

PUBLIC HEARING
April 3, 1956

A Public Hearing, upon the request by Mr. Gordon H. Cole, was called for the purpose of permitting Mr. Cole to present to the Mayor and Council and the public, his views relative to the election held in the City of Takoma Park on March 27, 1956. Those present: Mayor Miller, Councilmen Collison, Forehand, Kozel, McKenzie and Tymeson, and Corporation Counsel Gingerich.

Mayor Miller informed the audience the Mayor and Council accepted the results of the election as certified to them by the Judges of the Election on Wednesday, March 28, 1956. He advised that under the provisions of the Charter, anyone not satisfied with the decision of the Council may appeal to the Circuit Courts of Montgomery or Prince George's Counties.

Mrs. Katharine E. Abercrombie, Acting City Clerk, read the following letter addressed to the Mayor and City Council from Gordon H. Cole:

"Mayor and City Council
City of Takoma Park
8 Columbia Avenue
Takoma Park, Maryland

March 29, 1956

"Subject: City of Takoma Park Elections
Monday, March 26, 1956

Gentlemen:

"It is my understanding that the Mayor and City Council have received the certified results of the municipal election held Monday, March 26 in Takoma Park. These results were received by you on Thursday, March 29, 1956 from the hands of the duly appointed Election Officials.

"In my capacity as a private citizen, duly registered voter and taxpayer in the City of Takoma Park, I request the opportunity to present certain facts to you regarding the conduct of this election which, in my opinion, should have a bearing on the publicly announced results of this election. These are facts which I feel you gentlemen should take into consideration before completing any formal action to accept and approve the results of this election, as certified to you.

"It is further my personal opinion that if you see fit to grant my request to appear before you and discuss this subject, that in justice to all the citizens and voters of Takoma Park, that such a hearing should be publicly held. I hold myself in readiness to meet with you at a time and place to be designated by you.

Very truly yours,
s/ Gordon H. Cole

GHC:ggn
7115 Garland Avenue
Takoma Park 12, Maryland
Phone: JUniper 9-1083"

Mr. Gordon H. Cole addressed the Council and audience regarding certain points he considered to be irregularities in the election. He contended certain persons voted who were not qualified as registered voters in accordance with Section 1423 of the City Charter. He felt that in view of the slight numerical difference in the

votes cast determining the winning and losing candidates in the election, the results would have been different had the allegedly unqualified voters not voted. He suggested that the voting cards and the certified list as amended be checked to determine the number of those persons voting whose names appeared on the amended list.

He further questioned the 11 irregular votes appearing on machine #76554; he also stated that the machines did not match the specimen ballot.

Mr. Cole quoted from the instructions for election as prepared by the attorney general, and that contrary to these instructions, the judges of the election failed to properly examine the machine. He also made mention that the person who prepared the specimen ballot was at fault.

Mr. John D. Roth, 7608 Hammond Avenue, a candidate for Councilman in the election under discussion addressed those present to convey his stand in the matter. He felt that it was a fair election and these matters being brought to the attention of the Council were procedural difficulties. As far as he was concerned he did not intend to protest the election.

Mr. David Galfond, 601 Elm Avenue, asked Mr. Cole why he was contesting the election when the candidate in question (Mr. Roth) was not. Mr. Cole answered that he was fighting to maintain free and properly conducted elections.

Mr. Peter Remsen, Director of Public Works and Inspection, then read the following letter addressed to him from Ward W. Caddington, Assistant Chief Clerk, Supervisors of Elections for Montgomery County:

"Dear Sir:

"In the presence of yourself and other representatives of the town, I inspected the voting machine in question as to votes registered in blank counters Numbers 2-C and 3-C.

"The Custodian had failed to cover the voting levers in these two spaces, therefore they could be erroneously voted, thereby registering on the respective counters.

"However, I am taking an absolute unbiased, disinterested but analytical viewpoint on the subject matter in dispute and feel without doubt that the only persons affected were Mr. Sidell and Mr. McKenzie. These pointers were directly below the above mentioned names and it is very evident to me that persons desiring to vote for them pulled the lever below and not the one above their names.

"As they were unopposed the only result of this error was the wasting of 7 and 4 votes in these 2 columns. Under no circumstances could it have affected the vote in the last column.

"There could be some contention that the name on C row could be affected because these wasted votes on that line. This is, in my opinion, far-fetched. The machines were set up in columns and not rows, therefore anyone reading the office row would know better than to vote a blank several columns away and believe they were casting a vote for the last name in the last column.

"Summarizing, the worst picture you have here is 11 wasted votes and I say wasted because I feel very strongly they were intended for the candidates immediately above them and that it in no way affected any of the candidates in the last column."

Mr. John E. Kelly of Rockville, stated that he had prepared the machines to be used in the election. In answer to several questions, Mr. Kelly stated that:

1. The machines were cleared
2. On the machine in question, the locks could have been taken off with a special wrench, or they could have dropped off
3. He forgot to remove the two signals
4. The error was strictly his, and he was very sorry it had to happen.

Mr. Michael Deratp, 413 Lincoln Avenue, thought that this was an individual contest and that the Council should declare this a valid election.

Mayor Miller stated that the election was conducted strictly by the judges of the election, and asked Mr. Peter, Chairman of the Board of Elections, if he felt the election was conducted in a fair, practical and honest method, and to dissent if he felt that it wasn't.

Mr. Peter stated that he and the members of the Board honestly and conscientiously did the best that they knew how, and there was positively no attempt to fraud or do anything that was wrong.

Councilman Forehand moved that the Mayor and Council accept the decision of the Chairman of the Judges of this election as valid. Councilman Collison seconded the motion. Upon being put to question, the motion was carried.

Mr. Cole stated that he hoped he had not inferred that any criticism was personal to the judges or that he was charging wilful or deliberate neglect, but nevertheless irregularities did exist of such magnitude as to affect the results.

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

Katharine E. Cheronick
Acting Clerk

EXECUTIVE MEETING
Mayor and Council
April 9, 1956

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

Motion was made to dispense with the reading of the minutes of March 26, 1956, and that they be accepted as correct. Upon being seconded and put to question, the motion was carried.

CORRESPONDENCE:

1. Letter from James A. Hash, Vice President, Lincoln Valley Citizens' Association, commending the Public Works Dept. for the prompt and efficient repairs to the streets which were damaged as a result of the winter weather. Referred to Public Works Committee and Council files.
2. Letter from Edward R. Bley, Pastor, Zion Lutheran Church, commending the Police Dept. for their traffic assistance and courtesy accorded the congregation on Sundays. Referred to Public Safety Committee.
3. Memorandum from Chief R. E. Carter, Fire Dept., stating the sum of \$79.50 had been received from Mr. Benne L. Stevens as payment for repairs of damages he caused to the 1937 Seagrave Pumper Model 80E10 as a result of an accident on July 30, 1955. Referred to Finance and Public Safety Committees.
4. Letter from Joseph Hayden, 6 Pine Avenue, requesting the curb opposite his address be painted yellow to prohibit parking in order to allow greater accessibility to his driveway. Referred to Public Safety Committee.

As there was no further business to come before the present Council at this time, Councilman Tymeson moved that the meeting be adjourned. Upon being seconded and put to question, the motion was carried, and the meeting adjourned at 8:10 p.m.

Reverend William Scurlock of the Takoma Park Baptist Church delivered the Invocation on the occasion of the first meeting of the newly elected Council.

Mayor Miller announced that station WGAY has allotted 10 minutes of free time once a week at which time the Council may report to the citizens on City business and general news of the City of Takoma Park. Mayor Miller thought it was a fine gesture on the part of the station officials to provide this time.

Mayor Miller informed the citizens that the Police Dept. will conduct free registration and inspection of all bicycles in the City, and will issue free tags for these bicycles on Saturday. This program has been adopted in an effort to prevent accidents and to decrease the number of bicycles stolen.

Before administering the oath of office to the new Council, Mayor Miller paid tribute to Sydney W. Tymeson who had served on the Council as Chairman of the Finance Committee, since 1951. He praised Mr. Tymeson for the time and ability he so generously gave during the years he served the Council, and he was sure his admiration was shared by the citizens of Takoma Park. Mayor Miller stated that it was his honor and pleasure to present Mr. Tymeson, in behalf of the Council and the citizens of Takoma Park, a plaque inscribed with words befitting a citizen who has contributed so much to the community. In accepting the plaque, Mr. Tymeson expressed his appreciation for having been entrusted to serve his community, and extended his heartfelt thanks for the memento.

As Mr. Adolph Juhl was absent from this meeting, Mayor Miller announced that Mr. Juhl would be presented with a badge at a later date in recognition of his term of office as a member of the Council.

