

MAYOR & COUNCIL  
EXECUTIVE MEETING

January 21, 1952

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

Mayor Beville reviewed the new order of business as outlined at the December 17, 1951 meeting.

Corporation Counsel Gingerich reported that Mr. Risher had contacted him regarding the zoning violation at 7301 Birch Avenue, owned by Mrs. Maude Welsh. The Mayor stated this matter was in the hands of the County Council and that they had taken appropriate action, also that the Council had received a letter from County Attorney McDonald and a copy of a letter to Mrs. Welsh from Mr. Morton Thomas, Director of Licenses and Inspections, in which he informed her to stop where she was then and start tearing out anything that was inconsistent with the zoning regulations of Montgomery County.

PARK AND PLANNING

Councilman Eccleston reported on the completion of Spring Park, stating that this work should be completed definitely before March if the weather permits.

PUBLIC WORKS

Councilman Klinck reported that he has had splendid results from his contacts on the dedication for the widening of Carroll Avenue and expects these dedications to be completed by February 1st.

Councilman Klinck reported that no replies had been received from abutting property owners on Wabash Avenue, between East Ridge and Flower Avenues, and inasmuch as he feels this is to be a very necessary improvement, if no response has been received by January 28, that a date should be set for a hearing. He also requested that the Superintendent of Public Works prepare specifications for this project and have survey made if necessary so report may be available at the meeting on January 28th.

Councilman Klinck reported that all of the abutting property owners would, by the end of the week, send their letters of approval for the construction of a service drive from 7400 to 7404 N.H. Ave.

Councilman Klinck moved that the Superintendent of Public Works be authorized to prepare specifications for the construction of the

service drive as outlined at the previous meeting of the Mayor and Council, on Dec. 17, 1951 at which time the estimated cost was given; that specifications be prepared to conform to the estimates, and that the property owners be allowed 5 years to make payment. Also, that advertisement for bids be authorized subject to receipt of letters from the other three property owners who were interested in having this project started.

Upon being seconded and put to question the motion was carried.

Councilman Klinck reported that the Superintendent of Public Works and he were to meet with Mr. Shaw of Washington Suburban Sanitary Commission regarding the West Grant Avenue project.

Councilman Klinck advised the Council that the construction of Second Avenue would start on February 6, 1952.

Regarding the 10' strip of land asked for by the First Evangelical and Reform Church, Councilman Klinck moved that the Corporation Counsel be granted authority to negotiate the sale of this 10' strip fronting along N. H. Avenue right-of-way abutting Lots 5, 6 and 7, Block 3, New Hampshire Highlands with the First Evangelical and Reform Church.

Upon being seconded and put to question the motion was carried.

Regarding the observation of construction work having proper permits posted, Councilman Perring moved the adoption of the following Resolution:

#### RESOLUTION

WHEREAS, the City of Takoma Park does not issue building and - or certain construction permits,

BE IT RESOLVED, that the Council hereby establishes a definite policy to be executed by the Police Department in which all construction work in the City of Takoma Park shall be observed for the purpose of ascertaining if a proper building and-or construction permit has been obtained and if none is displayed, to report the matter to the proper county authority;

AND FURTHER, all cuts in the streets be observed and reported to the Superintendent of Public Works.

Councilman Klinck seconded the motion.

Upon being put to question the motion was carried.

Councilman Klinck advised the Council that he felt East-West Highway was not illuminated sufficiently from western portion to New Hampshire Avenue. This question was referred to Public Safety Committee for study.

It was also suggested to consider better lighting on Carroll Avenue from intersection of Laurel and Carroll Avenues to fire house and on Laurel Avenue to Eastern Avenue.

It was suggested that Mr. Hilliard contact the Potomac Electric Power Co. for their survey of these streets after which they will make proper recommendations.

#### PUBLIC SAFETY

Councilman Perring moved the appointment of Robert E. Jones, as Police Clerk at a salary of \$2400.00 per annum.

Upon being seconded and put to question, the motion was carried.

