

MAYOR AND COUNCIL  
EXECUTIVE MEETING  
July 14, 1952

1

Mayor pro tem Klinck called the meeting to order at 8:00 p.m. Those present: Councilmen Eccleston, Lucas, McClenon, Kramer, Parkhill, and Tymeson.

CORRESPONDENCE: Letter from Spring Valley Community Assn. regarding the reappointment of Chief Thomas. Referred to Public Safety Committee with request that this committee give the contents of this letter adequate and due consideration after which they give their recommendation.

Letter from M. E. Taylor, Hampshire Greens Community Assn., regarding the use of speed brakes along Wildwood Drive to slow down traffic. Referred to Public Safety Committee.

Letter from Washington Suburban Sanitary Commission together with dedication to be executed by City of Takoma Park regarding the Commission's 50% contribution toward construction cost of the storm drainage system in Lot 11, Block 12, and in Second Street, Pinecrest Subdivision.

Letter from a signer of petition against the improvement of Washington Park, who lives on Westmoreland Avenue, in which apology was made for the signing of such petition. Referred to Parks and Recreation Committee.

Quite a few of citizens representing the various Citizen Associations were present at this Executive Meeting for the purpose of discussing the reappointment of Chief Thomas. This came about by an erroneous item which appeared in "THE NEWS" relative to a public hearing on this matter. Mayor pro tem Klinck informed those present that this was not a public meeting and that he had had quite a few calls at home inquiring about this hearing and informed them of the error and in all due fairness to these folks it would not be fair to give the ones present a chance to express their views.

Councilman McClenon moved that the citizens present give a written statement or may speak personally to any of the Councilmen regarding their viewpoints.

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

Letter from Hampshire Green Community Assn., thanking the Council for the work they did on the budget and reducing the taxes and offered their full support. Referred to Finance Committee.

Mr. Hilliard read annual leave report as presented by Chief McBride of the Takoma Park Fire Dept.

Councilman McClenon moved that the Mayor be authorized to sign the Deed for the dedication of the storm drainage on Second Ave.

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

May<sup>2</sup> pro tem Klinck made announcement and regrets of the passing of former Councilman H. C. Heffner.

Councilman Parkhill moved the adoption of the following Resolution to be presented to the Heffner family:

#### RESOLUTION

WHEREAS, the passing of Herman C. Heffner has removed from this life a beloved and respected friend, and

WHEREAS, his civic leadership, including 10 years as a member of the City Council, his integrity and conscientious endeavor to improve the City and the neighborhood in which he has resided for thirty-six years has endeared him in the hearts of his neighbors and associates. He was loved and honored by thousands of the residents of Takoma Park, and his loss will be felt in all walks of life,

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 FURTHER RESOLVED, 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.

Adopted by  
Mayor and Council  
July 14, 1952

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

Councilman Parkhill recommended that the City office be closed during the hours of the funeral of Judge Heffner in order that the office employees might attend the services.

Councilman Parkhill moved the revision of Paragraph 16 of the Council's recommendation to Park and Planning Commission in regard to the zoning study for the City of Takoma Park, which is situated on Holly Avenue.

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

Councilman Eccleston moved the adoption of the following Ordinance for the leave of the City employees:

#### ORDINANCE NO. 1138

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

Section 1. Employees of the City of Takoma Park

shall be entitled to the following amounts of vacation leave:

- (a) employees not on the payroll as of January 1 of any year, one day for each two months of service or major fraction thereof, during such year, but not in excess of the number of days equivalent to one work week;
- (b) employees on the payroll as of January 1 of any year but not as of July 1 of the preceding year, a number of days equivalent to one work week during such year;
- (c) employees on the payroll as of January 1 of any year and also continuously since July 1 of the preceding year, but not as of the tenth preceding year, a number of days equivalent to two work weeks during such year;
- (d) employees on the payroll as of January 1 of any preceding year and also continuously since July 1 of the tenth year, a number of days equivalent to three working weeks during such year.

Section 2. All vacation leave shall be taken at such times as may be approved by the head of the department in which the employee is serving. Vacation leave of the head of the department shall be taken at such times as may be approved by the chairman of the Council committee having jurisdiction with respect to that department. All chairmen shall notify the Mayor of any action taken by him under this provision. The Council, on recommendation of the proper committee, may in special cases authorize additional leave to the head of a department or other employee.

Section 3. Employees of the City shall be entitled to the following amounts of sick leave during each calendar year:

| <u>Amount of Service prior to<br/>Time of Sickness</u> | <u>In Case of Hazardous<br/>Employment</u> | <u>In Other<br/>Cases</u> |
|--|--|---------------------------|
| Not less than one nor more<br>than two years           | 15 days                                    | 12 days                   |
| Two years or more                                      | 28 days                                    | 20 days                   |

For the purpose of this section, hazardous employment includes service, other than as desk clerk, in the Police or Fire Dept.

