SPECIAL MEETING
MAYOR & COUNCIL
March 8, 1950

Meeting was called to order at 9:20 p. m. Those present: Mayor Post, Councilmen Beville, Heffner, McClenon, Nies, Oosterhous, and Parkerson. Absent: Councilman Perring.

After the roll call, Mayor Post stated that Mr. J. Douglas Bradshaw had a matter that he desired to present before the Council, and he would give him an opportunity to be heard before the order of business.

Mr. J. Douglas Bradshaw addressed Council in behalf of Mr. Samuel Lenkin who proposes to erect 54 single-family brick dwellings on a parcel of ground lying west of Elm Avenue and opposite Auburn and Devonshire Avenues. Mr. Bradshaw informed the Council that Mr. Lenkin had received an estimate from Mr. Thomas B. McNeill, Civil Engineer, of the cost of constructing a storm drainage system in compliance with the requirements of Ordinance No. 920. This cost amounted to approximately $8,000.00. Mr. Bradshaw pointed out that more than 50 per cent of the area to be drained by the required storm drainage system was property not owned by his client. He requested that the City participate in the cost of this construction, pointing out that there was ample precedent for so doing. He also stated that to require his client to bear the entire burden of constructing a public improvement that would benefti the City generally would be inequitable. After discussion, Councilman McClenon moved that this matter be referred to the Streets and Highways Committee for a report at the next meeting.

Councilman Nies seconded the motion.

Upon being put to question the motion was carried with Councilman Heffner voting Nay.

Councilman Nies stated that at the last meeting of the Mayor and Council, it was voted that we submit to the Citizens the privilege to vote on a $200,000.00 bond issue. It was left with the Clerk and Treasurer to seek counsel from Niles, Barton, Yost and Dankmeyer, a firm of layers in Baltimore. Mr. Hilliard contacted these men, and after he brought the report back from them, I called the members of the Finance Committee together for a discussion of the information that Mr. Hilliard had obtained. The outcome of the meeting was the following recommendation:

"The Finance Committee recommends that the Ordinance calling a special election for a referendum on a bond issue of $200,000.00 for the construction of a Municipal Center and a memorial for our servicemen provide for the ten-year payment plan on the basis of a rate of interest of 1 3/4 or 2 per cent, depending upon best available information obtainable from financial institutions as to the rate to be established (either 1 3/4 or 2 per cent), which would eliminate the possibility of having to sell under par in the event of market fluctuations. Therefore, it is Councilman McClenon's suggestion that maybe it would be better to set the rate at 2 per cent rather than 1 3/4 per cent, and the Executive Secretary has been directed to again contact Niles, Barton, Yost and Dankmeyer and the various Bond Dealers to get their advice on this matter, and be governed by their judgment."

The Clerk and Treasurer then stated that by law the complete Ordinance must be read, which he did at this time. He also pointed out that we would have to give two weeks notice before the date of the election, advertise in a local newspaper twice, and that under the law, the election could not be held the same day as the general election.

After further discussion, Councilman Nies questioned an item on the 2nd page, which read including the public library. It was agreed that "including the public library" should be deleted.

Councilman McClenon moved that we fill in the blank by putting the date of election as the 2nd Tuesday in May (May 9, 1950) - if the ordinance is adopted.

Councilman Nies seconded the motion.

Upon being put to question the motion was carried.

Councilman McClenon referred to page 6 of the Ordinance, and stated that the Mayor and Council should conduct the election rather than the Board of Election Supervisors of the respective counties. After a discussion with the Corporation Counsel, it was decided to change the sentence to read "The Mayor and Council shall conduct said election in the manner specified by Section 1189 of the Code of Public Local Laws for Montgomery County and Section 1298 of the Code of Public Local Laws for Prince George's County." It was also pointed out by Councilman McClenon that "May 1950" should be substituted for "April 1950", and to show the hours as "7 o'clock a. m. to 7 o'clock p. m."

Councilman McClenon moved we insert "The Takoma Journal" on page 6.

Councilman Nies seconded the motion.

Upon being put to question the motion was carried.

Councilman Nies moved that we adopt the following Ordinance:

ORDINANCE NO. 980

ORDINANCE of the Mayor and Council of the City of Takoma Park, calling a Special Election of the qualified voters of Takoma Park and submitting to such voters at such Election the question whether the Mayor and Council of the City of Takoma Park shall borrow the sum of Two Hundred Thousand Dollars ($200,000.00) for the purpose of constructing and equipping a municipal center in the City, and to evidence such borrowing by the issuance and sale at public sale of the general obligation bonds of the City maturing in equal annual serial instalments over a period of ten (10) years and bearing interest at a rate not to exceed two per cent (2%), all pursuant to the authority of Chapter 51 of the Acts of the General Assembly of Maryland, passed at its Extraordinary Session in the year 1947.

WHEREAS, by Chapter 51 of the Acts of the General Assembly of Maryland, passed at its Extraordinary Session in the year 1947, the Mayor and Council of the City of Takoma Park is authorized and empowered to borrow the sum of Two Hundred Thousand Dollars ($200,000.00) to finance the construction of capital improvements in the City and to evidence such borrowing by the issuance of its general obligation serial maturity coupon bonds bearing interest at a rate not to exceed four per centum (4%) per annum and maturing over a period of not exceeding twenty (20) years from date of issue; and

WHEREAS, said Act of Assembly authorizes the levy and collection of ad valorem taxes, without limitation as to rate or amount, upon all assessable property within the corporate limits of the City to pay the maturing principal and interest of any such bonds so issued; and

WHEREAS, said Act of Assembly further provides that the authority therein conferred shall be exercised by the City only if approved by a majority of the qualified voters of the City voting at a Special Election called by Ordinance at which there is referred to such voters the question of whether or not such debt shall be incurred; and

WHEREAS, the Mayor and the Council are of the opinion that the construction within the City of a municipal center is desirable, feasible, necessary and in the public interest for the following reasons:

(a) Municipal Departments are presently cramped for space in their present quarters, thus rendering their operations less efficient than would be the case if adequate housing were available and the operations of the municipal government would be improved by the construction of such a center to house administrative offices of the City, the Board of Health, the Police Headquarters and the City Engineer;

(b) There is a need in the City for public meeting rooms for use by the various civic, charitable, fraternal and veterans organizations in the community;

(c) It is desirable that such a center be located on a site sufficiently large and be so designed as to permit future expansion as funds become available for the centralized housing of other public facilities and services;

(d) There is a widespread and justifiable belief that the community should erect an appropriate and dignified but useful memorial to the numberous residents of the community who served the nation in World Wars I and II.

