

PUBLIC HEARING  
March 28, 1955  
Kennebec Avenue

Councilman Collison presided at the hearing which commenced at 7:10 p.m. Those present: Councilmen Forehand, Sidell and Tymeson. Absent: Mayor Miller, Councilman Kozel, Juhl and McKenzie.

Councilman Collison stated that the hearing was in regard to the proposed improvement to Kennebec Avenue between Maple Avenue and Sligo Parkway, This proposed improvement was incited upon receipt of letter from Miller & Miller, attorneys for the Artlen Corporation, the Artlen Corporation being owner of Lot 28A, Block 54, B.F. Gilbert's Subdivision.

Superintendent of Public Works, E. W. Thomas, addressed the interested property owners in regard to the type of improvement proposed and the estimated cost.

Mr. Thomas recounted the type of improvement and estimated cost as follows:

The paving would consist of a four-inch bituminous base course, two-inch bituminous top, concrete curb and gutter and related storm drain structures, the width of the street to be 26 feet including curb and gutter.

The approximate cost of this project to be \$7,096.00; the cost per linear foot estimated to be \$10.52.

Mr. Miller, speaking as agent for the Artlen Corporation, advised those present that the Artlen Corporation was interested in having construction started as soon as possible on Kennebec Avenue in order that future tenants of their apartment building will have access to the building. He stated that these apartments could not be rented until a street was put in. Also, that the Artlen Corporation was willing to do anything within reason to help reduce the cost to those whose property would be affected by the improvement.

Mr. Rupert Dunn, owner of Lot 53, Block 53, B. F. Gilbert's, read letter from Oscar and Myrtle Smith addressed to the Mayor and Council, in which they stated their objection to the proposed improvement of Kennebec Avenue. Mr. and Mrs. Smith are the owners of Lot 32, Block 53. B.F.G.

Mr. Dunn voiced his opposition to the street improvement, and further stated that if such an improvement were made, the Artlen Corporation should pay the entire cost. Mrs. Dunn also spoke in opposition to this improvement.

Dr. H. E. Andren, owner of Pt. Lot 49, Block 53, B.F.G., felt that Houston Avenue should be improved at the same time as Kennebec so that Kennebec would not become a main thoroughfare.

Mrs. Ninaj, owner of Lot 27, Block 54, B.F.G., stated that she believed the urgency of the improvement was with the Artlen Corporation, not with the other property owners; also, that the City should share in the cost of this project.

Mr. Miller reiterated that the Artlen Corporation would be willing to pay more than their share, and he felt confident that they could reach an amount satisfactory to all.

Mrs. Ninaj wanted to know why the City would not share in the cost of the project. to which Mr. Thomas replied the City has never assumed any of the cost for a new improvement.

There being no other property owners wishing to be heard, Councilman Collison adjourned the hearing at 8:05 p.m.

George M Miller  
Mayor

Harold J. Hilliard  
Clerk and Treasurer

REGULAR MEETING  
MAYOR AND COUNCIL  
March 28, 1955

Mayor pro tem Tymeson called the meeting to order at 8:10 p.m. Those present: Councilmen Collison, Forehand, Juhl, Kozel and Sidell. Absent: Mayor Miller, and Councilman McKenzie.

Reverend Paul E. Strauch of the Evangelical and Reformed Church rendered the Invocation.

Motion was made to dispense with the reading of the minutes of March 14, 1955, and that they be accepted as correct. Upon being seconded and put to question, the motion was carried.

Mayor pro tem Tymeson informed those present that Mayor Miller, Councilman McKenzie and Corporation Counsel Gingerich were meeting with the Alcoholic Beverage Committee in Annapolis regarding the Prince George's County Liquor Bill.

Mr. Hilliard presented the financial statement for the month of Feb., 1955, as follows:

FINANCIAL STATEMENT

	REVENUES Feb. 1955	REVENUES to 2/28/55	BAL. BUD. to 6/30/55	TOTAL BUDGET
1/31/55 Bal. Citiz. Bank		40610.84		
1/31/55 Bal. Sub. Tr. Co.		11962.78		
1/31/55 Bal. Both Banks		52573.62		
<u>REVENUES</u>				
1. Taxes: General	7069.19	345715.76	16314.68	362030.44
1. Penalties & Interest	68.88	401.71	98.29	500.00
2. Licenses & Permits	377.99	20042.57	3307.43	23350.00
3. Fines & Forfeitures	149.40	699.70	1500.30	2200.00
4. Use of Money & Property	.00	.00	175.00	175.00
5. Revenues: other sources	302.70	1291.79	29608.21	30900.00
6. Service Charges	102.00	1997.50	2.50	2000.00
7. Rm. & Apt. Registration	2925.00	6942.96	1057.04	8000.00
Towing Charges	35.00	377091.99	52063.45	429155.44
Accts. Rec.	7.70			
Spec. Imp. Acct.	17664.91	28702.77		
		<u>81276.39</u>		
<u>Disbursements</u>				
	Feb. 1955	Paid to 2/28/55	Bal. Budget to 6/30/55	Total Budget
10.1 Clerk's Office	3340.16	25574.99	12346.01	37921.00
10.812 Govt. Bldgs.	629.02	3367.30	1262.70	4630.00
10.10012 P/W Repair Shop	568.18	14640.44	3340.44	11300.00
11.1 Police Dept.	5723.01	47139.29	25134.58	72273.87
11.2 Fire Dept.	3426.88	32288.66	15816.34	48105.00
11.3 Protective Inspection	513.83	4299.47	2150.53	6450.00
12.1 P/W Dept. Office	1603.36	14089.51	7175.49	21265.00
12.2 P/W Dept. General	10573.43	87489.40	4576.60	92066.00
12.2 P/W Dept. Highway	48.00	6560.70	320.70	6240.00
12.4 P/W Dept. " Lighting	1090.79	8137.77	2162.23	10300.00
13.4 P/W Dept. Sanitation	1235.90	11015.63	5984.37	17000.00
19.3 P/W Dept. Recreation	129.47	2583.06	2206.94	4790.00
19.1 Cultural: Library	2835.70	13198.13	511.87	13710.00
21.1 Misc. Expense	1025.98	11581.89	1671.89	9910.00
22.1 Capital Budget	586.00	27990.38	7347.41	35337.79
23.1 Insurance	115.02	6634.20	1055.80	7690.00
Towing Acct.	32.00	316590.82	82397.84	398988.66

