

SPECIAL MEETING
MAYOR AND COUNCIL
October 7, 1953

The meeting was called to order by Mayor Beville. Those present: Councilmen Kramer, McClenon, Tymeson, Eccleston, Parkhill and Klinck. Absent: Councilman Miller.

The Mayor stated that the purpose of the meeting was to consider the Houston Avenue project which had previously been advertised for hearing by Ordinance #1225. The Mayor then reported that he had polled the Council regarding the Houston Avenue hearing which had been scheduled for a hearing on October 8, 1953 and that the poll indicated that the members of the Council desired to rescind the Ordinance and therefore notification was made by telephone and telegraph to the interested parties that the hearing would be postponed. The Mayor then called upon Vincent L. Gingerich, Corporation Counsel, to give his recommendation with respect to the Houston Avenue project. The Corporation Counsel explained to the Council that while the Council could legally do the storm drainage at the present time and assess the cost thereof, he felt that there could be the practical problem of selling Certificates of Indebtedness for subsequent paving and construction of curb and guttering on the same street. It may be that the City would have a great deal of difficulty of selling Certificate of Indebtedness for paving and curb and gutter if that was made as a separate project. He, therefore, recommended that the entire project including storm drainage, grading and installation of permanent paving together with concrete curb and gutter be considered at one time.

Councilman Klinck, Chairman of the Public Works Committee advised the Council that he had received from McNeill Surveys an estimate of the cost of the project as it had previously been proposed. This estimate amounted to \$27,100.00 broken down as follows:

Storm Drainage	\$13,865.00
Grading	10,770.00
Engineering	<u>2,465.00</u>
Total	\$27,100.00

After further discussion, Councilman Klinck moved that an Ordinance be adopted rescinding Ordinance #1225.

ORDINANCE NO. 1229

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

Section 1. THAT Ordinance #1225 providing a date for a public hearing to consider construction and installation of storm drainage, grading and the installation of permanent paving with concrete curb and gutter on Houston Avenue between Roanoke Avenue and Sligo Creek Parkway and Brighton Avenue between Brighton Court and Houston Avenue and the extension of storm drainage system from Sligo Creek Parkway to Sligo Creek is hereby repealed and rescinded.

Councilman Tymeson seconded the motion.

Upon being put to question, the motion was carried and the Ordinance passed with the following roll call vote recorded as follows: Yeas: Councilmen Eccleston, Klinck, Kramer, McClenon, Parkhill and Tymeson. Nays: None. Absent: Councilman Miller.

After further discussion, Councilman Klinck moved the adoption of an Ordinance

advertising for a public hearing for the purpose of considering construction and installation of storm drainage, grading and the installation of permanent paving together with a concrete curb and gutter on Houston Avenue between Roanoke Avenue and Sligo Creek Parkway and Brighton Avenue between Brighton Court and Houston Avenue and the extension of storm drainage system from Sligo Creek Parkway to Sligo Creek. This hearing to consider all of these proposals or any part thereof. The hearing to be held on October 15, 1953, at 8:00 p.m. at 8 Columbia Ave.

ORDINANCE NO. 1228

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

Section 1. In accordance with paragraph (b) of section 104-12 of the Montgomery County Code, 1950, the City has under consideration an improvement on Houston Avenue between Brighton Court and Houston Avenue said improvement to consist of storm drainage structures, grading and installation of permanent paving together with concrete curb and gutter and the extension of storm drainage structures from Sligo Creek Parkway to Sligo Creek.

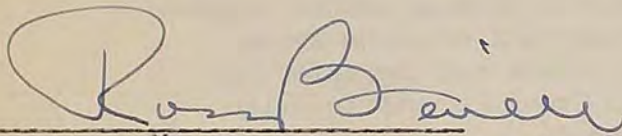
Section 2. A public hearing will be held on these proposed improvements or any part thereof, by the City Council at the Municipal Center, No. 8 Columbia Avenue, on October 15, 1953 at 8:00 p.m. at which time the abutting property owners and all interested parties will be heard in connection with this proposed construction work.

Councilman Eccleston seconded the motion.

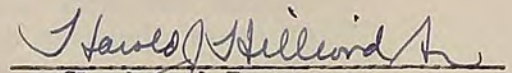
Upon being put to question, the motion was carried and the Ordinance passed with the following roll call vote recorded as follows: Yeas: Councilmen Eccleston, Klinck, McClenon, Parkhill and Tymeson. Nays: Councilman Kramer. Absent: Councilman Miller.

The Corporation Counsel reported on a meeting he held with Prince George's County Commissioner, Thomas E. Latimer with respect to the building on property abutting New Hampshire Avenue within the City on which it is believed that the owner will contemplate the operation of a car wash. The land in question is not zoned so that the property can be used for the operation of a car wash. After discussion the Mayor instructed the Corporation Counsel to prepare a Resolution regarding this matter to be presented at the next Council meeting.

There being no further business to come before the Council at this time, upon motion being made and properly seconded and carried the meeting adjourned.



Mayor



Clerk and Treasurer

MAYOR AND COUNCIL
EXECUTIVE MEETING
October 12, 1953

Mayor Beville called the meeting to order at 8:15 p.m. Those present: Councilmen Klinck, Kramer, McClenon, Miller, Parkhill and Tymeson. Absent: Councilman Eccleston.

Councilman McClenon corrected the minutes of October 7, 1953, as follows: Page 2, Section 1, of Ordinance No. 1228, the words "Articles 1198, Section (b)," should be stricken, and in lieu thereof, the words "paragraph (b) of Section 104-12 of the Montgomery County Code, 1950" be inserted.

Councilman Kramer moved that the minutes of October 7, 1953, be accepted as corrected, and moved to dispense with the reading of the minutes of Sept. 28, 1953, and that they be accepted as corrected.

Upon being seconded and put to question, the motions were carried.