Mayor Miller then administered the oath of office to the following Councilmen in unison: Robert W. Collison, Oscar J. Forehand, Clayton D. Forshee, John F. Kozel, Gibson E. McKenzie and Ralph F. Sidell. Mayor Miller then singularly administered the oath of office to Mrs. Emily Monitor, to honor her as the first Councilwoman to be elected since the incorporation of Takoma Park in 1890.

The meeting of the new Council was called to order at 8:35 p.m. Mayor Miller appointed Councilwoman Emily Monitor as Chairman of the Parks and Recreation Committee, and Councilman Kozel as Chairman of the Civic Improvements Committee. The other Councilmen would remain chairmen of their respective committees, i.e., Councilman Collison, Chairman, Public Works Committee; Councilman Forehand, Chairman, Public Safety Committee; Councilman McKenzie, Chairman, Law and Ordinances Committee; and Councilman Sidell, Chairman, Public Welfare Committee.

PUBLIC WORKS COMMITTEE:

Councilman Collison reported that two property owners have signed easements in connection with the Forest Park storm drainage project, but to date the third property owner has not. Mr. Remsen stated that a compromise offer was being proposed to the party in question, so that his refusal to sign should not be considered absolute at this time.

PUBLIC WELFARE COMMITTEE:

Councilman Sidell announced that the three new trucks for the sanitation department had been driven in from Milwaukee, and that they should be in service within a week. He stated that there will be some change in the schedule of refuse pick up as there will be only three routes instead of the present four when the new trucks are put into operation.

Mrs. Davis announced that an Open House is planned on April 29, from 3:00 to 5:00 p.m. for inspection of the Health & Welfare Center at 8 Sherman Avenue.

PUBLIC SAFETY COMMITTEE:

As no bids were received for the disposal of the 1947 Ambulance, Councilman Forehand advised that the City will retain the ambulance until some decision is made as to its disposition.

Councilman Forehand read a memorandum from R. E. Carter, Fire Chief, informing the Council of a "Spring Clean Up For Fire Safety Week" being urged by the International Association of Fire Chiefs and the National Fire Prevention Association, and he suggested the week of April 22, 1956, be designated for this purpose in the City. Chief Carter had contacted the Public Works Dept. and they had agreed to set aside one day for removal of all refuse resulting from this campaign. Therefore, Councilman Forehand moved that a Proclamation be written declaring the week of April 22, 1956, each with an annual salary of \$3725.00. Councilman Collison seconded the motion. Upon being put to question, the motion was carried.

Councilman Forehand moved that Westmoreland Avenue, between Walnut & Carroll Aves. be opened to two-way traffic.* Councilman Sidell seconded the motion. Councilman McKenzie felt that a left turn into Carroll Avenue from Westmoreland Avenue should be prohibited. Councilman Collison *moved that the recommendations for two-way traffic and provision for no left turn be referred back to the Committee for further study.

Councilman McKenzie seconded the motion. Upon being put to question, the motion was carried with the following roll call vote: Yeas: Councilmen Collison, Kozel, McKenzie and Sidell. Nays: Councilman Forehand. Not Voting: Councilman Forshee and Councilwoman Monitor. Absent: None.

Councilman Forehand read letter from Chief Samuel A. Foster in which he brought to the attention of the Council the heroic deeds of Cpl. Donald G. Farran and Pvt. Donald L. Olson in rescuing a woman from the burning residence at 7311 Jackson Avenue on April 8, 1956, and further that he had extended each of them one day compensatory leave in recognition of their devotion to duty. Mayor Miller directed that a letter be written to Cpl. Farran and Pvt. Olson commending them for their bravery.

In accordance with the recommendation from the Chief of Police, Councilman Forehand moved that Cpl. A. G. Bowers be allotted \$400.00 to attend a 19 day course in Traffic Law Enforcement at Northwestern University, April 30 to May 18, such sum to include transportation, tuition, meals, lodging, etc., to be charged to Account #11.114P.*

Though there was approximately \$500.00 remaining in account #11.114P(Training), there was some question as to the advisability of expending such a large sum for one officer, as the monies under this item were intended to be used in connection with the training of more than one or two officers. *The motion failed for lack of second.

Upon the request of Councilman Forehand, Sgt. Cissel of the Detective Bureau had submitted to him an itemized list of expenses incurred since November 1955 in connection with City business, which exceed his regular car allowance. The total amounted to \$127.29, and Councilman Forehand moved that Sgt. Cissel be reimbursed for this expenditure.* Councilman McKenzie seconded the motion. *Councilman Forehand withdrew the above motion pending further study by his Committee.

PARKS AND RECREATION COMMITTEE:

Councilwoman Monitor announced that the Greater Takoma Park Recreation Council will meet at the new Library, Wednesday, 8:30, April 18th.

DEPARTMENT HEADS:

Chief Foster informed the Council that property in the excess of \$5000.00 had been recovered in the last six months by his department.

Chief Carter reported that Sgt. Minton and Pvt. Weimer had just completed a two week course at Olney in Civil Defense Training. Also, that Lt. LaScola and Sgt. Minton had completed a course at the University of Maryland in Arson Detection.

Director Remsen advised the Council that the morale of the employees had increased 50 to 60 per cent as the result of the new equipment being provided for the Public Works Dept.

Councilman Sidell advised that several citizens have private collections of art and documents which they would like to donate to the City if a gallery could be established for this purpose. Councilman Sidell thought this would be a worthy project, and that perhaps the Library could be used for such purposes. Mayor Miller referred this matter to the Parks and Recreation Committee and the Civic Improvements Committee.

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

George M. Miller
Mayor

Katherine E. Abernethy
Acting Clerk

REGULAR MEETING
MAYOR AND COUNCIL
April 23, 1956

Mayor Miller called the meeting to order at 8:00 p.m. Those present: Councilwoman Monitor, Councilmen Collison, Forehand, Forshee, Kozel, McKenzie and Sidell. Absent: None.

Rev. Donald C. Irwin, Wallace Memorial Chapel, United Presbyterian Church, delivered the Invocation.

Motion was made to dispense with the reading of the minutes of April 9, 1956, and that they be accepted as correct. Upon being seconded and put to question, the motion was carried.

Mrs. Katharine E. Abercrombie, Acting Clerk and Treasurer, presented the Financial Statement for the month of March, 1956, as follows:

FINANCIAL STATEMENT
March 1956

	Revenues Mar. 1956	Revenues to 3/31/56	Bal. Bud. to 6/30/56	Total Budget
2/28/56 Bal. Citizens Bank	79933.31			
2/28/56 Bal. Sub. Tr. Co.	19358.33			
2/28/56 Bal. Both Banks	99291.64			
<u>REVENUES</u>				
1. Taxes: General	3053.53	385634.15	23713.84	409347.99
1. Interest & Penalties	71.34	476.11	223.89	700.00
2. Licenses & Permits	593.71	23219.81	630.19	23850.00
3. Fines & Forfeitures	67.00	536.70	1763.30	2300.00
4. Use of Money & Property	.00	.00	125.00	125.00
5. Revenue: Other Sources	189.72	496.94	31231.15	31728.09
6. Service Charges	50.00	1772.50	727.50	2500.00
Rm. & Apt. Reg. Fees	414.50	7423.30	826.70	8250.00
Escrow Account	500.00			
Coca Cola Machine (Gym)	37.25	419559.51	59241.57	478801.08
Towing Account	40.00			
Accounts Received	2.40	5019.45		
	<u>104311.09</u>			
Journal Entries, checks cancelled, March 1956		3.80		
		<u>104314.89</u>		
<u>DISBURSEMENTS</u>				
10.1 Clerk's Office	2669.81	28729.05	14930.95	43660.00
10.812 Govt. Bldgs.	786.91	5352.51	372.51	4980.00
10.10012 P/W Dept. Repair Shop	1661.90	12760.08	2239.92	15000.00
11.1 Police Dept.	8281.56	62053.17	18077.32	80130.49
11.2 Fire Dept.	6913.22	53123.54	8692.96	61816.50
11.39 Protective Inspection	542.16	4459.06	520.94	4980.00
12.1 P/W Dept. Office	2210.32	17190.42	4959.58	22150.00
12.2 " " General	9684.11	75649.06	16838.94	92488.00
12.2 " " Highways	.00	6163.44	363.44	5800.00
12.4 " " Street Lighting	1383.02	11746.19	4453.81	16200.00
13.1 " " Sanitation	1430.20	10398.61	8101.39	18500.00
19.1 " " Recreation	259.31	4814.94	1835.06	6650.00
19.1 Cultural: Library	3846.68	14993.76	911.32	15905.08
21.1 Misc. Expense	262.63	12118.04	1768.04	10350.00
22.1 Council Appropriations	21.00	1270.60	2329.25	3599.85
22.1 Capital Budget	4430.00	25506.17	7833.35	33339.52
23.1 Insurance	262.28	6303.72	2057.73	8361.45
		<u>352632.36</u>	91278.53	443910.89