Accts. Recd.  
Civil Defense

7.70  
34.00    33518.43  
47757.96

3

2/28/55 Bal. Citz. Bk.	35745.58	Est. Appropriations 7/1/54	382639.90
2/28/55 Bal. Sub. Tr. Co.	<u>12012.38</u>	From Unappropriated Surplus	<u>16348.76</u>
2/28/55 Bal. both Banks	<u>47757.96</u>	Est. Appropriations 2/28/54	<u>398988.66</u>

Special Improvement Account		Special Library Bldg. Account	
1/31/55 Bal. Citizens Bk.	40928.20	1/31/55 Bal. Citizens Bk.	31244.84
Deposits	100.00	No deposits or withdrawals	.00
	<u>41028.20</u>	2/28/55 Bal. Citizens Bk.	<u>31244.84</u>
Withdrawal	<u>17664.91</u>		
2/28/55 Bal. Citizens Bk.	<u>23363.29</u>		

CORRESPONDENCE:

1. Letter from Ronald S. Senseman, Architect, enclosing copies of Change Order No. 1, which, if signed, would amend the contract relative to the Library, downward by \$574.00 for Alternate No. 1. Referred to Parks and Recreation Committee.
2. Letter from Bernard G. Johnson, 610 Boston Avenue regarding destruction to his property as the result of children playing ball in the unenclosed playground of the Silver Spring Intermediate School. Referred to Public Works and Public Safety Committees.
3. Letter from Donald M. Sullivan, attorney for Charles Kimble and Mr. and Mrs. Ward J. Moore, opposing the proposed changes outlined in Mr. Remsen's report relative to the basement apartment at 8000 Maple Avenue. Referred to Public Welfare Committee.
4. Letter from Joe M. Kyle, enclosing copy of letter mailed to the WSSC relative to unsatisfactory culvert under Cedar Avenue in the 7400 block. Referred to Public Works Committee.
5. Letter from Vincent A. Gardreau requesting that the owner of the delapidated garage acrosss from 7427 Baltimore Avenue be urged to tear it down. Referred to Public Safety Committee.
6. Letter from Thomas A. Banigan submitting a proposed system for control of work and performance in the Public Works Deparmtent which system would cost \$200.00 for professional services and approximately \$150.00 for the purchase by the City of necessary forms and minor equipment. Referred to Public Works Committee.
7. Letter from Ruth Standard, M. D. relative to purchase of alley property adjacent to Lots 23, 24, 25, Block 101, Palmer Tract. Referred to Finance Committee.
8. Letter from P. T. Mattson, Jr., Pres., Takoma Park Elementary School PTA, expressing appreciation in furnishing a crossing guard at Carroll and Park Aves.; also, for the SLOW signs placed on Maple Ave. Referred to Public Safety Committee.
9. Letter from Gilbert Gude, Montgomery County House of Delegates, acknowledging receipt of Resolution passed by the Mayor and Council concerning Senate Bill #323. Referred to Law and Ordinances Committee.
10. Letter from Blair Lee III, Montgomery County House of Delegates, with views regarding Senate Bill #323. Referred to Law and Ordinances Committee.
11. Letter from Carlton R. Sickles, Prince George's County House of Delegates, stating oppostion to Senate Bill #323. Referred to Law and Ordinances Committee.

12. Letter from Robert E. Bullard, Attorney, regarding application for rezoning part of Lot 29, Block 50, Section 1, B. F. Gilberts Sub. Referred to Civic Improvements Committee.

13. Letter from Richard Fenn relative to severing employment with City. Referred to Public Works file.

Mr. Michael Derato addressed the Council relative to Ordinances restricting fire service to outside areas. He stated that this restriction should remain in effect until Prince George's County does something for the City.

#### EXECUTIVE SESSION:

Mr. Hilliard read a bulletin from the Maryland Municipal League in which the League expressed a desire that all municipalities join the group insurance plan adopted by the League Council.

#### PUBLIC WORKS COMMITTEE:

It was reported that the Supt. of Public Works is determining the method of remedying the flooding condition at Merwood Drive.

