

MAYOR AND COUNCIL
EXECUTIVE MEETING
June 18, 1951

The meeting was called to order at 8:00 p. m. Those present: Mayor Beville, Councilmen Eccleston, Klinck, McClenon, Oosterhous, Parkhill, Perring and Tymeson.

Councilman McClenon gave a report of the progress being made on the codifying of ordinances.

Mayor Beville read letter from Earl Young, 8601 Flower Avenue, who lives just across the street from the corporate limits, requesting aid in their storm drainage problem since they have been unable to convince Montgomery County that this should be corrected.

Councilman Klinck read letter from Earl Russell, 915 Sligo Parkway, expressing appreciation for work done in rear of residences at 911, 915 and 919 Sligo Parkway.

Councilman Klinck stated that he and Councilman Parkhill had been appointed to investigate the petition regarding the condition existing in the triangle of undeveloped land bounded by Carroll and Merrimac Avenues and University Lane, and it was their recommendation that the owners be notified to fill or drain the water holes, or to use other preventive means to prevent mosquitoes from breeding in these areas.

In regard to the letter received from F. O. Day Company under date of June 11, 1951, Councilman Klinck moved that the Clerk be directed to advise F. O. Day Company that we expect this Company to fulfill their contract according to the original specifications with the paving of Hancock Avenue; or in the spirit of compromise, at their option, the Council will accept the repairs to that street in accordance with the alternative of patching and resurfacing in the manner which we had previously advised in our letter of May 29, 1951, and that the letter before it leaves this office be perused by the Corporation Counsel to see if it is correct.

Councilman Oosterhous seconded the motion.

Upon being put to question, the motion was carried.

Councilman Parkhill presented letter from Mr. Robert E. Mohr, 217 Spring Avenue, stating that he had been appointed as Collector of Dog Taxes in the Chillum District excluding the City of Takoma Park and North Brentwood, and requesting the City Council to delegate to him the authority to collect dog taxes within the City of Takoma Park. After discussion, Councilman Perring moved that this matter be referred to the regular meeting on June 25 as to whether or not the City should delegate authority to Mr. Robert Mohr to sell dog tags, or leave the sale of dog tags in the City office.

Councilman Oosterhous seconded the motion.

Upon being put to question the motion was carried.

Councilman Oosterhous presented the matter of Zoning Amendment Petition No. A-1706, which requests the reclassification of Lots 1 and 2, Block 1; George A. Gude Subdivision; Chillum District, from the C-1 Zone to the C-2 Zone. Councilman McClenon stated he would disapprove this as it was considered spot zoning. Councilman Oosterhous recommended the approval of this petition as we have already gone on record approving rezoning from C-1 to C-2 on East-West Highway, and the Council has already been criticized for opposing all types of zoning application on the grounds that certain citizens have objected. The matter was referred to the regular meeting.

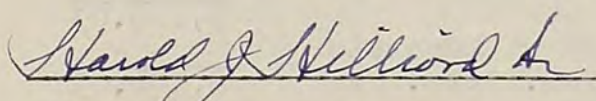
Councilman Oosterhous reported that Zoning Amendment Petition No. 1684, which requests reclassification of Lots 1 and 7, Block 35, B. F. Gilbert's Subdivision, from the R55 Zone to the R18 Zone is being held in abeyance pending negotiations between the Executive Committee of the Lincoln Valley Citizens' Association and Mr. Smith, Owner of Lots 1 and 7.

Councilman Perring stated that the Board of Election Supervisors had redesignated the territory formerly comprising the 22nd Precinct into a number of precincts, and in order to clarify the collection of fire tax from that area and bring it to the attention of the Montgomery County Council, he moved that we go on record as follows: That in view of the change in the boundaries of the 22nd precinct as outlined by the Montgomery County Council Board of Election Supervisors, this Council would like to clarify the collection of fire tax from that area. It is the feeling of Takoma Park City Council that the taxing area as authorized by the legislature comprises the boundaries as previously set forth for the 22nd precinct, and that we should now continue to collect fire tax from that same area regardless of the designation now given to it by the Board of Election Supervisors, and we would like official concurrence from the Montgomery County Council in our views.

