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EXECUTIVE MEETING
MAYOR AND COUNCIL
September 11, 1961

Mayor Miller called the meeting to order at 8:00 p.m. Those present were: Councilmen Collison, Forshee, Jones, McKenzie, Roth, and Sidell. Excused: Councilman Turner.

Mayor Miller led the Council and those in attendance in the Pledge of Allegiance to the Flag.

Mayor Miller called for a motion to dispense with the reading of the Minutes of the Meeting of August 14th in order to expedite the business at hand. Councilman Roth so moved and Councilman McKenzie seconded the motion which was duly carried.

CORRESPONDENCE RECEIVED:

1. Mr. Herbert W. Budner, 8232 Eastern Avenue, Commendation of Sgt. William T. Lane in recent case involving a member of Mr. Budner's family. Referred to the Public Safety Committee and Police Department with a copy to Sgt. Lane's personnel file.
2. Mr. Alfred R. McCauley, 7231 Garland Avenue, City, Commendation of Fire Department for manner in which they put out a fire in Mr. McCauley's home. Referred to the Public Safety Committee with a copy to the Fire Department.
3. Mr. and Mrs. Jesse Zea, 422 Ethan Allen Avenue, City, Thanking Mayor and Council for the job of resurfacing on Ethan Allen Avenue. Referred to the Public Works Committee.
4. Mr. George A. Cook, 22 Philadelphia Avenue, City, Thanking Mayor and Council for the job of resurfacing on Philadelphia Avenue. Referred to the Council Files with a copy to the Public Works Department.
5. Mr. Charles J. Webster, 47 Philadelphia Avenue, City, Complaint of truck traffic and noise near Maple Avenue on Philadelphia Avenue. Referred to the Public Safety Committee.
6. M's. Eunice Graham, 309 Ethan Allen Avenue, City, Suggested locations for pedestrian crosswalks on Ethan Allen Avenue. Referred to the Public Safety Committee.
7. Mr. Ross J. & Beatrice C. Gaetano, 7012 Sycamore Avenue, City, Complaint of storm drainage problem on Sycamore Avenue and request for standardization of zoning. Referred to the Public Works Committee and the Public Welfare Committee.
8. Mr. Arthur C. Stebbins, 34 Freemont Avenue, City, Request that cutting back of the sharp curve in the curb at the entrance of Jefferson Avenue from Carroll Avenue be taken care of soon along with repairing the sidewalk in front of 12 Jefferson Avenue. Referred to the Public Works Committee.
9. The Maryland National Capital Park and Planning Commission, Statement of 70-foot right-of-way width policy for streets in apartment areas. Referred to the Public Welfare Committee.
10. L. L. Moffitt, 7612 Glenside Court, City, Request to correct conditions of erosion in rear of 7612 Glenside Court. Referred to the Public Works Committee.
11. Mr. Jack I. Resnicoff, Chairman, 4th of July Committee, City, Statement regarding television appearance on Wednesday, Sept. 13th, 5:00 p.m., Channel 5. Referred to Council Files.

- 12. Mr. Max Sittenfeld, A & M Development Company, Request that Park and Planning Commission be requested to render a decision in their recent rezoning petition. Referred to the Civic Improvements Committee.
- 13. Maryland Municipal League, Invitation to Mayor and Council and Department Heads to attend a meeting of the City and Town Administrator's section of the League on the subject of "Starting Urban Renewal." Referred to the Civic Improvements Committee.
- 14. Maryland Municipal League, Memorandum concerning the Fourteenth Annual Convention of the League to be held in Cumberland, Maryland. Referred to Council Files.
- 15. Fire Chief LaScola, Takoma Park Fire Department, Request that the Mayor and Council pass a Resolution setting aside the week of October 8 through 14 as Fire Prevention Week. Referred to the Public Safety Committee.

In the absence of Councilman Turner it was the consensus opinion of the Mayor and Council and of Mrs. Elaine Rockman, that her letter, to have been read this evening, be tabled until Councilman Turner's return.

At this time, Mayor Miller stated that a group of young ladies have completed the six week babysitting course sponsored by the Takoma Park Fire Department and the Ladies' Auxiliary and are present tonight to receive their certificates and identification cards. Mayor Miller stated that these young girls are to be congratulated for their efforts and upon successfully completing the course. Mayor Miller and Capt. DeKalb of the Fire Department presented the following young ladies with their certificates and cards:

- | | |
|---------------------|-------------------|
| Nancy Monitor | Judith R. Spector |
| Cindie Smith | Wanda French |
| Katherine M. Mack | Glaire Gately |
| Marie Anne Shepherd | Mary Ellen Gately |
| Mary E. Shore | Linda Forsbacka |
| Nancy Grabe | Penny Norris |

Mayor Miller, at this time, rendered the oath of office to Darl R. McBride, son of former Municipal Fire Chief Melvin E. McBride, who was recently promoted to the rank of Lieutenant in the Volunteer Fire Department.

BANK STATEMENT:		Suburban Trust Company	
Citizens Bank-General Fund		7/31/61 Balance	100296.94
7/31/61 Balance	184227.90	August Receipts	<u>32089.55</u>
August receipts	<u>12833.97</u>	8/31/61 Balance	132386.49
	197061.87		
August Disbursements	<u>125650.33</u>	Special Improvement Account	
8/31/61 Balance	71411.54	7/31/61 Balance	6153.98
		August Receipts	<u>969.24</u>
		8/31/61 Balance	7123.22

Mayor Miller stated that the week of October 8th through the 14th is National Fire Prevention Week, and the Mayor and Council adopted a resolution to proclaim the week of October 8-14 as Fire Prevention Week in the City of Takoma Park. Mayor Miller stated that during this week certain members of the Fire Department will be visiting the schools giving talks on fire prevention and they will have displays in an attempt to sell each and every citizen on the idea that the best way to stop fires is to prevent them.

At this time, Mayor Miller read a resolution directed to Hon. Senator Edward S. Northrop, a member of the State Legislature representing Montgomery County. The resolution was designed to thank Senator Northrop for his aid to Takoma Park on many and various occasions and to congratulate him and wish him every success upon being appointed a Federal Judge in the District Court to represent the State of Maryland. Councilman Collison stated that he is not a democrat as is Senator Northrop but that no resolution of thanks and congratulations could be more in order, and heartily endorsed its adoption.

A Resolution of condolence was adopted to be presented to Councilman Edwin S. Turner upon the recent death of his younger brother.

