

Harold Williams
Clerk and Treasurer

John Beville
Mayor

EXECUTIVE MEETING
MAYOR & COUNCIL
Sept. 17, 1951

The meeting was called to order by Mayor Beville at 8:45 p. m.
Thos present: Councilmen Eccleston, McClenon, Oosterhous and Tymeson.
Absent: Councilmen Klinck, Perring and Parkhill.

Councilman McClenon presented a copy of the outline of the proposed municipal code which he feels should be revised. In this respect the Mayor stated that he felt the City should have their own building and sanitary codes and fire regulations.

Mayor Beville stated that it is the Council's purpose to re-enact Ordinance #884 of June 16, 1947, amended by Ordinance #914 of March 15, 1948 pertaining to the keeping of horses, cows and pigs, at an open meeting on October 22, 1951.

Councilman Tymeson presented chart showing that the people of Takoma Park paid more than 1/2 of their taxes during the month of July.

Councilman Tymeson moved that the bills as presented at the last meeting of the Mayor and Council be approved.

Councilman McClenon seconded the motion.

Upon being put to question the motion was carried.

Councilman Eccleston moved that the secretary be instructed to pay the balance due on Hancock, Sheridan and Lincoln Avenues, to the F. O. Day Co.

Councilman McClenon seconded the motion.

Upon being put to question the motion was carried.

Councilman Oosterhous moved that the City Council authorize the drawing up of material specifications for the renovation of 8 Columbia Avenue and then advertise for bids.


Councilman Eccleston seconded the motion.

Upon being put to question the motion was carried.

Councilman Oosterhous presented plans for the renovation of 8 Columbia Avenue which had been checked and approved by the architect Ronald Senseman. These plans were discussed by the councilmen.

Permission was granted to Brown Agency to use part of Kennebec Avenue as a drive-way for ingress and egress to a garage being built in the rear of a house on Sligo Parkway, facts of which were contained in letter presented to the Council by Justin H. Brown.

There being no further business to come before the Council, upon motion properly seconded and carried, the meeting adjourned at 9:15 p. m.



Clerk and Treasurer Mayor

REGULAR MEETING
MAYOR AND COUNCIL

September 24, 1951

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

Councilman McClenon made a motion to dispense with the reading of the minutes of the last regular meeting.

Councilman Tymeson seconded the motion.

Upon being put to question the motion was carried.

Councilman McClenon made a motion to dispense with the reading of minutes of September 17th.

Councilman Tymeson seconded the motion.

Upon being put to question the motion was carried.

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

FINANCIAL STATEMENT
August 1951

Summary

	Revenues in Aug. 1951	Revenues to 8/31/51	Bal Bud. to 6/30/51	Total Budget	
Cash on Hand					
7/31/51	Citizens Bank	111,617.27			
	Sub. Nat'l.	8,012.95			
		119,630.22			
REVENUES					
1.0	Gen. Taxes	40,459.89	179,873.01	87,554.39	267,427.40
2.0	Licenses & Permits	8,570.39	9,056.38	10,868.62	19,925.00
3.0	Fines & Forfeitures	11.00	36.00	1,764.00	1,800.00
4.0	Use of Money & Property			125.00	125.00
5.	Revenue from other sources	270.50	5.75	23,199.25	23,205.00
6.	Serv. chg. for current serv.	187.50	256.50	943.50	1,200.00
		49,499.28	256.50	943.50	1,200.00
		169,129.50	189,227.64	124,454.76	313,682.40
DISBURSEMENTS					
10.	Genl. Govt.	2,101.08	4,461.53	19,133.47	23,595.00
10.	Govt. bldg.	448.88	876.04	13,083.96	13,960.00
10.	Repair shop	1,026.24	2,251.86	10,553.14	12,805.00
11.1	Police Dept.	5,223.58	9,276.95	37,650.55	46,927.50
11.2	Fire Dept.	3,215.89	9,320.55	29,424.45	38,745.00
12.1	P.W.D. Off	1,007.91	2,474.27	6,780.73	9,255.00
12.2	" Hwy.	10,506.63	14,089.03	20,160.97	34,250.00
12.4	Other Hwy.	391.41	929.91	20,570.09	21,500.00
12.5	" Hwy. lgt.	691.78	1,368.85	6,411.15	7,780.00
13.2	Sanitation	4,423.33	7,626.84	41,573.16	49,200.00
19.3	Recreation	541.88	939.26	6,803.74	7,743.00
19.4	Cultural Lib.			9,600.00	9,600.00
21.	Miscell.	1,061.57	1,821.15	5,312.51	7,133.66
		30,640.18	1,821.15	5,312.51	7,133.66
8/31/51	Bank	138,489.32	55,436.24	227,057.92	282,494.16

8/31/51	Bal	Citizens Bank	129,534.43
"	"	Sub. Trust	<u>8,954.89</u>
"	"	Both banks	138,489.32

SPECIAL IMPROVEMENT ACCOUNT

7/31/51	Bal.	Citizens Bank	14,697.18
	Dep.	During Aug.	
		1951	<u>400.68</u>
			15,097.86

COMMUNICATIONS: Letter from Mr. Jack Krochmal representing the Takoma Park Chamber of Commerce asking permission to close off Laurel Avenue from Eastern Avenue to Carroll Avenue from 6 to 11 p. m. 10/31/51, also the privilege to use the gymnasium at the Fire House in the event of rain or snow. Referred to Public Welfare Committee.