NOW, THEREFORE:

Be it Ordained by the Mayor and Council of the City of Takoma Park, that, acting pursuant to the provisions of Section 6 of Chapter 51 of the Acts of the General Assembly of Maryland, passed at its Extraordinary Session in the year 1947, a special municipal election be and the same is hereby called to be held on

May 9, 1950, at which there shall be submitted to the qualified voters of the City of Takoma Park the precise question, in the form hereinafter set forth, being generally the question whether the City shall borrow the sum of Two Hundred Thousand Dollars ($200,000.00) for the purpose of constructing and equipping a municipal center on a site in the City to be selected by the Mayor and Council;

And be it further Ordained, that the precise question to be submitted to said voters at said special election and the method of voting thereon shall be printed on the ballots to be used at said election as follows:

By Ordinance No. 980 of the Mayor and Council of the City of Takoma Park, approved March 8, 1950, pursuant to the authority of Chapter 51 of the Acts of the General Assembly of Maryland, passed at its Extraordinary Session in the year 1947, the City proposes to borrow the sum of Two Hundred Thousand Dollars ($200,000.00), and to evidence such borrowing by the issuance and sale at public sale of its general obligation serial maturity coupon bonds for the purpose of financing the construction and equipment in the City of a memorial municipal center on a site to be acquired with a portion of the money so borrowed and to be hereafter selected by the Mayor and Council. The proposed indebtedness is to be created for the above mentioned purpose only and the bonds to be issued will mature at the rate of Twenty Thousand Dollars ($20,000.00) face amount per year over a period of ten (10) years accounting from date of issue, and principal and interest will be payable from ad valorem taxes to be levied in each of said ten (10) years in rate and amount sufficient to pay said maturing principal and interest. The bonds will be sold at public sale and will bear interest at the rate of two per centum (2%) per annum unless at such public sale a bidder offers to purchase bonds bearing interest at a lower rate. Under no circumstances will the bonds be offered to bear interest at a higher rate.

The question presented is whether such debt shall be incurred on the above basis for the above purpose. Please indicate your preference by making a cross-mark in one of the spaces set forth below:

Approved by O. 247

For the debt ☐

Against the debt ☐

And be it further Ordained, that the notice of said Election shall be as follows:

NOTICE is hereby given that a SPECIAL ELECTION of the qualified voters of the City of Takoma Park has been called by the Mayor and Council of the City by Ordinance No. 980, to be held on Tuesday, May 9,

1950, between the hours of seven o'clock, A. M. and seven o'clock, P. M., for the purpose of voting on the following question referred to the voters of the City as required by State law.

(Here insert question to appear on ballots as above set forth.)

Voters will be able to cast their ballots on the foregoing question on the above date at the following polling place:

(Here insert list of polling place at which votes may be cast.)

TAKE NOTICE that if a majority of the voters so voting at such Election shall vote for the debt, the Mayor and Council of the City of Takoma Park will be authorized and empowered to borrow the sum of Two Hundred Thousand Dollars ($200,000.00) under the terms and conditions above set forth for the purpose of financing the construction of a memorial municipal center in the City on a site to be selected by the Mayor and Council and acquired with a part of the money borrowed.

By Order of the Mayor and Council of the City of Takoma Park, Maryland.

John C. Post
Mayor

And be it further Ordained, that the Clerk and Treasurer of the City of Takoma Park be and he is hereby instructed to cause the foregoing form of notice to be published in The Takoma Journal, a newspaper of general circulation in the City, once a week for two (2) consecutive weeks next preceding the date of such election above set forth, and such publication shall be so made that fourteen (14) full days' notice, including Sundays and holidays, of said election shall be given to the voters of the City;

And be it further Ordained, that the Clerk and Treasurer be and he is hereby further instructed immediately to communicate with the Boards of Election Supervisors of Montgomery and Prince George's Counties, advising said Boards of the action taken by this Ordinance and requesting said Boards to prepare and certify the lists of voters qualified to vote thereat in the manner prescribed by Section 1190 of the Code of Public Local Laws for Montgomery County (1947 Edition) and Section 1296 of the Code of Public Local Laws for Prince George'sCounty (1943 Edition), it being hereby particularly specified that the list of voters above certified shall be as above provided and shall not be certified in accordance with the provisions of Section 1193(G) of said Code of Public Local Laws for Montgomery County or Section 1299(G) of said Code of Public Local Laws for Prince George's County. The Mayor and Council shall conduct said election in the manner specified by Section 1189 of the Code of Public Local Laws for Montgomery County and Section 1298 of the Code of Public Local Laws for Prince George's County;

And be it further Ordained, that a certified copy of this Ordinance shall be forwarded to each of the above mentioned Boards of Election Supervisors and all reasonable expenses incurred by said Boards in conducting the Special Election herein provided for shall be paid for from the City Treasury.

And be it further Ordained, that this Ordinance, having been passed by a majority of the Council of the City of Takoma Park, Maryland, upon a yea and nay vote, shall take effect from the date of its passage.

Approved: March 8, 1950

John C. Post
Mayor of Takoma Park

Councilman McClenon seconded the motion.

The Ordinance was adopted with a roll call vote recorded as follows: Yeas: Councilmen Beville, McClenon, Nies, and Oosterhous. Nays: Councilmen Heffner and Parkerson.

Councilman McClenon moved that the Council declare that the designation of Mr. Luke J. Bennett as Justice of Peace be regarded as a permanent appointment.

Councilman Parkerson seconded the motion.

Upon being put to question the motion was carried with Councilman McClenon suggesting that the City Clerk notify the County Council as soon as feasible.

Councilman McClenon moved the adoption of the following Ordinance:

ORDINANCE NO. 981

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

That Section 16 of Article 15 of the Police Regulations is amended to read as follows:
"The Superintendent of Public Works shall determine and designate which of the above classes of material may be placed in the same receptacle. It shall be unlawful to place or cause to be placed together in the same receptacle different classes of material not so designated."