Councilman Collison advised the Council that the Public Works Committee has informed the Supt. of Public Works that the expenditures of the Public Works Department are to be kept within the budget. It was suggested that items charged to Public Works, though connected with other departments, be charged to the respective departments and credited to Public Works.

#### LAW AND ORDINANCED COMMITTEE:

Councilman Kozel reported that no further action had been taken as yet by the Legislature regarding the Prince George's County Liquor Bill.

Relative to the license issued to Guy Liquors, Councilman Kozel informed the Council that an appeal was made to the Circuit Court concerning the issuance of this license.

#### PUBLIC SAFETY COMMITTEE:

Councilman Forehand advised the Council that it was necessary that the wiring for the siren at the Fire House be replaced, and that three phase wiring should be installed; also, that the Fire Dept. was in need of a new siren. In view of the foregoing, Councilman Forehand moved that the present wiring for the siren at the Fire House be replaced with three phase wiring at a cost of \$231.00, and that a new siren be installed on a 30 to 60 day trial basis.

Councilman Sidell seconded the motion.

Councilman Collison spoke in opposition to the purchase of a new siren inasmuch as the new siren would have twice the power and would be twice the nuisance as the present one. He suggested that consideration be given to placing a siren at another location in the City that would go off simultaneously with the one at the Fire House.

Chief Carter stated that the new siren would be a 10 h.p. and would be low pitched like the present one, but that the sound would benefit in a three mile radius.

Councilman Sidell withdrew his second to Councilman Forehand's motion on the basis that a sound pattern of the new siren should be taken to determine whether or not there would be a silenced area in the vicinity of the siren before approving purchase of same, but that he would approve of new wiring. Councilman Forehand withdrew his foregoing motion, and moved that three phase wiring be installed at the Fire House at a cost of \$231.00. Councilman Sidell seconded the motion. Upon being put to question, the motion was carried.

Mr. Hilliard addressed the Council in regard to the 2 h.p. siren for civil defense to be located in this area according to the defense plan for the perimeter of the Washington-Suburban area, and recommended that the Council permit this siren to be installed on the topside of 8 Columbia Avenue to be operated by the dispatcher 24 hours a day, to be sounded only in case of an alert. The wiring for this siren would cost from \$50.00 to \$75.00.

Councilman Forehand moved that the civil defense siren be installed at 8 Columbia Avenue, said wiring for such installation to cost \$50.00 to \$75.00. Councilman Kozel seconded the motion. Upon being put to question, the motion was carried.

With reference to Mrs. Pellegrini's request for alleviation of the hazardous condition at Houston Court, Mr. Thomas stated that there was no way of improving this area, but that he would consider installing warning signs.

A request was made by Miss Betsy Weis on behalf of the Takoma Academy to install a banner across Carroll Avenue at the intersection of Laurel Ave. for the purpose of advertising the school's musical program, "America Our Heritage."

Councilman Forehand moved that permission be given to Takoma Academy to install a banner across Carroll Avenue at the intersection of Laurel Avenue to advertise the musical "America Our Heritage," subject to the approval of the Potomac Electric Power Co. for the installation to their poles, such banner to be removed within 48 hours after the program which terminated April 3, 1955.

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

Mr. Hilliard announced that there would be a Civilian Defense display at the Third Exhibition and Hobby Show to be held at the John Nevins Andrews School April 2nd and 3rd.

#### PARKS AND RECREATION COMMITTEE:

With reference to the letter from Ronald S. Senseman, architect, concerning change of contract relative to the Library Building, Councilman Kozel moved that the change order be returned to the architect with a letter stating that we do not wish to change the contract at this time. Councilman Forehand seconded the motion. Upon being put to question, the motion was carried.

#### FINANCE COMMITTEE:

Councilman Tymeson moved that payment of bills in the amount of \$9,171.17 for the month of February, 1955, be approved. Councilman Forehand seconded the motion. Upon being put to question, the motion was carried.

#### DEPARTMENT HEADS:

Chief Carter expressed his appreciation to the Mayor and Council, the press and citizens' associations for traveling to Annapolis in regard to the Fireman's Pension Bill.

Chief Carter requested Mr. Hilliard to direct a letter to Mr. Ronald S. Senseman, the architect for the Library, asking whether or not provisions were made for fire protection devices, such as sprinklers, etc.

Mr. Remsen informed the Council that to date, the number of those delinquent in registrations had been reduced to eight.

There being no further business to come before the Council at this time, upon motion made, seconded and carried, the meeting adjourned at 10:00 p.m.

George M. Miller

David J. Hilliard

Executive Meeting  
 Mayor and Council  
 April 11, 1955

Mayor Miller called the meeting to order at 8:00 p.m. Those present: Councilmen Kozel, McKenzie, Sidell and Tymeson. Absent: Councilmen Collison, Forehand and Juhl.

Councilman Kozel moved to dispense with the reading of the minutes of March 28, 1955, and that they be accepted as correct. Councilman Tymeson seconded the motion. Upon being put to question, the motion was carried.

