

REGULAR MEETING
MAYOR AND COUNCIL
DECEMBER 16, 1946

The meeting was called to order at eight o'clock P. M. Those present were Mayor Youngblood, Councilman Anderson, Heffner, Post, Nies, and Taft.

The minutes of the Regular Meeting of November 18th, 1946 were approved.

The Financial report for the month of November, 1946, was presented by the Clerk and Treasurer and ordered filed as follows:

RECEIPTS

General Taxes -----	\$3,772.72
Less Discounts-----	5.96
	<u>\$3,766.76</u>
Interest and Penalties-----	108.31
Special Assessments -----	626.04
Building Permits-----	74.00
Electrical Permits-----	31.00
Dog Tax-----	1.75
Vendor's Permits-----	1.00
Taxicab Stand Rental-----	5.00
Taxicab Badge Deposits-----	8.25
Montgomery County Police Telephone-----	12.00
Montgomery County Fines-----	20.00
Franchise Tax-----	3.75
Material sold-----	2.75
Excavation Permits-----	10.00
	<u>\$4,670.61</u>

DISBURSEMENTS

STREETS:

Labor	\$821.35	
Material	376.23	
Resurfacing	1,915.80	
Gas-Oil-Auto Upkeep-Supplies	278.05	\$3,391.43
	<u>278.05</u>	

Service:

Garbage: Labor	804.75	
Garbage Gas-Oil-Auto Upkeep	295.31	
Trash: Labor	933.80	
Gas-Oil-Auto Upkeep	258.99	
Disposal	127.22	
Street Lights	560.54	
Traffic Light	3.48	\$2,984.09
	<u>3.48</u>	

POLICE:	Salaries	696.17	
	Clothing Allowance	80.00	
	Gas-Oil-Auto Upkeep	108.21	
	Lights-Telephones-Fuel-Supplies	50.53	
	Moving stolen safe	4.00	
	Repairs (new roof)	66.00	
	New police car	<u>970.26</u>	1,975.17

OFFICE:	Salaries	899.98	
	Telephones	15.73	
	Postage and Printing	15.25	
	Supplies	<u>7.10</u>	938.06

MISCELLANEOUS:

Library Assn. Tax Revenue	341.59	
Property Damage	150.00	
Insurance premiums	217.88	
Building permit expense	21.00	
Municipal Bldg.	17.66	
Traffic light expense	7.50	
Montgomery county police tele.	12.00	
Office rent	55.00	
Taxicab Badge refunds	4.00	
Dog Expense	9.00	
Corporation Counsel compensation	50.00	
Montgomery County transfers	25.00	
Henry Fields retirement	25.00	
Justice of Peace salary	<u>25.00</u>	960.63
		<u>\$10,249.38</u>

BANK STATEMENT

GENERAL ACCOUNT:

10/31/46	- On hand Citizens Bank	\$46,901.66	
	Deposits November 1946	<u>4,436.22</u>	
		51,337.88	
	Withdrawals Nov. 1946	<u>10,249.38</u>	
11/30/46	- On hand		\$41,088.50
10/31/46	- On hand Suburban Nat'l Bank T. P.	18,183.52	
	Deposits in November 1946	<u>234.39</u>	
		18,417.91	
	No withdrawals Nov. 1946	<u>18,417.91</u>	
11/30/46	- On hand all banks		<u>\$59,506.41</u>

COMMUNICATIONS: From the Takoma Park Study Group regarding legislation in connection with retirement for town employees. Referred to the law and Ordinance Committee.

From Mrs. Estelle A. Main, 6606 Cockerille Avenue, requesting installation of street lights on Pole #7937, location at the corner of 2nd and Cockerille Aves. Referred to the Municipal Service Committee.

From Dr. Edwin W. Broome of the Montgomery County Board of Education, requesting an Ordinance prohibiting parking in front of the Junior High School on Piney Branch Road. Referred to the law and Ordinance Committee.

From Mr. Wm. B. Francis regarding Shrubbery Ordinance, and calling attention to trees and shrubbery on lot at the corner of Grant, Hancock and Lee Avenues. Referred to the Municipal Service Committee.