Towing Account	30.00	
Accounts Received	2.40	<u>44677.51</u>
3/31/56 Bal. Both Banks		59637.38

3/31/56 Bal. Citizens Bank	39137.13	Estimated Appropriations 7/1/55	426600.97
3/31/56 Bal. Sub. Tr. Co.	20500.25	From Unappropriated Surplus	17309.92
3/31/56 Bal. Both Banks	<u>59637.38</u>	Estimated Appropriations 3/31/56	<u>443910.89</u>

SPECIAL IMPROVEMENT ACCOUNT

SPECIAL LIBRARY BUILDING ACCOUNT

2/29/56 Bal. Citizens Bank	21982.01
Deposits	<u>1407.20</u>
	23389.21
No Withdrawals	.00
3/31/56 Bal. Citizens Bank	<u>23389.21</u>

2/29/56 Bal. Citizens Bank	78.24
No Deposits or Withdrawals	.00
3/31/56 Bal. Citizens Bank	<u>78.24</u>

CORRESPONDENCE:

1. Letter from Mr. & Mrs. Wm. R. Harrison requesting reimbursement of the penalty charge on a delinquent tax account. Referred to Finance Committee.
2. Letter from Joseph Hayden, 6 Pine Avenue, offering consulting services gratuitously to the Mayor and Council. Referred to Finance Committee.
3. Letter from Lester J. Welch, Administrative Assistant, Board of Education, Montgomery County, proposing the exchange of ownership between the City and County of the property now owned by the City adjacent to the Takoma Park Elementary School and the Takoma Park Colored School on Geneva Avenue owned by the County. Referred to Parks and Recreation Committee.
4. Letter from Charles H. Howe, Jr., Chairman of the Safety Committee, Takoma Park Elementary School Parent-Teacher Association, urging the installation of a traffic signal at Philadelphia and Maple Avenues. Referred to Finance and Public Safety Committees.
5. Letter from Rev. James F. King, Pastor, Our Lady of Sorrows Church, requesting letter of approval to conduct a Carnival at New Hampshire and Larch Avenues. Referred to Law and Ordinances Committee.
6. Letter from Mrs. Miriam Tymeson, Principal, John Nevins Andrews School, commending the efficient and dependable members of the Takoma Park Police Dept. Referred to Council files.
7. Letter from Joseph Martin, suggesting study be given to the present control in the operation of the Public Library in the City of Takoma Park. Referred to Parks and Recreation Committee.
8. Letter from A. E. McDonnell relative to the fencing of a public alley between Manor Circle and Boyd Avenue. Referred to Law and Ordinances Committee.
9. Letter from A. E. McDonnell relative to the large hollow oak tree adjacent to his property which he deems a hazard. Referred to Law and Ordinances Committee.
10. Letter from Mrs. Rosemond J. Coe, Director of Fund Raising, Christmas Seal Sale, requesting permission to display a poster on the lawn of the new Library in December in the interest of promoting the sale of Christmas Seals for the tuberculosis program. Referred to Parks and Recreation and Public Safety Committees.

Mayor Miller announced that Mr. Richard Fenn will be in charge of the public relations program for the City and will broadcast City news over station WGAY on Sundays from 6:00 p.m. to 6:10 p.m.

OPEN MEETING:

Mrs. Roderic Davis, informed those present that the Mayor will cut the ribbon on the occasion of the Open House of the new Health and Welfare Center located on 8 Sherman Avenue to be held on Sunday from 3:00 p.m. to 5:00 p.m. Mrs. Davis also spoke in regard to the hearing held this date by the County Board of Appeals for the purpose of hearing certain petitioners who were desirous of establishing a nursing home at 608 Philadelphia Avenue. Inasmuch as the surrounding residents opposed the establishment of this nursing home, Mrs. Davis felt that the Council should take some action concurring with the expressed opinion of the majority of the property owners to be affected.

A Mr. Coulson who had also attended this hearing, reported that he was pleased that Mr. Remsen had appeared on behalf of the City to oppose the establishment of this nursing home.

PUBLIC WORKS COMMITTEE:

Mr. Remsen, Director of Public Works and Inspection, reported he will prepare an estimate of cost to the owner for the installation of a concrete curb adjacent to the property at 7516 Holly Avenue; also an estimate of cost to continue the curb to Hodges Lane.

Councilman Collison states that the contract is ready to be placed for the Forest Park Storm Drain, and moved the adoption of an Ordinance authorizing this construction:

ORDINANCE NO. 1368

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

Section 1. THAT the Kelly Construction Co. be awarded the contract for the installation of the drain line south of Elm Avenue from Elm Avenue to the City line and by and to the existing inlet in Prince George's County in the amount of \$5445.16.

Section 2. AND THAT the contract for the construction of that portion lying north of Elm Avenue in Forest Park including storm water catch basins on Prince George's Avenue and a connection to existing 27" storm sewer entering Forest Park from Lot 54 Block 24, B. F. G., also be awarded to the Kelly Construction Co. in the amount of \$3100.00.

Section 3. AND THAT the share in the cost of this project shall be borne as follows:

1. City of Takoma Park in the amount of \$5191.14
 2. Lot 64 Block 16 B. F. G. Subdivision in the amount of \$661.97
 3. Lot 65 Block 16 B. F. G. Subdivision in the amount of \$661.97
 4. Lots 66 & 67 Block 16 B. F. G. Subdivision in the amount of \$500.00
 5. Washington Suburban Sanitary Commission in the amount of \$1530.08
- \$8545.16 ✓

Section 4. The method of payment by the owners of lots 64, 65, 66 and 67, Block 16, B. F. Subdivision as described in Section 3 of this Ordinance, shall be by ten equal annual installments, the first payment due and payable within 90 days from date of levy and each subsequent payment due and payable within 90 days of the same date in each subsequent year; interest at 6 per cent per annum begins 30 days from date of levy. Balances due may be paid in full at any time plus the accumulated interest.

Section 5. AND FURTHER THAT the entire cost of the construction project as described in Sections 1 and 2 of this Ordinance shall not exceed \$8545.16. ✓

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

LAW AND ORDINANCES COMMITTEE:

Councilman McKenzie moved that a letter be addressed to Rev. King granting permission for a carnival to be held at New Hampshire and Larch Avenues from May 28 through June 9, for the purpose of raising funds for Our Lady of Sorrows Church and School, subject to the rules and regulations in the City of Takoma Park. Councilman Forehand seconded the motion. Upon being put to question, the motion was carried.

In connection with the Resolution from the Community League concerning issuance of liquor licenses in the City, Corporation Counsel Gingerich advised that it was his understanding that the members of the Maryland Municipal League were not in favor of such a resolution, consequently to actively promote the acceptance of this resolution, the Council would have to expend a considerable amount of money, even then a successful conclusion would be doubtful.

With reference to the Citizens' Planning Committee's suggested amendments to the City Charter, Councilman McKenzie informed the Council that the Committee suggests addressing letters to the various civic associations in the City, inviting them to submit proposed changes to the City Charter. The Committee would then study these proposals and present them to the Council for their consideration.

Corporation Counsel Gingerich addressed the Council relative to the backing of apparatus into the Fire House, advising that since these apparatus are considered emergency vehicles, the City would not be liable should the equipment be damaged by another party.

PUBLIC WELFARE COMMITTEE:

Councilman Sidell reported that the monies for the repair of sidewalks on a contract basis were being provided for in the new budget.

PUBLIC SAFETY COMMITTEE:

Councilman Forehand moved the adoption of the following Ordinance:

ORDINANCE NO. 1369

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

Section 1. THAT a "25 MILE PER HOUR" speed limit sign be erected on Holly Avenue twenty feet from the intersection of Holly Avenue and Eastern Avenue.

Section 2. AND THAT the Public Works Department is hereby authorized to proceed with the erection of the necessary sign to enforce this Ordinance.

Section 3. AND FURTHER THAT 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 Collison seconded the motion. Upon being put to question, the Ordinance was adopted with a roll call vote recorded as follows: Yeas: Councilwoman Monitor, Councilmen Collison, Forehand, Forshee, Kozel, McKenzie, and Sidell. Nays: None. Absent: None.

Mayor Miller announced that Mr. Richard Fenn will be in charge of the public relations program for the City and will broadcast City news over station WGAY on Sundays from 6:00 p.m. to 6:10 p.m.