Councilman Nies seconded the motion.

The Ordinance was adopted with a roll call vote recorded as follows: Yeas: Councilmen Beville, Heffner, McClenon, Nies, Oosterhous and Parkerson. Nays: None.

Councilman McClenon moved the adoption of the following Ordinance:

ORDINANCE NO. 982

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

Section 1. No person shall publicly expose any article of clothing or other laundry for the purpose of drying, within twenty feet of any public sidewalk in the City of Takoma Park, unless such article is effectively screened from public view.

Section 2. No person shall store or park an automobile not having current license plates, or any automobile parts or any trash or other unsightly article, on any public or private property for more than thirty days consecutively, except in a garage or licensed commercial establishments or otherwise effectively screened from public view.

Section 3. Every person violating any provision of this Ordinance shall be punished by a fine of $10.00 for each such offense; and each day of violation shall constitute a separate offense.

Section 4. This Ordinance shall take effect on the first day of April 1950, except that the thirty consecutive days referred to in Section 2 may include one or more days during the preceding month of March.

Councilman Beville seconded the motion.

The Ordinance was adopted with a roll call vote recorded as follows: Yeas: Councilmen Beville, Heffner, McClenon, Nies, Oosterhous and Parkerson. Nays: None.

The matter of amending the Ordinance establishing fire service was discussed briefly. Mayor Post brought out that the Ordinance should read that the Fire Board should be set up by the Council. It was also suggested that the amendments to this Ordinance be submitted to the Fire Board before it was passed. Councilman McClenon then moved that action be deferred on this until the regular meeting.

Councilman Nies seconded the motion.

Upon being put to question the motion was carried.

Councilman Oosterhous stated to Council that several of the Citizens Association went on record during the past 2 years in favor of having the City submit to voters the question of whether or not the Councilmen should not be paid a salary. He therefore moved that the question of paying the Councilmen be submitted to the voters in the coming election.

Councilman Beville seconded the motion.

After discussion, Councilman Oosterhous withdrew his motion and Councilman Beville his second due to the unfavorable reaction of Council.

There being no further business to come before Council, upon motion properly seconded and carried, the meeting adjourned at 11:40 p. m.

Harold J. Killiore Sr
Clerk

John C Poet
Mayor

CAUCUS - FIRE HOUSE
March 14, 1950 - 8 P. M.

The Clerk and Treasurer of the City of Takoma Park, Maryland, called the meeting to order at 8 o'clock p. m., and welcomed the citizens of Takoma Park. After this, he explained that the Caucus had been called by him at the direction of the Council under Ordinance No. 977, for the purpose of nominating candidates for a Mayor and seven (7) Councilmen who shall be elected on Tuesday, March 28, 1950, and take office the second Monday in April (April 10, 1950), to serve for a period of two years, or until their successors are duly qualified. He further explained that this caucus was non-partisan as well as the election of the City officials, and the citizens did not have to be affiliated with any political party, etc., to be eligible to exercise their privilege at this meeting, and that to participate in the caucus, they must be a resident eligible voter certified by the Board of Election Supervisors of the respective counties. The Clerk and Treasurer further explained that the nomination of candidates for Mayor and Council shall be made on motion of any voter present and seconded by at least two additional voters of the City, and the person so nominated shall be considered a candidate unless he shall in person file with the City Clerk within three days after the nomination his intention to withdraw his name from the ballot.

The Clerk and Treasurer then outlined the qualifications of a candidate for Mayor as follows: (1) must be at least 30 years of age, (2) a certified eligible voter and property holder, (3) must have resided in the City for one year previous to the date of his nomination. The qualifications of candidates for Councilmen were as follows: (1) must be at least 25 years of age, (2) shall have resided in the precinct or area from which he shall be nominated for at least one year immediately preceding his nomination and a property holder therein, (3) a certified eligible voter. He further stated that the Mayor and Councilmen shall be elected at large---two (2) from within the boundaries of the Fourth and Twentieth Precincts of the Thirteenth Election District of Montgomery County; two (2) from within the boundaries of the Sixth and Twenty-First Precincts of the said Thirteenth Election District of Montgomery County; one (1) from within the boundaries of the Ninth and Twenty-second Precincts of said Thirteenth Election District of Montgomery County; and two (2) from within the boundaries of that portion of Prince George's County.

At this point, maps of the City indicating the boundaries of the various precincts in red were passed among the citizens, after which, the Clerk and Treasurer opened nominations for a Secretary from among the voters present. Mr. Harry H. Milliard, 8 Crescent Place, nominated Mrs. Gordon W. Holland, 25 Holt Place, who served as Secretary for the meeting.

Mayor Post addressed the citizens present and outlined the principal attributes of a Mayor as follows: Intelligence, Tolerance, Conscientiousness, Faith, Civic-Mindedness, and the Ability to Inspire. Mayor Post then moved the nomination of Mr. Ross H. Beville, 404 Lincoln Avenue, a Present member of the Council, for Mayor.

This motion was seconded by the following:

Mr. Thomas F. Hicks, 7211 Central Avenue
Dr. Wm. A. Hooker, 19 Pine Avenue
Mr. John J. Hartey, 429 Boyd Avenue
Mr. Walter H. McClenon, 211 Cedar Avenue
Mr. Dwight L. Smith, 105 Hodges Lane
Mrs. Maurice Landy, 7235 Garland Avenue
Mr. Ellery Denison, 7207 13 th Place
Rev. Charles S. Longacre, 102 Park Avenue
Mr. Clarence E. Werback, 6607 Cockerille Avenue
Mr. Robert Mohr, 217 Spring Avenue

Mr. Luke J. Bennett, 211 Maple Avenue, moved the nomination of Mr. J. F. Sidell, 10 Montgomery Avenue, for Mayor.

The motion was seconded by the following:

Mr. Vincent P. Russo, 501 Philadelphia Avenue
Mr. H. C. Heffner, 107 Carroll Avenue

Upon motion of Mr. Hardy, nominations were closed.

FOURTH AND TWENTIETH PRECINCTS:

Mr. J. R. Magness, 5 Valley View Avenue, nominated Mr. Walter McClenon, 211 Cedar Avenue, for Councilman.