CORRESPONDENCE:

1. Letter from Robert Mandel, President, and Clifford J. Waldron, Secretary, Spring Park Community Association, expressing the Association's appreciation to the City for making possible the summer's recreational program at Forest Park, and also requested that as many trees as possible be allowed to stand in order to preserve the shaded area in Forest Park. Referred to Parks and Recreation Committee.
2. Letter from F. E. Ellrod, Secretary, Kiwanis Club of Takoma Park, stating that due to previous commitments, the Kiwanis Club regrets that it will be unable to be of assistance to the City in sponsoring a Halloween Dance. Referred to Parks and Recreation Committee.
3. Resignation submitted by Councilman Walter H. McClenon, to be effective November 15, 1953, was presented. It was directed that this resignation be held in abeyance until further notice, pending any change of plans by Councilman McClenon concerning his expected six months absence from the City.
4. Letter from Anthony J. Checchia, 8300 Roanoke Avenue concerning the condition existing at the corner of Hudson Avenue and Roanoke Avenue, at which corner truck loads of dirt have been dumped, and also loads of stumps. Referred to Public Works Committee.
5. Mayor Beville read letter from W. Gordon Pace, Secretary, Grace Methodist Church, concerning the assessment for the driveway installed at the time of the paving and curb and gutter on Larch Avenue. The letter stated that the Board felt that no approval for the driveway had been given. Referred to Public Works Committee.

LAW AND ORDINANCES COMMITTEE:

Councilman McClenon presented to the Council copies of the Proposed Takoma Park Municipal Code, and asked the members of the Council to examine same to see if there were any suggestions they have to offer concerning it.

outside of file

FINANCE COMMITTEE:

Councilman Tymeson moved that with reference to the proposed Merit Plan, a copy should be turned over to the Law and Ordinances Committee for the proper wording as an ordinance, and that copies be made available to the public and the press.

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

Mayor Beville offered the following suggestions and clarification concerning the Merit Plan:

Page 2, under (d), is already a part of the Charter.

Page 4, under HOLIDAYS, Armistice Day should be stricken from the list.

Page 4, under VACATIONS: SICK LEAVE: (a) "during each year" should read "during the year".

Section 2, Page 4, permission for vacation leave should first be given by the Mayor on advise by the Chairman of the Committee.

PUBLIC WELFARE COMMITTEE:

Councilman McClenon, reporting for Councilman Eccleston, stated that sidewalk repairs were already under way on those that are owned by the City, and plans were being made to repair those sidewalks that are not owned by the City.

Councilman McClenon stated that Councilman Eccleston would like to have the item appearing on the agenda concerning study of conversion of refuse to fertilizer, and cost of incineration, stricken, as the cost of either plan would be prohibitive.

Peter Remsen, Inspector of Buildings, advised the Council that nine owners operating nursing homes, which owners have contended that they come under the jurisdiction of the State and County, had not as yet registered under Ordinance 1216. He stated that four other operators of nursing homes, after discussing the question with the City office, had registered. He stated there would be two methods of enforcing the registration of these nursing homes: (1). Issue warrants without preliminary notification. (2). Write a letter first, giving the owners notice to register within a stipulated time, and if they fail to do so, then the warrants would be forthcoming.

It was suggested by the Council that since the Ordinance was applicable to nursing homes, that Mr. Remsen proceed to enforce Ordinance 1216 within the ordinary interpretation of the Ordinance, and to use his own discretion as to the method of procedure concerning the above.

Councilman McClenon moved that the Council give the approval to the form letter as presented by Mr. Remsen, which would give notice to out-of-town violators of Ordinance 1216 that a warrant was on file in the City office.

Councilman Parkhill seconded the motion.

Councilman McClenon stated that he would ~~condone~~ ^{not object to} an amendment that would give discretion to the inspector as to what to do before serving the warrant.

Councilman Parkhill accepted the amendment.

Councilman Tymeson moved the amendment that a letter be sent in advance to the form letter now presented, including a copy of Ordinance 1216 and 1207, ten days prior to the sending of the form letter.

Councilman Parkhill and McClenon accepted the amendment.

The motion was seconded by Councilman Miller. Upon being put to question, the Mayor declared the motion carried.

Councilman McClenon moved to modify the original motion by approving the form letter with necessary amendments to it.

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

Councilman McClenon moved that the letter to Mr. Scullen, as written by Mr. Remsen, be approved.

Councilman Kramer seconded the motion. Before being put to question, Councilman McClenon withdrew the motion.

In connection with the twenty foot strip of property located on Baltimore Avenue, which is owned by the City, Corporation Counsel Gingerich advised the Council that he would like to have the City abandon this strip.

Mayor Beville moved that an ordinance be adopted stating that the City hereby abandons the 20 foot strip of property located on Baltimore Avenue.

Councilman Klinck seconded the motion.

The motion failed with the roll call vote recorded as follows: Yeas: Councilmen Klinck and Kramer. Nays: Councilman Miller, Parkhill, and Tymeson. Absent: Councilmen Eccleston and McClenon.

PUBLIC SAFETY COMMITTEE:

Councilman Kramer read Officer Ringer's request to be allowed to continue to reside at his Washington, D. C. address for at least one year while maintaining his position as Police Officer for the City of Takoma Park.

Councilman Kramer moved that Officer Ringer be given permission to stay at his present address for a year beginning October 1.

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

Councilman Kramer moved that the appointment of William R. Ringer as a Police Officer be made permanent at \$3400.00 a year, as of October 1, 1953.

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

Councilman Kramer reported that the Capital Transit Company has complained that the space allotted for their buses on Laurel Avenue at Carroll Avenue is too small. The Company reports that there should be 22 feet between signs.

Councilman Kramer moved that the Supt. of Public Works be authorized to select someone to make an appraisal of that portion of land owned by Mr. Bennett needed to construct an eight foot driveway, in order that an offer may be made.

The motion failed for lack of second.