Mayor Miller announced that he has recently returned from a vacation trip through the West and had stopped in Seattle, Washington to attend the American Municipal Congress to represent the City of Takoma Park and the Maryland Municipal League of which he is president. Mayor Miller stated that at that time he was presented with a certificate for First Prize for the newsletter, "Takoma Park City Services," and for the best overall public relations program for cities of 25,000 or less. Mayor Miller displayed the certificate.

At this time, Councilman Roth stated that a Mr. Whittaker, a lawyer for a group of physicians, had called him about plans to build a doctor's clinic on Carroll Avenue and asked when it might be possible for him to explain the plans to the Mayor and Council. Mr. Roth stated that he had told Mr. Whittaker that there would be a Council Meeting the 11th and that he was welcome to come. Mr. Whittaker, however, had stated that he could not come to the Council Meeting before 10:00. Mr. Roth reported that he had told Mr. Whittaker to come at that time and that he would speak to the Mayor about letting him speak about the plans. Councilman Roth stated that he thought that it would be a good idea for Mr. Whittaker to attend the regular meeting in order that the plans would become a matter of record and the public present could also learn of them with the idea in mind that the Mayor and Council might be able to get the opinion and reactions of the people on the subject. Councilman Roth further reported that in order to build such a clinic or medical center a special exception would have to be made to the zoning of the area through the Montgomery County Board of Appeals, and that no such petition requesting the special exception has been filed with the Board as yet. Councilman Roth reported that the Board of Appeals will in turn request the Mayor and Council of Takoma Park to make a recommendation. Councilman Roth reported that the Mayor and Council have no plans to make a decision on the subject this evening.

OPEN MEETING:

Mayor Miller recognized those persons desirous of expressing their views.

1. Mr. William Hayman, 7518 Jackson Avenue, City, spoke in reference to the proposed doctor's clinic or medical center on Carroll Avenue. Mr. Hayman stated that this proposed plan has not been made known to the property owners in general surrounding the property in question, further that he spoke with Mr. Whittaker but that it was not mentioned that the plans would be presented to the Council tonight. Mr. Hayman stated that the people deserved the right to know what is coming before the Council and stated that anything of this nature should be placed on the agenda so the people will know what is going on. Mayor Miller stated that this item just came up and that the Council plans to take no action right away as the petition for special exception has not even been filed, therefore, there is nothing the Mayor and Council can do but hear the plans until the petition is filed; and to get an expression of opinion from the people. Mayor Miller further reported that no action would be taken before the item is put on the agenda.

2. Mr. Joseph Diamond, 816 Larch Avenue, City, reported that as most of us already know there is a Crossing Guard stationed at the intersection of Larch Avenue and New Hampshire Avenue to aid the children crossing on their way to school. Mr. Diamond stated that the Crossing Guard has difficulty in stopping the traffic on the six lanes of New Hampshire, and that this intersection is most dangerous. Mr. Diamond stated that the difficulty arises in that it is a dual lane highway and that the traffic travels at a much greater speed than prescribed by law. Mr. Diamond stated that the crossing has had some rather close calls and that the main problem is the south bound traffic on New Hampshire Avenue. Mr. Diamond further stated that he would like to request that the situation be investigated with some hope to a possible solution. Mayor Miller referred the matter to the Public Safety Committee.

3. Mr. Reed Robinson, 7533 Carroll Avenue, City, asked if his understanding that Lawyer Whittaker would be there to make a presentation of the plans tonight and if they were welcome to stay is correct. Mayor Miller stated that Mr. Whittaker would be present and that the people were most welcome to stay.

LAW AND ORDINANCES COMMITTEE:

- 1. Councilman Jones reported that Mr. Pridgen, Clerk-Treasurer, is in the process of obtaining the metes and bounds of any additions to the original Charter.
- 2. Councilman Jones reported that corrections to the Codification were made and adopted at the last Council Meeting and that the Codification is presently in the hands of the printer and is expected to be returned shortly.
- 3. Councilman Jones reported that the proposed Ordinance to control truck traffic on Route 410 was proposed by his Committee but that it should be deleted from his agenda and transferred to the Public Safety Committee for their recommendation.

PUBLIC WELFARE COMMITTEE:

- 1. Councilman McKenzie reported that recently the Montgomery County Council made a statement of policy in connection with trash and refuse removal and sanitation. Councilman McKenzie reported that this is to include all of Montgomery County excluding those towns, municipalities, cities and special taxing areas. Councilman McKenzie further reported that the Montgomery County Chapter of the Maryland Municipal League met and spent an entire evening discussing the policy. Councilman McKenzie stated that the policy calls for the expansion and improvement of the Littensville incinerator and the building of a new incinerator out past Rockville. Councilman McKenzie stated that the Littensville incinerator which is presently behind a group of apartments in the Silver Spring area was built before the apartments were and that it is his understanding that a delegation from that area will be present at the Public Hearing to protest the maintaining of the Littensville incinerator. Councilman McKenzie stated that the City has no landfill to use and to have to travel to Rockville would be very time consuming and costly to the City. Therefore, the Montgomery County Chapter of the Maryland Municipal League and the Public Welfare Committee advocate the expansion and improvement of the Littensville incinerator. He further reported that a Public Hearing will be held on Friday, September 15th, 8:00 p.m. at the County Office Building on the the new policy.
- 2. Councilman McKenzie stated that Councilman Collison would report on the results of the bid openings for the trash truck and the new leaf collector.
- 3. In connection with the request for permission from the occupant to remain in the basement apartment at 7110 Sycamore Avenue, Councilman McKenzie reported that the City informed the owner some months ago that the apartment would have to be vacated or certain

corrections made . However, the occupant of the apartment requested an extension of time through July in order that he might find another place for himself and his family to live. Councilman McKenzie reported that the occupants are moving and that the item may be deleted from the agenda.

4. Regarding the request for Hearing on House Registration No. 750, 62 Walnut Avenue, Councilman McKenzie reported that the Hearing is set for Thursday evening, September 21st at No. 8 Columbia Avenue at 7:30 p.m.

