____

I/We agree to fully obey the following rules and regulations governing the taxicab stands of Takoma Park, Maryland:

1. Permit Police inspection at any time.

2. Keep taxicab clean and in a sanitary condition inside and outside.
3. Keep taxicab in good mechanical condition, including glass.
4. Permit no loitering, loud or obscene language in or around the taxicab.
5. Keep the operator clean and presentable to the public.
6. Be courteous.
7. Drive safely.

I/We agree that failure to abide by the foregoing regulations will operate as a forfeiture of the right to use the taxicab stand, and such right may be revoked within the discretion of the Mayor and Council of the Town of Takoma Park, Maryland, for such failure to comply with the foregoing regulations.

Owner

Operator

After discussion of this matter, Councilman Harrigan moved the approval of this form of application, and upon being seconded by Councilman Heffner, same was approved.

Councilman Harrigan presented to the Council an old form of application from Eugene Gordy, and reported to the Council that Mr. Gordy had been arrested on December 30th, 1940 for occupying the cab-stand without a permit, and that Mr. Gordy's general appearance was very untidy. After discussion of this matter, Councilman Harrigan moved that the application of Mr. Gordy be rejected. This motion was seconded by Councilman Conger and approved.

Councilman Harrigan also presented an application from Frank Winters Collins, Jr. to drive a taxicab for Frederick Mayer Lewis from the taxi-stand, and Councilman Harrigan advised that after investigation of Mr. Collins, Jr. he recommended that the application be approved, and upon motion of Councilman Harrigan, seconded by Councilman Conger, the application of Mr. Collins, Jr. was approved.

Councilman Harrigan stated that he had some other applications. one from Alvin Dreas, but that the application was not complete, and also had a request from Mr. Arnold C. Wolfe, asking for permit for space for three taxicabs on the Town-Stand. Councilman Harrigan stated that he had not had time to investigate this matter, and would make a definite report on same at a later date.

Councilman Harrigan stated that at the last Council meeting a letter had been referred to his Committee from Mr. Hill, who lives in the new Subdivision bordering New Hampshire Avenue, in which Mr. Hill requested a street light be placed at the bus stand on New Hampshire Avenue. Councilman Harrigan stated that he had taken this matter up with the Potomac Electric Power Co., and they advise him that it would be necessary, in providing this light, to install two additional poles, the cost of which would be \$3.10 each per year, and that the cost of a 100 c.p. street light at this point

would cost \$13.65 per year, and this plus the \$6.20 for the two poles would make a total cost of \$19.85 for the year. Councilman Harrigan stated that he did not feel that the Town should install this light at the present time, as the bus did not run at this point very late in the evening, and that it would still be light in a very short time when the buses would discontinue for the day. He also stated that due to the newly created subdivisions in the Town, and the large amount of new street lights that had been placed in same since July 1st, the street light budget was very much strained.

Councilman Harrigan moved that Mr. Hill be advised that this matter would be held in abeyance for the time being, and would be taken up at a later date. This motion was seconded by Councilman Conger and approved.

Regarding the matter of renewal of the present bus stop farther up New Hampshire Avenue, to the entrance of New Hampshire Avenue Highlands Subdivision, Councilman Harrigan stated that this matter had been taken up with the Capital Transit Co., and they had refused to make any change in the bus stop, stating that this bus service was operating at a loss at the present time.

Regarding the Resolution passed to his Committee at the last meeting from the General Municipal Building Committee, Councilman Harrigan stated that quite a bit of thought had been given to this matter, and that he for one was very much in favor of the project, and after discussion of this matter Councilman Harrigan moved that the Mayor and Council go on record as favoring the project, and that the Town Clerk be instructed to write all Civic Organizations of the Town that the Council looks with favor upon this project, and requests all Organizations to consider the matter fully, and advise the Mayor and Council their views in connection with same, and that these Organizations be advised that a representative from the General Committee will be sent to their meeting to explain all details in connection with the proposed building, and exhibit tentative plans. This motion was seconded by Councilman Taft and approved.

Regarding the request of Mr. and Mrs. J. E. Simcock for the installation of a street light on Roanoke Avenue, Councilman Harrigan stated that we had a street light on each corner of this block, and he did not feel that the Town budget at this time would warrant the installation of another light in this block, and moved that the Clerk be instructed to write Mr. Simcock that the Town cannot see its way clear to install an additional street light on Roanoke Avenue at the present time, but that the matter will be given attention at a later date. This motion was seconded by Councilman Conger and approved.

Councilman Harrigan called attention to the Council to the fact that the first fatality in the Town of Takoma Park had occurred that day, but that the beginning of the accident really had started in the Silver Spring area, but that when the car finally collided it was within the corporate limits of the Town of Takoma Park.

Regarding the letter from Mr. Charles M. Jones, in connection with the street renaming and house renumbering, this matter was discussed and Councilman Harrigan moved that the Clerk be instructed to write Mr. Jones that the Mayor and Council look with favor upon the renaming of streets in the Town of Takoma Park where necessary, and trust that when the survey has been made that the suggested changes in street names will be placed before the Mayor and Council for their approval, in order that they may eliminate as far as possible any complaints that may arise from such renaming. This motion was seconded by Councilman Martin and approved.

Regarding the chicken matter, which has been complained of to the Council for the past years, Councilman Harrigan expressed his belief that this matter should be taken to Court immediately, in order that the Town may definitely ascertain their jurisdiction in matters of this kind, and after discussion of the matter, on motion of Councilman Taft, seconded by Councilman Conger, Corporation Counsel Lamond was authorized to go ahead with this matter and proceed through the Court to clear same up.

On motion of Councilman Conger, seconded by Councilman Taft, the Council adjourned at eleven o'clock P. M.

INDEXED

J. Howard Todd
Clerk

O. H. Youngblood
Mayor