Councilman Kramer moved the adoption of the following resolution:

RESOLUTION

Whereas, it has come to the attention of the Mayor and City Council that the owner or owners of Lot 36, Gude and Abrahams Addition to Block 1 of the George A. Gude Property, are in the process of constructing a building which is to be used in the operation of a car wash; and

Whereas the lot upon which the said building is being constructed is not zoned so as to permit the operation of a car wash thereon;

Now, therefore, be it resolved by the Mayor and City Council that notice be given to the owner or owners of Lot 36, Gude and Abrahams Addition to Block 1 of the George A. Gude Property, that the zoning for said lot and block does not permit the operation of a car wash; and be it further

Resolved that the Corporation Counsel be authorized to enjoin the use of said land as a car wash in the event the owner or owners thereof attempt to use same in violation of the zoning ordinances of Prince George's County; and be it further

Resolved that the owner or owners of said lot and block be mailed a copy of this resolution as notice that the Mayor and City Council will take such legal steps as may be necessary to enjoin the use of said land as a car wash so long as the zoning does not permit the operation of a car wash on said land.

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

CIVIC IMPROVEMENTS COMMITTEE:

Councilman Parkhill moved that the Council rescind its action taken August 25, 1953, concerning Petition A-1017, Stanley Lush, Owner, Lot 43, Block 54, B. F. Gilbert's Subdivision, request for reclassification from Residential "B" Zone to Residential "C" Zone, and send to the County Council and the Park and Planning Commission the City Council's recommendation that it is agreeable to having it changed to "C" Zoning.

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

Councilman Parkhill moved the adoption of the following Ordinance:

ORDINANCE NO. 1230

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

Section 1. THAT the Plat of the resubdivision of Lots 9 and 10, Block 78, of Takoma Park Loan and Trust Co. Subdivision, as per plat recorded in Plat Book B, as Plat No. 23 among the ~~aldn~~ records of Montgomery County, Maryland, into Lots 9A, 10A and 10B, conveyed by Martin Leonberger and Olive H. Leonberger, his wife, deed dated September 5, 1947, and recorded among the aforementioned Land Records in Liber 1106, at Folio 4, is hereby approved subject to conditions as set forth in Ordinance 920 adopted by the Mayor and Council at a Special Meeting on February 5, 1949.

Councilman Miller seconded the motion. The Ordinance was adopted with a roll call vote recorded as follows: Yeas: Councilmen Klinck, Kramer, Miller, Parkhill and Tymeson. Nays: None. Absent: Councilmen Eccleston and McClenon.

PARKS AND RECREATION COMMITTEE:

Councilman Miller reported that Forest Park is being worked on now, and hopes that the project will be completed soon.

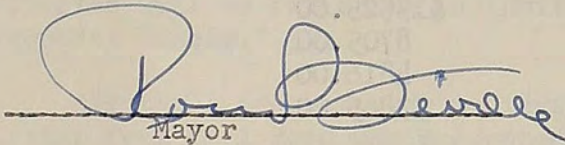
Councilman Miller stated that at the next meeting a report would be forthcoming as to the progress of the newly formed Takoma Park Police Boys Club.

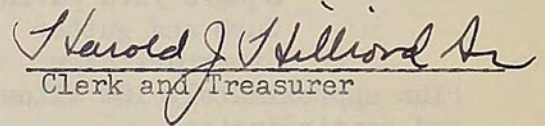
PUBLIC WORKS COMMITTEE:

Concerning the drainage problem, and the dumping of stumps, etc. on the Hudson Avenue right of way between Roanoke Avenue and Sligo Parkway, Councilman Klinck moved that the Superintendent of Public Works be directed to give this matter immediate attention.

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 being made, properly seconded and carried, the meeting adjourned at 11:30 p.m.


Mayor


Clerk and Treasurer

PUBLIC HEARING
October 15, 1953

Councilman Klinck presided at the hearing, which commenced at 8:00 p.m. Those present: Councilmen Eccleston, Kramer, McClenon, Miller, Parkhill and Tymeson. Absent: Mayor Beville.

Councilman Klinck explained to those present the proposed street improvement project on Houston Avenue from Roanoke Avenue to Sligo Parkway, and on Brighton Avenue from Houston Avenue to Brighton Court.

Councilman Klinck presented the figures and data prepared by McNeill Surveys, Inc. for the proposed improvement, and stated that the following figures represented the maximum in improvement and cost:

Grading and excavation	\$15525.00
Square yard paving	8705.00
Curb and gutter	4816.00
Storm drainage	13865.00
Plus approximately 10% allowance for engineering and contingencies	
<u>TOTAL</u>	<u>47201.00</u>

The above estimated total would result in an estimated assessable foot cost of \$24.75. Mr. Bradshaw asked what treatment would be accorded to the corner lots. Mr. Thomas explained that the assessment would be made in accordance with the provisions of the Charter which provides that corner lots shall be assessed the full frontage on the front of the lot and one-half the frontage on the side; irregular shaped lots are assessed the full amount for the first 50 feet and one-half of the remaining footage.

Councilman Klinck stated that the cost could be reduced if the Park and Planning Commission and Suburban Sanitary Commission could deviate from their normal requirements.

Mr. Bradshaw reported that he spoke with Mr. Shaw, of the Suburban Sanitary Commission, who has no objection (of) the City grading only the width required for paving, as long as the equipment could be moved in to do the work.

Councilman Klinck asked how many owners or representatives of owners were present, whose property would be assessable for the proposed construction, and if they would support or object to such proposal.

By the raising of hands, it was noted that there were seven property owners and/or representatives of property owners present, none of whom objected.

Mr. Bradshaw, representing owners of 17 of the lots that would be assessable, stated that a petition had been submitted to the Council by property owners on Houston Avenue, 14 months ago. He stated that at that time he was directed by the Council to relate to the property owners that they should make an attempt to carry out the project privately. Mr. Bradshaw reported that agreement to carry out the project privately by the property owners could not be obtained, and therefore it is asked that the City sponsor the project. Mr. Bradshaw related that Mr. Stanley Lush is also in favor of the project.