Sick leave shall be allowed only upon presentation of such evidence as may be acceptable to the head of the department, in accordance with a plan worked out by him with the approval of the chairman of the Council committee having jurisdiction with respect to that department. Such chairman shall determine whether the head of the department is entitled to sick leave

in accordance with the plan applicable to that department.

The Council, on recommendation of the proper committee, may in special cases authorize additional leave to the head of a department or other employee.

Section 4. Except by express vote of the Council, no leave allowed under this ordinance may be accumulated from one year to the next.

Section 5. This ordinance shall become effective January 1, 1953.

Councilman Kramer seconded the motion.

The Ordinance was adopted with a roll call vote recorded as follows: Yeas: Councilmen Eccleston, Klinck, Kramer, Lucas, Parkhill, McClenon, and Tymeson.

PUBLIC SAFETY: Councilman Kramer reported that there had been a joint meeting with the Prince George's Civic Federation group, relative to the fire service by Takoma Park to that area, at which time the Federation suggested naming an impartial committee to make recommendations.

Under this plan the Chillum Adelphia area would have a 15¢ instead of 10¢ fire tax rate to be distributed among the different fire companies for the following purposes:

1. Primary responsibility of the companies concern pertaining to the area covered.
2. Equipment and number of paid men.

The proposition concerning the distribution of funds would be in this manner:

1. A certain weight would be given as to the area covered primarily by each company.
2. A certain weight given for the number of pieces of apparatus.
3. A certain weight given as to the number of paid personnel.

Councilman Parkhill moved that we accept the lowest bid for the police car which was from Handley Motor Co., for \$1245.00 and therefore moved the adoption of the following Ordinance:

#### ORDINANCE NO. 1139

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

Section 1. THAT after having duly advertised according to law for the purchase of one (1) Police car as provided for in the budget, for

use of the Police Department of the City of Takoma Park, and after having carefully considered the bids received, the Mayor and Council do hereby accept the bid of the Handley Motor Company, it being the lowest bid received and,

BE IT FURTHER ORDAINED, that the contract for the purchase of one (1) Ford Police car be and is hereby awarded to the Handley Motor Company for a price of \$1245.00.

Councilman Kramer seconded the motion.

The Ordinance was adopted with a roll call vote recorded as follows: Yeas: Councilmen Eccleston, Klinck, Kramer, Lucas, McClenon, Parkhill, and Tymeson. Nay: None. Absent: None.

Mayor pro tem Klinck suggested as a matter of policy that a check should be made periodically on the steering mechanism, brakes and tires of the police cars.

Councilman Kramer moved that Glen Mintens be appointed as a permanent employee subject to the proper probationary service at a salary of \$2620.00 per annum.

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

Councilman Kramer moved that Donald G. Farran be transferred from the Fire Department to the Police Department, subject to the results of the examination at a salary of \$2860.00 per annum.

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

Councilman Kramer moved that a Resolution be drafted by the Law and Ordinance Committee regarding establishment of a policy to be followed with regard to per annum employees of the City entitling them to a hearing and an opportunity to answer any charges that may be brought against them.

Councilman McClenon moved to amend the previous motion, substituting a suggestion that this matter be referred to a special committee for study and report.

Upon being seconded and put to question the motion was carried with Councilman Kramer not voting.

Councilman Kramer stated that the Public Safety Committee is working on a formulative pay schedule of periodical pay raises for the Police and Fire Departments.

Mayor pro tem Klinck advised that there was to be a hearing with the Montgomery County Council on July 15, 1952 at 3:30 p.m. for the purpose of County Ordinances. One of the main matters to be discussed was the repeal of the County Fire Code. In this respect Councilman McClenon moved that we authorize a delegation to appear at this meeting and express to the County Council opposition to the proposed amendment unless such repeal is accompanied by an express declaration

that the County Fire Code shall not apply within any municipality which has in force a Municipal Fire Code.

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

Mayor pro tem Klinck appointed Councilman Kramer, as chairman and Councilman McClenon to attend the meeting of the County Council on July 15, 1952.

**LAW AND ORDINANCE COMMITTEE:** Councilman McClenon moved that item #1 of the Agenda relative to the fire tax problem be transferred to the Public Safety Committee.

Councilman McClenon asked the Council to submit to the Law and Ordinance Committee for consideration by the Citizens' Advisory Committee any amendments to the City Charter that should be presented to the legislative delegations for enactment in 1953.

**PARKS AND RECREATION COMMITTEE:** Councilman Lucas reported on the results of a meeting attended by a committee from the North Takoma Improvement Civic Improvement Club and the Parks & Recreation Comm. of the City Council. He stated that the purpose of the meeting was to formulate an improvement plan for Washington Park. The plan basically consists of the nature and extent of work to be done by the City immediately with some consideration given to possible future expansion for recreation facilities in Washington Park.