Letter from Mrs. Gertrude Rothman, 8107 Garland Ave., notifying the Council that a new home had been found for the Cooperative Nursery. To be filed in Public Welfare File.

X Letter from Mrs. Mary M. Donaldson, Vice-chairman of Public Information for Blood Publicity of American National Red Cross, thanking the Mayor and Council for their cooperation in taking pictures for the Takoma Park Bloodmobile visit. Filed in Public Works File.

Letter from Sligo Park Terrace Citizens Assn. requesting protection for children attending Our Lady of Sorrows School at intersection of N. H. and Larch Avenues. Referred to Public Safety Committee.

Letter from Chief Clerk of Post Office Department advising that Takoma Park, Md. will be listed in the Postal Guide with notation that this place is served by the Takoma Park Station of Washington, D.C.

Letter from Milton Kramer of Hampshire Green Citizens Assn., expressing appreciation for the splendid job of street repairing in the neighborhood but stated it had caused the volume of traffic to increase and they would like to have a survey made of the traffic and erect suitable stop signs and slow signs where deemed advisable. Referred to Public Safety Committee.

Letter from Col. Wilfred M. Blunt, Chairman Montgomery County Red Cross Blood Donor program complimenting Mr. E. W. Thomas, Superintendent of Public Works Department, for his efforts in taking pictures when the Red Cross Bloodmobile was stationed at the Presbyterian Church Wednesday, Sept. 12th which Mr. Thomas turned over to Red Cross for publicity use. Filed Public Works Committee.

Letter from Morton Thomas, Director of Licenses and Inspections Montgomery County, and also communication from Dr. Ellicott's office regarding regulations pertaining to the health and sanitary standards and regulations to all types of dwellings, houses and apartments in the City of Takoma Park. Referred to Public Welfare Committee.

Letter from Mr. Montgomery Morrow, Chief Sanitarian of Dept. of Health of Prince George's County pertaining to the sanitation standards and regulations to all types of houses and dwellings within the Prince George's section of Takoma Park. Referred to Public Welfare Committee.

Letter from Dean Hugh G. Price Montgomery Junior College, concerning the problem caused by the Good Humor ice cream trucks stopping adjacent to the College. Referred to the Law and Ordinance Committee.

Letter from Lt. F. Linkins, Commanding Officer, Civil Air Patrol, Takoma Park Squadron requesting the use of 11 Columbia Avenue as headquarters for the Takoma Park Squadron of the Civil Air Patrol. Referred to Parks and Playground Committee.

Letter from Michael O'Brien, 8207 17th Ave., regarding the danger to school children of Our Lady of Sorrows School at N. H. and Larch Aves., Referred to Public Safety Committee.

Petition was presented which was signed by 10 property owners requesting a sign be erected at the end of their street (Auburn Ave.) stating "Slow Children". Referred to Public Safety Committee.

Petition was presented signed by 8 signers requesting that an asphalt street beginning at Wildwood Drive and running through the 100 block of Holton Lane to connect with the asphalt pavement already built on Holton Lane be granted. Referred to Public Works Committee.

Mayor Beville outlined in brief the renovation plans of 8 Columbia Avenue for the purpose of the citizens present. He also informed them that in the future any citizen desiring to present a problem at the Regular Council meeting, should make appointment at the City Office and on the night of the Council meeting they will be heard in the order that they are registered for appointment.

OPEN MEETING: Mr. Michael O'Brien, 8207 17th Avenue, addressed the Council in behalf of Our Lady of Sorrows School regarding the hazardous condition existing at N. H. and Larch Avenues. He stated that he preferred Mr. Huck to explain the matter further in view of the fact that he had gone into the matter more thoroughly.

Mr. Phil Huck, 27 Pine Avenue, addressed the Council and explained at great length the conditions that exist at the intersection of N. H. and Larch Avenues and urged that the Council make some provision whereby the lives of the children attending Our Lady of Sorrows School might be protected. He stated he felt that a traffic light would be the solution, and upon visiting the County Commissioners was advised that he might contact the State Roads Commission and ask that they come and make a survey of the traffic within the school hours to ascertain whether or not a traffic light would be necessary.

Mr. William Gran, 7204 Garland Avenue, addressed the Council regarding the dangerous condition existing at N. H. and Larch Avenues.

Mrs. John M. Steele, 8021 Glenside Drive, representing the women of Our Lady of Sorrows Church, addressed the Council, making a plea that something be done immediately to alleviate the condition at N. H. and Larch Avenues. She stated she had gone so far as to call the Governor's office in Annapolis and following a conversation with the Governor's secretary a letter came to her in a few days from the State Roads Commission, but so far no progress has been made. Mrs. Steele asked several questions regarding the City's procedure on safety problems which were referred to Councilman Perring for reply.

Councilman Perring assured the citizens that he was in sympathy with their problem and pointed out various procedures and contacts that were made to aid in the Safety Program which have failed. He stated that pressure should be put on Prince George's County to either have police at this intersection during the school hours or get a fair amount out of the County for City police protection in order that the City might hire more police to meet these emergencies.

Councilman Oosterhous suggested that some of the special police who are unemployed during the day might be helpful or some of the members of the Parish might offer their services. In this respect Councilman Perring informed the citizens that the Police Department will be very glad to give training to any parent who might be willing to offer their services.

After further discussion it was suggested by two members of the Parish that it might be possible that the church would bear part of the cost of a traffic light if one could be installed.