Councilman Perring recommended that the Public Work Department

Councilman Perring moved the adoption of the following Ordinance:

#### ORDINANCE NO. 1098 $\frac{1}{2}$

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

Section 1. The second paragraph of Section 1 of Ordinance No. 894 of July 28, 1947 (18:48) is amended by inserting before the second period therein a comma and the words "except from a point of location of the last meter on Carroll Avenue, north and back a distance of 36', south, on the east side of Carroll Avenue and in addition one meter from in front of Takoma Motor Company and one meter immediately north of Westmoreland Avenue on East side of Carroll Avenue."

Section 2. No parking shall be permitted in the area indicated by yellow curbing.

Section 3. The Superintendent of Public Works shall direct the painting with yellow paint of the curbs at the places described in section 2 of this Ordinance.

Councilman McClenon seconded the motion.

The motion was carried with a roll call vote recorded as follows: Yeas: Councilmen Eccleston, McClenon, Peerring, *Spencer & Klinck. No: none Absent: Councilmen Gostberg & Parkhill*

Councilman Klinck advised the Council that he felt East-West Highway was not illuminated sufficiently from western portion to New Hampshire Aveue. This question was referred to Public Safety Committee for study.

It was also suggested to consider better lighting on Carroll Avenue from intersection of Laurel and Carroll Avenues to fire house and on Laurel Avenue to Eastern Avenue.

It was suggested that Mr. Hilliard contact the Potomac Electric Power Co. for their survey of these streets after which they will make proper recommendations.

#### PUBLIC SAFETY

Councilman Perring moved the appointment of Robert E. Jones, as Police Clerk at a salary of \$2400.00 per annum.

Upon being seconded and put to question, the motion was carried.

Councilman Perring recommended that the Public Work Department take up with the Police Department the matter of designing a meter collection cart and estimating the cost thereof.

Tentative authority was given the Chief of Police and Superintendent of Public Works to remove certain meters at Westmoreland and Carroll Avenues and East side of Carroll Avenue across from E & X Service Station and after these were removed that an ordinance would be adopted at the next meeting.

Councilman Perring moved the adoption of the following Ordinance:

#### ORDINANCE NO. 1099

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

Section 1. The following streets are designated as one-way streets:

Grant Avenue, from Carroll Avenue to Maple Avenue; Philadelphia Avenue, from Maple to Carroll Avenue.

Section 2. Ordinance No. 987 of April 24, 1950 (19:258-259) is repealed.

Section 3. The stop sign now on Grant Avenue at the intersection of Maple Avenue shall be removed and stop signs shall be erected on Maple Avenue at the intersection of Grant Avenue.

*Repealed,  
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Section 4. Failure to stop as directed by either of the stop signs erected by virtue of Section 3, and any violation of Section 1, shall be subject to the same penalty as provided by Section 1 of Ordinance No. 532 of December 4, 1934 (10:111 ) entitled "Traffic Regulations."

Section 5. This Ordinance shall take effect February 11, 1952, and remain in effect for one month.

Councilman McClenon seconded the motion.

The motion was carried with a roll call vote recorded as follows: Yeas: Councilmen Eccleston, McClenon, Perring and Tymeson. Nays: Councilman Klinck. Absent: Councilmen Oosterhous and Parkhill.

FINANCE

Councilman Tymeson advised the Council that the Magistrates fines and warrants were \$800.00 over the budget for this part of the year.

Councilman Tymeson displayed and explained in detail his budget chart which shows the percentage of each department's expenditures up to the present time.

LAW AND ORDINANCES

Councilman McClenon moved that an open meeting be had on the City Manager Bill on February 27, 1952.

Upon being seconded and put to question the motion was carried.

Councilman McClenon moved the adoption of the following Resolution:

RESOLUTION

BE IT RESOLVED, by the Mayor and Council of the City of Takoma Park, that we urge the General Assembly of Maryland to enact permissive legislation giving discretion to the governing bodies of incorporated cities and towns and special taxing authorities to levy taxes on personal property and improvements to real estate at a lower rate than that on the unimproved value of land.

Upon being properly seconded the motion was carried.

Councilman McClenon moved the adoption of the following Resolution:

RESOLUTION

BE IT RESOLVED, by the Mayor and Council of the City of Takoma Park, that we urge the General Assembly of Maryland to enact legislation permitting the governing bodies of incorporated cities and towns, subject to a referendum to the voters of such municipalities, to make minor changes in the city or town charter, so as to relieve the General Assembly of the necessity of devoting a large portion of its time to the consideration of relatively unimportant local problems.