Councilman Lucas also reported on the results of a meeting of the North Takoma Civic Improvement Club attended by himself and E. W. Thomas, Supt. of Public Works. The purpose of this meeting was to provide the City with detailed recommendations for the park improvement as prepared and suggested by the North Takoma Civic Improvement Club. Councilman Lucas stated that the proposal very closely followed the Park & Recreation Committee's original proposal for the improvement of the park. It is agreed that the following work would be done in the park as soon as the Public Work Department is able to schedule such work:

1. Grading
2. Sod the back on the Albany Avenue side of the Park.
3. Install two picnic tables
4. Lay out ball diamond
5. Relocate certain playground equipment and take such steps as may be feasible to provide a grass cover over the remaining park area, exact method to be determined at some future date.

Councilman Lucas presented map of proposed improvements to Spring Park for the Council's consideration. After discussion on this matter Councilman Lucas moved that Earl Thomas, Superintendent of Public Works Dept. be authorized to have survey made in order to describe certain City land within Spring Park that would be transferred to the John Nevins Andrews School in return for certain school property to be transferred to the City.

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

Councilman Lucas moved that Mr. Thomas be instructed to write a letter to Mrs. Tymeson, principal of the John Nevins Andrews School outlining the procedures and agreements approved by the Council concerning the transfer of the property.

Councilman Parkhill moved that the city advertise for bids for the sale and removal of the building on the premises known as 11 Columbia Avenue.

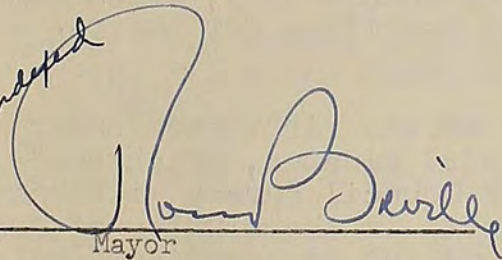
Upon being seconded and put to question the motion was carried.

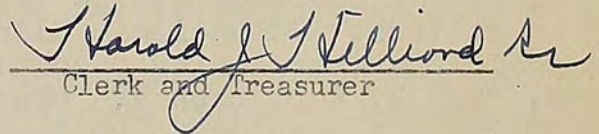
The City Clerk and Corporation Counsel were requested to prepare the text of the bid for insertion in the paper relative to the sale and removal of building at 11 Columbia Avenue.

Councilman Lucas reported on a joint meeting of the Recreation Committee and the Finance Committee for the purpose of discussing plans for the Takoma Park Library, outlining four recommendations the committee offered for the improvement of the Library. This matter was referred to Civic Improvement Committee. Councilman Lucas therefore, moved that this proposal as submitted to the Civic Improvement Committee be studied and reported on at a later date by this committee.

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

There being no further business to come before the Council at this time, upon motion properly seconded and carried, the meeting adjourned at 11:00 P.M.

*Indeped*  
  
\_\_\_\_\_  
Mayor

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

MAYOR AND COUNCIL  
REGULAR MEETING  
July 28, 1952

Mayor pro tem Klinck called the meeting to order at 8:00 p.m. Those present: Councilmen Eccleston, Kramer, Lucas, McClenon, Parkhill, and Tymeson.

Councilman McClenon moved that an amendment be made concerning a statement under the Law and Ordinance Committee of the minutes (page 5) of July 14, and to read therefore as follows: "Councilman McClenon asked the Council to submit to the Law and Ordinance Committee for consideration by the Citizens Advisory Committee any amendments to the City Charter that should be presented to the legislative delegations for enactment in 1953."

Councilman Kramer requested that the line after the first paragraph of page 5 reading "Upon being seconded and put to question the motion was carried.", be deleted.

Mayor pro tem Klinck desired a correction on Page 4 of the minutes, the paragraph near the bottom of the page, in which "Steering wheels..." should be changed to "Steering Mechanism."

The minutes of July 14 then stood approved as corrected.

Councilman McClenon desired an approval of the minutes of the June 23rd meeting.

Councilman Kramer moved that the second motion on page eight be corrected to show the second motion was carried unanimously, which concerned the recommendation of the Public Safety Committee for the re-appointment of the Chief of Police.

Councilman Kramer desired the correction of the first item under Public Works Committee on page 8 of the June 23rd minutes, which reads as follows: "Councilman Klinck moved that the Council hereby withdraw their previous zoning recommendation as set forth in the minutes of June 9, Page 3, Paragraph 7. Upon being seconded and put to question, the motion was carried.", to be changed to two dissenting votes; that of Councilman Kramer and McClenon.