CORRESPONDENCE:

1. Letter from Robert L. Runyan, Principal, J. Enos Ray School, requesting crossing guard at Ethan Allen and Elm Avenues. Referred to Public Safety Committee.
2. Letter from G. T. Sutphin requesting that a "No Parking" sign be removed from in front of 6604 Allegheny Avenue. Referred to Public Safety Committee.
3. Letter from Ronald S. Senseman, A.I.A. stating it would not be necessary to install a sprinkler system in the new Library Building. Referred to Parks and Recreation Committee.
4. Letter from H. Winship Wheatley, Jr., Senate of Maryland, regarding Senate Bill #5. Referred to Council files.
5. Letter from Vincent L. Gingerick, Corporation Counsel, relative to disposition of suit against the City of Takoma Park by Bowman Conrad in behalf of his son who sustained injuries from flare pot at Larch and Hayward Avenues. Referred to Council files.
6. Letter from C. H. Seitz, Secretary, M. V. Department, requesting permission to stage another Pathfinder Youth Parade from the College athletics field to the Academy athletics field at 1:00 p.m., May 8, 1955. Referred to Public Safety Committee.

Mayor Miller addressed the Council, press, and citizens, stating that he wished to publicly thank delegates Machan, Sikles and Lovelace for their sincere interest in furthering the House Bill #896 (Prince George's County Liquor Bill), and how much their interest was appreciated. He directed that a personal letter be written to these three delegates expressing the foregoing.

Mayor Miller also directed that the Clerk address a letter to Senator Wheatley and the Chairman of the Prince George's County Delegation, Wilkinson, informing them that the Mayor and Council would like for them to appear at their convenience, one evening within the next 365 days, at an open meeting of the citizens of the Prince George's County section of the City to explain what happened to the Bill.

Mayor Miller further stated that he would make this request month after month until these gentlemen appeared.

Mr. Albert Ground, representing the Veterans' Council of Takoma Park, presented to the Council sketches prepared by Hammaker Bros. of memorials in honor of those who gave their lives for our country. The proposed memorial would be 16 feet long and 3.8 feet high, and would cost from \$3000.00 to \$3500.00 to construct, exclusive of sidewalks and landscaping. Mr. Ground requested that the City consider bearing the expenses for such a memorial with the proposed site being the park area owned by the City on Maple Avenue and Philadelphia Avenue. This proposal was referred to the Parks and Recreation Committee.

PUBLIC WORKS COMMITTEE:

Councilman Sidell reported that he had received a memorandum from the Supt. of Public Works that funds were available from the Housing and Home Finance Agency for planning purposes, and this money could be used in planning for any needed Public Works requirements;

payment for these costs of planning are not due until the contracts are awarded for the work.

With regard to the improvement of Kennebec Avenue; Councilman Sidell moved the adoption of the following ordinance:

ORDINANCE NO. 1294

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

Section 1. THAT under authority granted by Section 1198 of the City Charter, the Mayor and Council after duly advertising and holding a public hearing on March 28, 1955, as provided therein are of the opinion that the public health, safety and comfort require the improvement of Kennebec Avenue between Maple Avenue and Aligo Parkway to consist of 4" bituminous base course, 2" bituminous top, concrete curb and gutter and related storm drain structures, the width of the street to be 26 feet including curb and gutter in accordance with specifications prepared by Thomas B. McNeill Associates as set forth in Ordinance No. 1292, approved March 14, 1955, and the improvement of said street is hereby authorized.

Section 2. The approximate cost of this project is estimated to be \$7,096.00, or \$10.52 per linear foot.

Section 3. THAT the entire cost of the work herein described shall be assessed against the abutting property owners on a five-year basis.

Section 4. The assessments under this Ordinance are payable in 5 annual installments, the first installment due and payable within 90 days from date of levy with interest at the rate of 6% per annum beginning 30 days from date of levy, and each subsequent annual payment due and payable within 90 days of the same date in each subsequent year. The balance due may be paid in full at any time plus the accumulated interest. Property delinquent as of January the 1st of any year will be sold for the total amount of assessment, including interest and costs, then due.

Section 5. AND THAT the City Clerk is hereby authorized to advertise for bids for the work herein described, and at the same time advertise for bids for the improvement of Houston Avenue, such advertisement to be considered as for a single project; however, payments shall be separated to provide for a separation of cost for each improvement.

Councilman Kozel seconded the motion. Upon being put to question, the ordinance was adopted with a roll call vote recorded as follows: Yeas: Councilmen Kozel, McKenzie, Sidell and Tymeson. Nays: None. Absent: Councilmen Collison, Forehand and Juhl.

Relative to letter from Mr. Bernard G. Johnson, 610 Boston Avenue, concerning destruction to his property as the result of children playing ball in the unenclosed playground of the Silver Spring Intermediate School, Councilman Sidell moved that a letter be written to Dr. Norris transmitting a copy of Mr. Johnson's letter to Dr. Norris, also to the P.T.A., and that copies of letter sent to Dr. Norris be sent to the P.T.A. and Mr. Johnson. Upon being seconded and put to question, the motion was carried.

Concerning letter from Joë M. Kyle, enclosing copy of letter mailed to the WSSC relative to unsatisfactory culvert under the 7400 block of Cedar Ave., Councilman Sidell stated that the Committee recommended that a letter be written to the WSSC requesting a copy of their reply to Mr. Kyle's letter to determine whether or not any action need be taken on Mr. Kyle's request.