OPEN MEETING:

Mrs. Roderic Davis, informed those present that the Mayor will cut the ribbon on the occasion of the Open House of the new Health and Welfare Center located on 8 Sherman Avenue to be held on Sunday from 3:00 p.m. to 5:00 p.m. Mrs. Davis also spoke in regard to the hearing held this date by the County Board of Appeals for the purpose of hearing certain petitioners who were desirous of establishing a nursing home at 608 Philadelphia Avenue. Inasmuch as the surrounding residents opposed the establishment of this nursing home, Mrs. Davis felt that the Council should take some action concurring with the expressed opinion of the majority of the property owners to be affected.

A Mr. Coulson who had also attended this hearing, reported that he was pleased that Mr. Remsen had appeared on behalf of the City to oppose the establishment of this nursing home.

PUBLIC WORKS COMMITTEE:

Mr. Remsen, Director of Public Works and Inspection, reported he will prepare an estimate of cost to the owner for the installation of a concrete curb adjacent to the property at 7516 Holly Avenue; also an estimate of cost to continue the curb to Hodges Lane.

Councilman Collison states that the contract is ready to be placed for the Forest Park Storm Drain, and moved the adoption of an Ordinance authorizing this construction:

ORDINANCE NO. 1368

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

Section 1. THAT the Kelly Construction Co. be awarded the contract for the installation of the drain line south of Elm Avenue from Elm Avenue to the City line and by and to the existing inlet in Prince George's County in the amount of \$5445.16.

Section 2. AND THAT the contract for the construction of that portion lying north of Elm Avenue in Forest Park including storm water catch basins on Prince George's Avenue and a connection to existing 27" storm sewer entering Forest Park from Lot 54 Block 24, B. F. G., also be awarded to the Kelly Construction Co. in the amount of \$3100.00.

Section 3. AND THAT the share in the cost of this project shall be borne as follows:

- 1. City of Takoma Park in the amount of \$5191.14
 - 2. Lot 64 Block 16 B. F. G. Subdivision in the amount of \$661.97
 - 3. Lot 65 Block 16 B. F. G. Subdivision in the amount of \$661.97
 - 4. Lots 66 & 67 Block 16 B. F. G. Subdivision in the amount of \$500.00
 - 5. Washington Suburban Sanitary Commission in the amount of \$1530.08
- \$8545.16 ✓

Section 4. The method of payment by the owners of lots 64, 65, 66 and 67, Block 16, B. F. G. Subdivision as described in Section 3 of this Ordinance, shall be by ten equal annual installments, the first payment due and payable within 90 days from date of levy and each subsequent payment due and payable within 90 days of the same date in each subsequent year; interest at 6 per cent per annum begins 30 days from date of levy. Balances due may be paid in full at any time plus the accumulated interest.

Section 5. AND FURTHER THAT the entire cost of the construction project as described in Sections 1 and 2 of this Ordinance shall not exceed \$8545.16. ✓

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

LAW AND ORDINANCES COMMITTEE:

Councilman McKenzie moved that a letter be addressed to Rev. King granting permission for a carnival to be held at New Hampshire and Larch Avenues from May 28 through June 9, for the purpose of raising funds for Our Lady of Sorrows Church and School, subject to the rules and regulations in the City of Takoma Park. Councilman Forehand seconded the motion. Upon being put to question, the motion was carried.

In connection with the Resolution from the Community League concerning issuance of liquor licenses in the City, Corporation Counsel Gingerich advised that it was his understanding that the members of the Maryland Municipal League were not in favor of such a resolution, consequently to actively promote the acceptance of this resolution, the Council would have to expend a considerable amount of money, even then a successful conclusion would be doubtful.

With reference to the Citizens' Planning Committee's suggested amendments to the City Charter, Councilman McKenzie informed the Council that the Committee suggests addressing letters to the various civic associations in the City, inviting them to submit proposed changes to the City Charter. The Committee would then study these proposals and present them to the Council for their consideration.

Corporation Counsel Gingerich addressed the Council relative to the backing of apparatus into the Fire House, advising that since these apparatus are considered emergency vehicles, the City would not be liable should the equipment be damaged by another party.

PUBLIC WELFARE COMMITTEE:

Councilman Sidell reported that the monies for the repair of sidewalks on a contract basis were being provided for in the new budget.

PUBLIC SAFETY COMMITTEE:

Councilman Forehand moved the adoption of the following Ordinance:

ORDINANCE NO. 1369

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

Section 1. THAT a "25 MILE PER HOUR" speed limit sign be erected on Holly Avenue twenty feet from the intersection of Holly Avenue and Eastern Avenue.

Section 2. AND THAT the Public Works Department is hereby authorized to proceed with the erection of the necessary sign to enforce this Ordinance.

Section 3. AND FURTHER THAT 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 Collison seconded the motion. Upon being put to question, the Ordinance was adopted with a roll call vote recorded as follows: Yeas: Councilwoman Monitor, Councilmen Collison, Forehand, Forshee, Kozel, McKenzie, and Sidell. Nays: None. Absent: None.

Councilman Forehand moved the adoption of the following Ordinance:

ORDINANCE NO. 1370

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

Section 1. THAT Ordinance No. 986 adopted by the Mayor and Council April 24, 1950 (19:258) be and is hereby temporarily amended to permit two-way traffic on Westmoreland Avenue between Carroll Avenue and Walnut Avenue on a 90 day trial basis.

Section 2. AND THAT a "Stop" sign be erected on Westmoreland Avenue at the intersection of Westmoreland and Carroll Avenues.

Section 3. AND THAT the Public Works Department is hereby authorized to proceed with the erection of the necessary signs to enforce this Ordinance.

Section 4. 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 Sidell seconded the motion. Upon being put to question, the Ordinance was adopted with a roll call vote recorded as follows: Yeas: Councilwoman Monitor, Councilmen Collison, Forehand, Forshee, Kozel and Sidell. Nays: Councilman McKenzie. Absent: None.

Councilman Forehand directed that a letter be written to Mr. Joseph Hayden, 6 Pine Avenue, informing him that it will not be possible to paint the curb yellow opposite his address to prohibit parking.

Councilman Forehand moved that \$75.00 be appropriated from Account #22.1 to reimburse Sgt. Cissel for the damages to his automobile as a result of an accident which occurred while on City business. Councilman Sidell seconded the motion. Upon being put to question, the motion was carried.

Councilman Forehand reported that the Committee recommended that the matter of changing probationary appointments from 6 months to 1 year be referred to the Law and Ordinances Committee for incorporation in the merit plan.

Councilman Forehand moved that \$400.00, appropriated from account #11.114P be allotted Cpl. A. G. Bowers to attend the Traffic Institute at Northwestern University from April 30 to May 18, 1956; such monies to include tuition, transportation, room, meals, etc. Councilman Sidell seconded the motion. Upon being put to question, the motion was carried.

Due to the rotted condition of the siren pole on Flower Avenue, Councilman Forehand moved that \$247.00 be appropriated from Account 22.1 for the replacement of this pole by the Potomac Electric Power Company; \$50.00 of this sum to be paid a contractor to transfer the wiring. Councilman Sidell seconded the motion. Upon being put to question, the motion was carried.

In accordance with the recommendation of the Chief of Police and the Public Safety Committee, Councilman Forehand moved that Sgt. Cissel be promoted to Deputy Chief; salary to remain on the basis of \$4650.00 per annum, to be adjusted accordingly on July 1, 1956. Councilman Collison seconded the motion. Upon being put to question, the motion was carried.

PARKS AND RECREATION COMMITTEE:

Councilwoman Monitor reported that the Bicycle Safety Week was quite successful, and it has been extended another week to accommodate the cyclists who were unable to register during the week designated.

FINANCE COMMITTEE:

Councilman Forshee moved that the bills in the amount of \$13,416.88 be approved for payment. Councilman Forehand seconded the motion. Upon being put to question, the motion was carried.

CIVIC IMPROVEMENTS COMMITTEE:

Relative to the aforementioned nursing home, Mr. Remsen presented some statistical information pertinent to this case in which he quoted Mrs. Maxwell of the Welfare Board, Montgomery County, as saying $1\frac{1}{2}$ beds for each 1000 persons would be sufficient for the needs of a community; Mr. Remsen advised that in nursing homes in Takoma Park 110 beds are provided whereas 27 would be ample for the City.

Councilman Kozel moved that a letter be directed to the Appeal Board stating that the City is strongly opposed to the issuance of a license for a nursing home at 608 Philadelphia Avenue. Councilwoman Monitor seconded the motion. Upon being put to question, the motion was carried.

Mayor Miller announced that Councilman Forehand had been appointed mayor pro tem. He stated that at the next meeting he would announce the persons who would serve on the Citizens' Planning Committee for the next two years.