Councilman Klinck stated the proposal again, and requested that he be quoted as follows:


"This street improvement proposal is to include the grading of Houston Avenue from Roanoke Avenue to Sligo Parkway to the width of the right of way available,

or to such portion of that width as may be deemed to be practical in order to meet all necessary requirements for the over-all street improvement program. This same grading proposal applies to Brighton Avenue from Houston Avenue to Brighton Court. It is also proposed to install necessary storm drainage in the Houston Avenue right of way from Roanoke Avenue to Sligo Parkway with storm drainage extension from there to Sligo Creek. The paving proposal is to provide a paved street 26 feet wide, the paving to be of 4" asphaltic base with 2" bituminous surface on Houston Avenue and on Brighton Avenue between the points previously described. The street improvement to also include concrete curb and gutter along the entire paved section. The proposal of the estimated cost at this time is estimated to be approximately \$24.75 per assessable foot. The entire cost of this improvement to be assessed in the customary manner. Due to the fact that the rights of way available by the time construction takes place may change, it is understood that if we are able to reduce this estimated cost by being able to change the grade of the street from this proposal any savings effected will be reflected in their entirety in the assessable cost to the property owners."

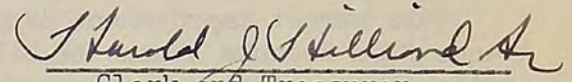
All those present were in favor of the proposal as just presented, also a letter from Carl Ford was presented, stating that he was in favor of the proposal.

Mr. Sidney Oliver of the Maryland-National Capital Park and Planning Commission, stated that the Commission will cooperate in every way possible in connection with this improvement.

Councilman Klinck expressed his appreciation to those present for attending, and the hearing was adjourned at 9:20 p.m.



Mayor



Clerk and Treasurer

SPECIAL MEETING
MAYOR AND COUNCIL
October 19, 1953

Mayor Beville called the meeting to order at 7:30 p.m. Those present: Councilmen Eccleston, Klinck, Kramer, McClenon, Miller, Parkhill and Tymeson. Absent: None.

Mayor Beville explained that this meeting was called in order to take action on the Houston Avenue project, as Councilman Klinck would not be present at the next regular Council meeting.

In reading over the minutes of the Houston Avenue hearing of October 15, 1953, it was suggested by various members of the Council that the following changes be made for clarification:

Page 2, second line, the words "above described" be stricken, and in lieu thereof insert the word "customary".

Page 2, fourth line, insert the words "may change" after the word "place".

Page 1, under the figures quoted, insert the word "approximately" before the figure "10%".

In the discussion concerning the project, the question was raised as to whether or not the paving would be done before the building construction began, in which case it would cause considerable damage to the new paving.

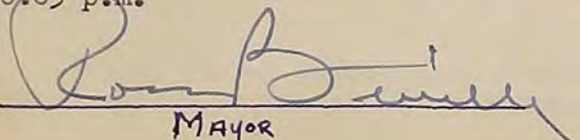
Councilman Klinck answered that the machines to be used for the anticipated construction will be run on the sub-grade.

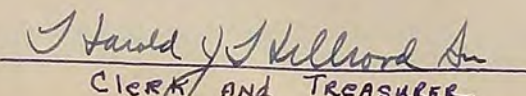
Councilman Klinck moved that the City of Takoma Park proceed in the customary manner with the street improvement, set forth as follows:

This street improvement proposal is to include the grading of Houston Avenue from Roanoke Avenue to Sligo Parkway to the width of the right of way available, or to such portion of that width as may be deemed to be practical in order to meet all necessary requirements for the over-all street improvement program. This same grading proposal applies to Brighton Avenue from Houston Avenue to Brighton Court. It is also proposed to install necessary storm drainage in the Houston Avenue right of way from Roanoke Avenue to Sligo Parkway with storm drainage extension from there to Sligo Creek. The paving proposal is to provide a paved street 26 feet wide, the paving to be of 4" asphaltic base with 2" bituminous surface on Houston Avenue and on Brighton Avenue between the points previously described. The street improvement to also include concrete curb and gutter along the entire paved section. The proposal of the estimated cost at this time is estimated to be approximately \$24.75 per assessable foot. The entire cost of this improvement to be assessed in the customary manner. Due to the fact that the rights of way available by the time construction takes place may change, it is understood that if we are able to reduce this estimated cost by being able to change the grade of the street from this proposal, any savings effected will be reflected in their entirety in the assessable cost to the property owners.

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 being made, properly seconded and carried, the meeting was adjourned at 8:05 p.m.


MAYOR


CLERK AND TREASURER

REGULAR MEETING
MAYOR AND COUNCIL
October 26, 1953

Mayor Beville called the meeting to order at 8:00 p.m. Those present: Councilmen Eccleston, Kramer, McClenon, Miller, Parkhill and Tymeson. Absent: Councilman Klinck.

Councilman McClenon corrected the minutes of October 12, 1953 as follows:

1. Under Law and Ordinances Committee, first line between the words "the" and "Proposed" insert the words "outline of the".
2. Page 2, 7th paragraph under Public Welfare Committee, instead of the word "condone" insert the words "not object to".

Councilman Eccleston moved to dispense with the reading of the minutes and that they be accepted as corrected.