Councilman Sidell reported that an inspection of the garage across from 7427 Baltimore Avenue revealed that the garage is not in such a condition to warrant its demolition, but that it does need painting. Mayor Miller suggested that a letter be addressed to Mr. Vincent A. Goudrequ who requested that action be taken to tear down the garage, informing him that there is no ordinance on record to compel the demolition

of such buildings as long as they are structurally sound.

With reference to the garage on the property at the corner of Westmoreland and Carroll Avenues, Councilman Sidell moved that a letter similar to the one requesting the demolition of the structure formerly on the property, be addressed to the property owners asking that they have the garage destroyed as it is structurally unsound. Councilman Tymeson seconded the motion. Upon being put to question the motion was carried.

Councilman Sidell informed the Council that because of the new building being constructed across from the Public Works Building, it was necessary for the WSSC to cut across to the water main on the opposite side of Sherman; or to cut into the water main on City owned property this side of the Public Works Building. In order to prevent breaking the new pavement on Maple Avenue, Councilman Sidell moved that the City grant a right-of-way to the WSSC of approximately 6 feet on the corner of the City owned property, and that the Mayor and City Clerk be empowered to sign this right-of-way to the WSSC. Councilman Tymeson seconded the motion. Upon being put to question, the motion was carried.

Councilman Sidell reported that the sod will be removed between the sidewalk and curb to lower the grade in an effort to remedy the flooding condition at Merwood Drive.

#### LAW AND ORDINANCES COMMITTEE:

Councilman McKenzie reported the appeal to the Circuit Court was still pending regarding the liquor license issued to Guy Liquors.

#### PUBLIC WELFARE COMMITTEE:

Councilman Sidell stated that a conference was held with Mr. D. Platt relative to the registration of the Hillwood Manor Apartments, and Mr. Platt has determined that he will file registrations and fees according to his belief, and if there is any further discussion it will be gone into later.

#### PUBLIC SAFETY COMMITTEE:

Councilman Sidell moved that the M. V. Department be granted a permit (the same type as was granted last year) to hold a Pathfinder Youth Parade, and that the Police Department give them the necessary assistance, May 8, 1955. Councilman Tymeson seconded the motion. Upon being put to question, the motion was carried.

#### PARKS AND RECREATION COMMITTEE:

Councilman Kozel moved that in the future, any public building that the City builds, the plans of such buildings are to be sent to the Fire Chief and Police Chief to look over before construction commences. Councilman McKenzie seconded the motion. Upon being put to question, the motion was carried.

#### CIVIC IMPROVEMENTS COMMITTEE:

Councilman Tymeson moved that application B-241 for rezoning of Part of Lot 29, Block 50, Section 1, B. F. Gilbert's Subdivision from R-60 to C-1, be approved. Councilman Kozel seconded the motion. Upon being put to question, the motion was carried.

#### FINANCE COMMITTEE:

Councilman Tymeson informed the Council that heads of departments have been asked to submit their budget requests by April 15, 1955.

With reference to Dr. Standard's request to purchase alley property, Councilman Tymeson recommended that the Supt. of Public Works and Mr. Hilliard discuss this matter with Dr. Standard as to what price she would offer, and report same to Council.



DEPARTMENT HEADS:

Chief Carter informed the Council that he plans on holding off on the installation of a new siren until the new budget.

It was reported that the WSSC has awarded contract for Barclay Avenue storm sewer.

In compliance with Mr. Hilliard's request for additional monies to install the Civil Defense siren, Councilman Tymeson moved that a sum of \$50.00 be set aside for this installation, but that an effort be made to secure two more bids for the installation of 12 gauge wire, such installation to be made before May 25, 1955, in order that the City may participate in the National Air Raid warning on this date. Councilman McKenzie seconded the motion. Upon being put to question, the motion was carried; Councilman McKenzie voting nay.

Mayor Miller directed that letters be addressed to those associations and clergymen who traveled to Annapolis regarding House Bill #806.

Mr. Hilliard informed the Council of the Bell and Lights air raid warning wywtem which would cost \$75.00 to \$100.00 for installation at the State's expense, and maintenance expense of \$6.00 per month to be borne by the City, and asked the Council's permission for the installation of same.

Councilman Tymeson moved that the Council grant Mr. Hilliard's request for this hookup for May and June, the balance of which will be submitted in the new Civil Defense budget. Councilman Kozel seconded the motion. Upon being put to question, the motion was carried.

There being no further business to come before the Council at this time, upon motion made, seconded and carried, the meeting adjourned at 9:50 p.m.

Haward Hilliard  
Clerk and Treasurer

George M. Miller  
Mayor

REGULAR MEETING  
MAYOR AND COUNCIL  
April 25, 1955

Mayor Miller called the meeting to order at 8:00 p.m. Those present: Councilmen Forehand, Juhl, Kozel, McKenzie, and Sidell. Absent: Councilmen Collison and Tymeson.

Rev. Edward R. Bley of the Zion Lutheran Church rendered the Invocation.

Motion was made to dispense with the reading of the minutes of April 11, 1955, and that they be accepted as correct. Upon being seconded and put to question, the motion was carried.