Mayor Beville stated that this problem is greater than the City itself can assume and that the greatest impression should be made on the County Commissioners, but in spite of this fact the Council will do everything they can to arrive at some solution to the problem.

Mr. Milton Kramer addressed the Council regarding the rezoning of a strip of land on N. H. Ave. running down to the Plunkert property. This property is owned by Gude and Abrahams and the petition was granted without the knowledge of the City office or the property owners within that area. He asked that the Council protest this and ask for reconsideration of this petition. Councilman Oosterhous stated he had contacted Park and Planning Commission regarding this situation and that they informed him that the law required postings to be made of rezonings 20 days prior to the hearing and that on August 29th postings were made with the hearing being held on Sept. 19th. Mr. Oosterhous stated he had checked with the Police Dept. and the Public Works Dept. and they informed him they recollected seeing such signs posted but Mr. Kramer stated that those signs were for another hearing just prior to the one he had in mind, therefore, Mr. Oosterhous has no knowledge as to whether this is true or not.

Mr. Ware of 107 Elm Ave., addressed the Council regarding the nuisance of dogs and he was assured by Mayor Beville that the Police Dept. would aid in this situation. He also complained about the nuisance of the Good Humor truck and suggested that the license be made so high that such peddlers could not afford to operate within the City.

Councilman Perring informed Mr. Ware that he had observed that since the dog Ordinance had gone into effect the condition was much better.

Mr. James Hash, 424 Lincoln Avenue addressed the Council thanking the Public Works Department for the excellent work that has been done on Lincoln Avenue.

Mrs. Schaefer, 7619 Maple Avenue addressed the Council complaining at great length about the condition existing across from her home, referred to as "the dump", which is the Public Works Dept. She stated that the odor from the garbage trucks was terrible and other trucks parked there made a very unsightly scene from her house. Councilman Klinck informed her that the City has no "dump" and that he and Mr. Thomas had done everything within their power to try and correct the condition about which she complained. After further discussion Mayor Beville referred the matter to Public Welfare Committee for further consideration. (Mrs. Shaefer is attempting to have this property rezoned to Commercial "d").

Mrs. Vera Hash, 424 Lincoln Ave., addressed the Council, complimenting the work done by Public Works Dept. on Lincoln Ave. and also asked if it might be possible to erect stop signs at the intersection of Boyd Ave. Councilman Perring advised her that this was already in process.

Mr. Gordon Cole, 7115 Garland Ave., addressed the Council, asking when copies of the City Manager Bill would be available. Mr. Coffman advised in about a week. In this respect the Mayor stated that he felt each citizen interested should have one and study thoroughly in order to be able to vote intelligently.

Mr. Edward B. McDermitt, 8000 Wildwood Drive, addressed the Council asking about having signs erected on Wildwood Drive in order to slow down traffic. Councilman Perring advised that he was going to make a study of Wildwood Drive.

EXECUTIVE SESSION: LAW & ORDINANCES: Councilman McClenon moved the adoption of the following Ordinance:

ORDINANCE NO. 1067

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

Section 1. The following Ordinances are hereby repealed (references in parentheses being to the volume and page of the minute book showing the passage of the Ordinance):

- No. 64, May 8, 1899 (3:114)
- No. 135, June 1, 1906 (4:388)
- No. 248, Dec. 14, 1914 (6:99)
- No. 303, Jan. 29, 1917 (6:238-239)
- No. 304, Feb. 5, 1917 (6:240)
- No. 321, Jan. 14, 1918 (6:289-290)
- No. 356, June 20, 1921 (7:65)
- No. 370, April 17, 1922 (7:109)
- No. 373, June 2, 1922 (7:115)
- No. 388, Dec. 18, 1922 (7:158)
- No. 398, May 29, 1923 (7:191)
- No. 407, Nov. 24, 1924 (7:294)
- No. 464, May 19, 1927 (8:105)
- No. 489, July 16, 1928 (8:172)
- No. 511, Aug. 18, 1930 (8:283-284)
- No. 515, April 20, 1931 (8:310)
- No. 516, May 18, 1931 (8:315)
- No. 531E (originally labeled 235) April 17, 1933 (9:102)
- No. 531K, Jan. 15, 1934 (9:179-180)
- No. 608, March 24, 1937 (12:20-21)
- No. 610, April 29, 1937 (12:30)
- No. 647, April 6, 1938 (12:133-140)
- No. 667, July 18, 1938 (12:183-184)

Section 2. Nothing contained in section 1 shall in any way affect any right, obligation, or liability now existing by reason of any provision therein repealed; but all such rights, obligations, and liabilities shall continue and may be enforced in like manner as if the said provisions had not been repealed.

Councilman Tymeson seconded the motion.

The motion was carried with a roll call vote recorded as follows: Yeas: Councilmen Eccleston, Klinck, McClenon, Parkhill, Perring and Tymeson. Nays: none

Mr. McClenon, for the Law and Ordinances Committee stated that all the ordinances repealed by No. 1067, were completely obsolete for the following reasons:

No. 64 (Vital statistics). These statistics are now collected under a State law, and the municipal ordinance has not been followed for many years.

No. 135 (Hitching horses to trees, etc.). This is adequately covered by the Police Regulations, Article 13, section 1, and Article 18, section 1.

No. 248 (Water charges). This was clearly superseded by the Police Regulations, Article 26.