This motion was seconded by the following:

Mr. Stewart E. Blassingham, 206 Holly Avenue
Mr. Peter Remsen, 7332 Piney Branch Road

Mr. Harry H. Milliard, 8 Crescent Place, nominated Mr. William F. Fischer, 112 N. Y. Avenue for Councilman.

This motion was seconded as follows:

Mr. Vincent P. Russo, 501 Philadelphia Avenue
Mrs. Clayton A. Railey, 308 Cedar Avenue

Mr. J. H. Nies, 315 Greenwood Avenue, nominated Mr. Brooks Perring, 14 Boston Avenue, for Councilman.

This motion was seconded by the following:

Mr. Peter Remsen, 7332 Piney Branch Road
Mr. Warren M. Whitmore, 12 Boston Avenue
Mr. Rush R. Jemison, 20 Boston Avenue

Upon motion of Mr. Rush Jemison, nominations were closed.

SIXTH AND TWENTY-FIRST PRECINCTS:

Mr. W. H. McClenon, 211 Cedar Avenue, nominated Mrs. Philip W. Woods, 313 Ethan Allen Avenue, for Councilman.

The motion was seconded by the following:

Mr. Stewart B. Blassingham, 206 Holly Avenue
Mr. H. C. Heffner, 107 Carroll Avenue
Miss Anne P. Swearingen, 8 Sherman Avenue
Miss Betty B. Abbott, 701 Kennebec Avenue

Mr. Charles F. Ferry, 11 Poplar Avenue, nominated Mr. James B. Parkhill, 44 Columbia Avenue, for Councilman.

The motion was seconded by the following:

Mr. William B. Mauger, 2 Poplar Avenue
Mr. Harold J. Seeley, 21 Denwood Avenue

Mr. George B. Kissinger, 40 Sycamore Avenue, nominated Mr. Charles H. Klinck, 267 Park Avenue, for Councilman.

This motion was seconded by the following:

Mr. Alfred L. Lillie, 25 Denwood Avenue
Mrs. V. Gingerich, 32 Lee Avenue
Mr. Milton Bollman, 33 Westmoreland Avenue
Mrs. Albert F. Lingle, 19 Grant Avenue
Mr. Oscar J. Forehand, 121 Maple Avenue
Mr. Roy C. Potts, 210 Maple Avenue
Mr. E. B. Fetty, 146 Carroll Avenue
Mr. William Hardy, 117 Park Avenue

Mr. Vincent P. Russo nominated Mr. H. C. Heffner, 107 Carroll Avenue, for Councilman.

This motion was seconded by the following:

Mrs. William F. Fischer, 112 New York Avenue
Mr. Stewart E. Blassingham, 206 Holly Avenue
Mr. Harry H. Milliard, 8 Crescent Place
Mr. Harold J. Seeley, 21 Denwood Avenue
Mrs. Hilda Gillespie, 493 Jackson Avenue
Mr. Luke J. Bennett, 211 Maple Avenue

Mr. Heffner's nomination being on the floor, he attempted to rise and speak, but was ruled out of order by the Chair. After his nomination had been seconded by the voters, he was extended the privilege of the floor. He sincerely thanked the voters for their confidence and trust and the honor bestowed upon him, but stated his health would not permit him to serve if elected. Therefore, he could not accept the nomination. The Chairman ruled that inasmuch as Mr. Heffner had publicly stated he could not accept the nomination, due to the condition of his health, he had no alternative except to rule Mr. H. C. Heffner's nomination invalid.

Mr. W. H. McClenon moved that this meeting go on record as expressing appreciation of the citizens of Takoma Park for the long and distinguished service that Judge Heffner has given to the City of Takoma Park.

Dr. Wm. A. Hooker seconded the motion.

Upon being put to question the motion was carried, and Judge Heffner was given a rising ovation.

Upon motion of Mr. Vincent P. Russo, nominations were closed.

NINTH AND TWENTY-SECOND PRECINCTS:

Mr. H. J. Carr, 107 Holly Avenue, nominated Mr. J. H. Nies, 315 Greenwood Avenue, for Councilman.

This motion was seconded by the following:

Mr. W. H. McClenon, 211 Cedar Avenue
Mr. Frank H. Yost, 602 Albemarle Avenue
Mr. Gordon W. Cole, 7115 Garland Avenue
Mr. Frederick Lee, 610 Albemarle Avenue
Mr. E. B. Fetty, 146 Carroll Avenue
Mr. H. C. Heffner, 107 Carroll Avenue
Mr. Geo. M. Byrd, 7200 13th Place
Mr. George B. Kissinger, 40 Sycamore Avenue
Mr. J. C. Post, 231 Holly Avenue

Upon motion of Mr. Hardy, nominations were closed.

PRINCE GEORGES PORTION OF THE CITY:

Mr. Robert Mohr, 217 Spring Avenue, nominated Mr. Lawrence Oosterhous 904 Glaizewood Court, for Councilman.

This motion was seconded by the following:

Mr. William W. Ward, 7305 Glenside Drive
Mrs. Hilda Gillespie, 493 Jackson Avenue
Mrs. Frank W. Lewis, 702 Devonshire Road
Mrs. Maurice Landy, 7235 Garland Avenue
Mr. C. E. Werback, 6607 Cockerille Avenue
Mr. R. J. McIntyre, 510 Elm Avenue

Mr. Thomas F. Hicks, 7211 Central Avenue, nominated Mr. Ray H. Eccleston, 7207 Trescott Avenue, for Councilman.

This motion was seconded by the following:

Mr. Robert Mohr, 217 Spring Avenue
Mr. Ellery Denison, 7207 13th Place
Mr. T. J. Gooch, 7312 Glenside Drive
Mr. C. E. Werback, 6607 Cocherille Avenue
Mr. Richard A. Buddeke, 7205 Central Avenue
Mrs. Vera Hash, 424 Lincoln Avenue
Mr. Gordon W. Cole, 7115 Garland Avenue
Mr. Charles Ferry, 11 Poplar Avenue

Upon motion of Mr. Richard Buddeke, nominations were closed.

There being no further business, upon motion properly seconded and carried, the meeting adjourned at 9:05 p. m.