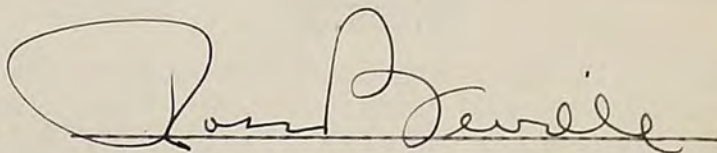
Councilman McClenon seconded the motion.

Upon being put to question the motion was carried.

There being no further business to come before Council upon motion seconded and carried, the meeting adjourned at 9:40 p.m.



Clerk & Treasurer



Mayor

The meeting was called to order at 8:00 p.m. Those present: Mayor Beville, Councilmen Eccleston, Klinck, Parkhill, Perring and Tymeson. Absent: Councilmen McClenon and Oosterhous.

Councilman Parkhill moved that we dispense with the reading of the minutes of May 28, June 12 and 18, 1951.

Councilman Eccleston seconded the motion.

Upon being put to question, the motion was carried.

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

FINANCIAL STATEMENT
Summary

		May 1951	Revenue to 5/31	Balance Budget to 6/30	Total Budget
Cash on hand 4/30	Citizens Bank	16,023.77			
	Sub.Nat'l "	14,117.84			
		<u>30,141.61</u>			
<u>Revenues</u>					
1.11	General Taxes	2,696.63	257,855.50	8,624.50	266,480.00
2.	Licenses & Permits	817.87	18,047.17	2,117.83	20,165.00
3.	Fines & Forf.	70.90	849.10	350.90	1,200.00
4.	Use of Money & Property		15.00	195.00	210.00
5.	Revenue fr. other Sources	124.20	10,264.35	5,340.65	15,605.00
6.	Serv.Chg. for current serv.	144.00	1,204.50	54.50	1,150.00
		<u>3,853.60</u>	<u>1,204.50</u>	<u>54.50</u>	<u>1,150.00</u>
		33,995.21	288,235.62	16,574.38	304,810.00
<u>Disbursements</u>					
10.	General Govt.	1,770.40	30,564.28	1,216.22	31,780.50
11.1	Police Dept.	3,190.29	42,039.80	5,144.28	47,184.08
11.2	Fire Dept.	2,069.75	32,293.88	2,853.16	35,147.04
12.	P.W.Dept.Sts.	3,596.11	71,565.88	15,508.98	87,074.86
13.	" " San.	3,629.14	73,883.76	11,586.40	85,470.16
19.	" " Rec.	1,164.52	18,447.16	236.70	18,683.86
21.	Miscellaneous	2,566.36	10,782.63	1,682.63	9,100.00
		<u>17,986.57</u>	<u>10,782.63</u>	<u>1,682.63</u>	<u>9,100.00</u>
		16,008.64	279,577.39	34,863.11	314,440.50
<u>Bank Balance 5/31/51</u>					
	Citizens Bank	15,008.64			
	Suburban Bank	1,000.00			
		<u>16,008.64</u>			
<u>Special Improvement Account:</u>					
	4/30/51		Bal. Citz. Bank	8,066.50	
			Deposits, May 1951	1,340.13	
				<u>9,406.63</u>	
				no withdrawals	- -
	5/31/51		Bal. Citz. Bank	<u>9,406.63</u>	

CORRESPONDENCE: Letter from Mr. Milton Kramer, President of 327 Hampshire Greens Community Association, stating that this Association recommends denial of Zoning Petition No. A-1706 (Lots 1 and 2, Block 1, George A. Gude Subdivision). Referred to the Executive Session.

Letter from Mr. Ellery Denison, President of East Takoma Citizens Association, protesting Zoning Petition No. A-1706. Referred to the Executive Session.

Letter from Mr. S. M. Derato, President of Lincoln Valley Citizens Association, requesting Council to defer recommendation on Zoning Application No. A-1684 until such time as Mr. Smith submits his proposal in writing, and the Association takes formal action thereon. The Clerk was directed to write another letter to the Park and Planning Commission.