Nos. 303 and 304 (Right of way). These related to non-existent railway tracks.

No. 321 (Coasting). This is adequately covered by No. 532, Art. 7, section 1.

No. 356 (Firecrackers, etc.). This is adequately covered by the Police Regulations, Article 10, section 1.

No. 370 (Registration of voters). Since 1939 voters are registered only by the County boards of election and not by the City.

No. 373 (Assessments). This was probably intended as a temporary provision, but its repeal was recommended because it was not clearly expressed and was clearly superseded; for a number of years the City has been required by State law to accept the assessments made by the County authorities.

No. 388 (Parking). This was undoubtedly superseded by No. 532 and later ordinances regulating parking.

No. 398 (Assessments). The comment on No. 373 is equally applicable to No. 398.

No. 407 (Garages). This was clearly superseded by No. 428.

No. 464 (Assessments). The comment on No. 373 is equally applicable to No. 464.

No. 489 (Firearms, etc.). This is adequately covered by the Police Regulations, Article 10, section 1.

No. 511 (Dogs). This is adequately covered by the Police Regulations, Article 7, and recent amendments thereto.

No. 515 (Ball playing). This is adequately covered by the Police Regulations, Article 22, section 9.

No. 516 (Dumping of refuse). This is adequately covered by the Police Regulations, Article 8.

No. 531E (Liquor Licenses). Since the sale of liquor in Takoma Park is prohibited, this provision for licensing such sale was clearly superfluous.

No. 531K (Hucksters, etc.) This was clearly superseded by No. 1028.

No. 608 and 610 (Taxicabs). These were clearly superseded by No. 819.

No. 647 (Registration of voters). Since 1939 voters are registered only by the County boards of election and not by the City.

No. 667 (Camps). This was clearly superseded by No. 893.

Councilman McClenon moved the adoption of the following Ordinance:

ORDINANCE NO. 1068

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

Section 1. Ordinance No. 53 of July 6, 1896 (Vol.2 of Minute Books, page 153) is hereby repealed.

Section 2. Article 31 of the Police Regulations is amended by adding at the end thereof the following:

"Section 4. (a) That no person shall, in the City of Takoma Park, kill, trap, maim, destroy, or take, or pursue with intent to kill, trap, maim, destroy, or take, by any device, contrivance or means whatever, any wild song bird.

"(b) Every person who shall, within the corporate limits of the City of Takoma Park, expose or offer for sale or have in his possession or custody any wild song bird shall be deemed guilty of taking the same within the meaning of this section.

"(c) Every violation of this section shall be punishable by a fine of not less than five (5) nor more than twenty five (25) dollars!!"

Section 3. Nothing in this ordinance shall apply to official banding stations.

Section 4. This ordinance shall take effect October 1, 1951; but any violation of Ordinance No. 53 committed before that date may be prosecuted and punished in the same manner as if that ordinance had not been repealed.

Councilman Parkhill seconded the motion.

The motion was carried with a roll call vote recorded as follows: Yeas: Councilmen Eccleston, Klinck, McClenon, Parkhill, Perring and Tymeson. Nays: none.

Councilman McClenon moved the adoption of the following Ordinance:

ORDINANCE NO. 1069

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

Section 1. Ordinance No. 101 of June 18, 1903 (4:150) is hereby repealed.

Section 2. Article 14 of the Police Regulations is amended by inserting, between section 22 and section 23 thereof, the following:

"Section 22A. (a) No person shall open, keep, run, operate or maintain any place of public amusement, club house, pool room, baseball park, picnic grounds, camp meeting, theatrical show, or any other like place, within the corporate limits of the City of Takoma Park, without obtaining a special license therefor from the City Clerk.

"(b) The City Clerk shall issue licenses under this section only after application for such license has been approved by the City Council, and after the payment of such sum as may be fixed by the Council at the time of such approval.

"(c) Any person who opens, keeps, runs, operates or maintains any place described in this section without having a license therefor, issued by the City Clerk after approval by the Council, or without having paid the sum specified by the Council, shall for each day on which such offense occurs be fined not more than five (5) nor more than fifty (50) dollars, and in default of the payment of such fine shall be imprisoned not more than thirty (30) days."

Pg. Nos. 23-24 supplied. City officials in front of book

Pg 21-24 between pp 102-103

Section 3. This Ordinance shall take effect October 1, 1951; but any violation of Ordinance No. 101 committed before that date may be prosecuted and punished in the same manner as if that ordinance had not been repealed.

Councilman Perring seconded the motion.

The motion was carried with a roll call vote recorded as follows: Yeas: Councilmen Eccleston, Klinck, McClenon, Parkhill, Perring, Tymeson and Oosterhous. Nays: none

Councilman McClenon moved the adoption of the following Ordinance:

ORDINANCE NO. 1070

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

Section 1. Ordinance No. 127 of February 12, 1906 (4:362) is hereby repealed.

Section 2. Article 8 of the Police Regulations is amended by inserting between section 15 and section 16 the following:

"Section 15A. In case the owner of any lot described in section 15 fails to comply with the provisions of that section, within 30 days after notice to do so shall have been given by the City Clerk, the work necessary to be done for the protection of the street, parking or other public space shall be done by the City, and the cost thereof shall be a lien upon the said lot, recoverable in the same manner as delinquent general City taxes."

Section 3. This Ordinance shall take effect October 1, 1951.

Councilman Tymeson seconded the motion.