The minutes of the 23rd of June were approved as corrected.

June 1952 - FINANCIAL STATEMENT - Summary

|                                   | Revenues<br>June 1952 | Revenues to<br>6/30/52 | Bal. Budget<br>6/30/52 | Total<br>Budget |
|-----------------------------------|-----------------------|------------------------|------------------------|-----------------|
| Cash on Hand Citizens Bk.         | 5/31/52               | 50497.03               |                        |                 |
| " " " Sub. Tr.                    | 5/31/52               | 11350.13               |                        |                 |
| Bal. in both banks                | 5/31/52               | 61847.16               |                        |                 |
| <u>REVENUES</u>                   |                       |                        |                        |                 |
| 1.0 General Taxes                 | 975.85                | 282374.89              | 14947.49               | 267427.40       |
| 2.0 Lic. & Permits                | 3746.31               | 21919.65               | 1994.65                | 19925.00        |
| 3.0 Fines & Fort.                 | 18.00                 | 2422.45                | 622.45                 | 1800.00         |
| 4.0 Use of Money & Prol           | 175.00                | 195.00                 | 70.00                  | 125.00          |
| 5.0 Revenue from<br>other sources | 9058.86               | 41555.09               | 18350.09               | 23205.00        |



|                                   |       |                 |                |               |                |
|-----------------------------------|-------|-----------------|----------------|---------------|----------------|
| 6.0 Service Charge<br>for service | 59.50 | <u>14033.52</u> | <u>1775.50</u> | <u>575.50</u> | <u>1200.00</u> |
|                                   |       | 75880.68        | 350242.58      | 36560.18      | 313682.40      |

## DISBURSEMENTS

|                      |                |                 |                 |                |                |
|----------------------|----------------|-----------------|-----------------|----------------|----------------|
| Gen. Govt. Clerk's   |                |                 |                 |                |                |
| 10 Office            | 2570.80        |                 | 25006.44        | 1411.44        | 23595.00       |
| 10 " Gov't           |                |                 |                 |                |                |
| Bldg.                | 1672.96        |                 | 23814.31        | 6092.94        | 17721.37       |
| 10 " "p/w Repair     |                |                 |                 |                |                |
| sh.                  | 2854.13        |                 | 19795.67        | 4140.07        | 15655.60       |
| 11.1 Police Dept.    | 4148.79        |                 | 49855.83        | 1684.86        | 48170.97       |
| 11.2 Fire Dept.      | 2466.11        |                 | 54983.17        | 16238.17       | 38745.00       |
| 12.1 P/W Dept. Off.  | 1492.56        |                 | 11327.48        | 1474.48        | 9853.00        |
| 12.2 P/W Dept. Hwys. | 2906.48        |                 | 46957.17        | 2185.24        | 44771.93       |
| 12.4 " "other "      | 26141.70       |                 | 23822.49        | 2322.49        | 21500.00       |
| 12.5 " "St. Lig.     | 706.57         |                 | 8973.20         | 1193.20        | 7780.00        |
| 13.2 " "sanitation   | 910.46         |                 | 56294.37        | 439.32         | 56733.69       |
| 19.3 " "recreation   | 989.48         |                 | 10203.69        | 2225.44        | 7978.25        |
| 19.4 Cultural: Lib.  | 697.35         |                 | 9856.28         | 256.28         | 9600.00        |
| 21. Miscellaneous    | <u>1038.16</u> | <u>52595.55</u> | <u>10259.87</u> | <u>3126.21</u> | <u>7133.66</u> |
| Bank Bal. 6/30/52    |                | 23285.13        | 351149.97       | 41911.50       | 309238.47      |

## Special Improvement Account

|         |                    |                |
|---------|--------------------|----------------|
| 5/31/52 | Bal. Citizens Bank | 12987.80       |
|         | Deposits           | <u>1285.48</u> |
|         |                    | 14273.28       |
|         | Disbursements      | <u>180.00</u>  |
| 6/30/52 | Bal. Citizens Bank | 14093.28       |

## CORRESPONDENCE:

- Letter from former policeman, Private York, Jr., <sup>Flynn</sup> expressing appreciation to the Mayor and Council of the City of Takoma Park. Referred to Public Safety Files.
- Letter from Mr. Michael Derato. Referred to Public Safety Committee.
- Letter from David L. Cahoon, Clerk of the County Council for Montgomery County. Referred to the Public Safety Committee.
- From the Community League of Takoma Park a letter signed by Lawton J. Bennett, Jr., President. Referred to Public Safety Committee.
- Letter from Tighe Woods, Director of Rent Stabilization, in regard to the extension of rent control. Referred to the Civic Improvements Committee.
- Letter from Mr. Richard W. Scott in reference to the Chief of Police. Referred to the Public Safety Committee.