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

Mr. Hilliard presented the financial statement as follows:

FINANCIAL STATEMENT
SUMMARY

	Revenues Sept. 1953	Revenues to 9/30/53	Bal. Bud. to 6/30/54	Total Budget
8/31/53 Cash on Hand Citiz. Bank	112463.58			
8/31/53 Cash on Hand Sub. Tr. Co.	9199.84			
	<u>121663.42</u>			
<u>REVENUES</u>				
1.0 Taxes: General	24597.79	246727.46	89888.29	336615.75
1.0 Penalties & Interest	.42	99.27	400.73	500.00
2.0 License & Permits	405.70	1376.23	21573.77	22950.00
3.0 Fines & Forfeitures	68.70	112.40	2587.60	2700.00
4.0 Use of Money & Property	.00	.00	267.00	267.00
5.0 Revenue-Other sources	312.33	1563.46	28271.54	29835.00
6.0 Service Chg. Curr. Serv.	131.40	375.40	1024.60	1400.00
R. & A. Registration	578.75			
Accounts Rec'd.	403.88			
	<u>26498.97</u>	250254.22	144013.53	394267.75
Less discounts	266.56	26232.41		
	<u>26232.41</u>	<u>147895.83</u>		
<u>DISBURSEMENTS</u>				
10. Gen. Govt. Clerk's Off	2571.37	8401.64	25258.36	33660.00
10. " " Govt. Bldg.	3096.85	10216.32	2793.68	13010.00
10. " " P/W Shop	1157.36	3545.44	7824.56	11370.00
11.1 Police Dept.	4825.15	15138.17	48042.64	63180.81
11.2 Fire Dept.	13281.68	24840.23	26354.76	51194.99
12.1 P/W Office	1146.05	3424.30	13715.70	17140.00
12.2 " Highway	4543.86	11997.61	19702.39	31700.00
12.5 " St. Lighting	803.25	1600.25	8649.75	10250.00
13.3 " Sanitation	5444.82	15203.16	38296.84	53500.00
19.3 " Recreation	1740.84	3531.64	5716.36	9248.00
19.4 Cultural Library	.00	.00	12413.00	12413.00
21.1 Miscellaneous	500.63	1576.95	8432.22	10009.17
22.1 Capital Budget	14954.24	44411.66	23104.26	67515.92
23.1 Insurance	2778.88	4781.78	1031.22	5813.00
Accts. Rec'd.	4.28			
R. & A. Registration	421.51	57270.77	241335.74	390004.89
	<u>421.51</u>	<u>90625.00</u>		

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9/30/53	Bal. both banks	
9/30/53	Bal. Citiz. Bank	80401.94
	" Sub. Trust	10122.97
	" both banks	<u>90624.91</u>

Certificate of Indebtedness 20,000.00

SPECIAL IMPROVEMENT ACCOUNT

8/31/53	Bal. Citizens Bank	11714.63
	Deposits during Sept.	744.95
		<u>12459.58</u>
	Withdrawals	.00
9/30/53	Citiz. Bank	<u>12459.58</u>

Councilman Parkhill moved that the Financial Report be accepted. Upon being seconded and put to question, the motion was carried.

CORRESPONDENCE:

1. Letter from E. T. Beall, County Manager of Montgomery County, relative to the lighting from Piney Branch Road to the City Line at Chicago Avenue and on Philadelphia Avenue to the Montgomery County line. Referred to Public Safety Committee.
2. Letter from East Takoma Citizens Assn. expressing appreciation for the money contributed to the summer recreation program at the Hillwood Manor Playground. Parks & Recreation Committee.
3. Letter from the Lincoln Valley Citizens Assn. asking that the Council consider the preparation of an ordinance for the licensing and registering of so-called nursery homes which care for children on a full-time or day-care basis. Referred to Public Welfare Committee.
4. Letter from Mrs. Alma and Earl Opal concerning the relocation of Houston Avenue agreeing to dedicate 1/2 of the necessary footage according to the City's requirements if the property owners on the other side will do likewise. Referred to Public Works Committee.
5. Letter from McNeill Surveys, Inc. submitting estimate of construction costs for Houston Avenue from Roanoke Avenue to Sligo Creek Parkway and Brighton Avenue from Houston Avenue to the north line of Lot 67, Block 55-B, B. F. Gilbert's Subdivision. Referred to Public Works Committee.
6. Letter from Community League asking the Council to secure estimates of the cost of publishing a news bulletin at regular intervals. Referred to Civic Improvements Committee for consideration along with membership to be supplemented with Councilman Klinck.
7. Letter from Gen. Lewis B. Hershey relative to Civil Defense program. Referred to Public Safety Committee.

Mayor Beville read letter from John W. Coffman, Jr., submitting his resignation as Chairman of the Fine Arts Committee which was formed for the purpose of preparing a seal for the City of Takoma Park. Mayor Beville stated he was very sorry that this resignation came about but inasmuch as it had been requested he would have to accept it.

Mayor Beville announced that he would be on WCAY every Sunday from 9:50 to 9:55 A.M. to give various items of interest concerning City affairs to the public.

OPEN MEETING:

Mr. Stephen Curtis, 717 Erie Ave., addressed the Council asking permission to have his Community League meeting in the gym if at all possible on Monday, Nov. 2 inasmuch as Gen. Hershey will be the guest speaker on Civil Defense programs. He was advised that the gym was still in the process of renovating but that every effort would be made to try and make arrangements for use on this night.

Mr. Earl Wilson, 517 Albany Avenue, addressed the Council relative to the registering of his Nursing Home. He stated he did not see how this could be classed the same as a rooming house, inasmuch as they already have two inspectors for the state and county to come and inspect. This matter was referred to Public Welfare Committee.

Mr. Christiansen, 207 Hudson Ave. addressed the Council stating a nursing home comes under the same classification as a hospital and does not feel it should be connected in the same category as a rooming house.

Mrs. Wakefield, 700 Hudson Avenue, addressed the Council, concerning the registration of Nursing Homes.

Mrs. Turner, 7100 Sycamore Ave. addressed the Council asking if rooming houses had to register with state and county. Mayor Beville stated that rooming houses had never been approached for any registration fees whatsoever until this new Ordinance #1216 was passed on July 1st.