5. Councilman McKenzie reported that the Sanitation Division is in need of more burlap and moved the adoption of the following Ordinance:

ORDINANCE NO. 1661

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

Section 1. THAT it has been determined that the Sanitation Division is in need of burlap squares for trash removal;

Section 2. AND THAT bids have been received from three firms specializing in this type material;

Section 3. THEREFORE THAT the low bid of \$734.40 for the lot of 1200 squares received from the Grafflin Bag Company, Inc. be hereby accepted;

Section 4. AND FURTHER THAT the purchase of ONE THOUSAND TWO HUNDRED (1,200) burlap squares 80" x 80", 10 ounce burlap, unhemmed, is hereby authorized for the total sum of SEVEN HUNDRED THIRTY-FOUR DOLLARS AND FORTY CENTS (\$734.40) order to be placed with Grafflin Bag Company, Inc. in accordance with their low bid, sum to be charged to Account 13.402B.

Councilman Collison seconded the motion and the Ordinance was adopted with a roll call vote recorded as follows: Ayes: Councilmen Collison, Forshee, Jones, McKenzie, Roth, and Sidell. Nays: None. Absent: Councilman Turner.

6. Councilman McKenzie stated that it is his understanding that Montgomery County has a rat exterminator but that he will not come into a municipality unless requested to do so, therefore, Councilman McKenzie directed that a letter be written to him requesting his assistance in Takoma Park.

PUBLIC SAFETY COMMITTEE:

1. Councilman Sidell reported that the parking problem in front of the Maple Avenue stores has been turned over to Chief Foster for a recommendation.

2. Councilman Sidell stated that the Committee is still working on trying to relocate the impounding lot and are still negotiating for a certain piece of property.

3. In connection with the problem of pedestrian traffic across Route 410 at Maple and Cedar Avenues, Councilman Sidell reported that the State Roads Commission was requested to make a survey in the area for the possibility of walk lights and that the Commission replied that they would make the survey as soon as school opened which it now has.

4. Councilman Sidell reported that the request for pedestrian crosswalks on Ethan Allen Avenue has been turned over to the Police Department for recommendation.

5. Concerning the protest of impounding auto procedures and fees, Councilman Sidell reported that the Committee feels the procedures and fees are not unfair and see no reason to change them at this time, therefore, the item should be deleted from the agenda.
6. Councilman Sidell reported that the recommendation that the City support the Municipal Fire Defense Institute has been turned over to the City Fire Board for recommendation.
7. Councilman Sidell reported that Mrs. Rockman's letter inquiring about the operation of the Police Department will be answered and in the mail by September the 12th.
8. In connection with the recommendations of the Hillwood Manor Citizens' Association, Councilman Sidell reported that the Chief of Police has made some recommendations but that the Committee has no report or action at this time.
9. Councilman Sidell stated that in connection with the recommendation that the trees be trimmed on Pine, Montgomery, Hickory, and Elm Avenues the matter should be turned over to the Public Works Department and requested that Mr. Rhodes, Director of Public Works, do what he can.
10. Regarding the truck traffic on Route 410, Philadelphia and Ethan Allen Avenues, Councilman Sidell stated that he is well aware that the trucks that travel this route are certainly a nuisance and a detriment to the maintenance of homes along the route, therefore, the Committee has arranged to meet with Mr. George N. Lewis of the State Roads Commission but that a definite date will not be set until Mr. Lewis returns from vacation. It is hoped that this meeting will result in some type of solution to the problem.
11. Councilman Sidell, upon the recommendation of Police Chief Foster, moved that Private Donald L. Olson of the Police Department be promoted to the rank of Private First Class to be effective September 16th. Councilman Forshee seconded the motion which was duly carried.
12. Councilman Sidell read a letter that had been sent to him personally regarding the left turn lane at the intersection of New Hampshire Avenue and Ethan Allen Avenue stating that the letter requested some type of marker to indicate the left turn lane only. Councilman Sidell directed that a letter be written to the gentlemen informing that the City is awaiting action from the State Roads Commission who has promised to paint an arrow or marker indicating the left turn as soon as their painting equipment is in the area as this portion of Rt. 410 is State maintained.

PUBLIC WORKS COMMITTEE:

1. In connection with the request for 90 degree curbing at the corner of Jefferson and Carroll Avenues and the request that the shoulder of Jefferson Avenue be paved for passing width in connection with correcting the bad intersection with Carroll Avenue, Councilman Collison reported that plans have been drawn and approved by the Park and Planning Commission but that so far it has been impossible to get to the work as so many other items more pressing have taken priority, and the finances of the City are so limited.
2. Councilman Collison reported that McNeill Surveys, Inc. has done some work on plans for correcting the storm drainage problem in front of 7222 Spruce Avenue, but the plans are not complete due to other items of priority.
3. Councilman Collison reported that the City has taken some steps to improve the

drainage problem existing on Poplar, Columbia, and Elm Avenues which seems to be satisfactory.

4. Councilman Collison reported that Kirklynn Avenue is not yet complete as it rained while the hot black top was being poured causing it to cool before it could be rolled resulting in water getting in under the first layer. Therefore, part of it will have to be torn out and poured again before the job will be complete.

5. Councilman Collison stated that the Committee has had two meetings with the Washington Suburban Sanitary Commission regarding the enclosure of the gap of Brashears Run, and further that the Sanitary Commission's engineers are working on the plans but that they will not be finished or approved before Christmas.

6. Councilman Collison reported that at the last Council Meeting they had learned at the last minute that the Washington Suburban Sanitary Commission was holding a Hearing the next day regarding the North Takoma Storm Drainage problem. Councilman Collison reported that he and Mr. Rhodes attended the Hearing along with some of the property owners involved. Further, there were three objections which could cancel the entire deal. However, Councilman Collison reported that it appears as though these objections can be worked out with the Sanitary Commission, and that it probably will not be necessary to go into condemnation proceedings.

7. In connection with the request for installation of curb and gutter in front of 900 Larch Avenue, Councilman Collison stated that at the last meeting he reported that the curb and gutter should be extended to Elm Avenue and that the other property owner should be contacted to see if he was willing to accept an assessment for this work. Mr. Collison reported that the one owner was favorable but that the other reported that he could not see it at this time. Therefore, only the requested 59 feet of curb and gutter would be installed at a cost of approximately \$210.00 fully assessable to the owner of 900 Larch Avenue. Councilman Collison requested that the item be deleted from the agenda.

8. Councilman Collison reported that the estimated costs for raising the manholes on Rt. 410 and the resurfacing were \$1150.00 and \$12,236.00 respectively. Mr. Collison reported that the cost of \$1150.00 would run about \$800 to \$850 less than estimated and the \$12,236.00 should run \$400.62 less than the contract cost.