Mr. Hilliard presented the financial statement for the month of March, 1955, as follows:

FINANCIAL STATEMENT  
March 1955

	Revenues March 1955	Revenues to 3/31/55	Bal. Bud. to 6/30/55	Total Budget
2/28/55 Bal. Citizens Bank		35745.58		
2/28/55 Bal. Sub. Tr. Co.		12012.38		
2/28/55 Bal. Both Banks		47757.96		

REVENUES

1. Taxes: General	976.32	346692.08	15338.36	362030.44
1. Penalties & Interest	21.12	422.83	77.17	500.00
2. Licenses & Permits	468.40	20510.97	2839.03	23350.00
3. Fines & Forfeitures	112.00	811.70	1388.30	2200.00
4. Use of Money & Property	.00	.00	175.00	175.00
5. Revenue: other sources	298.21	1318.08	29581.92	30900.00
6. Service Charges	111.00	2108.50	108.50	2000.00
7. Rms. & Apts. - Registration	476.40	7416.86	583.14	8000.00
Towing Account	45.00			
Accounts Received	18.39	2526.84		
		50284.80		
		379281.02	49874.42	429155.44

DISBURSEMENTS

	Disbursements March 1955	Disb. to 3/31/55	Bal. Bud. to 6/30/55	Total Budget
10.1 Clerk's Office	2391.59	27966.58	9954.42	37921.00
10.812 Govt. Bldgs.	938.66	4305.96	324.04	4630.00
10.10012 P/W Repair Shop	893.47	16206.47	4906.47	11300.00
11.1 Police Dept.	6198.84	53338.13	18935.74	72273.87
11.2 Fire Dept.	3504.97	35852.68	12252.32	48105.00
11.3 Protective Inspection	539.12	4838.59	1611.41	6450.00
12.1 P/W Dept: Office	1473.29	15562.80	5702.20	21265.00
12.2 " " General	9708.85	97193.33	5127.33	92066.00
12.2 " " Highways	500.00	7060.70	820.70	6240.00
12.4 " " Highway Lighting	1093.06	9230.83	1069.17	10300.00
13.4 " " Sanitation	1358.35	12333.98	4666.02	17000.00
19.3 " " Recreation	240.75	2823.81	1966.19	4790.00
19.1 Cultural: Library	.00	13198.13	511.87	13710.00
21.1 Misc. Expense	1146.95	11767.73	1857.73	9910.00
22.1 Capital Budget	.00	27990.38	7733.41	35723.79
23.1 Insurance	13.36	6647.56	1042.44	7690.00
Towing Account	3.00			
Accounts Received	18.39			
Civil Defense	53.47	30076.12		
3/31/55 Bal. Both Banks		20208.68		
		346317.66	53057.00	399374.66

3/31/55 Bal. Citiz. Bk.	20196.30	Est. Appropriations 7/1/54	382639.90
3/31/55 Bal. Sub. Tr. Co.	12.38	From Unappropriated Surplus	16734.76
3/31/55 Bal. Both Banks	20208.68	Est. Appropriations 3/31/55	399374.66

## SPECIAL IMPROVEMENT ACCOUNT

2/28/55 Bal. Citiz. Bk.	23363.29
Deposits	1383.31
	<u>24746.60</u>
No withdrawals	.00
3/31/55 Bal. Citiz. Bk.	24746.60

## SPECIAL LIBRARY BUILDING ACCOUNT

2/28/55 Bal. Citiz. Bk.	31244.84
No deposits or withdrawals	.00
3/31/55 Bal. Citiz. Bk.	31244.84

## CORRESPONDENCE:

1. Letter from Rev. James F. King, Our Lady of Sorrows Church, requesting Council approval for a carnival at New Hampshire and Larch Avenues, May 30th to June 11th. Referred to Public Safety Committee.
2. Letter from Mrs. George A. Cook, Pres., & Mrs. J. McDormand, Secy., of the Takoma Park Union W.C.T.U., commending the Mayor for opposing the sale of alcoholic beverages in Takoma Park. Referred to Council Files.
3. Letter from Mrs. Alice M. Gibson, 4408 Sigsbee Road, Silver Spring, opposing the sale of alcoholic beverages in Takoma Park. Referred to Council Files.
4. Letter from Raymond M. Peterson, Vice-Pres., Hampshire Greens Community Assn., protesting the proposed off-street parking and use of the taxpayers' money to provide for same. Referred to Civic Improvements Committee.
5. Letter from Dr. Forbes H. Norris, Superintendent of the Board of Education, Montgomery County, regarding the complaints of Bernard G. Johnson. Referred to Public Works and Public Safety Committees.
6. Letter from Kenneth F. Rogers, Pres., Lincoln Valley Citizens' Assn., maintaining their support in the present housing ordinance. Referred to Public Welfare Committee.
7. Letter from Kenneth F. Rogers, Pres., Lincoln Valley Citizens' Assn., opposing off-street parking unless it is paid for by commercial establishments benefiting by it. Referred to Civic Improvements Committee.
8. Letter from Charles H. Howe, Jr., Exec. Secy., Takoma Park Fire Board, regarding permanent appointment of Curtiss J. Baird; enforcement of Fire Codes in corporate limits; installation of fire hydrants on New Hampshire Avenue between Eastern and Ethan Allen Avenues; and, elimination of all non-standard two-way fire hydrants in th City.. Referred to Public Safety Committee.
9. Letter from James B. Parkhill, Secy.-Treas., WSSC, together with copy of letter the WSSC wrote to Joe M. Kyle, relative to the storm drainage conditions existing near 7416 Cedar Avenue. Referred to Public Works Committee.
10. Letter from Takoma Library Association, 8 Sherman Avenue, with an attached list of articles needed to furnish the new Library, specifying the kind of furniture desired, plus prices. Referred to Parks and Recreation Committee.
11. Copy of letter from Ethel M. & Robert L. Terry, pertaining to deplorable conditions emanating from the water drainage on the corner of Merwood and Wildwood Drives. Referred to Public Works Committee.
12. Letter from Donald E. Deyo, Dean of Montgomery Junior College, recommending alleviation of the hazardous situation existing on the overpass of the B & O tracks between Blair Road and Woodbury Drive. Referred to Public Safety Committee.