## OPEN MEETING:

Mr. Julius Renninger of 214 Philadelphia Avenue represented the Takoma Park Elementary School PTA relative to the school crossing guards. He understood that the Mayor and Town Council appropriated, this year, enough money to pay for one Crossing guard. Mr. Hilliard stated that it was a half-and-half basis with the Montgomery County, thereby rendering three crossing guards. Mr. Renninger requested an additional sum of about \$1400 to be set aside by the Mayor and Council for crossing guards.

10  
Referred to the Public Safety Committee.

Mr. LaPoint of 214 Dogwood Avenue, representing the neighborhood, requested that a portion of one of the tributaries of Brashear's Run be enclosed for a distance of approximately 120 feet, on a vacant city-owned lot at the southeast corner of Holly and Dogwood Avenues. The rain floods are a menace to the properties 212 and 214 Dogwood Avenue, causing extreme pressure in the conduit, thereby the water surges out, along with debris of all kinds, washing out large amounts of dirt from 212 Dogwood Avenue, across Birch Avenue onto the property on the opposite side of Birch Avenue, and also the backing up of water on his property. Mr. LaPoint's complaint was referred to the Public Works Committee, along with a letter signed by those persons who suffered damage from same.

Mr. Amoroso of 8111 Carroll Avenue requested to speak on the Chief of Police's reappointment for a six-month period. Mayor pro tem Klinck suggested he wait for the committee's report later in the evening. Mr. Amoroso agreed, and then addressed the Council concerning the proposed special committee to solve the problem at the last meeting, and asked if the committee had been appointed. Mayor pro tem replied that it had not been appointed, saying that he thought it proper and just that the Mayor chose this committee, on his return from his vacation.

Mr. C. J. Waldron, 600 Elm Avenue spoke concerning two letters written by the Spring Park Community Association to the Council concerning speeding on Elm Avenue, recommending that stop signs be installed at the intersection of Elm Avenue and Prince Georges Avenue, and requested that something be done about it. Councilman Kramer stated that the Public Safety Committee made a recommendation on controlling speed by the use of speed brakes, but was voted down by the Council four to three. He also stated that the stop sign was objected to by a number of people. The State Law for speed is 30 miles per hour, therefore some other means would have to be adopted to slow speed. Mr. Waldron then introduced Mr. Lampe to the Council.

Mr. Lampe of 517 Elm Avenue, took up the subject of pipe enclosure at Forest Park for about 100 feet, for which the city appropriated \$700. The Sanitary Commission investigated this and said there was a terrible odor coming from this stream. Mr. Lampe would appreciate it if something could be done about it for the grown-ups and more so for the children. Councilman Parkhill said, "You say there has been a test made of the water? Has that been recent? Actually what should be done is that a sample of that water should be taken by the Sanitary Commission and they can make a test of it to see what the water contains actually." Mayor pro tem Klinck asked that an analysis be made and get an official report, and when the Public Works gets there they go ahead and finish the job.

In connection with the 30 mile an hour speed limit at the intersection Mr. Lampe was wondering if we couldn't put up something that was maybe nothing more than a warning to drivers. Councilman Kramer said this could not be done.

Commander Dunn, 8022 Maple Avenue, spoke in reference to the appointment of the Chief of Police. He said in accordance with the Public Local Laws of Montgomery County, Black 1947, as amended, Section 1192-E; also the Police Trial Board Section 2; you have to give him a trial by a Trial Board appointed by the Mayor and the Council.

Mr. C. E. Werback of 6607 Cockerille Avenue, understood there was a committee appointed to investigate recommendations relative to the merit system for the police force.

Mr. I. E. Hall of 7025 Eastern Avenue recommends that any small streams in any populated area should be enclosed because they are usually polluted.

Mrs. Vera Hash, 424 Lincoln Avenue, said that people shouldn't condemn the committee or the chairman on the subject of the appointment of the Chief of Police; but should at least wait for the committees report later in the evening.

Mr. M. E. Taylor, 7604 Wildwood Drive, president of the Hampshire Greens Community Association, complained that when the map of the master zoning plan was printed it did not coincide with the recommendations of the association. If fact did not follow them in any way, shape or form for six lots in the entire area, but they put down things they had not even proposed in the first place. He then sited examples. Mrs. Hash answered Mr. Taylor by saying that if more people would show up at the meetings instead of writing letters you would have a much more forceful presentation. Councilman Parkhill said, "I agree with you, but you have to remember it was in the afternoon. It is hard to get people out on an afternoon. They are interested. They have to work and earn a living, though." Councilman Kramer said people weren't there because the Park and Planning Commission proposal satisfied them and had no notion that the proposal would be changed.

