

count to be known as the "Special Improvement Fund" and shall be borrowed for no longer period than shall be sufficient to collect the special assessments provided for; said certificates of indebtedness shall be full and complete general obligations of the Town of Takoma Park and shall be payable first from the special assessments levied under the provisions of this section; and in the event of any deficiency occurring in the amount received from said special assessment, the Council shall and it is hereby directed to make up such deficiency by paying the same from the general revenues of the town. Certificates of indebtedness herein authorized may be issued at the discretion of the Council and without being submitted to a vote of the taxpayers.

(H) If after 10 years following the construction of any public improvement it be necessary, in the judgment of the Mayor and Council, to reconstruct said work or to make permanent repairs thereto, such reconstruction or repairs may be authorized and directed by the Council under the provisions of this section and all or any part of the cost thereof assessed in accordance herewith. This section shall be applicable to any existing public work.

1929, ch. 169, sec. 13.

966. (A) Whenever the Council shall, by ordinance, provide for establishing any public park, or for establishing, opening, widening, extending or altering any street, avenue, alley, route, for sewer or water pipes, for constructing water-works, or for carrying out any other powers granted by its Charter, and it becomes necessary to take private property for such public use, just compensation shall be paid to the owner or owners thereof, which shall be ascertained and assessed by three disinterested commissioners, who shall be qualified voters of the town and who shall be selected by the Mayor. Such proceedings shall be conducted by the Mayor, or in his absence or inability to act, or in case he be interested, then by some disinterested member of the Council designated by him; and while in the discharge of such duty the person conducting the same shall have and exercise the powers of the circuit court for the preservation of order and enforcing process issued in the course of the proceedings, and may summon and compel the attendance of witnesses and jurors, preside at the investigation, pass on the competency of evidence, and instruct the commissioners as to the law.

(B) When any ordinance shall provide for taking private property, for any public use, it shall describe said property and prescribe the limits within which private property shall be deemed benefited by the proposed improvement, and be assessed, and charged to pay compensation therefor, with a description of the property so benefited. The Mayor or member of the Council designated as above provided, shall thereupon appoint a day and place for impaneling the commissioners to ascertain the compensation for the property to be taken, and issue a notice under his hand and the seal of the town, which shall give the names of the owners at the