Petition from 26 residents of Holly Avenue, requesting a "STOP" sign on Holly Avenue for controlling traffic entering Holly Avenue from Eastern Avenue. Referred to the Municipal Service Committee.

Petition from 27 residents of Holly Avenue requesting the resurfacing of Holly Avenue from Eastern Avenue to the end of the old paving, in the 200 block. Referred to the Municipal Works Committee.

From State Roads Commission regarding resurfacing sections of East-West Highway and advising the Mayor and Council that the State Roads Commission would pay 50% of the cost of resurfacing these sections of East-West Highway. Referred to the Municipal Works Committee..

From Mr. Irving W. Palmer resigning his position as an employee of the Town Police Department, in order to take employment elsewhere. Ordered filed.

From the Glenside-Kentland Citizens Assn. regarding the condition of Hillwood Drive, accompanied by a petition signed by 68 residents, and requesting that the town do something to force the contractor building in the rear of Hillwood Manor Subdivision to clean up the dirt left by the trucks on this street. Referred to the Municipal Works Committee.

From Mr. H. L. Thornton regarding parking conditions in the business sections throughout the town. Referred to the Law and Ordinance Committee.

The Clerk read Ordinance No. 876, calling for hearing on the paving of Winchester Avenue and a portion of Manor Circle. Mayor Youngblood advised that if anyone present desired to speak on this matter that the council would hear them at this time.

Mr. E. R. Carpenter, Mr. Arlid Thomas, Mr. J. R. Heinz, Mr. M. H. Hoxie, Mr. L. H. Sheehy and Mrs. Wm. R. North, property owners abutting this improvement, addressed council and voiced their disapproval of same. Mrs. B. S. Chaney addressed council and while not voicing her disapproval, stated that she was of the opinion that the paving of Winchester Avenue to a width of eighteen feet was not sufficient, and if the council intended to go ahead with the improvement that this street should be made wider. Other owners of lots abutting this improvement did not appear before council to voice their approval or disapproval.

A number of citizens from Hillwood Drive appeared before council in connection with the petition concerning dirt distributed on the street by the developer of property in the rear of Hillwood Manor Subdivision, and the Mayor advised those present that the matter would be looked into and an effort to correct the condition complained of.

Mr. V. L. Gingerich appeared before council regarding the matter of parking in the town and advised council that the matter had been discussed by the Chamber of Commerce at their last meeting, and that the Chamber was of the opinion that if the present parking regulations in the town were enforced complaints regarding same could be materially reduced. Mr. Gingerich stated, of the merchants that were canvassed not one of them was in favor of parking meters. He advised that the Chamber of Commerce went on record as opposing the installation of parking meters in the town. It was requested of the newspaper men present that publication be given in their papers that the town police would be instructed to rigidly enforce parking regulations in the town in an effort to correct the many violations. X

The matter of rezoning in the town was discussed at length, especially that section of Carroll Avenue between Laurel and Lee Aves, on which a suggestion had been made that his section be rezoned to "commercial". Councilman Nies stated that he had written to the Park and Planning Commission concerning a plan for rezoning certain portions of the town but that he had been unable to get a reply to his letter.

Mr. F. S. LeGrow stated that he had a petition signed by forty-four property owners opposing the rezoning of Carroll Avenue from Tulip Ave. to Grant Avenue, which block at the present time is zoned for apartments. It was suggested that the council go on record as requesting the Park and Planning Commission to prepare a master zoning plan for the town. No definite action was taken in the matter until the council might have an opportunity to study the matter further.

Quite a discussion was held on the police situation in the Prince Georges section of the town, after the statement of Councilman Heffner that our police force had no jurisdiction over there. The residents of Prince George County who were present were advised that our police force did have jurisdiction within the corporate limits of the town in Prince Georges County, but that it was impossible at times to get warrents issued.