The motion was carried with a roll call vote recorded as follows: Yeas: Councilmen Eccleston, Klinck, McClenon, Oosterhous, Parkhill, Perring and Tymeson. Nays: none

Councilman McClenon moved the adoption of the following ordinance:

ORDINANCE NO. 1071

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

Section 1. Ordinance No. 134 of June 1, 1906 (4:388) is hereby repealed.

Section 2. Article 12 of the Police Regulations is amended by adding at the end thereof the following:

"Section 6. Any person found guilty of maliciously destroying or injuring any public or private property in the City of Takoma Park shall, if no other penalty therefor is prescribed elsewhere in this ordinance, be fined not less than five (5) nor more than twenty five (25) dollars, and in default of payment of such fine shall be imprisoned not more than thirty (30) days."

Section 3. This ordinance shall take effect October 1, 1951; but any violation of Ordinance No. 134 committed before that date may be prosecuted and punished in the same manner as if that ordinance had not been repealed.

Councilman Eccleston seconded the motion.

The motion was carried with a roll call vote recorded as follows:
Yeas: Councilman Eccleston, Klinck, McClenon, Oosterhaus, Parkhill, Perring and Tymeson. Nays: none,

Councilman McClenon moved the adoption of the following Ordinance:

ORDINANCE NO. 1072

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

That section 27 of Article 14 of the Police Regulations is hereby amended to read as follows:

"No theater of any kind shall be established or maintained except upon a permit therefor, to be issued by the City Clerk. Separate permits are required under this section and under section 5 of article 9 of this ordinance in cases within the requirements of both of said sections."

Councilman Oosterhous seconded the motion.

The motion was carried with a roll call vote recorded as follows: Yeas: Councilmen Eccleston, Klinck, McClenon, Oosterhous, Parkhill, Perring and Tymeson. Nays: none.

Councilman McClenon moved the adoption of the following Ordinance:

ORDINANCE NO. 1073

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

That section 13 of Article 22 of the Police Regulations is amended by striking out subsection (b) thereof.

Councilman Perring seconded the motion.

The motion was carried with a roll call vote recorded as follows: Yeas: Councilmen Eccleston, Klinck, McClenon, Oosterhous, Parkhill, Perring, and Tymeson. Nays: none.

Councilman McClenon moved the adoption of the following Ordinance:

ORDINANCE NO. 1074

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

That section 21 of article 14 of the Police Regulations is hereby repealed.

Councilman Eccleston seconded the motion.

The motion was carried with a roll call vote recorded as follows: Yeas: Councilmen Eccleston, Klinck, McClenon, Oosterhous, Parkhill, Perring and Tymeson. Nays: none.

Mr. McClenon explained the reasons for the adoption of Ordinances 1068-1074, as follows:

No. 1068 (Song birds), There appeared some doubt as to whether Ordinance No. 53 was intended to be superseded by section 1 of Article 31 of the Police Regulations, and it was felt that the doubt should be cleared up by its reenactment as a part of that article. The word "wild" was inserted in order to make it clear that the keeping of canaries is not to be penalized.

No. 1069 (Amusements), There appeared some doubt as to whether Ordinance No. 101 was intended to be superseded by Article 14 of the Police Regulations, and it was felt that the doubt should be cleared up by its reenactment as a part of that article.

No. 1070 (Protection of sidewalks). Most of Ordinance No. 127 was clearly superseded by section 15 of Article 8 of the Police Regulations, but one section of that ordinance was not adequately covered; consequently it was felt that the omitted provision should be reenacted as a part of Article 8.

No. 1071 (Malicious mischief), Ordinance No. 134 was in part covered by section 3 of Article 12 of the Police Regulations, but it was felt that this did not cover the entire ground and that consequently the substance of No. 134 should be reenacted as a part of Article 12.

No. 1072 (Theater permits). The amendment to section 27 of Article 14 of the Police Regulations strikes out a prohibition on places of "cheap amusement such as 5 cent and 10 cent theaters, moving-picture shows, and the like"; it was felt that this prohibition is no longer needed.

No. 1073 (Newspaper vending boxes). The amendment to Section 13 of Article 22 of the Police Regulations strikes out a prohibition on the use of such boxes "for the sale of Sunday newspapers"; it was felt that this prohibition is no longer needed.

No. 1074 (Sunday amusements). The provision repealed prohibited Sunday amusements; it was felt that this prohibition is no longer needed.

PUBLIC SAFETY COMMITTEE: Councilman Perring made motion to repeal Ordinance No. 1039 thereby moved the adoption of the following Ordinance:

ORDINANCE NO. 1075

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

Section 1. Subsection (a) ^{of} section 1 of Ordinance
No. 1039 of January 15, 1951 (20:107) is hereby
repealed.

Section 2. No left turn shall be permitted from
Sycamore Avenue into Ethan Allen Avenue.

Section 3. The Public Works Department is directed to proceed with the erection of a no left turn sign on Sycamore Avenue at the approach to Ethan Allen Avenue.

Section 4. The penalty for violation of this ordinance shall be the same as prescribed by Ordinance for violating other traffic regulations in the City of Takoma Park.

Councilman McClenon seconded the motion.

The motion was carried with a roll call vote recorded as follows: Yeas: Councilmen Eccleston, Klinck, McClenon, Oosterhous, Parkhill, Perring and Tymeson. Nays: none

FINANCE COMMITTEE: Councilman Tymeson moved the approval of payment of bills in the amount of \$11,231.20.