Mr. Henry Bison, 709 New York Avenue, wanted to know whether the motion was made and duly seconded before the Park and Planning Commission actually voted it down. Mayor Klinck said they did not follow the cities recommendations. Mr. Bison wanted to know if it was actually put before the commission at the commissions meeting (Motion to adopt the plan as recommended by the city), to which Councilman Parkhill said, "Let us put it this way: Let us assume it was recommended and was not accepted. --- Are you talking about the City Council's meeting, or the Park and Planning Commission's meeting? --- I don't know whether that meeting was open or whether their records are open to public gaze." Councilman McClenon suggested that the City Clerk write to the Park and Planning Commission and inquire whether their minutes do show there was specific action on those points.

Mr. John T. Hicks, 7307 Holly Avenue, questioned the status of recommendation as to the rezoning from A to C on Holly Avenue between the 7300 block and Eastern Avenue. Councilman Parkhill said, "It is still shown on there residential C. --- including '7304 and 7303 just on the other side of Mr. Lincoln's home.' Of course, we went over there and reviewed it. He is not included in that." Mr. Hicks wanted to know how the arbitrary decision of ending in the middle of the block was reached. Councilman Parkhill said his curbside opinion was "because most of the houses from Eastern to that point were multi-family homes." Mr. Hicks stated his reason for making inquiry by quoting from the Takoma Journal of Friday, July 25, "It is expected the City Council will be asked to take action at its meeting Monday night to have the Park and Planning Commission reconsider many of its recommendations."

Mr. Howard Denison, 7207 13th Place, opposed the petition to rezone from R-55 to C-2 on New Hampshire Avenue on the east side, north of Ethan

Allen Avenue, one lot which they wanted to rezone to C-2. He feels that there is sufficient commercial zoning in that area. He complained of spot zoning. Mayor pro tem Klinck said the Council would consider suggested changes.

Mr. Tool, 7325 Carroll Avenue, said he noticed discrepancies in the map of the Commission and that given out by the Journal. Councilman Parkhill said, "I will tell you what confuses you, Mr. Tool. We have superimposed some coloring matter on there to make comparisons."

Mr. E. J. Coulson, 7617 Takoma Avenue, recommended that north Takoma area zoned by the Park and Planning Commission to be residential B, be changed back to residential A.

#### EXECUTIVE SESSION:

#### Public Safety Committee

Councilman Kramer made a motion that the Chief of Police be appointed for one year as of last July 1.

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

Councilman Kramer read the amendment to the Montgomery County fire code which showed explicitly that it did not supersede Takoma Park's Fire Code, or any city in Montgomery County.

Mr. Amoroso gave a lengthy discussion presenting his views on the short-term appointment previously discussed about Chief Thomas, and suggested that Chief Thomas should be given a salary commensurate with the other department heads. Mayor pro tem replied that this should be referred to the Finance Committee.

Mr. Cole, 7115 Garland Avenue, recommended to the Finance Committee that the Chief of Police's salary be \$5,000 a year, and be retroactive from this fiscal year, July 1, on, to "remove the strong disciplinary action against the Chief of Police."

Mr. Derato requested that his letter, which was read and referred to the Public Safety Committee concerning a salary recommendation, be referred to the Finance Committee..

Councilman Kramer made a response to Mr. Scott's letter in which Mr. Scott criticized the Public Safety Committee and the Council for not following the Chief's recommendations in connection with the service drive in front of a place on New Hampshire Avenue just above Larch. Councilman Kramer also said that seven out of eight of the questions reported to the Council concerning oneway streets, and no parking on certain sides of the street, and service drives, were accepted.

Councilman Kramer gave the recommendation to appoint Robert B. Shaw, 7803 Flower Avenue, as special Police officer.

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Mr. Hicks made an inquiry as to whether the Chief was appointed for a year at the same salary, to which Mayor pro tem Klinck replied that it was the same salary as provided in the budget.

→ Mr. Cole

Mrs. Davis, 707 New York Avenue, expressed her disapproval about the way the situation concerning the Chief was handled.

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Councilman Kramer made a response to Mr. Scott's letter in which Mr. Scott criticized the Public Safety Committee and the Council for not following the Chief's recommendations in connection with the service drive in front of a place on New Hampshire Avenue just above Larch. Councilman Kramer also said that seven out of eight of the questions reported to the Council concerning oneway streets, and no parking on certain sides of the street, and service drives, were accepted.

Councilman Kramer gave the recommendation to appoint Robert B. Shaw, 7803 Flower Avenue, as special Police officer.

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

Councilman Kramer moved that the following Ordinance be adopted. <sup>13</sup>

ORDINANCE NO. 1141

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

Section 1. THAT the service drive on New Hampshire Avenue on the west side between Kingwood Drive and Merwood Drive be made one-way going south, with parking restricted to the west side of the drive.

Section 2. AND THAT the Public Works Department is hereby authorized to proceed with the erection of the necessary signs.