In connection with the truck traffic on Rt. 410 and the meeting to be held with Mr. Lewis of the State Roads Commission, Councilman Collison remarked that two points should be brought out, one being the fact that Philadelphia Avenue and Ethan Allen Avenue are strictly residential streets and should be considered as such and further that Rt. 410 was completely closed down for two days without warning. Detour signs were posted. Councilman Collison further reported that he spoke with gas station attendants in the general area of work who had been on duty since 7:00 a.m. to question them about the traffic flow. They reported that traffic was moving as usual. Councilman Collison reported that the Police Department received a few complaints and the Public Works Department received a few complaints which are to be expected anyway. Councilman Collison stated that the point he is trying to make is that if the trucks and other traffic can find another route for two days without warning it can be done regularly.

Councilman Sidell reported that the meeting with Mr. Lewis will also be with the entire Council and that Mr. Collison can make those points himself at the meeting.

9. Councilman Collison reported that the sidewalk repairs will be completed at the end of this week. Further, Mr. Collison stated that the E. B. Donaldson Company has done an excellent job. However, Councilman Collison stated that this by no means covers all the

areas in the City and that the sidewalks most dangerous to pedestrian traffic were repaired.

Councilman Jones remarked that the two new strips of sidewalk-one in front of his home and one in front of his neighbor's home, were replaced by the Gas Company as they had damaged them in working on the gas lines, and not by the City.

10. Councilman Collison reported that six bids were received for the new trash truck, the truck body and chassis being bid on separately. Councilman Collison, therefore, moved the adoption of an Ordinance to accept the low bid of Diamond T Motor Company.

ORDINANCE NO. 1662

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

Section 1. THAT after having been duly advertised in accordance with law, bids have been received and publicly opened for a new truck chassis and refuse collection body for use by the Sanitation Department, AND

Section 2. THAT the composite low bid submitted by the Diamond T Motor Truck Company, Washington, D. C., for one Diamond T.Truck Chassis, Model #734-CG equipped with 20 cubic yard capacity Heil Collectomatic body meets all specifications of Public Works #61-5;

Section 3. AND THAT the contract be awarded to the Diamond T Motor Truck Company in the sum of THIRTEEN THOUSAND THREE HUNDRED SEVENTY-FIVE DOLLARS AND SEVENTY-FIVE CENTS (\$13,375.75) the aforesaid being the net amount after a \$150.00 trade-in allowance for Ford Truck #8;

Section 4. AND FURTHER THAT the Acting City Clerk-Treasurer is hereby authorized to assign to Diamond T Motor Truck Company the title for 1949 Ford truck (title #E 455562) and that the sum stated in Section 3 of this Ordinance be transferred from the Reserve Fund.

Councilman McKenzie seconded the motion and the Ordinance was adopted with a roll call vote recorded as follows: Ayes: Councilmen Collison, Forshee, Jones, McKenzie, Roth, and Sidell. Nays: None. Absent: Councilman Turner.

11. Councilman Collison reported that two bids were received for the purchase of a leaf collector and move d the adoption of an Ordinance to accept the low bid of McClung-Logan Equipment Company, Inc.

ORDINANCE NO. 1663

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

Section 1. THAT after having been duly advertised in accordance with law, bids have been received and publicly opened for a new leaf collector for use by the Sanitation Department, AND

Section 2. THAT the low bid of McClung-Logan Equipment Company, Inc., Baltimore, Maryland, for one Tarrant (Tarco) Model LG Trailer mounted Leaf Collector meets all specifications of P/W #61-6;

Section 3. AND THEREFORE THAT the contract be awarded to the McClung-Logan Equipment Co., Inc. in the sum of TWO THOUSAND ONE HUNDRED THIRTY DOLLARS (\$2130.00) Terms: 1/2%-20 days;

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Section 4. AND FURTHER THAT the sum stated in Section 3 of this Ordinance be transferred from the Reserve Fund.

Councilman McKenzie seconded the motion and the Ordinance was adopted with a roll call vote recorded as follows: Ayes: Councilmen Collison, Forshee, Jones, McKenzie, Roth, and Sidell. Nays: None. Absent: Councilman Turner.

12. Councilman Collison stated that Capt. Rhodes, Director of Public Works, has received invitations to attend the 1961 Public Works Congress and Equipment Show to be held in Minneapolis, Minnesota from September 24th through the 27th, and moved that Mr. Rhodes attend the Congress with the expenses to be paid by the City. This amount to come from the Contingent Fund of the Public Works Budget. Upon being seconded, the motion was duly carried. Further, Councilman Collison reported that Mr. Rhodes has been with the City for three years and during that time he has only taken two days annual leave and Councilman Collison stated that Mr. Rhodes will be on vacation from September 20th through the 6th of October inclusive.

FINANCE COMMITTEE:

1. Councilman Forshee moved that Mrs. Joyce L. Fahy be appointed Acting Clerk-Treasurer with the authority to sign checks while Mr. Pridgen, Clerk-Treasurer, is on vacation. Councilman Sidell seconded the motion which upon being put to question was duly carried.

At this time, Mr. Whittaker, Lawyer, for a group of doctors attempting to build a doctor's clinic on the property bounded by Old Carroll Road, Sligo Creek Parkway and Jackson Avenue, presented the plans to the Mayor and Council just to inform them of what is planned at this time. Mr. Whittaker explained that the property contains 60,000 sq. ft. of land which is presently zoned R-60. It is the plan to apply for a special exception to the present zoning. The building is planned to consist of a ground floor and two stories and will be 75 x 130 feet. There will be from 20 to 35 doctors having office space in the building and each doctor is connected with the Washington Sanitarium and Hospital and that the physicians will own the building themselves. Mr. Whittaker further stated that it is the plan to provide off-street parking with some type of buffer between the parking lot and the private homes and to do some landscaping. Also the building is planned to be such that it will blend in with the present character of that area. Mr. Whittaker reported that a meeting will be held on Wednesday evening, September 13th on the 6th floor of the assembly room of the Washington Sanitarium and Hospital at 8:00 p.m. and invited the Mayor and Council and the public to attend for the purpose of gaining more information about the project. Much discussion ensued and many of the property owners in the area, who were present asked questions about the project. Councilman Jones inquired as to whether or not this type of building would be tax exempt. Mr. Whittaker replied that it will not be tax free. Many of the citizens stated that they had not been contacted in connection with the project and felt that they should have been. Mr. Whittaker read the list of people he had contacted by phone, and stated that he had gotten his list of property owners from Rockville.