Upon being properly seconded and put to question the motion was carried.

Councilman McClenon moved the adoption of the following Resolution:

RESOLUTION

BE IT RESOLVED, by the Mayor and Council of the City of Takoma Park, that we express to His Excellency Governor Theodore McKeldin and the General Assembly of Maryland our opposition to the diversion of "Sherbow Funds."

and put to question  
Upon being properly seconded/the motion was carried.

Councilman McClenon moved the adoption of the following Ordinance:

ORDINANCE NO. 1100

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

Section 1. The City Clerk shall call a meeting of citizens for the making of nominations for Mayor and Councilmen at 8 p.m., Tuesday, March 11, 1952, at the Municipal Center at the corner of Philadelphia and Carroll Avenues. The said meeting shall be conducted as prescribed in section 1189 (H) of the City Charter, as amended by Chapter 331 of the Maryland Laws of 1949 (Montgomery County Code, section 104(L)).

Section 2. There shall be a City election to elect a Mayor and seven Councilmen at the Municipal Center between the hours of 7 a.m. and 7 p.m., on Tuesday, March 25, 1952. The referendum on the proposed City Manager amendment to the City Charter shall be conducted at this election in accordance with section 4 of the act approved March 28, 1951 (1951 Laws of Maryland, Chapter 236). The said election shall be conducted in accordance with the provisions of section 1189 of the City Charter (Montgomery County Code, section 104-4); it shall be conducted by means of voting machines, and so far as practicable all laws and regulations governing the use of voting machines in elections in Montgomery County shall apply to the use of voting machines in the said City election

Section 3. The City Clerk shall make arrangements with the Board of Election Supervisors of Montgomery County for the use of eight voting machines at the said City election, and shall arrange to have placed on each voting machine the names of all candidates nominated at the citizens' meeting of March 11, except any who may within three days thereafter have filed with the City Clerk his refusal to have his name so placed. The City Clerk shall also arrange to have placed on each voting machine the words "Shall the Charter of the City of Takoma Park be amended to provide for the office of City Manager?" followed by the words "For Charter Amendment", and "Against Charter Amendment", with a square or box opposite each such statement for the voters to indicate their choice.

Section 4. The City Clerk shall cause a notice of the citizens' meeting and the City election to be inserted in the Takoma Journal the first week in March. He shall also cause the insertion in the Takoma Journal, the third week in March, of a facsimile of the arrangement of the names and words on the voting machines.

Section 5. The City Clerk shall prepare cards bearing the names and addresses of all voters certified by the Boards of Election Supervisors of Montgomery and Prince George's Counties, and shall furnish such cards to the judges and clerks of election.

Section 6. The City Clerk shall recommend to the Council the names of fourteen persons for designation by the Council as judges and clerks of election.

Section 7. The City Clerk, with the assistance of the Chief of Police, shall see that the City election is conducted in accordance with the provisions of this Ordinance and of section 1189 of the City Charter (Montgomery County Code, section 104-4).

Section 8. The judges of election shall meet at the City Office (8 Columbia Avenue) as a board of election at 10 a.m., Wednesday, March 26, 1952, and shall determine and certify the results of the election, as provided in section 1189 (I) of the City Charter (Montgomery County Code, section 104-4 (G)). The Council shall meet in special session to receive the certification from the judges at 8 p.m. on Wednesday, March 26, 1952.

Councilman Perring seconded the motion.

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

Councilman Perring moved the approval for the City to purchase an electric clock not to exceed \$10.00 to be placed on the second floor of the Municipal Building.

Upon being seconded and put to question the motion was carried.

Councilman McClenon moved the adoption of the following Resolution:

#### RESOLUTION

WHEREAS, the passing of Roscoe C. Rowe has removed from this life a respected friend and associate, and

WHEREAS, his leadership, integrity, and conscientious devotion to duty as Mayor of Annapolis and a member of the Council of the Maryland League of Municipalities has resulted in an outstanding and enviable record for public service.