Letter from Mr. Alex K. Hancock replying to our inquiry of June 19, 1951, as to whether action of the Board of Election Supervisors in changing the boundaries of the 22nd precinct would in so doing change the boundaries of the Takoma Park Fire Area. Mr. Hancock stated it was his ruling that the Takoma Park Fire Area would not be changed by any subsequent action of the Board of Election Supervisors unless directed by the County Council or by a Court of competent jurisdiction. Referred to Public Safety Committee.

Letter from Mr. Milton Kramer, President of Hampshire Greens Community Association, expressing their sincere appreciation for the many hours of tedious work devoted to the preparation of the budget. To be filed.

Letter from Mr. Cecil A. Eby of the Park and Planning Commission, submitting to us a request made by Mr. Richard E. Carpenter, Assistant Superintendent of the Takoma Park Elementary School, for use of the new recreation building off West Grant Avenue to house kindergarten children during the next school year. Referred to Public Welfare Committee.

The following Resolution from the Carole Highlands Citizens Association, Special Improvement District No. 36, Prince Georges County, was read.

WHEREAS the 1951 session of the General Assembly of the Legislature of the State of Maryland passed, and the Governor of the State of Maryland approved, an Act which levies a fire-tax upon property-owners within the unincorporated portions of Prince Georges County identified as the 4th and 5th Precincts of the 17th Election District, based on the assessed valuation of the improved property in said area, and provided that a Referendum thereon shall be held within six months after June 1, 1951;

WHEREAS the total funds collected from the said fire-tax is to be dispersed to municipalities bordering the unincorporated area, as follows: Takoma Park 25%, Mt. Rainier 25%, Brentwood 25%, Hyattsville 10%, College Park 10%, and Riverdale 5%;

WHEREAS the residents of the unincorporated areas described in the aforesaid Act, chartered a volunteer fire company in

June 1951, identified as the Chillum-Adelphi Volunteer Fire Department, and contemplate that such fire company will be fully equipped and completely operative prior to the next General Session of the Legislature of the State of Maryland;

WHEREAS the referred-to Act of 1951 is perpetual in its term and does not provide for the future participation of any new fire companies, nor for any re-apportionment of the funds collected from the said tax; and

WHEREAS the members of Carole Highlands Citizens Association own improved property in the area described in the fire-tax Act; aid in the support of the Chillum-Adelphi fire company; and will be subject to the tax provided under the Act in question;

THEREFORE BE IT RESOLVED that Carole Highlands Citizens Association is opposed to the fire-tax Act of 1951, and the members of this Association will exert their efforts to defeat adoption of the Act and will vote for its rejection at the Referendum to be conducted under the Act;

BE IT FURTHER RESOLVED that Carole Highlands Citizens Association is not opposed to the principle of paying the outlying fire companies for protective services they afford the unincorporated areas, but is opposed to the State Legislature imposing an inflexible fire-tax law which is permanent in nature and may prove to be wholly inequitable as present conditions change;

AND BE IT FURTHER RESOLVED that in lieu of the above-mentioned Act of 1951, Carole Highlands Citizens Association favors the levy of a reasonable fire-tax by the Board of County Commissioners of Prince Georges County, the said tax to be apportioned equitably on an annually renewable basis, after public hearings to determine reasonable payments for fire protection provided by locally supported organizations, and for services rendered by fire companies located outside the taxed area.

IT IS ORDERED that this Resolution be duly served upon the Board of County Commissioners of Prince Georges County; the Association of Mayors of Municipalities of Prince Georges County, the chiefs of the Mt. Rainier, Takoma Park, Brentwood, Hyattsville, College Park, Riverdale, and Chillum-Adelphia Fire Departments; the Prince Georges Post, the Takoma Journal, the Washington Evening Star, the Washington Post, and the Washington Times-Herald; and that copies hereof be made available to civic organizations in the affected area.

ENACTED by the Carole Highlands Citizens Association, in general membership meeting assembled, at the Grace Methodist Church, Takoma Park, Md., this 21st day of June, A.D., 1951.

/s/ Hyman J. Blond, President

OPEN MEETING: Mr. Milton Kramer, 7602 Hammond Avenue, asked by what authority the City extends fire protection to outlying sections, the financial arrangements, and if there was any agreement to continue the service.