Section 3. AND FURTHER that the penalties for the violation of this Ordinance shall be the same as prescribed by Ordinance governing traffic regulations in the City of Takoma Park.

Councilman Parkhill seconded the Ordinance.

The Ordinance was adopted with a roll call vote recorded as follows:

Yeas: Councilmen Eccleston, Kramer, Lucas, McClenon, Parkhill, and Tymeson.

Nays: None. Absent: None.

Councilman Kramer made a motion that the employment of school crossing guards for the City of Takoma Park be referred to the Finance Committee.

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

Finance Committee

Councilman Tymeson presented the bills for the month in the amount of \$19,929.35.

Councilman Parkhill moved that it be paid.

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

Councilman Tymeson moved that Willis and O'Connell be employed for \$275 to audit the books of the City of Takoma Park.

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

Councilman Tymeson moved that Mr. Earl Thomas, the Superintendent of Public Works, be granted permission to go to a regional meeting of the Sanitation and Public Works group in Los Angeles, and that he will be allowed coach fare.

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

Councilman Tymeson reported that the Fire Department submitted practically the entire inventory of their supplies. He stated that there would soon be a report for the Council as to the inventory of all the supplies that have been purchased by the City of Takoma Park and are now in our possession.

Councilman Tymeson called to the Council's attention the City's receipt of \$12,057 instead of \$3,927 from automobile tags as a result of the work of Mr. Hilliard and his staff, in checking over the stubs that were not indicated for Takoma Park but which we can now claim.

#### Civic Improvement Committee

Councilman Parkhill read a letter from the Park and Planning Commission with reference to a request for changing of the zoning in a spot. He said, "I am going to ask the clerk to refer to the Park and Planning Commission and ask them to advise the City Council what type of business this man has requested. If they know what kind of business he intends going into, that is. I don't want to recommend anything on account of it being so close to an area of individual homes, and not knowing what it is going to be."

Mayor pro tem Klinck said to hold the recommendation till next meeting, pending further study.

Councilman Parkhill said, "The next thing I have to talk about, gentlemen, is something that is really grieving me, and I say that in all sincerity. The City Council directed our Civic Improvements Committee to act on a plan submitted by the Maryland National Capital Park and Planning Commission, and we in good faith acted on that request. I have a prepared statement which I really should refer to John Coffman's editorial in the Takoma Journal, dated Friday, July 25, 1952. However, first I am going to read the recommendation or statement of the Committee. I think this thing is serious enough so that we should make a statement.

'The Maryland National Park and Planning Commission submitted to the Mayor and City Council, a study showing the existing zoning situation in the City of Takoma Park, together with a summary of suggested changes. This was done after a quarter century of urging by the City. The City Council held a number of public hearings on the Park and Planning Commission's studies and proposals, and the Council's Civic Improvement Committee made additional detailed studies and surveys. On the basis of these hearings, studies and surveys, the Council made certain recommendations to be included in the new map which would represent the Park and Planning Commission's final approval of the proposed master zoning plan for Takoma Park. We find on the new map that practically all of these recommendations were ignored. Even worse, we find in a large number of instances existing zoning changes which the Park and Planning Commission's original study indicated, and to which no one publicly objected, and the Council recommended be continued and approved, that they now have different zoning classifications on their new map. Both of these types of action are not only inherently unsound procedure, but are especially unfair to the surrounding land owners who never have been given an opportunity to support or object to the new map in these respects. We attach a list of some of the instances of the above actions, and point out that some of the property owners involved, on this list appear now, as in the past, especially favored by the Park and Planning Commission. We would like to point out that a number of residents of Takoma Park, including a member of the City Council, stated when the original study was issued, that they feared the purpose of the study was not what it purported to be. The actions of the Park and Planning Commission as shown by the actions described above, indicate that these fears were well founded.'

That is the report of the committee, Mr. Mayor. I am going to ask

to be read into the record and I am going to read it, and editorial from the Takoma Journal."

Councilman Kramer moved that a copy of the letter be sent to the Park and Planning Commission -- that the report be sent to the Park and Planning Commission and that a copy be sent to the Montgomery County Council, and an additional copy to the Board of County Commissioners of Prince Georges County.

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

Mayor pro tem Klinck raised the question that a meeting might be arranged of the Park and Planning Commission's representatives and the City or Committee.

Councilman Parkhill said, "Well, I haven't considered it for this reason: Our relationships with that group were what we thought were of a very high nature. Everything was apparently very agreeable. We were all happy about the whole thing and what incenses us is the fact that they have now turned around and done just exactly the opposite of what they in conversation advised us they were trying to do.

Councilman McClenon moved to strike out the last sentence, "The actions of the Park and Planning Commission as shown by the actions described above, indicate that these fears were well founded.", in the letter to the Park and Planning Commission.