Mayor Miller stated that the question could not be settled this evening and that the Council was not going to make a decision until the request for special exception had been made to the Montgomery County Board of Appeals. Mayor Miller urged that as many of the property owners involved attend the meeting scheduled for Wednesday evening as possible.

CIVIC IMPROVEMENTS COMMITTEE:

1. Councilman Roth directed that a letter be written to the Montgomery County Planning Board of the Maryland National Capital Park and Planning Commission urging them to make a recommendation in the case of zoning Amendment Petition C-630 as the request for R-10 zoning is not out of character for the property that the change is proposed.

There being no further business to come before the Mayor and Council, the meeting adjourned at 11:00 p.m.

George M Miller
MAYOR

Joyce L. Fahy
ACTING CLERK & TREASURER

REGULAR MEETING
MAYOR & COUNCIL
September 25, 1961

Mayor Pro-tem Sidell called the meeting to order at 8:00 p.m. Those present were: Councilmen Collison, Forshee, Jones, McKenzie, Roth and Turner. Absent: None.

The invocation was rendered by Reverend Raymond Brown of the Grace Methodist Church after which, Mayor Pro-tem Sidell led those present in the Pledge of Allegiance.

Mayor Pro-tem Sidell called for a motion to dispense with the reading of the Minutes of the Meeting of September 11th. There being no additions or corrections, Councilman Collison moved that the minutes be accepted as submitted. Councilman Roth seconded the motion which was duly carried.

CORRESPONDENCE RECEIVED:

1. Mrs. Elaine Rockman, 7105 Carroll Avenue, City, letter concerning certain official remarks and Council policies. Referred to the Public Safety Committee.
2. Prince George's County Municipal Association, Memorandum reminding the County's Mayor's and Councilmen of the first Fall meeting of the Association. Referred to Council Files.
3. Rev. Thomas Miles, Minister, Takoma Park Presbyterian Church, Expression of appreciation for crossing services of Special Police before and after church services. Referred to Police Department and Public Safety Committee.
4. Rev. Edward R. Bley, Zion Evangelical Lutheran Church, Commendation of Police Department and Special Police for traffic supervision before and after church services. Referred to the Police Department.
5. Rev. William L. Montgomery, Takoma Park Presbyterian Church, letter of appreciation for honorary citizenship certificate presented to him upon preparing for his departure to Oklahoma. Referred to Council Files.
6. Family of Charles Y. Turner, brother of Councilman Turner, card of appreciation for expression of sympathy by the Council upon his passing away.
7. Dr. Charles B. Hirsch, President, Columbia Union College, Commendation of Capt. DeKalb and Fire Department and questions concerning possible closing of Flower Avenue. Referred to the Public Safety Committee and the Fire Department.
8. Ed Phillips, Reunion Committee of the Class of 1936, Montgomery Blair High School, Request for advertisement in Souvenir program. Referred to the Finance Committee.
9. Vincent L. Gingerich, Corporation Counsel, City, Concerning agreement between City and the Montgomery County Board of Education. Referred to the Public Safety Committee.
10. Mr. James Whitehead, General Outdoor Advertising Company, Request for Council recommendation on proposed location of two standard poster panels. Referred to the Public Safety Committee and the Civic Improvements Committee.
11. Judge Harlan Frey, 214 Spring Avenue, City, Request for action concerning the dangerous condition created by motor vehicles parked too close to the intersection of Spring and Poplar Avenues. Referred to the Public Safety Committee.
12. Governor J. Millard Tawes, State of Maryland, Invitation to Mayor Miller to attend a Conference on Civil Defense. Referred to the Public Safety Committee.

Mayor Pro-tem Sidell stated that Mayor Miller is absent as he had to attend a very urgent meeting.

Mayor Pro-tem Sidell read the two Resolutions that were adopted at the last meeting. One Resolution was proclaiming the week of October 8th through 14th Fire Prevention Week in the City of Takoma Park and the other Resolution being an expression of sympathy to Councilman Turner upon the loss of his brother.

OPEN MEETING:

Mayor Pro-tem Sidell welcomed all those present and recognized those persons desirous of expressing their views:

1. Mrs. Gloria Marcon, 7426 Buffalo Avenue, City, Safety Chairman for the Silver Spring Intermediate School at Takoma and Boston Avenues. Mrs. Marcon requested that a slow sign or some type of sign indicating children crossing be placed on Takoma Avenue as this street has a slope which makes it difficult for drivers to see the children crossing and also makes it difficult for the patrol on duty to see on-coming cars. Mayor Pro-tem Sidell referred the matter to the Public Safety Committee.

2. Mrs. Evelyn Ferry, 24 Hickory Avenue, City, requested that Montgomery Avenue be made a one way street as the street is a very narrow one. She further reported that cars park too close to the corner of Pine and Montgomery Avenues and wondered about a City Ordinance governing such. Mayor Pro-tem Sidell reported that the City has an Ordinance restricting parking 40 feet from the corner. Mrs. Ferry also reported that commercial vehicles are parking on Montgomery Avenue when the owner has a driveway to put them in. Mayor Pro-tem Sidell referred the matter to the Public Safety Committee.

3. Mrs. Gloria Marcon, 7426 Buffalo Avenue, City, also commended the City Newsletter, "Takoma Park City Services." Mrs. Marcon thanked the Mayor and Council for thinking of it and making it a reality.

4. Mr. Walter McClenon, Former Councilman, #1 Montgomery Avenue, City, thanked the City Officials for the paving of some of the streets in the City and for the improvement of the City sidewalks. Mr. McClenon reported that there are many cases in the City where the trees hang and extend onto the sidewalks making walking hazardous.

5. Mr. James Holland, President, Community League, 19 Pine Avenue, City, commented that in connection with one of the letters read this evening that he feels that no public official has the right to hush any private citizen, and further stated that he is interested in the outcome of the situation and will be waiting for same.

PUBLIC WELFARE COMMITTEE:

1. Councilman McKenzie reported that a Hearing was held last Thursday evening on the property at 62 Walnut Avenue and further reported that no decision has been reach as yet. Councilman McKenzie stated that a report will be made at the next meeting.

2. Councilman McKenzie reported that the item on the agenda pertaining to the Montgomery County Council statement of policy on subject of refuse collection and disposal could be deleted from the agenda.