Mayor Youngblood advised those present that the town was in need of a police officer, two having left the force recently to take employment elsewhere, and advised that the council would be pleased to consider the application of any resident of that section for a position on the town police force. Mayor Youngblood also advised those present that the council would be glad to have the name of any resident property owner who would be willing to serve as a Justice of Peace for the Prince Georges County section of the town.

Councilman Post stated that he had an Ordinance concerning an amendment to the taxicab regulations, and the Clerk was requested to read same. After discussion of the matter, Councilman Post moved the adoption of the following Ordinance:

ORDINANCE NO. 877

BE IT ORDAINED, ORDERED AND ENACTED by the Council of Takoma Park, Maryland, that pursuant to and by virtue of the powers vested in it by the General Assembly of the State of Maryland, Section Nine (9) of Article Four (4) of the Police Regulations of the Town of Takoma Park, Maryland regularly passed, enacted and adopted the 20th day of September 1943 is hereby amended and re-enacted as follows:

"That the Mayor and Council may, at their discretion, grant a permit or permits to any person, company or corporation to carry on the business of soliciting and carrying of passengers for hire in a taxicab, taxi or automobile for hire, in the Town, upon any such application properly filled out and executed as herein prescribed, and upon the payment by the applicant to the Town of an annual license fee of \$25.00 for each vehicle so licensed, the said license fee to be prorated on a quarterly basis, and upon full compliance with the provisions of this Chapter, and not otherwise. The annual license year is to be considered from January 1st to December 31st of each year, and shall be good only to the licensee therein named, or to his agent or employee, as herein provided. Any section or part of a section of this Article, inconsistent with the provisions of this section, is hereby repealed to the extent of such inconsistency".

The adoption of this Ordinance was seconded by Councilman Anderson and upon a Yea and Nay vote same was adopted, voting Yea, Councilmen Anderson, Heffner, Nies, Post and Parkerson, voting Nay, none, Councilman Taft having left the meeting early due to

Amended by
76.1.02
(20.32)
16.111

another engagement was not present to vote.

There being no further business to come before the Council at this time, on motion properly seconded, council adjourned at 10:40 P. M.

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J. H. D. D.
Clerk

O. H. Youngblood
Mayor

W. H. D.
W. H. D.

SPECIAL MEETING
MAYOR AND COUNCIL
DEC. 23rd, 1946

Meeting called to order at 7:00 o'clock P. M.

Those present were Mayor Youngblood, Councilmen Heffner, Anderson, Nies, Parkerson, Post and Taft.

On Motion of Councilman Post, seconded by Councilman Heffner, Mr. Franklin Bell was appointed to the Town Police Force, subject to reappointment every thirty days.

Matter of improvement of Winchester Avenue and Manor Circle as advertised in Ordinance No. 876, covering a hearing on said improvements by the Council at their last meeting, was discussed at length, after which, Councilman Anderson moved that Engineer Thos. McNeil be employed to advise the Town Council as to the best method for paving these streets, to draw up plans for same, as well as specifications and also storm water drainage in the area covered by the said improvement. This motion was seconded by Councilman Neis and approved.

Councilman Anderson then offered the following Orinance and moved its adoption:

ORDINANCE NO. 878

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

Section 1. That under authority granted by Section 965 of the Town Charter, the Mayor and Council, after due advertising and hearing, as provided therein, are of the opinion that the public health, safety and comfort require the improvement of Winchester Avenue and Manor Circle, as advertised in Ordinance No. 876, adopted by the Mayor and Council November 18th, 1946, and the improvement of said streets is hereby authorized in such manner as the Mayor and Council may determine within the terms of said ordinance.

1.195
See 18:90

Section 2. Two-thirds of the total cost of the cost of the Street Paving work herein authorized shall be assessed against the property abutting thereon, and on third of the said total cost shall be assessed against the revenues of the town; said cost to include any and all street intersections and exemptions on corner lots, and otherwise. Cost of any necessary sidewalk construction to be assessed in the Regular Manner.