Mayor Beville notified the citizens that the Council would make further study on the matter of registering Nursing Homes and therefore referred this matter to the Public Welfare Committee for further study.

Mr. Michael Derato, 413 Lincoln Avenue addressed the Council reporting a great need for a stop sign on the S. E. corner of Larch and Elm Avenues.

Mr. Maurice Taylor, 7604 Wildwood Drive addressed the Council asking what progress was being made in prohibiting the operation of a building on N. H. Ave. for the use of a car wash. Mr. Taylor was advised that the matter of the alleged violation by the contemplated operation of a building on N. H. Avenue located on the Gude and Abrams tract for the use of a car wash was brought up by the County Commissioners of Prince George's County and they have instructed the County attorney to render an opinion on the legality of such an operation within the scope of the zoning ordinance of Prince George's County. Mr. Gingerich stated that as soon as he was in possession of this opinion he would advise the Council as to what action may be necessary and appropriate. Mr. Gingerich further stated that although the operation of a car wash business was not covered in the provisions of C-1 zoning law of Prince George's County he was of the feeling that this point was insignificant inasmuch as it would be very easy for Prince George's County Commissioners to now include the operation of a car wash business in their C-1 zoning regulations.

EXECUTIVE SESSION:

Mayor Beville presented certificate issued to Milton Kramer by Chester E. Thomas, Chief of Police of Takoma Park for qualification for the use of gas gun and machine gun.

FINANCE COMMITTEE:

Councilman Tymeson moved that the bills amounting to \$22382.29 be approved for payment.

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

Councilman Tymeson pointed out that the new parking meters had shown a gain of \$13.74 over the old meters within a three week period.

Relative to the bill received from Ronald Senseman for \$700.00 on account, for architectural services for the Library building, Councilman Tymeson suggested that the City Clerk be instructed to withhold this bill until definite decision is made on this project.

In order that the payment of \$16.50 each to the four volunteer firemen attending the Civil Defense program is not confused with the Fire Training Service, expense of which is included in the budget figure of \$3500.00, Councilman Tymeson moved that a notation be inserted on each of their checks to the effect that this is for Civil Defense and does not come under the fire training service.

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

PUBLIC WELFARE COMMITTEE:

Regarding the matter of registration of Nursing Homes, Councilman McClenon moved that the Council instruct the Inspector of Buildings to hold the matter of Nursing Homes in abeyance until next meeting.

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

PUBLIC SAFETY COMMITTEE:

Councilman Kramer reported that he had a request from the Takoma Taxi Service for permission for them to erect a pole for the purpose of bringing telephone and electric lines to the stand located on Laurel Avenue north of Eastern Avenues. It was suggested that the Taxi Service ask Potomac Electric Power Co. to get permission from the Seventh-day Adventist Church to run their lines under the ground from Eastern Avenue. After further discussion on the matter, Councilman Kramer moved that the Takoma Taxi Service be given permission to erect an aluminum pole not in excess of 12', nor in excess of approximately 3" in diameter at their office on Laurel Avenue for the purpose of bringing telephone and power lines across the street in the event the Seventh-day Adventist Church will not give permission to run such lines under the ground from Eastern Avenue.

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

Councilman Kramer moved that Edwin C. Cissel be appointed as a police officer on a probationary period of six months at an annual salary of \$3000.00, effective as of November 16, 1953.

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

Councilman Kramer moved the adoption of the following Ordinance:

ORDINANCE NO. 1231

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

Section 1. THAT traffic on Pine Avenue be required to stop at the intersection of Columbia Avenue.

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 Tymeson seconded the motion.

Upon being put to question, the motion was carried and the ordinance adopted with the following roll call vote recorded as follows: Yeas: Councilmen Eccleston, Kramer, McClenon, Miller, Parkhill and Tymeson. Nays: None. Absent: Councilman Klinck.

CIVIC IMPROVEMENTS COMMITTEE:

Councilman Parkhill advised the Council that a Mrs. Salisbury was working on a seal for Takoma Park which she would submit in the near future for the committee's consideration.

Councilman Parkhill made mention that he felt that all Nursery Homes should be properly registered and inspected and that the Council should take every precaution in their limited power to see that there would not be any recurrence of such an incident as occurred to the child being kept at the Nursery Home on Carroll Avenue. Councilman Parkhill further stated he felt that if a previous complaint of this same Nursery Home which was reported in August of 1952 had been followed up by the County this last fatality might have never happened.

PARKS AND RECREATION COMMITTEE:

Following a lengthy discussion on the matter of the 20 foot strip of park land on Baltimore Avenue, Councilman Tymeson moved the adoption of the following Ordinance:

ORDINANCE NO. 1232

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

Section 1. WHEREAS, the Mayor and Council of the City of Takoma Park upon consideration of the use made by the citizens of the City of Takoma Park of a 20 foot strip of park land located on Baltimore Avenue approximately 150 feet in depth lying and situated between Lots 4 and 5 in Block 78 of Takoma Park Loan and Trust Company Subdivision have found that said area is not required as a part of the park system of said City, and

Section 2. WHEREAS, the Mayor and Council of the City of Takoma Park have determined that it is not in the public interest to continue to expend further sums of the funds of the City of Takoma Park in the upkeep and improvement of the said 20 foot strip of park land located on Baltimore Avenue approximately 150 feet in depth lying and situated between Lots 4 and 5 in Block 78 of Takoma Park Loan and Trust Company Subdivision.

Section 3. AND THEREFORE, it is ordered that the City of Takoma Park hereby abandons all its rights, title and interest that it now has or may have in the 20 foot strip of park land located on Baltimore Avenue approximately 150 feet in depth lying and situated between Lots 4 and 5 in Block 78 of Takoma Park Loan and Trust Company Subdivision.