Mayor Beville replied that the City has no specific authority as set forth in the Charter which says we shall or shall not send fire equipment outside the City limits, and that we do not receive one penny for this service and very little gratification. Mayor Beville further stated that for some years, he has been quite concerned as to why a situation of this kind exists.

Mr. Milton Kramer, 7602 Hammond Avenue, further stated that should Carole Highlands be successful in its efforts to defeat the Act which levies a fire tax upon property owners within the unincorporated portions of Prince Georges County, he would protest the action of the City if they continued to furnish fire protection.

Chief M. E. McBride explained that this service has been given for some thirty years on a humanitarian basis, and that a written agreement is now in effect between the Takoma Park Fire Department and the Fire Departments in question in Prince Georges County until such time as the referendum on this fire question can be held. Chief McBride further pointed out that the City's fire defenses were not completely stripped when responding to alarms in Prince Georges County, and in a lot of cases, they sent only enough equipment to hold the fire until the Prince Georges Companies arrived.

Mr. Ellery Denison, 7207 13th Place, suggested the City take action against providing service outside the City limits if the referendum is defeated, and further, that a very good publicity release be printed outlining the reasons so that the City will have the best possible press on the matter.

Mr. Rupert Dunn, 8022 Maple Avenue, agreed with Mr. Denison, and further suggested the City advertise that they will abolish fire protection if the referendum is killed. Mayor Beville thought this idea would be misconstrued as a threat.

Councilman Perring stated that while we think the fire facilities in surrounding areas are adequate and should receive compensation for services, their answer to the fire problem is to form their own Fire Department, which they are in the process of doing.

Mrs. H. R. Brown, 9 Elm Avenue, brought up the matter of a petition that was submitted by the property owners on the first block of Elm Avenue asking Council to reconsider the changes in naming and numbering of this portion of Elm Avenue.

Mr. D. D. Lamond addressed Council regarding the unhealthy condition existing at 152 Carroll Avenue. He pointed out that an ordinance was passed last year to remedy this situation, which it did to a certain extent. However, due to the hot weather, the situation has become worse. The rotten fruits bring large rats into the area, and paper is thrown over on the lawn of 150 Carroll Avenue, which causes an unsightly condition. Mr. Lamond stated that something should be done as the public's health is in danger, and suggested the

City appoint a local Health Officer. The matter was referred to the Public Welfare Committee.

Mrs. Vera Hash, 424 Lincoln Avenue, stated that large trucks parking in this vicinity (152 Carroll Avenue) to unload their produce created a traffic hazard, as this street was not wide enough for them to park.

Mr. Rupert Dunn, 8022 Maple Avenue, complained of the excessive amount of storm drainage on Kennebec Avenue, which runs down to Kennebec from the 8300 block of Flower and from Erie Avenue. The only catch basin on Flower Avenue is in the 8500 block, and suggested we take up the matter of installing catch basins with the State Roads Commission. Mr. Dunn also asked when we would be able to go down Maple Avenue to Philadelphia Avenue without taking a detour. Councilman Klinck informed him the matter of the detour would be discussed at length in the Executive Session.

Mr. Gordon Cole, 7115 Garland Avenue, asked that Mayor Beville issue a proclamation for the Fourth of July Celebration.

Mr. Ellery Denison, 7207 13th Place, suggested that the Council form some plan for rezoning.

EXECUTIVE SESSION: Mayor Beville welcomed former Mayor Youngblood and invited him to sit at the Council table.

Councilman Tymeson, Chairman of the Finance Committee, moved that we appoint Mr. Harold J. Hilliard, Sr., as Clerk and Treasurer at \$4,600.00 per annum for one year beginning July 1, 1951.

Councilman Klinck seconded the motion.

Upon being put to question, the motion was unanimously carried.