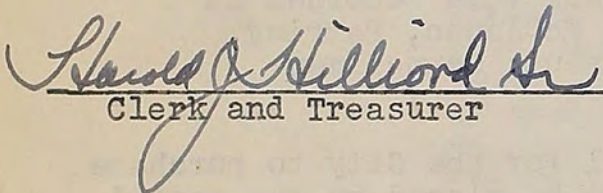
BE IT RESOLVED, that the Mayor and Council of the City of Takoma Park express deepest sympathy and sorrow in the passing of this public servant and sincere friend, and

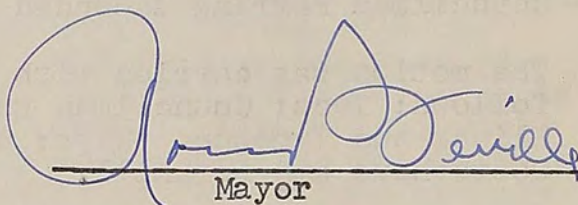
BE IT FURTHERRESOLVED, that a copy of this Resolution be recorded in the official Minutes of the City of Takoma Park and a suitable copy be prepared and forwarded to his bereaved family.

Councilman Perring 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 12:00 midnight.

  
Clerk and Treasurer

  
Mayor

MAYOR & COUNCIL  
REGULAR MEETING  
January 28, 1952

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

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

FINANCIAL STATEMENT  
December, 1951  
Summary

	Revenues Dec. 1951	Revenues to 12/31/51	Bal. Budg. to 6/30/52	Total Budget
Cash on hand				
Citz. Bank	114,030.35			
Sub. Trust	10,519.97			
<u>Revenues</u>	<u>124,550.32</u>			
1.0 Gen. Taxes	8364.11	246294.62	21132.78	267427.40
2.0 Lic.&Permits	325.89	13596.25	6328.75	19925.00
3.0 Fines & Forf.	21.50	125.50	1674.50	1800.00
4.0 Use of Money and Property	20.00	20.00	105.00	125.00
5.0 Rev. from other sources	8511.82	2333.60	20871.40	23205.00
6.0 Serv.chg.fr. current serv.	35.00	704.00	496.00	1200.00
	<u>17278.32</u>	<u>704.00</u>	<u>496.00</u>	<u>1200.00</u>
	141828.64	263073.97	50608.43	313682.40
<u>Disbursements</u>				
10. Genl. Govt.				
Clerk's Off.	2904.38	12307.82	11287.18	23595.00
10. Govt. Bldgs.	4569.80	7847.13	6112.87	13960.00
10. P.W.Rep.Shop	1368.06	8974.95	3830.05	12805.00
11.1 Police Dept.	4871.73	26776.12	20151.38	46927.50
11.2 Fire Dept.	2542.08	19126.80	19618.20	38745.00
12.1 P.W.Dept.Off.	686.12	5819.77	3435.23	9255.00
12.2 " " Hghwys	3434.98	29446.70	4803.30	34250.00
12.4 " "Oth "	.00	305.71	21805.71	21500.00
12.5 " " Hghwy Lighting	770.67	4425.35	3354.65	7780.00
13.2 P.W.Dept.Sani.	3905.76	23026.01	26173.99	49200.00
19.3 " Recrea.	367.36	2455.48	5287.52	7743.00
19.4 Cultural- Library	1729.11	9103.66	496.34	9600.00
21. Miscellaneous	1203.74	5076.55	2057.11	7133.66
	<u>28353.79</u>	<u>5076.55</u>	<u>2057.11</u>	<u>7133.66</u>
	113474.85	154080.63	128413.53	282494.16
12/31/51 Bal. Citz. Bank	102353.98			
" Sub. Tr. Co.	11120.87			
" Both Banks	<u>113474.85</u>			

## SPECIAL IMPROVEMENT ACCOUNT

11/30/51	Bal. Citz. Bank	21713.25
	Deposits dur. Dec. 1951	<u>10564.01</u>
		32277.26
	Disbursements	
	during December 1951	<u>26153.31</u>
12/31/51	Bal. Citizen Bank	6123.95

Councilman Ferring moved that we dispense with the reading of the minutes of December 17, 1951, and January 21, 1952, and that they be approved as corrected.