Section 3. Assessments for the special improvements herein authorized shall be payable within ninety days from the dat of the approval of the assessment thereof by the

Mayor and Council; provided that, if so desired, said assessment may be paid in five equal annual installments, the first due and payable within ninety days from the date of the approval thereof, and the remaining payments to be likewise due and payable in each succeeding year; provided further that payments of one-fifth, or excess thereof, may be made at any time within the payment period. All deferred payments shall bear interest at the rate of six per cent per annum, said interest beginning thirty days from the date of levy.

The adoption of this ordinance was seconded by Councilman Nies, and upon a Yea and Nay vote same was adopted. Voting Yea, Councilman Anderson, Nies, Heffner, Parkerson, Post and Taft. Voting Nay, none.

Regarding the letter from State Roads Commission concerning East-West Highway through the Town, which letter was referred to Municipal Works Committee at the last regular Council meeting, in which the State Roads Commission offered to pave portions of the East-West Highway, provided the Town would pay 50% of the cost, After discussion of the matter, the Clerk was instructed to write the State Roads Commission that the Town was not in a position financially to consider such a project at this time.

Matter of traffic hazard due to cars parked on Ethen Allen Avenue (East-West Highway) was discussed at length, after which Councilman Anderson moved that parking be prohibited on both sides of Ethen Allen Avenue from Sycamore Avenue to Elm Avenue, said regulation effective immediately. This motion was seconded by Mr. Nies and approved.

Complaint of residents of Hillwood Manor subdivision regarding condition of street caused by the hauling of dirt over same by building development in rear of the subdivision, and also danger to the children on account of the speeding of the trucks through Hillwood Drive was discussed at length, after which Councilman Anderson moved that "STOP" signs be placed in Hillwood Drive at the corporate limits of the Town, and also "STOP" sign placed at the intersection of Tracy Drive and Hillwood Drive, as well as "STOP" sign at Glenside Drive and Hillwood Drive. Motion seconded by Councilman Taft and approved.

Mayor Youngblood stated that he would have the police contact the developer in an effort to have the dirt dropped by the trucks cleaned off Hillwood Drive.

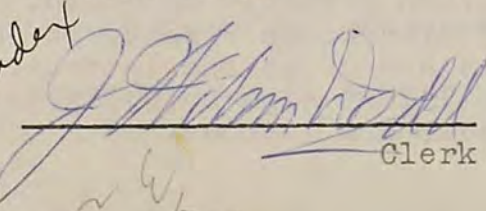
Regarding the letter from the Takoma Park Study Group concerning retirement legislation for Town employes, Councilman Post and Taft stated that they had not had time to study this matter. Corporation Counsel, J. D. Bradshaw stated that Mr. Harold Beatty, Attorney for the City of Hyattsville was making a study of this matter to see if Municipal employes could not be included in some manner in the State Retirement Act. After discussion of this matter Corporation Counsel Bradshaw was requested to confer with Attorney Beatty and report back to Council.

Regarding the storm sewer across the property of Mr. Edward Sweeney, Lot 11, Block 27-C, after discussion of this matter Councilman Anderson moved that the storm water drainage over the property of Mr. Sweeney be taken care of at the earliest possible date in such a manner that the interests of the Town will not be jeopardized in the future. Motion seconded by Councilman Parkerson, and approved.

The matter of re-zoning was brought up for discussion, after which Councilman Nies moved that we ask the Maryland National Park and Planning Commission to make a study of possible re-zoning in the Twon of Takoma Park, and if possible present to the Council a plan for the re-zoning of sections of the Town where it was believed would be beneficial. This motion was seconded by Councilman Anderson and approved.

Councilman Heffner requested that a Committee be appointed to make a study of the police set-up in the Twon as operated at present in conjunction with the Montgomery County force, to see if any changes could be made for the betterment of the service. After discussion of this matter Mayor Youngblood stated that he would appoint a Committee composed of Councilman Heffner, Parkerson, and Anderson to make a study of the police situation and report back to Council.

There being no further business to come before the Council, on motion properly seconded, Council adjourned at 9:30 P. M.

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 Clerk

D. H. Youngblood
 Mayor