Councilman McClenon seconded the motion

Upon being put to question the motion was carried.

Councilman Tymeson moved the adoption of the following ordinance to advertise for certificate of Indebtedness:

ORDINANCE NO. 1076

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

An Ordinance to authorize the issuance of Certificates of Indebtedness under and by virtue of authority granted to the City Council under Sections 960 and 965 of Article 16 and Sections 953 and 958 of Article 17 of the Code of Public Locals Laws of Maryland as amended, the said Sections being also Sections 1299 and 1304 of the Prince George's County Code (1943 Edition) and Sections 104-8 and 104-12 of the Montgomery County Code (1950) as amended by Chapter 237 of the Acts of the Regular Session of 1951, and providing for the amount, form and terms of said Certificates, the manner of repayment thereof, the pledging the full faith and credit of the City for their repayment in the event that the special assessments prove insufficient for that purpose, and further providing for publication of a Notice to Bidders offering said Certificates for sale.

BE IT ORDAINED by the City Council of Takoma Park as authorized by Sections 960 and 965 of Article 16 and Sections 953 and 958 of Article 17 of the Code of Public Local Laws of Maryland as amended, the said Sections being also Sections 1299 and 1304 of the Prince George's County Code (1943 Edition) and Sections 104-8 and 104-12 of the Montgomery County Code (1950), as amended by Chapter 237 of the Acts of the Regular Session of 1951, that;

WHEREAS, by the terms and provisions of the Sections herein above mentioned, the City Council of Takoma Park is authorized and empowered to borrow money upon the faith and credit of said City by the issuance of Certificates of Indebtedness, the proceeds therefrom to be used in the grading, constructing, reconstructing, paving or otherwise improving streets, alleys, sidewalks, public highways, or parts thereof, the cost of such improvements or any part thereof, to be charged against the abutting properties found benefited thereby; and

WHEREAS, in the judgment of the said City Council, the public health, safety and comfort, require the improvements of

<u>SUB.</u>	<u>PROJECT</u>	<u>LEVY DATE</u>	<u>BAL.DUE</u>
Gil. & Beale	Lincoln Ave., Widening & Paving	5-1-51	\$3284.17
Carroll	Hancock & Sheridan Avenues (Curb, Gutter and paving)	9-17-51	\$5890.81
			<u>\$9174.98</u>

and that the said streets have been improved and the cost thereof paid from general City funds, all pursuant to a public hearing of which due and timely notice was given in the form and manner required by law; and

WHEREAS, the said City Council now desires to reimburse the said general City funds in the amounts paid therefrom for the improvement of said streets,

THEREFOR, BE IT ORDAINED, that the City Council aforesaid borrow upon the faith and credit of the City of Takoma Park, Maryland, the sum of \$9,000.00 and to issue for said amount three Certificates of Indebtedness in the amount of \$2,000.00 each, numbered 51-SI-1 to 51-SI-3, inclusive, and two Certificates of Indebtedness in the amount of \$1,500.00 each, numbered 51-SI-4 to 51-SI-5, inclusive, to bear date of December 1, 1951, and to mature in order of their consecutive numbers on December 1st in each year, 1952 to 1956, the said Certificates to be specially designated "City of Takoma Park Special Improvement Certificates of Indebtedness 1951".

BE IT FURTHER ORDAINED, that said Certificates of Indebtedness be offered at public sale to the highest bidder or bidders on an interest rate bid basis and that notice of such sale be given by advertisement inserted at least twice in one or more daily or weekly newspapers having a general circulation in the City of Takoma Park and that said sale be held not sooner than ten days following the first insertion of said advertisement. *See p. 44*

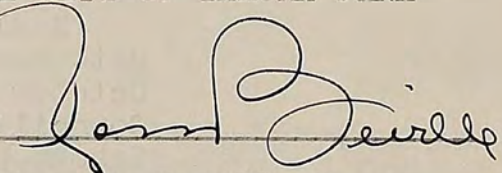
BE IT FURTHER ORDAINED that the form of the advertisement shall be as follows:

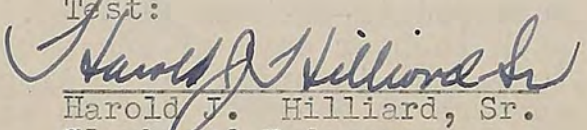
NOTICE TO BIDDERS

Sealed bids in writing on an interest rate basis will be received until 4:00 p.m., October 12, 1951, by the Mayor and City Council for the purchase of five "City of Takoma Park Special Improvement Certificates of Indebtedness 1951", three in the amount of \$2,000.00 each, which Certificates will be numbered 51-SI-1 to 51-SI-3, inclusive, and two for \$1500.00 each, numbered 51-SI-4 to 51-SI-5, inclusive, and each to bear date of December 1, 1951, and to mature in order of their consecutive numbers on December 1st in each year 1952 to 1956, one (1) \$2000.00 Certificate to mature in 1952; one (1) \$2000.00 Certificate to mature in 1953; one (1) \$2000.00 Certificate to mature in 1954; one (1) \$1500.00 Certificate to mature in 1955; one (1) \$1500.00