Councilman Eccleston seconded the motion.

Upon being put to question, the motion was carried.

CORRESPONDENCE: Letter from Mr. Maurice E. Taylor, Acting President of the Hampshire Greens Community Association, advising that this Association approved the following motion: "Moved, that the Hampshire Greens Community Association wishes to go on record as endorsing, in principle, the Rooming House license ordinance now under consideration, and urges its adoption." Referred to Civic Improvements Committee.

Letter from Mr. C. W. C. Poole, General Administrative Supervisor of Potomac Electric Power Company, advising that they would make a survey of the street lighting needs on East-West Highway from Carroll Avenue to New Hampshire Avenue, on Laurel Avenue from the District Line to Carroll Avenue and Carroll Avenue to the Firehouse, on Maple Avenue between Tulip Avenue and the District Line. Referred to Public Safety Committee.

Letter from Louise B. Stuart, Principal of the Sligo School, expressing sincere appreciation for the consideration given their problem on traffic in front of their school. Public Safety File.

Letter from Dr. Joseph Ray, Maryland Municipal League, expressing appreciation for check covering membership dues.

Replies from all abutting property owners in the vicinity of the Zion Lutheran Church regarding construction of service drive. Referred to Public Works Committee.

OPEN MEETING: Mrs. Vera Hash stated that she had attended the Conference on Recreation in Annapolis. In the course of statistics, it was stated that Takoma Park was one of seven municipalities that participated in Recreation and donated funds for this purpose. Mrs. Hash asked if the Mayor and Council would write a letter to Prince George's Commissioners and urge them to include in this year's budget the Recreation Program which they have eliminated in the past. Referred to Parks and Playgrounds Committee.

Mr. James Hash of 424 Lincoln Avenue expressed appreciation to the Council for their work in the past year.

Mrs. Hash asked if Prince George's County would get their share of the March of Dimes' funds from the Parking Meters. Mayor Beville stated they would -- on the same basis as last year.

Councilman Perring stated there was a meeting between the Mayors, Mayor Pro Tems, various Councilmen of the municipalities in the Prince George's area, and a committee representing the citizen's organizations of the Chillum-Adelphi fire area. This meeting was set up at a prior meeting in which that group of citizens were coming in with a proposal of what they thought would be a fair and equitable means of giving fire protection in the Chillum district between Takoma Park, etc. They brought into that meeting a proposal to have a 10¢ fire tax per \$100.00 valuation on the 4th, 5th, 6th and 7th precincts of the 17th election district outside the boundaries of the municipalities. The proceeds of that tax would be divided between the Chillum-Adelphi Volunteer Fire Department and the municipalities on a 50-50 basis starting the first year. It would be on a 50-50 basis for the first four years and then each succeeding period of two years it would decrease 10 percent for the municipalities and increase 10 percent for the Chillum-Adelphi Fire Department. Their original proposal brought that down to 100 percent going to the new Fire department. These taxes would be distributed in accordance with prior agreement of the municipalities of the previous fire tax bill that was acted on by referendum and defeated; Takoma Park, Mt. Rainier, and Brentwood would receive 25 percent each; College Park, 10 percent; Hyattsville, 10 percent; Riverdale, 5 percent. The result was that the new Company would initially receive 50 percent--the other 50 percent would be divided among the other municipalities and that each two years the new company would receive an additional 10 percent which would be taken from the money received by the other departments until the point was reached when the new department would be receiving 80 percent. Instead of getting 100 percent for the Chillum-Adelphi group it would remain 20 percent for the municipalities and 80 percent for the new volunteer fire department. That would come into effect beginning the 9th year. Councilman Perring further pointed out that this was the way the meeting stood and that no one was authorized to take action. The only thing agreed to over and above the original proposal was that the 20 percent would be left to municipalities indefinitely until legislature saw fit to change that idea. The diminishing rates to the municipalities would be on the basis that this fire department would improve as time goes on. There was a lot of discussion about divisions of area--I do not believe anyone knew enough to separate the areas. We would be committed to serve the area to the best of our ability for whatever we would get out of this proposal. Efforts were to be made to enter this bill at this session of legislature; however, they did not know if it could legally be done at this term of legislature. Informally, it was requested that we approve this and start giving this fire service in anticipation of getting funds.