Elizabeth M. Holland
Mrs. Holland, Secretary

Harold J. Hilliard, Sr
Mayor

SPECIAL MEETING
MAYOR & COUNCIL
March 18, 1950

Meeting was called to order at 7:15 p. m. Those present: Councilmen Beville, McClenon, Nies and Oosterhous. Absent: Mayor Post, Councilmen Heffner, Parkerson and Perring. In absence of Mayor Post, Councilman Nies presided at the meeting.

Councilman Nies stated the meeting had been called at the request of a majority of the Council and three Citizens' Association for the purpose of discussing an Ordinance in accordance with Section 1189 (N) of the City Charter to permit the voters of Takoma Park to vote on the question: "Shall the Mayor and Councilmen be compensated at the rate of $600.00 and $300.00 each, per annum, respectively, in lieu of expenses?"

The Clerk read letters from the Lincoln Valley Citizens' Association dated March 16, 1950, and the Joint Committee of the Prince Georges-Takoma Civic Associations dated March 17, 1950, requesting the Mayor and Council to place this question on the Ballot for a "yes" or "no" vote at the General Election on March 28, 1950.

Councilman Beville stated he had also been informed that the Hampshire Greens Citizens' Association had addressed an official communication to the Mayor and Council, in care of the Executive Secretary, making a similar request.

After a short discussion, Councilman McClenon introduced the following Ordinance, and moved its adoption:

ORDINANCE NO. 983

WHEREAS, Section 1189 (N) of the City Charter provides for compensation of the Mayor and Councilmen of the City of Takoma Park in lieu of expenses, to be effective when approved by a majority vote of those voting thereon at a City election, and

WHEREAS, the Lincoln Valley Citizens' Association, the Hampshire Greens Citizens' Association, and the Joint Committee of the Prince Georges-Takoma Civic Associations have requested that the voters of the City may be permitted to vote on the question of making the said Section 1189 (N) effective, at the City election to be held March 28, 1950, and

WHEREAS, a majority of the City Council, although not themselves sponsoring or advocating the proposal, feel that the Council should permit the voters of Takoma Park to determine the question, as provided in the City Charter

NOW, THEREFORE:

Be it ordained by the Mayor and Council of the City of Takoma Park, that, in accordance with Section 1189 (N) of the City Charter, there be submitted to the voters at the City election to be held Tuesday, March 28, 1950, the question "Shall the Mayor and Councilmen be compensated at the rate of $600.00 and $300.00 each, per annum, respectively, in lieu of expenses?"

And be it further Ordained, that the City Clerk is directed to make arrangements to have this question placed on the voting machines to be used at the said City election of March 28, 1950, in such a way that the voters can vote "yes" or "no" on the said proposal.

Councilman Oosterhous secondedthe motion:

The Ordinance was adopted with a roll call vote recorded as follows: Yeas: Councilmen Beville, McClenon, Nies and Oosterhous. Nays: None.

There being no further business, the meeting adjourned at 7:45 p. m.

Harold J Hilliard Sr
Clerk and Treasurer

John C Post
Mayor

REGULAR MEETING
MAYOR & COUNCIL
March 28, 1950

Mayor Post opened the meeting at 8:10 p.m. Those present: Councilmen Beville, Heffner, McClenon, Nies, Oosterhous and Perring. Absent: Councilman Parkerson.

Councilman Nies stated that the Finance Committee had checked and approved the invoices presented for payment. He moved that the bills be approved for payment without being read.

Councilman Oosterhous seconded the motion.

Upon being put to question the motion was carried.

The Clerk and Treasurer presented the Financial Statement for the month of February as follows:

FINANCIAL STATEMENT

February 1950

GENERAL ACCOUNT

RECEIPTS	
General Taxes	$3,288.24
Penalties	127.85
State of Md. Income Tax	1,051.64
State of Md. Gas & Motor Vehicle Tax	2,342.73
Mont. Co. Race Track Tax	8,601.58
Mont. Co. Fire Tax	2,654.35
Mont. Co. Share Auto Tag Fee	2,014.17
Mont. Co. Corp. Tax	14.42
Pr. Geo. Co. Fines	28.00
Dog Tax	151.00
Misc. Permits	5.00
Taxicab Stand Rentals	262.50
Commercial Trash Pickup	4.00
Parking Meter Collections	420.20
Parking Meter Violations	14.00
P/W Dept (Rain Clothing Recovery)	133.75
1 Map	1.00
Cash (Mayor Post for 7 badges)	50.40
	$21,164.83

SPECIAL IMPROVEMENT ACCOUNT

RECEIPTS	
Accounts Receivable	$6,610.09
Interest	75.13
	$6,685.22

GENERAL ACCOUNT

DISBURSEMENTS	
Office:	
Salaries	$1,174.16
Postage	15.55
Stationery Supplies	38.74
Telephone	60.31

Rent	100.00	
Clerk & Treas. Misc. Expense	45.50	
Pr. Geo. Co. Transfers	26.80	
25 Photostat Maps	25.00	
Misc Expense	16.70	1,502.76
Justice of Peace (2)	50.00	50.00
Corporation Counsel Salary	80.00	80.00
Municipal Building Expense:		
Fuel	35.30	
Lights	3.50	
Gas	.75	
Hdwe. Supplies	4.15	
Repairs	33.10	76.80
Police Department:		
Salaries	2,830.00	
Clothing Allowance	11.50	
Telephone	55.85	
Stationery Supplies	25.54	
Gas	1.82	
Water	1.00	
Fuel	69.71	
Lights	16.41	
Tires & Tubes	44.30	
Grease	1.50	
Car Wash	6.00	
Auto Repairs	284.09	
Building Maintenance	9.96	
Equipment (Holsters)	9.90	3,367.58
Fire Department:		
Salaries	1,645.00	
Telephone	21.45	
Lights	22.68	
Gas	13.05	
Fuel	101.25	
Auto Repairs	250.07	
Batteries	80.79	
Chains	24.00	
Laundry	13.38	
Bldg. Janitor Supplies	20.25	
Volunteer Firefighting Clothing	297.00	
Protective Clothing	154.50	
Firefighting Supplies	38.00	
Fire House Renovation	2,273.78	4,955.20
Public Works Department:		
Streets		
Salaries	333.33	
Wages	1,626.30	
Telephone	28.20	
Stationery Supplies	18.75	
Warehouse Supplies	63.55	
Repairs - Trucks	154.13	
Grease	4.13	