Certificate to mature ~~to maturity~~ in 1956. Bids may be for one or more of the said Certificates and must be accompanied by a certified check in an amount equal to 5% of the face value of the Certificate or Certificates bid upon. The right is reserved to reject any and all bids. The said Certificates are issued by and under the authority of the provisions of Sections 960 and 965 of Article 16 and Sections 953 and 958 of Article 17 of the Code of Public Local Laws of Maryland as amended, the said Sections being also Sections 1299 and 1304 of the Prince George's County Code (1943 Edition) and Sections 104-8 and 104-12 of the Montgomery County Code (1950), as amended by Chapter 237 of the Acts of the Regular Session of 1951, and the proceeds therefrom are to be used for the construction, paving of streets, curbs, gutters, etc., the principal part of which is to be assessed as a benefit against properties abutting the improvements. The said Certificates shall be issued in bearer form with coupons attached for the semi-annual payment of interest and may be registered as to principal or interest or both. The said bids will be opened at a meeting of the Mayor and City Council to be held at 8 Columbia Avenue, Takoma Park, Maryland, on the _____ day of _____ 1951, at _____.

THE CITY OF TAKOMA PARK

By 
 Ross H. Beville, Mayor

Test:

 Harold J. Hilliard, Sr.
 Clerk and Treasurer

Adopted by Mayor and Council
 _____ 1951

The form of the Certificate hereinabove mentioned is to be substantially as follows:

(BACK OF CERTIFICATE OF INDEBTEDNESS)

NO. _____

United States of America

State of Maryland

CITY OF TAKOMA PARK
SPECIAL IMPROVEMENT
CERTIFICATE
OF INDEBTEDNESS

Issue of 19____

(FACE OF CERTIFICATE OF INDEBTEDNESS)

United States of America

State of Maryland

No. _____

\$ _____

CITY OF TAKOMA PARK SPECIAL IMPROVEMENT

CERTIFICATES OF INDEBTEDNESS 1951

Issue of 19____

THE City of Takoma Park, a Body Politic and Corporate, organized and existing under the laws of the State of Maryland, hereby certifies it is justly indebted and for value received hereby promises to pay to the bearer, or if this Certificate be registered otherwise, then to bearer, to the registered holder hereof, on the _____ day of _____, 19____, the principal sum of _____ together with interest thereon at the rate of _____ per centum per annum, payable semi-annually on the _____ day of _____ of each year upon presentation and surrender of the annexed interest coupons as they severally mature.

~~Both the principal and interest of this Certificate are pay-~~

The full faith and credit of said City of Takoma Park is hereby irrevocably pledged for the prompt payment of both the principal and the interest of this obligation as the same shall fall due, payable at _____.

The form of the Certificate hereinabove mentioned is to be substantially as follows:

(BACK OF CERTIFICATE OF INDEBTEDNESS)

NO. _____

United States of America

State of Maryland

CITY OF TAKOMA PARK
SPECIAL IMPROVEMENT
CERTIFICATE
OF INDEBTEDNESS

Issue of 19____

(FACE OF CERTIFICATE OF INDEBTEDNESS)

United States of America

State of Maryland

No. _____ \$ _____

CITY OF TAKOMA PARK SECIAL IMPROVEMENT

CERTIFICATES OF INDEBTEDNESS 1951

Issue of 19____

THE City of Takoma Park, a Body Politic and Corporate, organized and existing under the laws of the State of Maryland, hereby certifies it is justly indebted and for value received hereby promises to pay to the bearer, or if this Certificate be registered otherwise, then to bearer, to the registered holder hereof, on the _____ day of _____, 19____, the principal sum of _____ together with interest thereon at the rate of _____ per centum per annum, payable semi-annually on the _____ day of _____ of each year upon presentation and surrender of the annexed interest coupons as they severally mature.

Both the principal and interest of this Certificate are payable at the _____

This certificate is issued by the said City of Takoma Park pursuant to an Ordinance duly adopted by the City Council and under the authority of and in full compliance with the provisions of Sections 960 and 965 of Article 16 and Sections 953 and 958 of

Article 17 of the Code of Public Local Laws of Maryland as amended, the said Sections being also Sections 1299 and 1304 of the Prince George's County Code (1943 Edition) and Sections 104-8 and 104-12 of the Montgomery County Code (1950) as amended by Chapter 237 of the Acts of the Regular Session of 1951, empowering the City Council of said City to grade, construct, pave or otherwise improve streets, sidewalks, alleys or highways in the City of Takoma Park and to assess the cost or any part therefor against abutting properties found benefited thereby; and further, in the event of a deficiency in the collection of said assessments to levy therefor on all taxable property in the said City.

This Certificate may be registered in the name of the owner on the Registration Books at the Office of the Clerk and Treasurer at his office in the said City.

It is hereby certified and recited that all Acts, conditions and things required to happen, exist and be performed, exist and have been performed in due time, form and manner as required by the law and Constitution of Maryland and the Ordinance of the City Council of the City of Takoma Park; and that together with all other obligations of the City of Takoma Park issued and outstanding under the provisions of its Charter, the total of such obligations do not exceed the total amount authorized by laws.

IN TESTIMONY WHEREOF, The Council of the City of Takoma Park, Acting for and in behalf of said City, has caused this Certificate to be signed by its Mayor, its Corporate Seal to be affixed hereto, attested by its Clerk, and the interest coupons hereto attached to be executed by its Mayor, all done at the City of Takoma Park, Montgomery County, Maryland, as of the _____ day of _____, 1951

THE CITY OF TAKOMA PARK
BY John Deville MAYOR

ATTESTED:
Harold J. Hilliard Jr Clerk

(FORM OF REGISTRATION)

This Certificate of Indebtedness may be registered as to principal and interest and can only be registered by the Clerk and Treasurer of the City of Takoma Park, Maryland.