Upon being seconded and put to question, the motion was carried. The vote was recorded as follows: Yeas: Councilmen McClenon, Eccleston, and Lucas. Nays: Councilmen Kramer and Parkhill.

Councilman Parkhill said, "I thought so much of the editorial that Mr. Coffman wrote in the Takoma Journal dated Friday, July 25, that I think it deserves reading and it deserves going into the record. The caption is, "Something is Missing." I hope you folks will bear with me on this." The editorial from the Takoma Journal of Friday, July 25, 1952, was not read; but will be inserted in the official minutes.

Councilman Parkhill said, "I wish at this time to express my thanks to Earl Thomas, the Superintendent of Public Works, for drawing these maps. He has done a very splendid job in showing us what has been done, as to what our original recommendation was of the Park and Planning Commission, and what the Mayor and City Council of the City of Takoma Park recommended, and what the Park and Planning Commission in the final analysis recommended with reference to the master zoning plan for Takoma Park to the Montgomery County Council and also to the Board of County Commissioners Of Prince Georges County.

At any time that any of you want to see that, it is going to be in the city office for a few weeks, so you might come up and look at it and see exactly what has been done. I agree with my fellow Councilmen that maybe our committee has been a little strong and a little strenuous in making the remarks we have made. However, I feel it is necessary to do that sort of thing in this case. I think those people should know better and they should have known what they were doing. If they had any questions or any doubts as to the decisions they were making, and if they had any



problems in the matter, they could certainly have referred back to the City Council and said, "Gentlemen, we have come an impasse. Can you recommend something? Can you assist us on this?" But, they went straight through and made recommendations to the Councils of the two counties.

I believe in future days I am going to recommend to Mr. McClenon that he draft legislation so that the City of Takoma Park might get back its ancient right of doing its own zoning and not refer to some other body to do it. I think we have enough intelligence and enough ability to do our own zoning."

Councilman McClenon suggested that before the 30th of September there should be a public hearing about rent control.

Councilman Kramer said that the item of rent control should be referred to the proper committee.

Councilman McClenon emphasized that if any citizens of Takoma Park have in mind any amendments that they think ought to be made to the City Charter, the Advisory Committee on the City Charter would like to consider all those suggestions.

Councilman Parkhill said, "I would like to point out something to you, Mr. Mayor. You have referred the rent control business to the Civic Improvements Committee. Let me tell you when this matter came up before it was placed in the hands of the Public Welfare Committee. Actually it is not a civic improvement."

Mayor pro tem Klinck recommended that the Council authorize the advertising for bids for the installation of a bituminous top course on Boyd Avenue from Jackson to the existing concrete surface.

Councilman Eccleston moved that the recommendation be adopted.

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

Councilman Eccleston moved that the following Ordinance be adopted.

#### ORDINANCE NO. 1140

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

Section 1. In accordance with the provisions of Section 1198 of the City Charter, the Mayor and Council have under consideration the installation of concrete curb and gutter and the resurfacing with bituminous concrete on Larch Avenue, abutting the following lots:

Lots 13, 14 - 30, 31, and 32, Block 27, Gilberts Subdivision.

Lots 1, 2, 3, and 4, Block 27B, Gilberts Subdivision  
 Lots 9, 10, and 11, Block 27C, Gilberts Subdivision  
 Lots 1 thru 11 inclusive, Block 28, Gilberts Subdivision.

Section 2. That the construction of said improvement be assessed against the lots abutting same in the usual manner.

Section 3. The Mayor and Council at a special meeting on August 4, 1952, convening at eight o'clock P.M. in the Municipal Building, 8 Columbia Avenue, Takoma Park, Maryland, will hear all property owners desiring to be heard in regards to the work herein proposed.

Councilman Lucas seconded the Ordinance.

The Ordinance was adopted with a roll call vote recorded as follows:

Yeas: Councilman Eccleston, Kramer, Lucas, McClenon, and Parkhill.  
Nays: None. Absent: Councilman Tymeson.

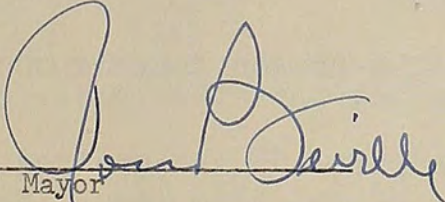
Mayor pro tem Klinck entertained a motion to advertise for bids for the paving and installation of curb and gutter as needed on Larch Avenue from New Hampshire Avenue easterly to the city limit line.

Councilman Parkhill so moved.

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

Councilman Parkhill moved that they adjourn, and upon being seconded and carried the meeting adjourned at 11:12 o'clock p.m.

*Indexed*

  
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Mayor

  
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Clerk and Treasurer