There being no further business to come before the Council at this time, upon motion made, seconded and carried, the meeting adjourned at 9:35 p.m.

George M Miller
Mayor

Ratharine E. Chernus
Acting Clerk

EXECUTIVE MEETING
MAYOR AND COUNCIL
May 14, 1956

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

Councilman Collison moved to dispense with the reading of the Minutes of April 23, 1956, and that they be accepted as correct. Councilman McKenzie seconded the motion. Upon being put to question, the motion was carried.

CORRESPONDENCE:

1. Letter from the Maryland Municipal League relative to group insurance for municipalities. Referred to Finance Committee.
2. Letter from J. B. Shapiro, Pres. of the 16th Street Woods Development Corp., requesting a meeting with the Council to discuss the contract agreement regarding Niagara Avenue. Referred to Public Works Committee.
3. Letter from State Roads Commission enclosing report of traffic survey at Carroll and Flower Avenues. Referred to Public Safety Committee.
4. Copy of a letter from Jeannie E. Troll, Corresponding Secretary, Takoma Elementary School PTA, concerning surfacing of Park Avenue Extended. Referred to Public Works Committee.
5. Letter from Mrs. Evelyn B. Gwynn commending the Police Department for their efficient service in responding to her complaint. Referred to Council Files.
6. Letter from Carole Highlands-Hillwood Manor Recreation Council asking Takoma Park's support in sharing expenses for supplies, new equipment and insurance. Referred to Parks and Recreation Committee.
7. Letter from E. W. Guilford, 610-612 Kennebec Avenue, reiterating the need for the permanent improvement of Kennebec and Houston Avenues. Referred to Public Works Committee.
8. Letter from R. G. Shure, Attorney at Law, suggesting the Council set a date for hearing and disposition of the claim of William A. Martin, his client, regarding assessment against Lots 1, 2 and 3, Block 102, Hodges Subdivision. Referred to Finance Committee.
9. Petition from Mrs. Prescott and Mr. & Mrs. Thomas Boyd, 7412 and 7414 Carroll Avenue, consecutively, protesting the extension of Sheridan Avenue from Hancock to Carroll. Referred to Public Works Committee.
10. Letter from Mrs. Robert Mandel, 7003 Woodland Avenue, offering suggestions for members to be appointed for the new Citizens' Planning Committee. Referred to Council files.
11. Letter from Katharine P. Rogers and Mabelle Johnson mentioning the fine and efficient manner of Officer Ringer and other members of the Police Department. Referred to Council files.
12. Letter from A. E. McDonnell, 240 Manor Circle, requesting the alley behind his property be opened to thru traffic. Referred to Public Safety Committee.
13. Copy of a letter from Chief Carter thanking the Public Works Department for their cooperation during Spring Clean-Up Week. Referred to Council files.

14. Letter from Montgomery County Board of Appeals regarding Case No. 410, petition of Mrs. Russell H. Bretz, 719 Kennebec Avenue, permitting use of a nursing home at 608 Philadelphia Avenue. Referred to Civic Improvements Committee.
15. Letter from R. Paul Schearrer, Minister of the Takoma Park Presbyterian Church, requesting permission to use the City hall field located at Philadelphia and Holly Avenues. Referred to Parks and Recreation Committee.

Mayor Miller presented a memento to Mr. Adolph Juhl for his services as Councilman for the past two years. Mr. Juhl thanked the Council for this token and said he is thankful he lives in Takoma Park, but he wished there were some way in which to impart more news to the citizenry, to which Mayor Miller advised him of the broadcast on Station WGAY each Sunday evening.

Mayor Miller proclaimed May 25, 1956, as official Poppy Day for the City of Takoma Park in conjunction with the American Legion Auxiliary's Annual Poppy Drive from May 16th thru the 30th, and requested the City Clerk's office to prepare a Proclamation urging the people of Takoma Park to participate in this Poppy Drive by displaying a poppy in commemoration of our disabled veterans.

Mr. H. C. Terry, 1109 Lancaster Road, complained of the way the Police Department was treating him, i.e., they said he couldn't take his truck out of the driveway to put his car in the garage; also when his relative visited him from New York, he was given a notice to get Maryland license tags.

Mr. B. V. Wilson of the General Outdoor Advertising Company asked what the procedure is in order to obtain a City permit to erect outdoor advertising structures. Mayor Miller referred this matter to Councilman Kozel, Chairman of the Civic Improvements Committee.

With reference to permission granted by Montgomery County to operate a Nursing Home at 7400 Maple Avenue and 608 Philadelphia Avenue, Mr. Henry G. Weeden, 7315 Maple Avenue said it is inconvenient for interested property owners to attend the County's hearings on such cases, therefore, he urged the City Council to induce Montgomery County to let Takoma Park have complete jurisdiction over zoning regulations within our corporate limits.

PUBLIC WORKS COMMITTEE:

Councilman Collison moved that the City advertise for bids to dispose of the following items of equipment; bids to be based on all 7 items as a whole or individually; closing date to be May 25th at 4:00 p.m.

REFUSE TRUCKS:

- (1) 1949 International KB-8 truck with Garwood Load Packer, 12-cubic yard capacity
- (1) 1941 International KB-7 truck with Garwood Load Packer, 9-cubic yard capacity
- (1) 1950 Ford F-8 truck with Garwood Load Packer, 12-cubic yard capacity
- (1) 1953 Ford F-8 truck with Pak-Mor trash and garbage body, 15-cubic yard capacity

DUMP TRUCK:

- (1) 1949 International KBS 1½-ton Dump truck, with 3-cubic yard body

COMPRESSOR:

- (1) Schramm V-4 Compressor; motor number FUB-205-R-CA

ASSORTED TIRES: (Used and Recapped)

9.00 x .20 - 10 ply rating

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

Inasmuch as the City has been notified that there will be a \$5.00 per month rental charge in order to continue housing the motorcycle in the garage adjacent to 8 Columbia Avenue and there is need for temporary housing of the civil defense generator until ultimate installation is achieved, Councilman Collison moved that the Public Works Department transfer said garage onto the City's property and erect it on a concrete foundation; total cost to be approximately \$200.00 (charge to 22.1 Council Appropriations). Councilman Forehand seconded the motion. Upon being put to question, the motion was carried.

Councilman Collison moved the adoption of an Ordinance to rearrange the Council Chamber at a cost not to exceed \$900.00.

ORDINANCE NO. 1371

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

Section 1. THAT an amount not to exceed \$900.00 be appropriated from Account #22.1 (Council Appropriations) to remodel the second floor of 8 Columbia Avenue (known as the Council Chamber, court room or meeting hall for civic organizations) in order to provide adequate space and comfort.

Councilman Sidell seconded the motion. Upon being put to question, the Ordinance was adopted with the roll call vote recorded as follows: Yeas: Councilwoman Monitor, Councilmen Collison, Forehand, Kozel, and Sidell. Nays: Councilman McKenzie. Absent: Councilman Forshee.

Councilman Collison moved the adoption of an Ordinance to appropriate an additional \$2700.00 for completion of the Forest Park Storm Drainage Project.

ORDINANCE NO. 1372

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

Section 1. THAT inasmuch as the total cost of the Forest Park Storm Drainage Project will amount to \$8545.16 (as set forth in Ordinance No. 1368) and the approximate cost to be borne by the City will be \$5200.00, the Mayor and Council do hereby appropriate \$2700.00 to be charged to Account No. 22.1 in addition to the \$2500.00 previously allocated in Account No. 22.3.

Upon being seconded and put to question, the Ordinance was adopted with the roll call vote recorded as follows: Yeas: Councilwoman Monitor, Councilmen Collison, Forehand, Kozel, McKenzie and Sidell.

LAW AND ORDINANCES COMMITTEE:

Councilman McKenzie moved that Our Lady of Sorrows Church be granted permission to extend the opening date of their Carnival to Saturday, May 26th instead of Monday, May 28th and that they be notified of this approval. Upon being seconded and put to question, the motion was carried.

Councilman McKenzie moved the readoption of Ordinance No. 1299:

ORDINANCE NO. 1373

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

Section 1. THAT Ordinance No. 1302, adopted by the Mayor and Council June 13, 1955 (24:36) be and is hereby repealed.

Section 2. AND THAT Ordinance No. 1299, adopted by the Mayor and Council May 23, 1955 (24:25) be and is hereby re-enacted; effective date to be May 14, 1956, instead of June 1, 1955 in Section 3 of Ordinance No. 1299.

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

If probationary appointments were changed from six months to one year, an employee's first pay increase would not take effect until one year after his appointment, therefore, Councilman McKenzie recommended that probationary appointments remain at six months.

Councilman McKenzie asked the Public Works Department to change the sign in front of 7401 Carroll Avenue to read "Takoma Park Health Center" instead of "Takoma Park Library".