Tires & Tubes	15.40	
Street Repair Materials	574.97	
Street Signs	619.68	
Garage Renovation	60.16	
Misc. Expense	9.30	3,507.90
Equipment:		
Shovels - Tools	66.20	
3 Fire Extinguishers	122.37	
Oxygen & Acetylene Tanks	44.88	233.45
Street Lights	655.85	
Traffic Lights	13.43	
Traffic Light Expense	6.62	675.90
Sanitation		
Salaries	333.33	
Wages	3,019.00	
Disposal	556.10	
Repairs - Trucks	207.94	
Tires - Tubes	34.98	
Oil	5.20	
Antifreeze	1.90	
Supplies (Burlap)	97.00	
Garage Renovation	27.68	
Laundry	20.30	
Water	27.54	4,330.97
Equipment - Oxygen & Acetylene Tanks	44.88	44.88
Recreation Department:		
Takoma Park Library: Tax Revenue	2,207.15	2,207.15
Parks & Playgrounds		
Wages	185.00	
Improvement	77.35	262.35
Miscellaneous:		
Henry Fields' Retirement	25.00	
Refund Overpaid Taxes	11.30	
Refund Auto Tag Fees, Pr.Geo.Co.	135.00	
Refund Taxicab Badge Deposit	2.00	
Gasoline Account	488.64	
Oil Account	27.68	
Raincoats,etc., P/W Dept (being repaid)	400.90	
Expense, Installation of gas pump	77.78	
Badges (Paid for by Mayor Post)	50.40	
March of Dimes (Collected Parking Meters)	127.44	1,346.14
		$22,641.08

SPECIAL IMPROVEMENT ACCOUNT

DISBURSEMENTS

Engineers Fees	924.50	
Contract-Contee Sand & Gravel Co.	18,649.10	$19,573.60

BANK STATEMENT

GENERAL ACCOUNT

1/31/50	Balance, Citizens Bank	12,404.18	
	Deposits in February 1950	21,164.83	
		33,569.01	
	Withdrawals in Feb., 1950	22,641.08	
2/28/50	Balance		10,927.93
1/31/50	Balance, Suburban Nat'l Bank	1,482.88	
	No Deposits or Withdrawals		
2/28/50	Balance		1,482.88
2/28/50	BALANCE, Both banks		12,410.81
9/1/49	Certificate of Deposit, Citizens Bank		25,000.00

SPECIAL IMPROVEMENT ACCOUNT

1/31/50	Balance, Citizens Bank	46,880.51	
	Deposits in February 1950	6,685.22	
		53,565.73	
	Withdrawals in February 1950	19,573.60	
2/28/50	BALANCE		33,992.13

* * * * * * * * * * *

Mayor Post asked Councilman Nies to give the anticipated status of the City's finances for the remainder of the fiscal year. Councilman Nies stated that he believed all major expenditures, such as streets and capital outlay, and other than routine expenses, had been taken care of. Councilman Nies then asked the Treasurer to further explain the situation. Mr. Hilliard stated that with the anticipated additional revenue to be received between now and June 30, the City would end the fiscal year with approximately $20,000.00.

Mayor Post stated that if there were no objections, the Minutes of the Special Meetings of March 8, 1950 and March 18, 1950, would be approved without being read.

Councilman Heffner objected, and requested that the Minutes of the Meeting of March 18 be read.

The Clerk and Treasurer read the Minutes of the Meeting of March 18, 1950.

Councilman Heffner asked if this meeting was a legally constituted meeting of the City Council.

The Corporation Counsel advised the Council that the City Charter stated a majority of the council present at a meeting shall constitute a quorum. As there were four councilmen present at the meeting in question, this was a legally constituted meeting. The fact that one of the councilmen was chosen to act as mayor pro tem did not relieve that

councilman of his status as councilman, and that in view of this, the four councilmen present at the meeting did constitute a quorum.

Councilman Beville moved the minutes of the meeting be approved as read.

Councilman Oosterhous seconded the motion.

Upon being put to question the motion was carried.

COMMUNICATIONS: The Clerk and Treasurer read the following communications:

Letter from C. L. Wannen, Comptroller, State Roads Commission, dated March 20, 1950, regarding the Federal appropriations available for state roads within the City of Takoma Park. Referred to Streets and Highwasy Committee.

Letter from Senator Roy Tasco Davis, dated March 20, 1950, to the Executive Secretary, regarding the proposed legislation to regulate traffic in Takoma Park, which stated that the State Legislature would not act on this matter as it was not considered of an "emergency nature". Referred to Law and Ordinance Committee.

Letter from A. Morton Thomas, dated March 14, 1950, to the Executive Secretary, stating that the Bureau of Licenses and Inspection was initiating an investigation of the alleged zoning violation at 507 Greenwood Avenue. Referred to Civic Improvements Committee.

Letter from C. Arthur Stebbins, dated March 6, 1950, regarding parking meters and parking lots. Referred to Civic Improvements Committee.

Letter from Superintendent of Public Works, dated March 9, 1950, in reply to letter from Peter Remsen regarding the proposed cascade for Spring Park. Referred to Parks and Playgrounds Committee.

Letter from Mrs. O. L. Harvey, dated March 8, 1950, to City Council regarding the lack of fire hydrant and street lights in area of Mississippi Avenue and Elwyn Court. Referred to Municipal Services Committee.

Letter from Mrs. W. F. Fischer, dated March 7, 1950, to Mayor and Council, re expending money for Spring Park and neglecting other essentials such as colored playground and off street parking. Referred to Civic Improvements Committee.

Letter from George McCauley, dated March 8, 1950, to Mayor and Council, requesting change in classification of zoning from Residential "A" to Residential "C", on property located at Piney Branch and Boston Avenue. Referred to Civic Improvements Committee.

Letter from Clerk and Treasurer, dated March 3, 1950, to Mayor and Council, informing them of increase in rent for city offices. Referred to Finance Committee.

Letter from Superintendent of Public Works, dated March 2, 1950, regarding charge for driveway apron constructed at 213 Manor Circle. Referred to Finance Committee.