Mr. Milton Kramer, 7602 Hammond Drive, spoke on behalf of the Joint Committee, and stated that the City Council took action months ago on what it thought was reasonable compensation outside the city limits. If the Council was right on deciding on 12¢ per \$100.00 assessed valuation, then 5/12 of that is not reasonable. If the new area wants to have its own department, we think it is unfair to have the fire department through the subsidy of the surrounding departments. They will not be in a position to give any service at all, and the primary responsibility will fall to Takoma Park. We would get for that primary responsibility about \$5,000.00 instead of the \$12,000.00 that was defeated a few months ago. For that reason, the Joint Committee is opposed and urge the Council not to accept the proposal. The Prince George's people are vigorously opposed to resuming fire services immediately.

Mr. Derato, 413 Lincoln Avenue, stated that when we were talking about 10¢ per \$100.00 valuation, Councilman Perring had stated that we could get along without too great a loss to the City with 25 percent of a possible \$40,000.00 income from that area. That would bring us 2½¢ per \$100.00 assessed valuation. Under the new proposal, for the first 4 years we would get \$5,000.00 a year. This would bring us 1½¢ per \$100.00 valuation. For the next two years, it would drop to \$4,000.00 or 1¢ per \$100.00. The next two years, it would drop to \$3,000.00 or ¾¢ per \$100.00. From then on it would be ½¢ per \$100.00. At the November meeting, it was stated we would get along without too much loss on the 2½¢. Now they want us to give them fire protection while most of their tax money is going to their fire department. Mr. Derato is opposed for the above reasons.

Mr. Robert Mohr, 217 Spring Avenue, stated he was in agreement with Mr. Kramer and it looked as though we would be furnishing protection while they are financing their fire company with diminishing returns to us as time goes on. The diminishing amount that we will get is also requiring an increased amount of protection unless we know that they will have the proper equipment. He stated that the other fire departments in Prince George's County were getting \$1,400.00 which Takoma Park was not getting.

Mayor Beville stated that we have an application in for membership of Takoma Park in the Prince George's Firemen's Association, and that for lack of membership in this association, the Takoma Park Fire Department is denied equality with other Prince George's companies which participate in the so-called equalization fund.

Corporation Counsel Gingerich stated that under the law we do not qualify for membership as the Fire Department must be within the County and we must be a member of the Prince George's County Fire Association, where again they required the Fire Department to be in the County.

The question as to whether or not we could get back the 2 percent tax that was paid by the Prince George's citizens was referred to the Corporation Counsel for investigation.

Mr. Denison, 7207 13th Place, stated he thought the Council should exercise a certain amount of precaution in going forth with a proposal, as it was not a fact that they would definitely have a fire department.

Councilman Perring stated he was in accord with Mr. Denison's statement, and that legislation could be properly enacted in 1953 rather than at this session of legislature. That would give a full year for the Chillum-Adelphi group to show just what they are going to do.

Mr. Curtis, 717 Erie Avenue, asked if part of this fire equipment could be put on the Prince George's side. Mayor Beville stated this was considered but could not be done.

Mr. Teal, 201 3rd Avenue, stated he would like to direct his remarks to Councilman Perring's recent remarks on how a volunteer fire department is organized and how it begins to operate. There is another side of that story, and I have heard it discussed by older members of our citizen's associations that at the time when the Takoma Park Fire Department was struggling, the people adjacent to Takoma Park contributed rather substantially to them. Now these people are being denied service.

Mayor Beville explained that we recognized and appreciated the efforts made by people of that area, but that we had helped this area for thirty years. One of the things we regretted most was having to make the ordinance that was passed of a general nature as we would have liked to continue protection to that area because we recognize that it is a very difficult one to get to from other departments.