At this time, Mayor Pro-tem Sidell turned the conduct of the meeting over to Councilman Forshee so he might give the Public Safety Committee report.

PUBLIC SAFETY COMMITTEE:

1. In connection with the parking problem in front of the Maple Avenue Stores, Councilman Sidell moved the adoption of the following Ordinance:

ORDINANCE NO. 1664

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

Section 1. THAT parking be restricted to one hour between the hours of 6:00 A. M. and 8:00 P. M. between the driveways of the Sylvan Apartments located on the east side of Maple Avenue, AND

Section 2. THAT parking be restricted to one hour between the hours of 6:00 A. M. and 8:00 P.M. on the west side of Maple Avenue between Ritchie Avenue and Niagara Avenue, AND

Section 3. THEREFORE THAT the Director of Public Works is hereby authorized to proceed with the erection of the necessary signs to indicate the restrictions of Sections 1 and 2 of this Ordinance.

Section 4. AND FURTHER THAT the penalties for the violation of this Ordinance are the same as those governing traffic regulations in the City of Takoma Park.

Councilman Turner seconded the motion and the Ordinance was adopted with a roll call vote recorded as follows: Ayes: Councilmen Collison, Jones, McKenzie, Roth, Sidell and Turner. Nays: None. Absent: None.

2. Councilman Sidell reported that a Mrs. Delafield on Jackson Avenue had requested that some type of sign be placed at the corner of Lincoln and Jackson Avenues to warn motorists of the bad dip, as the neighbors are afraid that some type of accident might result from cars hitting the dip at a good rate of speed and not knowing to slow down for the dip. Councilman Sidell requested the Public Works Department to place two signs-one each on both sides of Jackson Avenue on Lincoln Avenue, reading "Dip" or "Slow, Bump." Councilman Turner seconded the motion which was duly carried.

3. Upon the certification of Fire Chief LaScola, Councilman Sidell reported that Pvt. James Jarboe of the Fire Department has been drafted and moved that Pvt. Jarboe be granted Military Leave as of September 28th, 1961. Chief LaScola questioned the Council as to whether or not Pvt. Jarboe should be carried on the roster listed as Military Leave and if this is what should be done in other cases. It was the consensus of the Mayor and Council that this should be done. Councilman Turner seconded the motion which was duly carried.

4. Upon the recommendation of Fire Chief LaScola and the City Fire Board, Councilman Sidell moved that Mr. Joseph D. Menoche, Jr. be given a six month probationary appointment in the Fire Department at \$4,400.00 per annum as provided by the Merit Plan to be effective as of October 1, 1961. Councilman Collison seconded the motion which was duly carried.

At this time, Councilman Forshee turned the conduct of the meeting back to Councilman Sidell, Mayor Pro-tem.

PARKS AND RECREATION COMMITTEE:

1. Councilman Turner stated that he had no Committee report, but that he would like to take this opportunity to commend Chief Foster for taking such emergency measures to protect the lives and property of the citizens of Takoma Park in the event of Hurrican Esther which

fortunately by-passed the Washington area. Police Chief Foster had put his men on 24 hour alert.

CIVIC IMPROVEMENTS COMMITTEE:

1. Councilman Roth reported that the City has been negotiating for Lot 6, Block 60 of B.F. Gilbert's Subdivision which contains approximately 20,000 square feet of land and adjoins the Public Works lot to the rear. Councilman Roth reported that the City has the opportunity to purchase Part of Lot 8, Block 60, adjacent to Lot 6 which contains approximately 6,900 square feet of land. Councilman Roth further reported that the City would like to purchase this property for the possible future expansion of the Public Works Department, or to provide a second entrance to Public Works, or to move the Impounding Lot to this location, but it has not been decided as yet. Therefore, Councilman Roth moved the adoption of the following Ordinance.

ORDINANCE NO. 1665

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

Section 1. THAT the Mayor and City Council of Takoma Park have determined that it is in the public interest to acquire certain unimproved properties contiguous to the City owned land and buildings of the Public Works Department.

Section 2 AND THAT these unimproved properties are known as Lot 6, Block 60, B. F. Gilbert's Subdivision containing approximately 23,130 square feet, and Part of Lot 8, Block 60, B. F. Gilbert's Subdivision containing approximately 6,994 square feet.

Section 3. AND FURTHER that the sum of SEVEN THOUSAND EIGHT HUNDRED DOLLARS (\$7,800.00) and SIX HUNDRED, NINETY-NINE DOLLARS AND FORTY CENTS (\$699.40) for Lot 6 and Part of Lot 8, respectively, as described in Section 2 of this Ordinance be authorized as the purchase price of said property.

Section 4. THEREFORE THAT the City Clerk-Treasurer is hereby authorized to pay to Walter R. Hardisty, owner of properties described in Section 2 of this Ordinance, the total sum of EIGHT THOUSAND, FOUR HUNDRED, NINETY-NINE DOLLARS AND FORTY CENTS (\$8,499.40) upon completion and approval of the necessary documents by the Corporation Counsel

Section 5. AND FURTHER THAT the sum of EIGHT THOUSAND, FOUR HUNDRED, NINETY-NINE DOLLARS AND FORTY CENTS (\$8,499.40) be transferred from the Reserve Fund.

Councilman Forshee seconded the motion and the Ordinance was adopted with a roll call vote recorded as follows: Ayes: Councilmen Collison, Forshee, Jones, McKenzie, Roth, Turner. Nays: None. Absent: None.

2. Concerning the result of proposals to sell City owned land, Councilman Roth reported that Mr. Goldkind and Mr. Weinkranz, contract purchasers of Lot 24, Block 50, B. F. Gilbert Subdivision had deposited \$1,000.00 as a good faith binder. However, as yet nothing has been heard from Wuertslin Brothers, owners of Lot 25, Block 50, B. F. Gilbert Subdivision.

3. In connection with the letter from Mr. Kloetzli of the Park and Planning Commission concerning the 70 foot right of way policy, Councilman Roth reported that when the plans for Maple Avenue were drawn a 60 foot right-of-way was approved by the Commission for Lincoln Avenue and further that any change now would hinder the orderly development of the

Lincoln Avenue Maple Avenue area. Councilman Roth moved that the Council go on record and that the Montgomery County Council and the Montgomery County Planning Board be advised that the 60 foot right-of-way for Lincoln is in accordance with the previous promulgated plan. Councilman Forshee seconded the motion which was duly carried.