13. Resolution from Stephen L. Curtis, Pres., The Community League, requesting a Post Office within the corporate limits of Takoma Park. Referred to Civic Improvements Committee.

Referring to the letter from Dean Deyo of Montgomery Junior College, regarding the traffic situation which exists on the overpass of the B & O tracks between Blair Road and Woodbury Drive, Mayor Miller stated that irrelative of who had jurisdiction regarding the bridge, it is a known fact that it is an extremely hazardous condition, therefore, something should be done to alleviate same.

With reference to the Community League's Resolution requesting a Post Office within the corporate limits of Takoma Park, Councilman Juhl stressed the fact that he thought the City should have its own post office, which would eliminate the present situation of listing Takoma Park-Washington, D. C. Mayor Miller added that Senators Beall and Butler and Congressman Hyde are working vigorously to obtain this objective.

Mayor Miller announced that there would be a meeting on Saturday, May the 7th, at 10:00 a.m., in Judge Gray's office, Upper Marlboro, Maryland, to discuss the issuance of the liquor license on New Hampshire Avenue in Takoma Park. He further stated that due to previous request for a meeting with Senator Wheatley and Representative Perry O. Wilkinson to appear in Takoma Park before the citizens' groups, they had agreed to appear, and there would be a meeting on Wednesday, May the 11th, at 8:00 p.m., in the Fire House Municipal Gymnasium, to hear from these gentlemen the factual reasons why House Bill #806, regarding liquor license, was not introduced by the Delegation.

#### OPEN MEETING:

Mrs. Roderic Davis, 707 New York Avenue, endorsed Dean Deyo's statements regarding the dangerous traffic condition existing on the bridge over the B & O tracks, and stated that rather than wait until a bad accident occurred, the situation should be remedied now. She presented a report and photographs of the present circumstances.

Mr. Charles B. Lampe, Pres., Spring Park Community Assn., thanked the Council for the signs that were erected on a temporary basis at Elm and Prince George's Avenues, and reiterated the need for the permanent installation of these signs, stating that his Association would write a letter to that effect.

Mr. Lampe inquired as to the progress being made on the Forest Park storm drainage proposal. He was advised that the final construction plans were in the process of completion and that the plans would be sent to the Washington Suburban Sanitary Commission for their final approval, after which the Council would advertise for bids.

#### EXECUTIVE SESSION:

#### PUBLIC WORKS COMMITTEE:

Relative to the property damage at 610 Boston Avenue, Councilman Sidell stated the Committee had looked into this matter but, as yet, had not arrived at a favorable decision.

Pertaining to the acceptance of the didication for a new portion of Lee Avenue for the Lee Avenue Right-of-Way, Councilman Sidell moved the adoption of the following Ordinance accepting the dedication of the Lee Avenue Right-of-Way as shown on Plat dated April 1955, prepared by Thomas B. McNeill; effective date of Ordinance to be identical with date of acceptance by the Maryland-National Park and Planning Commission:

## ORDINANCE NO. 1295

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

Section 1. THAT the plat of the resubdivision of Lot 21 and Parcel "A", General S.S. Carroll's Addition to Takoma Park, dated April 1955, prepared by McNeill Surveys, Inc., 7034 Carroll Avenue, for Manor Apartments, Inc., pertaining to the dedication of a portion of the Lee Avenue right-of-way more particularly described as follows:

1. part of the land conveyed by Gillian Spessard Walker to Emma Matthews Jones by deed dated March 14, 1942, and recorded in the Land Records of Montgomery County, Maryland, in Liber 867 at Folio 409;
2. part of the land conveyed by Miles F. Gary and Dorothy E. Gary, his wife, to Homestead Builders, Inc., by deed dated August 26, 1952, and recorded in said Land Records in Liber 1700 at Folio 328;
3. part of the land conveyed by Sarah E. Bowman, et al, to Manor Apartments, Inc., by deed dated February 7, 1954, and recorded in said Land Records in Liber 1911 at Folio 491; and
4. part of the land conveyed by Stedman Prescott, Jr., Trustee, to Manor Apartments, Inc., by deed dated April 19, 1954, and recorded in said Land Records in Liber 1911 at Folio 490; and that iron pipes marked thus: O, have been placed as indicated to the approved finish grade.

The total area of street dedicated to public use by this Plat is 7,137 square feet of land; be and the same is hereby approved to become effective upon its acceptance by the Maryland-National Capital Park and Planning Commission.