Mr. Hilliard asked if this action of the Council was interpreted to mean that the position of Executive Secretary was abolished. The Mayor answered in the affirmative. In view of the above, Mr. Hilliard stated to Council that he was first appointed on January 1, 1949, for a probationary period of six months, and that Mayor Post and Chairman of the Finance Committee at that time, Mr. J. H. Nies, informed him his salary would be increased to \$5,000.00 at the end of this time, but they did not advise him it would be broken down--\$4500.00 for Clerk and Treasurer and \$500.00 for Executive Secretary. Mr. Hilliard discovered this at the end of the 1948-49 fiscal year when work was started on the 1949-50 budget. Former Councilman Nies explained to him that this break-down was necessary to justify this increase to the citizens and to adequately provide an increase in salary for the Clerk commensurate with his increased responsibilities. Mr. Hilliard further stated that when he was recently offered the position of City Manager of Bangor, Maine at \$7500.00 per year, several Councilmen discussed with him the non-acceptance of this position, and that after much persuasion and telephone requests from individual citizens and citizens associations, he turned the offer down. Mr. Hilliard read the following communication addressed to Mr. Charles E. Sheehan, Chairman of the Bangor City Council, by former Mayor John C. Post:

"Harold J. Hilliard, of this City, advised me that he has made application for the City Managership of Bangor. He requests that I write you regarding my knowledge of him.

"I have recently completed a term of office as Mayor of Takoma Park. Mr. Hilliard was employed in the early part of my term for the position of City Clerk and Treasurer, being selected, after careful consideration, from a large field of candidates.

"Our City has profited greatly from his work. He has handled efficiently a budget of about \$340,000.00, this being exclusive of expenditures for schools, water, and drainage sewers, which are handled by other authorities. He set up an accounting system which is pointed to by state officials as a model. He instituted a central purchasing plan which our city had lacked. In dealings with county and other governmental units he recovered and obtained many thousands of dollars, rightfully our city treasury's share, which it had failed to note and secure for years past.

"While this City does not have the City Manager form of government, Mr. Hilliard was designated as Executive Secretary to the Mayor and Council. As such, he performed some of the duties customarily assigned to a city manager, and always, very ably.

"During the past year I was the President of the Maryland Municipal League. While serving entirely in a voluntary capacity, Mr. Hilliard was of help to all the members, particularly in the field of administrative accounting. He exhibited commendable initiative and energy.

"It is with assurance that he would make you an intelligent hard-working, conscientious employee that I recommend Mr. Hilliard to you."

Mr. Hilliard closed his address by asking Council to reconsider their action.

Councilman Tymeson informed Mr. Hilliard that the Council recognized that he had done a good job, and the action was simply to equate all Department Heads.

Councilman Klinck, Chairman of Public Works Committee, moved that we appoint Mr. Earl Thomas as Superintendent of Public Works at a salary of \$4200.00 per annum for one year beginning July 1, 1951.

Councilman Tymeson seconded the motion.

Upon being put to question, the motion was carried.

Councilman Perring, Chairman of Public Safety Committee, recommended the following appointments for the Police Department for one year beginning July 1, 1951.

Chief Thomas	\$4600.00
Sgt. Bell	\$3850.00
Cpl. Hite	\$3520.00
Cpl. Foster	\$3520.00
Officer Merson	\$3160.00
Officer Flynn	\$3100.00
Officer Linkins	\$2860.00

Officer Blankenship	\$2740.00
Officer Keegan	\$2740.00
Officer Paulas	\$2740.00

Councilman Perring stated he was not moving the reappointment of Officer Decharo as it was not definite as to whether or not he would remain on the force.

Councilman Tymeson seconded the motion.

Upon being put to question, the motion was carried.

Councilman Perring recommended the following appointments for the Fire Department for one year beginning July 1, 1951.

Chief McBride	\$4600.00
Sgt. Carter	\$3520.00
Fireman Flagg	\$3100.00
Fireman Battersby	\$2980.00
Fireman Peppel	\$2860.00
Fireman Lascola	\$2860.00
Fireman Farran	\$2620.00

Councilman Tymeson seconded the motion.

Upon being put to question, the motion was carried.