4. Regarding the complaint at 7007 Sycamore Avenue about the stock cars, Councilman Roth reported that the item could be deleted from the agenda as the condition has improved and because the Police Department has been asked to take whatever action necessary to restrict any further disturbance of the peace.

5. Councilman Roth reported that, in connection with the letter from Dr. Hirsch this evening regarding the possible closing of Flower Avenue, that a meeting had been held with Mr. Shook, District Engineer, State Highway Department, and that Mr. Shook had forwarded copies of a traffic count that was taken on Flower Avenue. Councilman Roth reported that a letter will be sent to Dr. Hirsch enclosing the traffic counts. Mr. Roth also requested the Public Safety Committee to give consideration to the possibility of cross walks and pedestrian controlled walk lights.

PUBLIC WORKS COMMITTEE:

1. Councilman Collison reported that the item concerning the storm drainage problem on Sycamore Avenue could be deleted from the agenda as the Public Works Department investigated the situation and found one of the lines leading to the catch basin blocked which has been removed and the line cleaned. Also the other lines were cleaned and three catch basins. Councilman Collison reported that the Public Works Department plans to keep an eye on the situation.

2. In connection with the request to correct conditions of erosion in the rear of 7612 Glenside Court, Councilman Collison reported that the problem had been a fallen tree which the Public Works Department has snaked to allow the water from Long Branch Creek to flow normally.

3. Councilman Collison moved that an additional \$10,000.00 be appropriated to continue the sidewalk repairs under the same contract with the E. B. Donaldson Company who has done an excellent job and who was also the original low bidder. Councilman Collison reported that the present contract with E. B. Donaldson Company has not yet expired and that a new ordinance is not needed as this was checked out with Mayor Miller and the Corporation Counsel. Councilman Jones seconded the motion which upon being put to question, was duly carried.

4. Councilman Collison reported that Mr. Rhodes, Director of Public Works, is presently attending the American Municipal Association's Public Works Congress and Equipment Show in Minneapolis, Minnesota and will take some annual leave. Mr. Collison further reported that Mr. Harvey Williams is presently Acting Director of Public Works until Mr. Rhodes' s return during the first week in October.

FINANCE COMMITTEE:

1. Councilman Forshee stated that at the time of the 1961-62 Budget was adopted, the Mayor appointed a Committee to check into the salary raises for Department Heads. Therefore, Councilman Forshee moved that all Department Heads be given a 4% salary increase retroactive to July 1st. Councilman Collison seconded the motion which was duly carried.

LAW AND ORDINANCES COMMITTEE:

1. Councilman Jones moved an adoption of an Ordinance to adopt the printed Codification of

City Laws and Ordinances, revoking all prior laws as of November 1, 1961, the effective date of the Municipal Code. Councilman Jones reported that they will be sold to the public but that no price has been set as yet.

ORDINANCE NO. 1666

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

Section 1. THAT all Ordinances of a general governing nature for the City of Takoma Park, Maryland, previously adopted have been reviewed, reorganized, and revised into a codification, including certain new provisions for the general public welfare under the supervision of the Corporation Counsel, AND

Section 2. THAT such codification is now published into a document to be known as "The City of Takoma Park, Maryland, Municipal Code 1961"

Section 3. THEREFORE, BE IT HEREBY ORDAINED THAT "The City of Takoma Park, Maryland, Municipal Code 1961" is hereby approved and adopted, and the same is hereby legalized and shall be deemed and taken in all courts of the State of Maryland, and by all Justices of the Peace, Trial Magistrates, and Judges of the People's Court of the State, and by all public officials of the State to be evidence of the Local Laws and Ordinances of the City of Takoma Park, Maryland in existence at the effective date.

Section 4. AND BE IT FURTHER ORDAINED THAT this Ordinance shall take effect November 1, 1961.

Section 5. PROVIDED FURTHER THAT the foregoing shall not in any way effect or repeal any Ordinance granting franchises or contracts, which franchises or contracts are hereby ratified, confirmed, and continued according to their provisions, terms, and conditions.

Councilman Turner seconded the motion and the Ordinance was adopted with a roll call vote recorded as follows: Ayes: Councilmen Collison, Forshee, Jones, McKenzie, Roth, and Turner. Nays: None. Absent: None.

Mayor Pro-tem Sidell reported that under the new Codification there is a change in the Committees and the Committee Chairmen. Mayor Pro-tem Sidell announced that the Law and Ordinances Committee and the Public Safety Committee as such will be dropped, and the two new Committees will be the Fire Protection Committee and the Law Enforcement Committee. The Committee Chairmen are to be Councilman Turner, Chairman of the Law Enforcement Committee; Councilman Jones, Chairman of the Parks and Recreation Committee; and Councilman Sidell, Chairman of the Fire Protection Committee. Mayor Pro-tem Sidell stated that any change in the Committee members will be announced at a later date.

There being no further business to come before the Mayor and City Council, the meeting adjourned at 9:31 P.M.

George M. Miller
MAYOR

James L. Fisher
ACTING CLERK-TREASURER

GENERAL FUND
STATEMENT OF FINANCIAL TRANSACTIONS
August, 1961

	Cash Balance Beginning of Period	Cash Balance End of Period
Citizens Bank of Takoma Park-G/F	184,227.90	71,411.54
Citizens Bank of Takoma Park-P/R	3,901.82	4,222.59
Suburban Trust Company	100,296.94	132,386.49
Petty Cash	150.00	150.00
	<u>288,576.66</u>	<u>208,170.62</u>

REVENUES:		Total Bud- geted Rev. 8/31/61	Budget Bal. as of 8/31/61	Adopted Budget 61-62	Per cent- age to Budget
1.0 Taxes - Local	33695.29	280018.03	144683.47	424701.50	65.9
1.5 Taxes - State Shared	9150.12	9315.18	140484.82	149800.00	.062
2.0 Licenses & Permits	7.00	262.23	5212.77	5475.00	4.7
3.0 Fines and Forfeitures	181.00	184.00	1616.00	1800.00	1.0
4.0 Use of Money & Property	45.00	135.00	8105.00	8240.00	1.6
5.0 Rev. from other Agencies	-	-	44257.54	44257.54	-
6.0 Service Charges	620.03	965.03	16301.97	17267.00	5.5
	43698.44	<u>290879.47</u>	<u>360661.57</u>	<u>651541.04</u>	<u>44.6</u>
Non-Budgeted Receipts	1224.13				
Adjustments	44922.57	.95	44923.52		
		<u>333500.18</u>			