Section 4. It is hereby ordered that all previous ordinances and resolutions adopted by the Mayor and Council of the City of

Takoma Park affecting the rights, title and interest of the said City of Takoma Park in the 20 foot strip of park land located on Baltimore Avenue approximately 150 feet in depth lying and situated between Lots 4 and 5 in Block 78 of Takoma Park Loan and Trust Company Subdivision are hereby repealed.

Councilman Miller seconded the motion.

Upon being put to question, the motion was carried and the ordinance adopted with a roll call vote recorded as follows: Yeas: Councilmen Eccleston, Kramer, Miller, McClenon, Parkhill and Tymeson. Nays: None. Absent: Councilman Klinck.

Councilman Miller reported on the progress of the Takoma Park Police Boys Club and announced there would be an Open House meeting at the gymnasium on November 6, 1953 at 8:00 p.m.

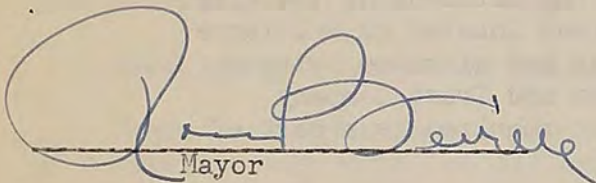
Corporation Counsel Gingerich informed the Council that the pending \$10,000.00 suit against the City of Takoma Park and the Washington Suburban Sanitary Commission relative to the sidewalk accident of Mrs. Ida Burgess will come up some time in November and suggested that a bone specialist be engaged to examine the injury. Therefore, Councilman McClenon moved that Corporation Counsel Gingerich be authorized to cooperate with the other defendant, if possible, in the employment of a bone specialist.

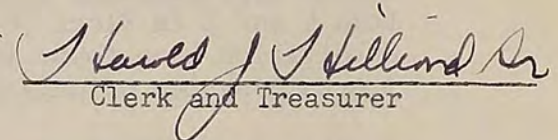
Upon being seconded and put to question, the motion was carried.

LAW AND ORDINANCES COMMITTEE:

Councilman McClenon presented the proposed Merit Plan Ordinance for consideration to be voted upon at the next meeting of the Council.

There being no further business to come before the Council at this time, upon motion being properly made, seconded and carried the meeting adjourned at 11:05 P.M.


Mayor


Clerk and Treasurer

EXECUTIVE MEETING
MAYOR AND COUNCIL
November 9, 1953

Mayor Beville called the meeting to order at 8:00 p.m. Those present: Councilmen Eccleston, Klinck, Kramer, McClenon, Miller, Parkhill and Tymeson. Absent: None.

There being no corrections to the minutes of October 12, 1953, Mayor Beville stated that the minutes would be accepted as corrected.

CORRESPONDENCE:

1. Councilman McClenon's letter of resignation was presented to the Council stating that he would be out of the City for over six months, and that his resignation would be effective November 15. Referred to the Council.
2. Letter from Frank Calcara, 2015 Bunker Hill Road, regarding the storm drainage at Glenside Drive from the intersection starting at Jackson Avenue to Kirklynn Avenue, and requesting the City to make provisions for storm drainage on an assessment basis. Referred to Public Works Committee.
3. Letter from Mr. Hopkins, President, Takoma Taxi Association, regarding the installation of an underground cable in connection with the use of the radio at the cab stand, stating that he had been unable to obtain the consent from the Seventh-day Adventist Church to use a portion of the Church ground for such installation. Referred to Public Safety Committee.
4. Letter from Mr. Howard Fisk, Evening Star reporter, enclosing an impression of the Seal of the City of Takoma Park which had been in his possession since 1903, and also submitting interesting historical facts about the City of Takoma Park. Mayor Beville expressed his appreciation to Mr. Fisk for his time and effort in compiling the aforementioned material, and directed that this information be transmitted to Dr. Hooker's committee, which is working on the Seal, for its consideration.

Councilman Parkhill moved that the resignation of Councilman Walter H. McClenon, to be effective November 21, 1953, be accepted with regrets.

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

Councilman Parkhill moved that the Council adopt a Resolution expressing appreciation to Councilman Walter H. McClenon for his many years of service, and that the Council regrets his having to leave the City Council at this time, and to wish him and his lady God-speed on their trip around the world.

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

RESOLUTION

WHEREAS, the Mayor and Council of the City of Takoma Park, Maryland, recognizes the great public service rendered the people of Takoma Park by Mr. Walter H. McClenon who has served for approximately 6 years on the City Council, and

WHEREAS, during his service in the capacity as Chairman of the Law and Ordinances Committee while on the Council, we wish to call special attention to the excellent work he has done in connection with the codification of City Ordinances as well as many other activities in the public interest, and

WHEREAS since Councilman McClenon has now seen fit to leave the Council in order that he and Mrs. McClenon may take a world cruise, it is the desire of the Council to express its thanks and gratitude for his major contributions leading to the improvement of the City's administration, therefore

BE IT RESOLVED that the Council regrets Mr. McClenon's separation from the Council and desires to wish him and Mrs. McClenon God-speed on their trip around the world.

Councilman McClenon addressed the Council expressing his pleasure as having been a member of the City Council.

PUBLIC WELFARE COMMITTEE:

Councilman Eccleston reported that the Public Welfare and Civic Improvements Committees met Saturday morning and decided to do nothing further in connection with the nursing homes until the first of the year, at which time there will probably be a new ordinance for the nursing homes. He emphasized that under Ordinance 1216, the nursing homes must register.

Councilman Eccleston moved that the Council reaffirm the original interpretation taken on the first ordinance, i.e. to include the nursing homes in the registration, and that the Inspector of Buildings be instructed accordingly.

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

PUBLIC SAFETY COMMITTEE:

With reference to the lighting on Maple Avenue from Philadelphia Avenue to Sherman Avenue, Councilman Kramer suggested that the City obtain two estimates from PEPCO for the following:

1. Lighting with ordinary street lights.
2. Lighting with ordinary street lights except on street corners where mercury vapor lights would be used.