Councilman McKenzie seconded the motion. Upon being put to question, the Ordinance was adopted with a roll call vote recorded as follows; YEAS: Councilman Forehand, Juhl, Kozel, McKenzie and Sidell. NAYS: None. ABSENT: Councilman Collison and Tymeson.

Councilman Sidell moved the adoption of the following Ordinance for the improvement of Houston Avenue:

## ORDINANCE NO. 1296

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

Section 1. THAT under authority granted by Section 1198 of the City Charter, the Mayor and Council after duly advertising and holding a public hearing on October 15, 1953, as provided therein are of the opinion that the public health, safety and comfort require the improvement of Houston Avenue from Roanoke Avenue to Sligo Parkway by grading 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.

Section 2. The necessary storm drainage will be installed in the

Houston Avenue right-of-way from Roanoke Avenue to Sligo Parkway with storm drainage extension from there to Sligo Creek.

Section 3. It is proposed 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 described above, the said improvement to also include concrete curb and gutter along the entire paved section, as set forth in Ordinance No. 1228, approved October 7, 1953.

Section 4. The cost of this entire improvement is estimated to be approximately \$24.75 per assessable foot, the entire cost of which shall be assessed against the abutting property owners on a five-year basis payable in 5 annual installments, the first installment due and payable within 90 days from date of levy with interest at the rate of 6% per annum beginning 30 days from date of levy, and each subsequent annual payment due and payable within 90 days of the same date in each subsequent year. The balance due may be paid in full at any time plus the accumulated interest. Property delinquent as of January the 1st of any year will be sold for the total amount of assessment, including interest and costs, then due.

AND WHEREAS, due to the fact the rights-of-way available by the time construction begins may change, it is understood if the estimated costs are reduced by changing the grade of the street, any savings effected will be reflected in their entirety in the assessable cost to the property owners.

Section 5. The City Clerk is hereby authorized to advertise for bids as provided by this Ordinance at such time as may be appropriate.

Councilman McKenzie seconded the motion. Upon being put to question, the Ordinance was adopted with a roll call vote recorded as follows: YEAS: Councilmen Forehand, Juhl, Kozel, McKenae and Sidell. NAYS: None. ABSENT: Councilmen Collison and Tymeson.

#### LAW AND ORDINANCES COMMITTEE:

Councilman McKenzie suggested Mr. Hilliard address letters to all the citizens' groups informing them of the hearings on May the 7th in Upper Marlboro and May the 11th in the Fire House Gymnasium.

#### PUBLIC WELFARE COMMITTEE:

Councilman Sidell stated that further investigation was being made relative to the condition of the premises at 15 Montgomery Avenue.

After conversing with Robert Lohr's office, it was reported that plans are under way to determine a suitable office location to re-establish a Health Center in Takoma Park.

#### PUBLIC SAFETY COMMITTEE:

With reference to the request for removal of "No Parking" sign in front of 6604 Allegheny Avenue, Councilman Forehand specified his reasons in maintaining the sign, and moved that Allegheny Avenue remain as is.

After further discussion on the matter, Councilman Forehand withdrew his motion pending further investigation by the Committee.

Concerning the parking on Lincoln Avenue between Jefferson and Carroll Avenues,

Councilman Sidell suggested the Council hold this matter in abeyance until the Committee studied the various needs for parking in the 200 block of Lincoln Avenue.

Relative to the need for a crossing guard at Ethan Allen and Elm Avenues, Councilman Sidell mentioned that this request was made, particularly, for or during the time of construction on Carroll Avenue.

Councilman Forehand moved the permanent appointment of Pvt. Curtiss J. Baird, as Fireman, with an annual salary of \$3400.00, effective April 1st, 1955.

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

Councilman Forehand moved that Rev. James F. King be granted a permit to operate a carnival on New Hampshire and Larch Avenues, from May 30, 1955, to June 11, 1955, inclusive, provided that all of the laws of Takoma Park and the State are observed.

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

Since the temporary time limit of the "No Parking" signs on Maple Avenue terminates on May the 1st, Councilman Forehand recommended that a survey be made of the situation and moved that the time limit be extended 30 days.

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

#### PARKS AND RECREATION COMMITTEE:

Regarding a War Memorial for Takoma Park, Councilman Kozel suggested this matter be held in abeyance until the new Budget is completed. He also recommended that the aforementioned subject be given to the Civic Improvements Committee in order that both Committees may study same.

Mr. Hilliard stated that Montgomery County and the State have purchased rescue tools, amounting to approximately \$3500 to \$4000, which will be delivered to the Chief of the Fire Service next Monday. Chief Carter endorsed Mr. Hilliard's statement and added that they wish to purchase a truck to carry the tools, similar to the unit that was exhibited at the J.N. Andrews School.

In order to determine the feasibility of a Fire Marshal for Takoma Park, Mayor Miller referred this subject to the Law and Ordinances and Public Safety Committees for study and deliberation.

Councilman Juhl suggested he would like to see an amendment to the City Charter giving the Mayor the right to vote at the Council table.

There being no further business to come before the Council at this time, upon motion made, seconded and carried, the meeting adjourned at 9:30 p.m.

George M. Miller  
Mayor

Harold J. Hilliard  
Clerk and Treasurer