Mayor Miller directed the Law and Ordinances and Civic Improvements Committees to commence immediately on an operation to endeavor to change the zoning laws by an act of Legislature in order to get zoning returned to the City of Takoma Park whereby it would be administered by a group of persons appointed for that purpose. In this connection he added that he would like a group to attend the Montgomery County Delegation and the Prince George's County Delegation.

PUBLIC SAFETY COMMITTEE:

Councilman Forehand moved the permanent appointment of police officer William W. Dalrymple, effective May 1st, 1956, with an annual salary of \$3725.00. Councilman Sidell seconded the motion. Upon being put to question, the motion was carried.

PUBLIC WELFARE COMMITTEE:

Councilman Sidell moved the adoption of the following Ordinance regarding regulations for special trash collections, to become effective July 1st, 1956; these regulations together with the revised regulations for the regular pickup service to be printed on a card and distributed:

ORDINANCE NO. 1374

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

Section 1. THAT the following regulations governing special trash collections within the corporate limits of Takoma Park shall become effective July 1st, 1956:

1. All items for the Wednesday special collection must be placed at the curb or at the property line. Under no circumstances will the City employees enter upon private property to carry out a special collection.
2. Special collections will be made only on Wednesdays, and only as the schedule of the Public Works Department permits.
3. All items for the Wednesday special collection must be placed in containers (boxes, cartons, cans, etc.), except as noted below, and no individual container, when filled, shall weigh over fifty (50) pounds.

4. All limbs, branches, brush, trimmings, etc., must be tied securely in bundles not exceeding four feet in length. These individual bundles shall weigh not more than fifty (50) pounds.
5. Items that WILL NOT be included in the Wednesday special collection are as follows:

Residue or left-over material from landscaping, alterations to buildings or property, remodeling, construction, salvaging, etc. (whether done by a contractor or not), household furniture, refrigerators, stoves, hot water heaters, sinks, bathtubs, wrecked cars or trucks or parts itself, tree stumps, logs, etc.

Such items must be disposed of by the owner at his own expense.

6. All items not covered or specifically listed on this notice will or will not be picked up at the discretion of the representative of the Public Works Department.

The above regulations have been set up by the Mayor and Council in order to improve the efficiency of the City's special collections. You, as a citizen, can do much to improve the service of these collections by following the rules set forth in these regulations. If you have any further questions regarding this service, please call the Public Works Department at JUniper 5-6999.

Section 2. IT IS ORDERED THAT the above regulations together with the revised regulations of the regular trash collections be printed on a card for proper distribution to every property owner in the City of Takoma Park.

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

PARKS AND RECREATION COMMITTEE:

Councilwoman Monitor moved that the Coca-Cola Machine in the Fire House Gymnasium be replaced by a bottle machine. Councilman Forehand seconded the motion. Upon being put to question, the motion was carried.

After making a survey of the properties known as the City ball field and the Geneva Avenue School and grounds owned by the County, Councilwoman Monitor recommended that the proposal for transfer of ownership is not acceptable, consequently, moved that the City not accept this agreement and a letter be written to Mr. Welch that it is not acceptable. Upon being seconded and put to question, the motion was carried.

Councilwoman Monitor moved that the Montgomery County Christmas Seal Sale Committee be granted permission to display a Christmas Seal Poster on the Library grounds. Upon being seconded and put to question, the motion was carried with the following roll call vote: Yeas; Councilmen Forehand and McKenzie, Councilwoman Monitor, and Mayor Miller. Nays: Councilmen Collison, Kozel and Sidell. Absent: Councilman Forshee.

Councilwoman Monitor announced that any group or organization desiring to use the City ball field at Holly and Philadelphia Avenues adjacent to the Takoma Elementary School may contact the City office for reservations.

Councilwoman Monitor also announced that the Library will provide "Story Hour" every Monday from 3:30 to 4:00 p.m.

Councilwoman Monitor moved that the position of Director of Recreation be abolished as of June the 1st, 1956. Councilman Forehand seconded the motion. Upon being put to question, the motion was carried.

CIVIC IMPROVEMENTS COMMITTEE:

Councilman Kozel moved that preliminary subdivision plan number 1-56057, proposing the resubdivision of Lot 1, Block 37, B. F. Gilbert's Subdivision located at Lincoln and Carroll Avenues be approved at the present time. Councilwoman Monitor seconded the motion. Upon being put to question, the motion was carried.

Referring to a petition from residents in the vicinity of the nursing home at 608 Philadelphia Avenue, in which they request the Council to object to the County Board of Appeals thru the Corporation Counsel and direct him to start proceedings in the form of an injunction against nursing homes, Councilman Kozel moved that the Council direct the City Attorney to work with two groups from the locality of 7400 Maple Avenue and 608 Philadelphia Avenue to instigate injunctive proceedings against these two nursing homes. Upon being seconded and put to question, the motion was carried.

Councilman Kozel moved that a letter be directed to the Montgomery County Board of Appeals stating that all notices of hearings be mailed to the City Clerk's office at 8 Columbia Avenue prior to the date of hearing.

FINANCE COMMITTEE:

Councilman Kozel suggested that the Law and Ordinances Committee prepare an Ordinance for presentation at the next Council meeting to install a traffic signal at the intersection of Maple and Philadelphia Avenues, and moved that in the interim the City advertise for bids to be accepted on May 25, 1956, at 4:30 p.m. Councilman Forehand seconded the motion. Upon being put to question, the motion was carried.

Councilman Kozel moved that the City office advertise for applicants for the position of City Clerk and Treasurer; closing date to be July 1st, 1956. Councilman Forehand seconded the motion. Upon being put to question, the motion was carried.

Councilman Kozel announced that the meeting of the first Budget hearing will be held Thursday, May 17, 1956, at 8:00 p.m., at the Fire House Gymnasium; also he requested the Council to meet at 8 Columbia Avenue, Monday, May 21, 1956, at 8:00 p.m. to discuss the Budget and make proposed changes.

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

George M. Miller
Mayor

Katherine E. Abernombie
Acting Clerk

BUDGET HEARING
MAYOR AND COUNCIL
May 17, 1956

The Budget Hearing was called to order at 8:15 p.m. Those present: Councilwoman Monitor, Councilmen Collison, Forehand, Kozel, McKenzie and Sidell. Absent: Councilman Forshee.

Mayor Miller welcomed the group of citizens present, then turned the meeting over to Councilman Kozel, Vice-Chairman of the Finance Committee, who explained that the purpose of the hearing was for the department heads to present their requested budget to the public, after which the Council would consider suggestions offered and alter the proposed 1956-57 budget for final presentation on June 4, 1956.

During the meeting questions and suggestions were offered by the public and the various department heads and members of the Council answered same. Thruout these minutes a (Q) will precede the questions and an (A) will precede the answers, suggestions or comments.

Prior to the presentation of each department's budget, Councilman Kozel summarized the estimated revenues.

(Q) Under Account #2.30 (Share Auto Tag Fees) have you found a 12% deduction, because you don't expect as much revenue? (A) \$17,000.00 was not received in 1955, therefore, it was reduced for 1956. (Q) Out of the Railroad and Public Utilities Account, how much is for railroads? (A) Approximately \$1200.00; the amount received from railroads is small compared with the utilities. (Q) What does the amount for railroad include? (A) Real property and rolling stock. (Q) In Item #2.11 (Parking Meter Collection), which was increased \$250.00, - does that mean there were additional meters purchased this past year? (A) Yes. (Q) What dividends do we have? (A) The Maryland Uniform System of Accounts includes both interest and dividends under one account, therefore, it is listed as such in our budget. (Q) Should rent from the Health Center be included in Account #4.10? (A) Yes, about \$540.00.

CITY OFFICE:

Mrs. Katharine E. Abercrombie, Acting Clerk and Treasurer, presented the disbursements of the City Office.

(Q) Why was the salary reduced for Clerk and Treasurer? (A) Mr. Hilliard was with the City seven years before receiving a salary of \$6250.00; besides the amount of \$5800.00 is tentative and a person applying for this position will have to prove he is qualified before receiving a higher salary. (Q) Did the Finance Committee give any consideration to the separation of the office of Clerk and Treasurer? (A) Yes, but there would not be enough work entailed for two full-time jobs (one as Clerk and one as Treasurer). Mr. Tymeson suggested having the word Clerk deleted from 10.141C (Clerk and Treasurer) and added to 10.141E (Secretary), thus making 10.141E-- Clerk and Secretary, and raising the salary of this position.

Mayor Miller endorsed Mr. Curtis' statement that office supplies required for all departments should be put into one fund and a central purchasing system established.