Concerning the appointment of a Justice of Peace for Prince George's County, Councilman Kramer stated that he had received an acknowledgment from Governor McKeldin to his second letter, but had received no reply from either of his two letters sent to the State Central Committee.

Councilman Kramer read letter of resignation submitted by Don Battersby, Acting Sergeant, Fire Department which stated that his resignation would be effective November 15, 1953.

Councilman Kramer moved that resignation of Don Battersby be accepted, to be effective November 15, 1953.

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

Councilman Kramer moved that Private Stephen LaScola be promoted to Acting Sergeant, effective November 16, 1953, at \$3750.00 per annum.

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

Councilman Kramer moved that Charles J. West, Jr., 7718 Garland Avenue, be appointed to fill the vacancy as private at \$3,000.00 per annum for a probationary period of 6 months.

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

Councilman Kramer reported to the Council that the Police Department would be in a position to purchase bullets at a fraction of the cost they are paying now to commercial concerns by joining the National Rifle Club. The initial fee would be \$8.00 per person for the first year, and \$6.00 per person each succeeding year, bringing the total amount needed at present to \$96.00.

Councilman Kramer moved that the Council approve the amount of \$96.00 to be charged to the contingent fund of the Police Department for the purpose of joining the National Rifle Club.

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

Councilman Kramer reported that he had been to a Civil Defense meeting in Rockville recently, and concluded that at present, the various communities cannot be coordinated and he proposed that the City of Takoma Park go ahead on its own in working out a Civil Defense program.

Councilman Miller moved that Councilman Kramer present to the Council, in the near future, a program for Civil Defense.

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

Councilman Kramer mentioned that the City could purchase a Civil Defense Truck from the federal government at a cost of \$2,000.00. Mayor Beville stated that he did not think that such large sums of money should be tied up for the purpose of purchasing this truck as it was questionable if it would ever be needed, and if it were needed, whether or not it would be adaptable to the situation.

CIVIC IMPROVEMENTS COMMITTEE:

Councilman Parkhill moved that the following ordinance be adopted;

ORDINANCE NO. 1233

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

Section 1. THAT the Plat of the resubdivision of Lots 1, 2, 3 and 4, Block 7 of New Hampshire Gardens Subdivision, as per plat recorded in Plat Book BB 8 as Plat 99 among the land records of Prince George's County, Maryland, into Lots 9, 10 and 11, conveyed by G. Horning, Inc., a District of Columbia Corporation to Gussie Gorin et al, by deed dated April 16, 1942, and recorded among the aforementioned Lane Records in Liber 653, at Folio 174, is hereby approved subject to conditions as set forth in Ordinance 920 adopted by the Mayor and Council at a Special Meeting on February 5, 1949.

Councilman Miller seconded the motion. The ordinance was adopted with a roll call vote recorded as follows: Yeas: Councilmen Eccleston, Klinck, Kramer, McClenon, Miller, Parkhill and Tymeson. Nays: None. Absent: None.

It was reported that the work to be done by the City office on the map of the City has been completed.

It was reported that the recently applied paint in the Fire House Gym is peeling, and the Supt. of Public Works stated that he would contact the Company responsible and have them correct the situation.

Councilman Parkhill asked that the Supt. of Public Works contact the architect in connection with the renovation of 8 Columbia Avenue to ask him to submit an estimate of the cost for the proposed work to the Council before the City advertises for bids for this work.

Councilman Parkhill reported that as a result of a meeting of the Civic Improvements Committee Saturday, that there is no need to change the fees as set forth in Ordinance 1216 for large apartment units, and recommended that the Inspector of Buildings proceed with the collections as the law requires.

PARKS AND RECREATION COMMITTEE:

Councilman Miller reported that the first meeting of the Boys Club Friday night was very successful, and the Club would be scheduled to meet on ~~Tuesday~~ and Friday evenings in the Fire House Gym.

Councilman Miller stated that he was interested in obtaining the choir that sang the Creation, to sing the Messiah on the 19th or 20th of December in the gym or a school auditorium.

Vincent Gingerich, Corporation Counsel, reported that the WSSC's attorney has suggested that the case concerning Ida Burgess, Plaintiff vs. City of Takoma Park & WSSC be removed to another jurisdiction.

PUBLIC WORKS COMMITTEE:

Councilman **Klinck** gave a brief resume of the meeting of the Public Works Congress which he and the Supt. of Public Works attended in New Orleans last month.

LAW AND ORDINANCES COMMITTEE:

Councilman McClenon suggested that about 500 copies of the pamphlet containing the City Charter be ordered pending a quotation of price from the printer.

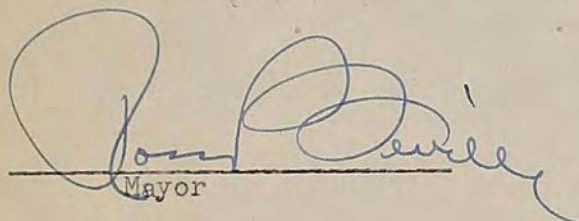
In connection with the merit plan ordinance, Mayor Beville submitted some suggestions for clarification of the ordinance, and asked that the proposed ordinance be studied for final adoption at the next meeting.

FINANCE COMMITTEE:

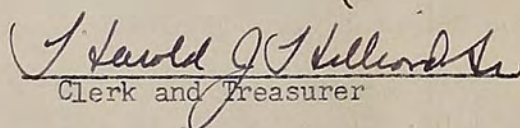
Councilman Tymeson reported on the annual audit of the financial status of the City of Takoma Park, and stated that it showed the financial condition to be good.

Mayor Beville suggested that the Finance Committee consider making provisions for having an annual inventory for each Department of the City.

There being no further business to come before the Council at this time, upon motion being properly made, seconded and carried, the meeting adjourned at 10:30 p.m.



 Mayor



 Clerk and Treasurer