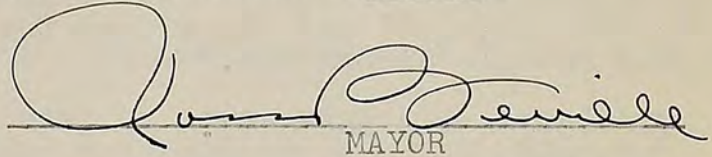
REGISTEREDDATEIN NAME OFREGISTRAR

(FORM OF COUPON)

Coupon NO. _____ \$ _____

On the _____ day of _____, 19____, The City of Takoma Park, Maryland, will pay to the bearer upon presentation and surrender of this coupon at

the sum of
Dollars, being the semi-annual interest then due, at the rate of _____ per centum per annum on the City of Takoma Park Special Improvement Certificate of Indebtedness 19_____.


MAYOR

BE IT FURTHER ORDAINED: That said Certificate of Indebtedness shall be executed on behalf of the City of Takoma Park by the Mayor of said City and that the Corporate Seal of said City be affixed to each Certificate, attested by the Clerk, and that said Certificate together with the interest thereon, shall be payable in lawful money of the United States of America; and

BE IT FURTHER ORDAINED: That all money received from abutting property owners for said special assessments shall be applied solely to the payment of the principal and interest of the Certificates of Indebtedness hereby authorized to be issued and sold; and

BE IT FURTHER ORDAINED: That there be included in the annual tax levy each year on all property in the City of Takoma Park such sums as may be necessary to raise the amount needed to pay the interest and retire maturing certificates, less special assessments in hand or to be received in the said levy year, if there then be a deficiency, to levy against all taxable property in the City of Takoma Park, Maryland.

BE IT FURTHER ORDAINED: That the Mayor and City Council do hereby certify that no litigation of any nature is now pending or threatened, restraining or enjoining the issuance and delivery of said Certificate of Indebtedness or the authority under which the same is made or affecting the validity thereof nor in any manner questioning the use of the proceeds and the provisions for the payment of said Certificates of Indebtedness and the interest thereon, as set forth in the Sections of the Code of Public Local Laws

of Maryland as amended in the Prince George's County Code (1943 Edition) and Montgomery County Code (1950) referred to elsewhere in this resolution.

Councilman Parkhill seconded the motion.

The motion was carried with a roll call vote recorded as follows: Yeas: Councilmen Eccleston, Klinck, McClenon, Oosterhous, Parkhill, Perring and Tymeson. Nays. none.

In regard to the Wolfe drainage problem Councilman McClenon moved that we defer this matter until a future time and refer this to Public Works Committee for report.

The motion was seconded.

Upon being put to question the motion was carried.

PUBLIC WELFARE COMMITTEE: Regarding the letter from Mr. Jack Krochmal asking that Laurel Avenue be roped off for the Halloween celebration, Councilman Parkhill moved that the Council extend the courtesy to the Chamber of Commerce and Lion's Club to rope off Laurel Avenue from Eastern Avenue to Carroll Avenue from 6:00 to 11:00 P. M. on the evening of October 31, 1951 and thank them for the interest they have shown in this annual celebration.

The motion was seconded.

Upon being put to question the motion was carried.

Councilman Parkhill moved that the office of the City Clerk be permitted to collect Prince George's County dog taxes within that portion of the City of Takoma Park in addition to the authority given to the tax collector (Mr. Robt. Mohr) at a previous meeting.

Councilman Eccleston seconded the motion.

Upon being put to question the motion was carried.

CIVIC IMPROVEMENT COMMITTEE: Councilman Oosterhous moved that the City Council petition the Prince George's County Commissioners urging that paving on Larch Avenue be extended from its present terminal point to meet with East West Highway.

Councilman Eccleston seconded the motion.

Upon being put to question the motion was carried.

Councilman Oosterhous moved that the City Council authorize at least one or more Councilmen and especially the Mayor to go over to appear before Prince George's County Commissioners and reinforce the pleas for police protection in the Prince George's County section of Takoma Park.

The motion was seconded.

Upon being put to question the motion was carried.

On motion of Councilman Oosterhous and seconded by Councilman McClenon it was voted that the City Clerk be directed to write a letter to the Park and Planning Commission and to the Prince George's County Commissioners calling their attention to the fact that contrary to customary procedure we were not notified of the rezoning on petition A1721, consequently we did not notify the interested citizens within that area, therefore, they did not have a chance to appear at the hearing.

Upon being put to question the motion was carried with Councilmen Perring voting nay.


Councilman Oosterhous presented preliminary estimates on cost of remodeling of 8 Columbia Avenue drawn up by Mr. Earl W. Thomas, Superintendent of Public Works Department.

PUBLIC WORKS COMMITTEE: Councilman Klinck brought up the question of extending Holton Lane. In this respect Councilman Perring moved that the Public Works Department investigate the condition of the sub-grade and determine the feasibility of resurfacing over the existing surface and to make an attempt to obtain 100% signers on the petition for said work.

Councilman Eccleston seconded the motion.

Upon being put to question the motion was carried.

There being no further business to come before the Council, upon motion properly seconded and carried, the meeting adjourned at 12:50 a.m.


Clerk and Treasurer


Mayor