Mr. J. Hyman Blond, 1612 Drexel Avenue, stated that we did not realize the position of the people outside the City limits, and that Mr. Kramer's chief argument regarding the fire services being withdrawn from this unincorporated area was on the basis that the people did not want to pay a fire tax, which is far from the truth but it has gotten the publicity in the area. He further stated that apparently the reason we sent a bill to legislature which provided for a referendum was that we thought we could get it passed with the referendum. He further stated the Chillum-Adelphi group yielded on two points: On having a 4 year period instead of a 2 year period, and allowing it to stand at 80 percent and 20 percent after it got that high. He further pointed out that there are five municipalities that are in agreement now with the proposal, and that it has been three months since Takoma Park's fire services were discontinued, and in a number of instances they are getting adequate service from the other companies, and the people now think that perhaps they can get along without the City of Takoma Park.

Mayor Beville explained that we were not seeking other areas to protect and stated the City could continue for some length of time without collecting fire tax in the Chillum area. We have a Fire Department and the people in the Chillum area need fire protection and we are willing to do so if we get a fair sum.

Mr. Blond further stated that he understood Mayor Beville to say that if Takoma Park were permitted to participate in the equalization fund that he would personally suggest that Takoma Park reinstitute their services, and on the basis of that, Mr. Blond wrote several letters to the Commissioners stating that they were in favor of Takoma Park participating in this, but upon learning that Takoma Park participated in an equalization fund in Montgomery County, he lost interest. Mayor Beville explained the above was not his exact words and that the City did not participate in an equalization fund in Montgomery County.

Mayor Beville stated that he personally would be in favor of working out arrangements in which the City could participate in this protection, but would not be in favor of getting Takoma Park to 20 percent 10 years from now. It may be wholly unjust as far as Takoma Park is concerned, or as far as the fire company is concerned.

EXECUTIVE SESSION: PUBLIC SAFETY COMMITTEE: Councilman Perring stated he hoped through the press that there would be sufficient publicity so that they could hear from the citizens on the Montgomery side, and moved that we table this discussion on the fire tax until further negotiations could be accomplished if the interested groups are willing to go into further negotiations.

Councilman McClenon seconded the motion.

Councilman Klinck pointed out that negotiations should take place immediately so that the outcome of such might become possible for formulation and presentation to legislature.

Councilman Klinck further stated that he felt that the presentation made by Mr. Blond at the meeting was a very pleasing one, and that Mr. Blond stated that they expected discussions, and give and take on the matter. However, it came to my attention right away that the basic tax which was suggested by them of the 10¢ rate was for the maintenance of a full time fire department for the area. Immediately, at the outset of the organization, 50 percent of the cost of the performance of such a service was to be maintained by this new company. I believe I brought out at the meeting that it was very questionable whether this company would be prepared to render that much service. They felt that whatever was above the proper percentage was a contribution from the neighboring communities. Certainly, no municipality can consider it to be a paying one and they, themselves, stated it amounted to a contribution from the other fire departments until they had been established sometime.

**PARKS AND PLAYGROUNDS COMMITTEE:** Councilman Eccleston stated that he had taken the matter of Spring Park up with Mr. Thomas and he agreed that he would have it finished by March.

Councilman Eccleston moved that the City Clerk be authorized to write the Prince George's County Commissioners requesting that the item of Recreation be included in the forthcoming budget.

Upon being seconded and put to question, the motion was carried.

**PUBLIC WORKS COMMITTEE:** In regard to the improvement of Wabash Avenue, Councilman Klinck stated that a letter has been received from one of the two property owners expressing a preference for concrete instead of the inverted type of street. That proposal has been forwarded by the City Clerk to the other property owner, whose reply we have not received as yet.

In regard to construction of a service drive in the vicinity of the Zion Lutheran Church on New Hampshire Avenue, Councilman Klinck stated all letters have been received and plans are now being drawn by the Engineer. As soon as plans are completed, we will advertise for bids.

In regard to the Carroll Avenue widening, Councilman Klinck stated he had contacted all but two of the property owners whose property abuts the proposed Carroll Avenue widening. Councilman Klinck stated that he had received a number of dedications. The reaction is very favorable. However, certain matters of routine have to be straightened out. Do not expect any difficulty with dedications for that project.