Letter from Mr. and Mrs. S. H. Gibson, to Executive Secretary, dated March 1, 1950, objecting to street assessment for their property on Eastern Avenue. Referred to Streets and Highways Committee.

Letter from Mr. and Mrs. Edward Bean to Police Department thanking that department for protecting their property during their absence. No action.

Mayor Post called upon those citizens present who desired to adddress the Council.

Mr. Vincent P. Russo, 501 Philadelphia Avenue, addressed the Council and asked the Corporation Counsel what authority he had for the interpretation of Section 1191, and the citation for this interpretation. He challenged the interpretation of this section as it concerns the special meeting held on March 18. If such citation is not felt to be satisfactory, he desires to take the matter to court and make a test case of it to determine whether or not a councilman acting as mayor pro tem retains his status as councilman.

Councilman McClenon pointed out that when a U. S. Senator is appointed President pro tem of the Senate he still maintains his status as a Senator and, as such, does have a vote. Further, that nowhere in the Charter does it state that a councilman shall lose his vote upon assuming the duties of mayor pro tem.

Councilman Nies stated that the Council met, not to put something over on the citizens, but in answer to the requests of citizens who desired action on the question of paying the Mayor and Council. He stated that he, personally, was opposed to paying the mayor and council, but that when requested to do so by a number of citizens he felt that the question should be put on the ballot.

Mr. Russo stated that he was only challenging the citation for the authority behind the action of the council meeting. It is his opinion that the interpretation is incorrect.

Mr. Dunn, 616 Albemarle, addressed the Council and stated that he desired to concur in the statement made by Mr. Russo in challenging the legality of the Council meeting. He asked why the matter was not brought up prior to the Caucus, when the possibility of some remuneration might have brought out more candidates for mayor and council.

Councilman McClenon stated that it was not proper for the Council to take any action on the matter of payment until such time as the citizens requested it. Since they did not institute their requests until after the Caucus, action was not feasible before then.

Councilman Oosterhous stated he would like to clarify the situation if possible. At the meeting preceding the Caucus, he had brought up the matter of putting the question of payment for the Mayor and Council on the ballot, but since his only basis for doing this was the oral request of citizens from his precinct, the Council did not wish to take action until a more formal request had been received. He then withdrew his motion and the matter was deferred.

Dr. Hooker addressed the Council regarding Spring Park. He stated that although the spring there had been condemned, one not far away

had not been condemned, and the water from it is being used. He asked if this spring could not also be tested for contamination.

Mayor Post stated that a request would be made to the county engineer to test this spring.

Mr. Robert Mohr, 217 Spring Avenue, asked what disposition had been made of his letter requesting the Wagner property near his home be cleared of debris as required by law.

Mr. Hilliard stated he had written a letter to the owner, but that he did not know the outcome of the situation. Mayor Post directed that the Executive Secretary institute a further check on the matter.

Mrs. William V. Gillespie, 493 Jackson Avenue, asked the Council to take some action to enforce speed laws on Ethan Allen Avenue--a street which has become so dangerous that it is a constant threat to the lives of the children in the area.

Chief Thomas stated that the Police Department was doing everything within their power to enforce all speed laws in the city, but that they could not devote any additional time to that street. An attempt was made to get the State Roads Commission to reduce the speed limit from 30 miles per hour to 25, but the Commission did not agree that the lesser speed limit was needed for that street.

Mayor Post adjourned the open meeting and the Executive Session was opened at 9:35 p.m.

EXECUTIVE SESSION. Mayor Post stated he had received a proposal for the planting of two chestnut trees in honor of Mr. Clarence Reed in Upper Portal Park. This is to be done in the Fall under the supervision of the Park and Planning Commission.

Councilman Perring moved that authorization be granted for the planting of two blight resistant chestnut trees in Upper Portal Park, with such planting done under the supervision of the Park and Planning Commission, and the erecting of appropriate plaques.

Councilman Heffner seconded the motion.

Upon being put to question the motion was carried.

LAW AND ORDINANCE: Councilman McClenon moved the adoption of the following ordinance to change the date of the Special Council Meeting to receive the certification of the judges of election:

ORDINANCE NO. 984

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

Section 1. That the last sentence of Section 8, Ordinance No. 977, be amended to read as follows: "The Council shall meet in special session to receive the certification from the judges at 8:00 p.m. on Wednesday, March 29, 1950." p.204

Councilman Nies seconded the motion.

Upon being put to question, the motion was carried with vote recorded as follows: Yeas - Councilman Beville, Heffner, Nies, McClenon, Oosterhous and Perring. Nays - None.

FINANCE: Councilman Nies brought up the matter of the letter from Mrs. Stipeck regarding the driveway apron installed on her property. After discussion, he moved that Mrs. Stipeck's request to be relieved of payment be denied, and that she be required to pay the full amount billed to her in accordance with the ordinance governing charges for driveway aprons installed by the Public Works Department.

Councilman McClenon seconded the motion.

Upon being put to question the motion was carried.

Councilman Nies presented the letter from the Citizens Bank Building owners, which stated that the rent for the city offices would be increased to $110.00 per month, beginning April 1, 1950. He moved that the rental increase be approved, provided the building owners will redecorate the offices.

Councilman McClenon seconded the motion.

Upon being put to question the motion was carried.

STREETS AND HIGHWAYS: Councilman Beville presented the request from Mr. and Mrs. S. H. Gibson to have their street assessment bill abated. After discussion, he moved that the assessment as billed be ordered for payment, and the request denied.

Councilman Oosterhous seconded the motion.

Upon being put to question the motion was carried.

Councilman Beville discussed the letter received from the State Roads Commission offering Federal funds to the City for improvement of state roads within the corporate limits, and moved that the Council instruct the Superintendent of Public Works to make a survey of the state roads within the city which are eligible for the improvement funds, and present his recommendations for possible use of the funds to the Council.

Councilman McClenon seconded the motion.

Upon being put to question the motion was carried.

Councilman Beville presented the request from the Public Works Department for a typewriter, and moved that funds be allocated for purchase of a typewriter for the Public Works Department.

Councilman Oosterhous seconded the motion.