Mayor Beville stated that Bill No. 37, passed by the last Maryland General Assembly requires the Mayor to, as soon as practicable after taking office, subject to the approval of Council, designate a Councilman to perform all the duties of Mayor on the absence of the Mayor. Such designation may be terminated at any time. This became effective on June 1, 1951. Mayor Beville informed Council that he had given a great deal of consideration to this, and after discussing the matter with several of the Councilmen, the concensus of opinion seems to be that the following policy should be established: If the Mayor comes from Montgomery side of the City, the Mayor pro tem should come from the Prince Georges side; if the Mayor comes from Prince Georges side of the City, the Mayor pro tem should come from the Montgomery side. Consequently, Mayor Beville gave consideration to the four names from Montgomery side, and named Councilman Charles H. Klinck as Mayor pro tem of Takoma Park.

Councilman Eccleston so moved.

Councilman Parkhill seconded the motion.

Upon being put to question, the motion was unanimously carried.

Councilman Tymeson moved that the bills in the amount of \$7,188.37 be approved.

Councilman Parkhill seconded the motion.

Upon being put to question, the motion was carried.

After discussion of the new recreation building off West Grant Avenue to house kindergarten children during the next school year, Councilman Perring moved that Council recommend that the new recreation building for school purposes be denied.

Councilman Eccleston seconded the motion.

Upon being put to question, the motion was carried.

229

In answer to Councilman Parkhill's question as to how long the City has been collecting dog tax for Prince Georges County, and how much compensation is received, the Clerk replied, "Since about the first of the year, and approximately \$75.00 is received by the City from this collection." After discussion, Councilman Parkhill moved that Mr. Robert Mohr, 217 Spring Avenue, be appointed as the Collector of dog taxes on the Prince Georges side of the City for the year beginning July 1, 1951.

Councilman Perring seconded the motion.

Upon being put to question, the motion was carried with Councilman Tymeson and Klinck voting nay.

Councilman Klinck submitted three bids for a new dump truck to replace the oldest one in the Department of Public Works as follows:

Monroe Ford Company	\$3,229.00
Maloney's	\$2,759.50
Hanley Motor Company	\$2,752.10

Councilman Klinck moved the adoption of the following Ordinance to let the contract to the Hanley Motor Company for the acquisition of this dump truck as called for in the specifications, on which the bids were received.

ORDINANCE NO. 1061

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

Section 1. That after duly advertising in accordance with the law for the purchase of one dump truck for public use by the City of Takoma Park, and having carefully considered sealed bids, which were submitted by the following:

Monroe Ford Company	\$3,229.00
Maloney's, Inc.	\$2,759.50
Hanley Motor Company	\$2,752.10

The Mayor and Council do hereby accept the bid of the Hanley Motor Company in the amount of \$2,752.10, which is the lowest bid received, and

BE IT FURTHER ORDAINED, that the contract for the purchase of one dump truck is hereby granted to the Hanley Motor Company.

Councilman Eccleston seconded the motion.

The Ordinance was adopted with a roll call vote recorded as follows: Yeas: Councilmen Eccleston, Klinck, Parkhill and Perring. Nays: Councilman Tymeson.

In regard to the widening of Carroll Avenue, Councilman Klinck stated the surveys for the dedication required have been completed by the State Roads Commission. However, they stated it would be some time before they could prepare the deeds and plats, and since we have been assured we could obtain quicker results if we got an outside engineer to do it, we employed Mr. Thomas B. McNeill to prepare them. It is now a matter of obtaining the dedication and then advertising for bids.