(Q) What are the expenses accounted for under publicity? (A) Items such as the radio program on Sundays from 6:00-6:10 p.m. on WGAY. (Q) Do you get bids on the auditing of the City books? (A) It's against ethics for one auditing company to bid against another. (Q) Why not reduce the tax rate to 98¢ and omit the discount? (A) Mr. McClenon replied that according to the Charter this cannot be accomplished.

(Q) What is Planning and Surveys? (A) Mr. Remsen stated that this account covers items which are not based on an assessable basis. (Q) Is the parking meter collection made by one of the employees or by one who does nothing but that? (A) By one of the employees who does it on his time off. (Q) How many meters can one buy for \$1000.00? (A) About 20.

Out of the \$3199.85 allotted Account #22.1 (Council Appropriations), Mrs. Abercrombie reported that at present \$1480.00 has been expended for the 1955-56 fiscal year. She analyzed the amount spent as follows: -- miscellaneous items, such as rain gear for police, car wash, etc.; and balance was for Public Works Convention.

(Q) Why is the Forest Park Storm Drainage Project included in the City office budget instead of Public Works? (A) One reason is because it is an assessable project. (Q) Under Insurance why do most of the costs vary from the year before? (A) Due to the fact some are a three-year policy and some are a one-year policy.

In accordance with the provisions of the Home Rule Bill, Mr. Tymeson asked the Council to give consideration to submitting a referendum to the people in order to spread the cost of a new Public Works building over a period of five years or more.

POLICE DEPARTMENT:

Mr. Samuel A. Foster, Chief of the Police Department, explained the different items of his budget. Commencing with 11.113B (Motorized Equipment), he said his Department is asking for the replacement of one scout car at a cost of approximately \$1500.00, including trade-in, also two additional motorcycles. He outlined the advantages of using motorcycles, for instance, they are versatile, more adaptable to antiquated streets, outlast cruisers and are more economical to operate and maintain.

(Q) Why was Radar Equipment omitted from the budget? (A) Because it would take two men to operate and it only detects speed violators. (Q) Why does the City have to pay for licenses for bicycles? (A) Not as many bicycles are impounded if they are licensed.

FIRE DEPARTMENT:

Mr. Raymond E. Carter, Chief of the Fire Service, commented on the various items in the Fire Department Budget.

Mr. McClenon said he hoped that the fact the Chief did not ask for an increase in salary would not preclude him from getting an increase comparable to the other increases.

(Q) What do you expect to accomplish with only \$200.00 for the Fire Prevention Program? (A) The reason no more money was allocated for this item was because there was a \$200.00 allotment made after the 1955-56 budget was completed. (Q) What does E15 under Capital Outlay stand for? (A) For replacement of a reserve Pumper which is 20 years old. This is about one-half of the amount needed -- the balance will be a deferred payment which will be charged to the 1957-58 budget.

Chief Carter explained that the \$500.00 allotted in 11.214 (Contingent Fund) will be to send paid personnel to universities in order to learn fire protection and fire prevention, etc. He recommended to the Council an amount of \$225.00 for Flashing the Front of the Fire House.

PROTECTIVE INSPECTION:

Mr. Charles F. Ferry, Inspector of Buildings, submitted a brief resume of his budget. He said certain accounts were divided with the Public Works Department and

certain items were transferred to other Departments, such as Richard Fenn to Public Relations. He reported that there are only four (4) unpaid accounts remaining in the registrations of apartments, rooming houses, etc.

(Q) Does the Building Inspector enforce the Fire Code? (A) In a way, because on certain occasions the Assistant Fire Marshal accompanies the Building Inspector to various buildings if he is needed.

PUBLIC WORKS DEPARTMENT:

Mr. Peter Remsen, Director of Public Works and Inspection, gave a general survey of the Public Works Department Budget, culminating with Account #19.1 (Cultural-Library), then turned the detailed budget over to Ward Fetrow, Administrative Assistant, who outlined the different accounts. He said that last year, item #10.1001 (Small Shop Tools) appeared in Capital Outlay. He also broke down the various duties of the supervisors and explained the increase in salaries. Mr. Fetrow suggested that \$100.00 be erased from Account #12.202E. The increase in the total Public Works Budget over last year was mainly in salaries and wages, not only the office personnel but also in the hourly employees.

Following the recapitulations of the aforementioned proposed budgets, Councilman Kozel remarked that the total amount of the budget requests was approximately \$17,000.00 over the total income or revenue.

The meeting adjourned at 11:40 p.m.

George M Miller
Mayor

Ruthanne E. Abernethy
Acting Clerk

REGULAR MEETING
MAYOR AND COUNCIL
May 28, 1956

The meeting was called to order at 8:00 p.m. Those present: Councilwoman Monitor, Councilmen Collison, Forehand, Forshee, Kozel, McKenzie and Sidell. Absent: None.

Rev. John A. Lubey, Assistant Pastor of Our Lady of Sorrows Church, delivered the Invocation.

Councilman Collison moved to dispense with the reading of the minutes of May 14, 1956, and that they be accepted as correct. Councilman Forshee seconded the motion. Upon being put to question, the motion was carried.

Financial Statement for the month of April 1956 is as follows:

FINANCIAL STATEMENT
April 1956

	Revenues Apr. 1956	Revenues to 3/31/56	Bal. Bud. to 6/30/56	Total Budget
3/31/56 Bal. Citizens Bank	39137.13			
3/31/56 Bal. Sub. Tr. Co.	20500.25			
3/31/56 Bal. Both Banks	59637.38			
REVENUES				
1. Taxes: General	15531.27	401165.42	8182.57	409347.99
1. Interest & Penalties	120.90	597.01	102.99	700.00
2. Licenses & Permits	654.01	23873.82	23.82	23850.00
3. Fines & Forfeitures	5191.45	5728.15	3428.15	2300.00
4. Use of Money & Property	.00	.00	125.00	125.00
5. Revenues: other sources	169.30	545.44	31182.65	31728.09
6. Service Charges	477.00	2249.50	250.50	2500.00
Rm. & Apt. Reg. Fees	320.00	7743.30	506.70	8250.00
Certificate of Indebt.	50000.00			
Coca-Cola Mach. - Gym	10.78	441902.64	36898.44	478801.08
Towing Account	25.00	72499.71		
	<u>132137.09</u>			
DISBURSEMENTS				
10.1 Clerk's Office	2753.96	31485.22	12174.78	43660.00
10.812 Gov't. Bldg.	784.33	6136.84	1156.84	4980.00
10.10012 P/W Dpt. Repair Shop	1363.10	14123.18	876.82	15000.00
11.1 Police Dept.	8921.69	70974.86	9155.63	80130.49
11.2 Fire Dept.	4606.77	57649.81	4166.69	61816.50
11.39 Protective Inspection	530.36	4989.42	9.42	4980.00
12.1 P/W Dept: Office	2255.03	19445.45	2704.55	22150.00
12.2 " " General	8927.01	84485.07	8002.93	92488.00
12.2 " " Highways	.00	6163.44	363.44	5800.00
12.4 " " Street Lighting	1324.79	13070.98	3129.02	16200.00
13.1 " " Sanitation	751.30	11109.61	7390.39	18500.00
19.1 " " Recreation	210.19	5025.13	1624.87	6650.00
19.1 Cultural: Library	.00	14993.76	911.32	15905.08
21.1 Miscellaneous Expense	3380.24	15498.28	5148.28	10350.00
22.1 Council Appropriations	119.00	1480.60	2119.25	3599.85
22.1 Capital Budget	1609.78	27115.95	6223.57	33339.52
23.1 Insurance	387.81	6691.53	1669.92	8361.45
Towing Account	45.00	37970.36		
	<u>94166.73</u>			
Fee Charged 16th St. Woods Dev. (ck. rtnd.)	2.21	390439.13	53471.76	443910.89
4/30/56 Bal. Both Banks	94164.52			

4/30/56 Bal. Citizens Bank	73346.27
4/30/56 Bal. Sub. Tr. Co.	20818.25
4/30/56 Bal. Both Banks	<u>94164.52</u>

Estimated Appropriations 7/1/55	426600.97
From Unappropriated Surplus	<u>17309.92</u>
	<u>443910.89</u>

SPECIAL IMPROVEMENT ACCOUNT

3/31/56 Bal. Citizens Bank	23389.21
Deposits	<u>435.89</u>
	<u>23825.10</u>
Withdrawals	<u>3322.50</u>
4/30/56 Bal. Citizens Bank	<u>20502.60</u>

SPECIAL LIBRARY BUILDING ACCOUNT

3/31/56 Bal. Citizens Bank	78.24
No deposits or withdrawals	<u>.00</u>
4/30/56 Bal. Citizens Bank	<u>78.24</u>

CORRESPONDENCE:

1. Letter from Ernest J. Umberger, Secy.-Treas., North Takoma Citizens' Association, urging the Mayor and Council to get zoning and building inspections under the jurisdiction of Takoma Park. Referred to Civic Improvements Committee.
2. Letter from Charles M. Marsteller, Jr. 934 Ellsworth Drive, Silver Spring, inquiring about the paving of Boston Avenue. Referred to Public Works Committee.
3. Letter from F. B. Austin, 7419 Maple Avenue, regarding penalty on delinquent tax bill of W. R. Harrison, 112 Sheridan Avenue. Referred to Finance Committee.
4. Letter from Ellery Denison, 7207 - 13th Place, concerning the unsightly condition at the northeast corner of junction of New Hampshire and Ethan Allen Avenues. Referred to Civic Improvements and Public Safety Committees.
5. Letter from Takoma Park Chamber of Commerce requesting permission to place several park benches at various strategic points on the sidewalks for the use of bus passengers. Referred to Parks and Recreation Committee.