Councilman McClenon moved that the typewriter be purchased for the office of the City Clerk, and that one of the typewriters now in use in the Clerk's office be turned over to the Public Works Department.

Councilman Nies seconded the motion.

Councilman Perring moved the matter be referred to the Finance Committee.

Councilman Heffner seconded the motion.

Upon being put to vote the motion was carried, with Councilmen Oosterhous and Beville voting Nay.

CIVIC IMPROVEMENTS: Councilman Oosterhous presented the letter from Mr. McCauley requesting change in zoning classification. He recommended that no action be taken and the matter be deferred pending completion of the master zoning plan now being prepared by the Park and Planning Commission.

Councilman Oosterhous stated that an estimate of $1820.00 had been received for a mastix covering for the gymnasium floor, and that additional proposals would be presented at the next regular council meeting when a final decision could be made.

MUNICIPAL SERVICES: Councilman Perring discussed the request for a fire hydrant and street lights for Mississippi Avenue and Elwyn Court. He requested that the Fire Department Chief investigate the need for a fire hydrant, and the Police Chief investigate the need for street lights, and submit recommendations to the Council.

HEALTH AND WELFARE: Councilman Heffner stated there was a need for a refrigerator in the room of the municipal building used by the Health Department, in order that necessary refrigeration could be provided for the medical supplies used by that Department. He moved that $75.00 be appropriated for the purchase of a four or six foot refrigerator.

Councilman Nies seconded the motion.

Upon being put to vote the motion was carried.

Councilman Heffner moved that $50.00 be appropriated for the purpose of giving a dinner for the members of the Council, the City officials, and City employees.

Councilman Beville seconded the motion.

Upon being put to question the motion was carried.

The Corporation Counsel presented a letter from Colin Campbell, the father of Phyllis Michael, requesting $50.50 for damages sustained when the claimant fell on a sidewalk in the City. He recommended no action be taken as there was no evidence of negligence on the part of the City in not repairing the sidewalk.

Councilman Oosterhous moved the recommendation of the Corporation Counsel be accepted and no action be taken on the claim.

Councilman McClenon seconded the motion.

Upon being put to vote the motion was carried.

There being no further business to come before the Council, and upon motion made and seconded, the meeting adjourned at 10:40 p.m.

Harold J. Williford Sr
Clerk and Treasurer

John C. Post
Mayor

SPECIAL MEETING
MAYOR & COUNCIL
March 29, 1950

The meeting was called to order by Mayor Post at 8:10 p.m. Present: Councilmen Beville, McClenon, Oosterhous, Nies and Perring. Absent: Councilman Heffner and Parkerson.

The Clerk and Treasurer read the following report from the Judges of Election:

"March 29, 1950

"Mayor and Council
Takoma Park, Maryland

"Gentlemen:

"The undersigned, duly appointed and qualified as Judges of Election, have the honor to submit the following report of the City Election, held the 28th day of March, 1950, in the Takoma Park Fire Department Building:

"The Board organized with the appointment of Peter Remsen, Chairman, Grace N. Collison, Frank Troll, Georgina M. Dunn, Julia M. Russo, Alfreda Hare, Alice M. Lyddane as Judges of Election, and Edith G. Gooch as Clerk, after having taken the prescribed oath of office before the Mayor. The Polls were opened at the legal hour of 7 o'clock a. m., and closed at the legal hour of 7 o'clock p.m.

"The results of the referendum on the question 'Shall the Mayor and Councilmen be compensated at the rate of $600.00 and $300.00 each, per annum, respectively, in lieu of expenses?' were as follows:

No - 299
Yes - 291

"The following persons were voted on as Mayor, and received the number of votes set opposite their respective names:

Ross H. Beville	774
	1 Write in
	775
John F. Sidell	630

"The following persons were voted on as Councilmen, and received the number of votes set opposite their respective names:

From 4th and 20th Precincts, Montgomery County:

Walter H. McClenon	936
H. Brooks Perring	785
William F. Fischer	680
John R. Magness	1 Write in

From 6th and 21st Precincts, Montgomery County:

James B. Parkhill	910
Charles H. Klinck	884
Gratia B. Woods	438

From 9th and 22nd Precincts, Montgomery County:

J. H. Nies 1036

From 4th Precinct, 17th District, Prince Georges County:

Ray H. Eccleston 1029
Lawrence A. Oosterhous 1018
Ellery Denison 1 Write in

"It appears from the ballots cast that the following candidate for mayor received the highest number of votes, and was duly elected mayor for a period of two years from the second Monday in April, 1950:

Ross H. Beville

"It appears from the ballots cast that the following candidates for Councilmen received the largest number of votes in their respective precincts and were duly elected Councilmen for a period of two years from the second Monday in April, 1950:

4th and 20th Precincts, Montgomery County:

Walter H. McClenon
H. Brooks Perring

6th and 21st Precincts, Montgomery County:

James B. Parkhill
Charles H. Klinck

9th and 22nd Precincts, Montgomery County:

J. H. Nies

4th Precinct, 17th District, Prince Georges County:

Ray H. Eccleston
Lawrence A. Oosterhous

"The results of the tabulation of the election indicates the following:

462 votes - Prince Georges County
971 votes - Montgomery County
1433 votes - Total

"Certificates of Election in accordance with the results as above stated are attached hereto for delivery to the Mayor and Councilmen elect.

Very respectfully,

JUDGES OF ELECTION

(s) Peter Remsen, Chairman
(s) Alice M. Lyddane
(s) Alfreda D. Hare

(s) Frank Troll
(s) Julia M. Russo
(s) Georgina M. Dunn

Attest:

(s) Edith G. Gooch, Clerk

Councilman Nies moved that the report of the Judges of Election of the results of the election be accepted as read.

Councilman McClenon seconded the motion.

Upon being put to question the motion was carried.

Councilman Perring brought up the matter of the purchase of a typewriter for the Public Works Department. After discussion, Councilman Nies moved that the Clerk and Treasurer be authorized to purchase, for an amount not to exceed $60.00, a useable second hand typewriter for the Public Works Department.

Councilman Oosterhous seconded the motion.

Upon being put to question the motion was carried.

Upon motion properly made and seconded the meeting adjourned at 8:40 p. m.

Harold J. Williard Sr
Clerk and Treasurer

John C. Post
Mayor