Councilman Klinck presented the matter of the Maple Avenue bridge wash out, which occurred in August of 1950 during a heavy rain. Several points had to be considered before any solution could have been reached as to the proper method of repair. Primary consideration was given to future plans for the extension of Grant Avenue to provide another means of ingress and egress for the new recreation center being developed by the Park and Planning Commission. The present condition of Brashears Run would make it necessary that a bridge be built on Grant Avenue in order to provide the necessary access to the new recreation center. Secondly, the stream crosses Maple Avenue at two points near the intersection of Sherman Avenue. One point of crossing will eventually require rebuilding the present structure, and of course, the wash-out made necessary corrective measures at the second point of crossing. In considering the foregoing, it became evident that the most logical solution to the problem would be to enclose Brashears Run in some sort of storm water structure. Realizing the tremendous cost of such a project, the Committee felt that it would be worth while to work toward this desired solution by first discussing with the Park and Planning Commission the possible acquisition of the area lying between Grant Avenue extended and Niagra Avenue on the west side of Maple Avenue. Then developing this area as a part of the Takoma Recreation Center to provide much needed parking facilities. In order for this to be developed for parking purposes, it would become necessary to enclose a portion of Brashears Run in a box culvert or similar structure. After many informal discussions with the Park and Planning Commission, the Public Works Committee was informed that the Park and Planning Commission would take steps to acquire the area discussed above and would also request the Washington Suburban Sanitary Commission to enclose Brashears Run in a box culvert, beginning at Park Avenue and continuing on the west side of Maple Avenue to a terminal point at or near the intersection of Maple and Sherman Avenues. The following progress has been made: The Park and Planning Commission has acquired by cash purchase and tax title transfers certain of the property discussed above. The Park and Planning Commission has made a formal request to the Washington Suburban Sanitary Commission for the construction of the box culvert, and the Sanitary Commission made a survey and prepared a report to present to their Commissioners for this construction. At this time, it is not known what action will be taken by the Washington Suburban Sanitary Commission in answer to the request of the Park and Planning Commission. As a temporary corrective measure, Niagra Avenue has been improved to permit a detour of Maple Avenue traffic around the wash out. Councilman Klinck moved that the Mayor and Council recommend to the Washington Suburban Sanitary Commission the construction of a box culvert.

Councilman Perring seconded the motion.

Upon being put to question, the motion was carried.

Councilman Klinck discussed the problem existing at Boston Avenue and Margaret Drive with regard to structural failure in a storm drain box culvert that was installed by the City in 1941. First indication of failure became evident by a small hole adjacent to the curb line. Further inspection showed that several cement blocks at the base of the side wall and floor of the culvert had washed out due to recent heavy rains. Temporary repairs were attempted by excavating along curb side of culvert. After excavation, it became apparent that additional trouble of similar nature would occur unless extensive repairs were undertaken. Before any further action by the Public Works Department could be taken to relieve the condition, additional rains caused the collapse of the culvert for a distance of 25 to 30 feet. In view of the fact that this culvert was not constructed in accordance with recommended standards for storm water structures it would be most advisable to abandon the use of this culvert as a storm water structure and construct a new storm drain parallel to the existing culvert. Discussion followed as to City's responsibility in matters of this sort. It was felt by several of the Councilmen that this was a matter that should be taken care of by the Washington Suburban Sanitary Commission. Councilman Klinck's request that authority be given to secure engineering plans and bids on new construction was held up pending a special meeting of the Council, at which time report would be made as regards the responsibility of the Washington Suburban Sanitary Commission in the matter.

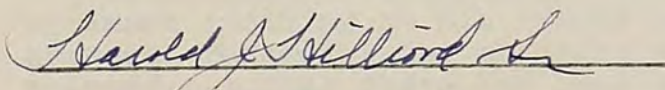
Councilman Klinck presented the matter of Rezoning Petition No. A-1706. Mr. Milton Kramer, President of the New Hampshire Greens Community Association, and Mr. Swagger opposed this rezoning on the grounds that this property could be used for certain industrial purposes if the reclassification was permitted. After discussion, Councilman Perring moved that we go on record as approving Rezoning Petition No. A-1706, which requests reclassification of Lots 1 and 2, Block 1, George A. Gude Subdivision, from the C-1 Zone to the C-2 Zone.

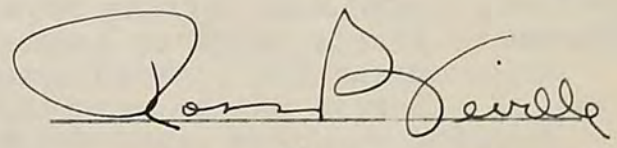
Councilman Tymeson seconded the motion.

Upon being put to question, the motion was carried.

The matter of whether or not we should send our recommendation to the Park and Planning Commission or the Prince Georges County Commissioners was referred to the Corporation Counsel.

There being no further business to come before Council, upon motion properly seconded and carried, the meeting adjourned at 11:20 p.m.


Clerk & Treasurer


Mayor