Councilman Klinck proposed the construction of a sidewalk along Philadelphia Avenue from Takoma Avenue in the northwesterly direction up past the front of the entrance of the Silver Spring Intermediate School, and asked the Corporation Counsel what happens regarding special assessments in the case of the Board of Education. Counsel Gingerich replied that the Board of Education has in several instances paid special assessments for improvements; however, by law, they do not need to pay. Councilman Klinck therefore proposed a hearing for the construction of a 4 foot sidewalk the site of which to be laid abutting the existing curb along Philadelphia Avenue between the aforementioned streets. The hearing to be held at 7 p.m., February 18, 1952 in the Municipal Building.

Upon being seconded and put to question, the motion was carried, with Councilman Klinck requesting the City Clerk to inform the property owners including the Board of Education of this intent, and to call to their attention that if unanimous opinion is received, the hearing will not be necessary. Also, inform the State Roads Commission of the proposal and ask them if they know of any reason in their plans for any possible change in Philadelphia Avenue paving or construction.

The matter of commercial establishments being required to have their sidewalks abutting their premises clear of snow as quickly as possible after a snow storm was referred to Law and Ordinance Committee for study.

CIVIC IMPROVEMENTS COMMITTEE: Councilman Parkhill moved adoption of the following ordinance:

ORDINANCE NO. 1101

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

Section 1. THAT the Plat of Subdivision of part of the lands conveyed by Gorin & Horning, Inc., a District of Columbia Corporation, to Gussie Goring, Theresa E. Horning, Harry E. Gorin and Louis Gorin, by deed dated April 16, 1942 and recorded among the land records of Prince George's County, Maryland in Liber 653, Folio 174 from which Joseph F. Horning and Theresa E. Horning, his wife, relinquished their claim by quit claim deed dated October 13, 1950 and recorded among the land records in Liber 1284 at Folio 3, known as Block 21, New Hampshire Gardens Subdivision, be and the same is hereby approved, subject to conditions as set forth in Ordinance No. 920, adopted by the Mayor and Council at a special meeting January 5, 1949.

Councilman Eccleston seconded the motion.

The ordinance was adopted with a roll call vote recorded as follows; Yeas: Councilmen Eccleston, Klinck, McClenon, Parkhill, Perring and Tymeson. Absent: Councilman Oosterhous.

In regard to the City Map, Mayor Beville asked that the Superintendent of Public Works ask Mr. McNeill to bring map up to date and advise at next meeting the extent of completion of the map and when it will be ready for printing.

LAW AND ORDINANCE COMMITTEE: Councilman McClenon informed Council that a deed of dedication to the City of Takoma Park by the Seventh Day Adventists Conference covering a 10 foot strip of land on the south side of Carroll Avenue and the west side of Laurel Avenue had been received by the City and had been recorded.

In regard to the City adopting an ordinance requiring motorists to stop for school buses, Councilman McClenon suggested that the City Clerk find out if other municipalities in other areas have similar ordinance, and if so, to secure a copy.



FINANCE COMMITTEE: Councilman Tymeson moved the payment of bills in the amount of \$10,823.04.

Councilman McClenon seconded the motion.

Upon being put to question, the motion was carried.

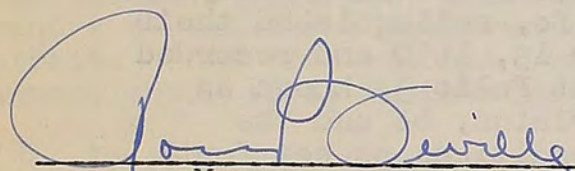
Councilman Tymeson reported that the meter problem was still under study by the Finance Committee.

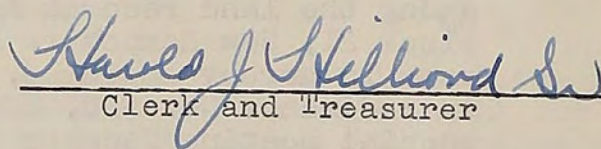
Councilman Tymeson moved the transfer of \$1800.00 from the reserve fund to be applied to the improvements at the Fire House.

Upon being seconded and put to question, the motion was carried.

The Finance Committee with the approval of the Mayor agreed to pay the Superintendent of Public Works for 20 days annual leave, which represents unused leave to January 1, 1952.

There being no further business to come before the Council, upon being properly seconded and carried, the meeting adjourned at 10:55 p.m.

  
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Mayor

  
\_\_\_\_\_  
Clerk and Treasurer