OPEN MEETING:

Mrs. Vera Hash, 424 Lincoln Avenue, requested a copy of the proposed 1956-57 Budget as well as the current budget, also she asked that in the future a copy of the minutes be sent to her husband, Mr. James V. Hash, President of the Lincoln Valley Citizens' Association.

EXECUTIVE SESSION:

PUBLIC WORKS COMMITTEE:

Councilman Collison reiterated that the City is not ready, as yet, to advertise for bids for the paving of Houston and Kennebec Avenues, do to the fact we are still waiting for the approval of the Washington Suburban Sanitary Commission; however, preliminary planning and surveying is underway for the upper portion of Houston Avenue from Roanoke to Flower Avenues. A Mr. Carl Lundberg of Houston Court asked if the information regarding the location of the electric light poles on Houston and Kennebec Avenues was asked for subsequent to the completion of the plans, etc., to which Mr. Remsen replied that the WSSC had requested this information after the plans had been sent to them.

Pertaining to the paving of Niagara and Ritchie Avenues in the area of Maple Avenue, Mr. Remsen advised that we have secured all but two of the Ritchie Avenue dedications, which dedications are required in order to install the curb and gutter.

Councilman Collison told the Council that 14 bids had been received to dispose of the Public Works Equipment, but no one person bid the highest for all 7 items in general, therefore, since the total amount of the highest bid for each item amounts to \$3939.81, he moved that an Ordinance be adopted to accept the individual high bids.

ORDINANCE NO. 1375

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

Section 1. THAT inasmuch as new equipment has been purchased for the Public Works Department and the old equipment is obsolete and in need of repair, the Mayor and Council do hereby approve the disposition of seven (7) items of the Public Works equipment;

Section 2. AND THAT after having duly advertised according to law and carefully considered the bids received, it is the consensus of opinion that the following bids be accepted at a total price of \$3939.81:

- (a) Bid of American Auto Parts Co., 6917 Pulaski Highway, Baltimore, for one 1941 International KB-7 truck with 9-cu. yd. Garwood Load Packer at a price of \$389.89; and one 1949 International KB-8 truck with 12-cu. yd. Garwood Load Packer at a price of \$566.66;
- (b) Bid of Maryland Truck Sales, 4600-10 Pulaski Highway, Baltimore, for one 1950 Ford F-8 truck with 12-cu. yd. Garwood Load Packer at a price of \$818.08; and one 1953 Ford F-8 truck with 15-cu. yd. Pak-Mor body at a price of \$1617.18;
- (c) Bid of Agro Motors Company, 1907 Russell Street, Baltimore, for one 1949 International KBS 1½ ton truck with 3-cu. yd. dump body at a price of \$205.00;
- (d) Bid of Mr. James N. Craig, 3400 Kenilworth Avenue, Bladensburg, for one Schramm V-4 Compressor (trailer-mounted) at a price of \$261.00; and 15 assorted tires (used and recapped) size 9:00 x .20 (10 ply rating), at a price of \$82.00.

Section 3. IT IS UNDERSTOOD THAT the bidders mentioned herein will provide the proper facilities to remove the subject items of equipment from the property of the Public Works Department, 7600 Maple Avenue.

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

LAW AND ORDINANCES COMMITTEE:

Councilman McKenzie reported that the Committee is incorporating a pay scale in the new Merit Plan, which will be completed after the budget is approved.

Pertaining to private use of the public alley between Manor Circle and Boyd Avenue, Councilman McKenzie moved that the Corporation Counsel, Mr. Gingerich, contact the property owners concerned advising them that the City will not improve or open this particular alley to thru-traffic. Councilman Collison seconded the motion. Upon being put to question, the motion was carried.

Councilman McKenzie recommended that the City office write a letter to the property owners adjacent to the 8 foot strip of the alley in question telling them to request permission of the Council in writing to use that portion of the alley.

PUBLIC WELFARE COMMITTEE:

Councilman Sidell moved that Mr. Peter Remsen obtain at least three (3) bids for fly screens for use on the first floor of 8 Sherman Avenue. Councilman Collison seconded the motion. Upon being put to question, the motion was carried.

In conjunction with the Special Refuse Collection Regulations adopted at the last Council meeting, Councilman Sidell said that the Committee expects to have the Regulations for the Regular Refuse Collections revised in approximately two weeks.

PARKS AND RECREATION COMMITTEE:

Councilwoman Monitor moved that an amount of \$90.44 be paid to the Carole Highlands - Hillwood Manor Recreation Council to help pay for recreational supplies and equipment for the residents of Hillwood Manor, with the understanding that any expendable supplies remaining from last year be returned to the City. Upon being seconded and put to question, the motion was carried.

Councilwoman Monitor announced that Mr. Arthur Queen, Parks Superintendent for the Public Works Department, will terminate his services with the City as of May 31st, consequently, she moved that a letter be directed to Mr. Queen expressing the Mayor and Council's appreciation for his excellent work for the City and wishing him good luck in his future employment. Councilman Forshee seconded the motion. Upon being put to question, the motion was carried.

Councilwoman Monitor stated that a lot of fill dirt is being placed on Forest Park and by the Fall of the year it will look very nice.

PUBLIC SAFETY COMMITTEE:

Councilman Forehand suggested that Item #3 "Request to open alley behind Manor Circle to thru traffic" be deleted from the agenda, since the Law and Ordinances Committee had reported the disposition of same.

Inasmuch as Chief Carter will be moving to a new location on May 30th, Councilman Forehand moved that Chief Raymond E. Carter be granted permission to have his phone transferred from 7137 Carroll Avenue to 7502 Carroll Avenue, effective May 30, 1956. Upon being seconded and put to question, the motion was carried.

FINANCE COMMITTEE:

Councilman Forshee moved that the bills in the amount of \$60,604.88 for the month of April 1956, be approved. Upon being seconded and put to question, the motion was carried.

CIVIC IMPROVEMENTS COMMITTEE:

Councilman Kozel moved that permission to erect outdoor advertising structures or billboards, be denied, and a letter be sent to Mr. B. V. Wilson of the General Outdoor Advertising Company informing him of the Council's decision. Councilman Collison seconded the motion. Upon being put to question, the motion was carried.

Corporation Counsel Gingerich reported that a petition would be filed on Thursday or Friday to the Montgomery County Board of Appeals for rehearing and reconsideration of the recent action of Montgomery County granting permission to establish a Nursing Home at 608 Philadelphia Avenue. He advised that the only people in favor of this Nursing Home at the hearing were people who lived outside of the City such as realtors, County officials, etc; all those who opposed it were residents of Takoma Park.

Mr. Theodore B. McKenney, 7620 Maple Avenue, asked the Council if the City is contemplating the improvement of Maple Avenue also the removal of the Public Works Department to another location, to which Councilman Collison replied that the City has every intention of remedying this situation, but is undecided when it will be fulfilled.

Mr. Stephen Curtis stated he considered the improvement of sidewalks in Takoma Park was much more important than moving the Public Works Department.

Subsequent to Mr. S. M. Derato's inquiry of the action taken at the last Council meeting to transfer the garage housing the motorcycle on to City property, Councilman Sidell mentioned that the garage in question is not the garage adjacent to 8 Columbia Avenue, but a similar one on Montgomery Avenue.

Mr. Clayton Railey, Chairman of the 4th of July Committee, commented that the Committee hopes to have a bigger and better 4th of July Parade this year.

Mayor Miller congratulated the 4th of July Committee individually and collectively for the splendid work they achieve which receives no homage or praise.

There being no further business to come before the Council at this time, upon motion made, seconded and carried, the meeting adjourned at 9:04 p.m.

George M Miller
Mayor

Katherine E Chambers
Acting Clerk