Percentage Figure - 16 2/3%

DISBURSED & ACCRUED:		Expended	Balance	Budget	Percentage
10.1 Government Administration	3718.56	6671.28	38190.72A	44862.00	14.8
10.8 Government Buildings	1841.03	3348.00	21272.00B	24620.00	13.5
11.1 Police Department	11817.57	21965.71	110911.29C	131404.00	16.5
11.19 Police Dept. Repair Shop	993.98	1823.89	4776.11D	6600.00	27.6
11.2 Fire Department	7915.13	18725.53	82978.87E	100875.00	18.3
11.3 Protective Inspection	649.63	1290.10	8424.90F	9715.00	13.2
11.9 Other Protection	-	-	100.00G	100.00	-
12.1 P/W Office	1103.39	2225.80	12119.20H	14345.00	15.5
12.2 P/W Highways	6194.87	11185.17	75248.33I	73047.50	12.9
12.9 P/W Repair Shop	2572.24	5939.11	20380.89J	26320.00	22.5
13.0 P/W Sanitation	5724.58	11123.09	54776.91K	65900.00	16.8
19.0 Recreation	14334.14	17708.53	29924.72L	47633.25	37.1
22.0 Miscellaneous	1351.25	7526.83	29688.17M	37215.00	20.2
Council Appropriations	-	-	3750.19N	3750.19	-
Legal Reserve	-	-	49465.70O	65154.10	24.0
	58216.37	<u>109533.04</u>	<u>542008.00</u>	<u>651541.04</u>	<u>16.8</u>
Non-Budgeted	52111.81				
Adjustments	110328.18	15001.38	125329.56		
		<u>208170.62</u>			
			C	1473.00	
			E	829.40	
			I	13386.00	
				<u>15688.40</u>	

GENERAL FUND
 Balance Sheet Comparison
 July-August 1961

<u>ASSETS:</u>	Balance 7/31/61	Balance 8/31/61	Changes During Period
Citizens Bank of Takoma Park- G/F	184227.90	71411.54	-112816.36
Citizens Bank of Takoma Park-P/R	3901.82	4222.59	320.77
Suburban Trust Company	100296.94	132386.49	32089.55
Petty Cash	150.00	150.00	-
Delinquent Taxes	6779.64	1117.24	-5662.40
Taxes Receivable-1961 Levy	122117.70	93642.32	-28475.38
Towing Account	227.50	265.00	37.50
Uniform Account	1975.64	2766.76	791.12
Protective Apparel	31.45	121.24	89.79
Hayward, Cherry & Colby Avenues	271.48	271.48	-
Cumberland Avenue	104.40	107.40	3.00
Ritchie Ave. P/W Egress	125.00	125.00	-
Commercial Trash Accounts Receivable	507.00	258.00	-249.00
Prepaid Insurance	8487.52	7139.91	-1347.61
Claims	2763.96	2763.96	-
Uniform Stock	308.50	308.50	-
Capital Assets Control	1023900.72	1023900.72	-
Contracts Receivable Pending	7300.00	7300.00	-
Kirklynn Avenue	61.42	61.42	-
Exchange Account	-	256.00	256.00
Prepaid 4th of July	1953.31	1953.31	-
Municipal Center	-	159.40	159.40
	<u>1465491.90</u>	<u>1350688.28</u>	<u>-114803.62</u>

LIABILITIES:

Escrow	2051.67	3051.67	1000.00
Withholding Taxes	3788.69	4145.08	356.39
Group Hospitalization	29.13	20.19	- 8.94
Certificate of Indebtedness	110500.00	60500.00	-50000.00
Accrued Interest Payable	528.31	242.11	-286.20
Accrued Payroll	2466.30	3792.11	1325.81
Overpayment of Taxes	232.76	232.76	-
Interest on Delinquent Taxes	12.28	12.28	-
Commercial Trash Billing	303.00	54.00	-249.00
Sale of City Property Pending	7300.00	7300.00	-
Accounts Payable	34449.31	17424.75	-17024.56
Exchange Account	863.24	-	-863.24
Tax Levy	-	54.53	54.53
	<u>162524.69</u>	<u>96829.48</u>	<u>-65695.21</u>
Unappropriated Surplus	(37473.57)	(37471.62)	1.95
Appropriated Net Asset Value	252090.36	217839.00	-34251.36
Reserve Fund Balance	64324.70	49465.70	-14859.00
General Fixed Assets	1024025.72	1024025.72	-
	<u>1465491.90</u>	<u>1350688.28</u>	<u>-114803.62</u>
Special Improvements Account:			
7/31/61 Balance	6153.98		
August Receipts	969.24		
8/31/61 Balance	<u>7123.22</u>		

PUBLIC HEARING
September 21, 1961
House Registration #750
62 Walnut Avenue

pg 1
Public
Hearing
62 Walnut

Mayor Miller called the Hearing to order at 7:45 p.m. Those present were: Councilmen Collison, Forshee, Jones, McKenzie, Roth and Building Inspector Williams.

Mayor Miller welcomed Mr. Leiske, owner of house and terrace apartment at 62 Walnut Avenue, City; and turned the conduct of the meeting over to Councilman McKenzie, Chairman of the Public Welfare Committee, which governs the enforcement of the City's Housing Ordinance.

Councilman McKenzie read Mr. Leiske's letter requesting the Hearing and cited the deficiencies in the apartment which are as follows:

Ceiling Height Deficiency - $2\frac{1}{2}$ "
Light Deficiency in Kitchen & Dining Area - 5.3 sq. ft.
Ventilation Deficiency in Kitchen & Dining Area - 2.4 sq. ft.
Light deficiency in Bedroom - 6.3 sq. ft.

Mr. Leiske thanked the Mayor and members of the Council for granting him the opportunity of having this hearing. Mr. Leiske stated that Mr. Williams had been quite courteous. Mr. Leiske further stated that the apartment has been rented for four (4) years, and they have been dependent upon the rent from this apartment to meet their mortgage payments. Mr. Leiske stated that he had no question about the lighting and the ventilation and that he plans to proceed to make the necessary adjustments to correct the situation. However, Mr. Leiske reported that there would be a great expense involved in any attempt to adjust the ceiling height, and that this would make a presently very nice apartment less attractive. He further stated that there seems to be no practical way to adjust the ceiling height.

Many questions were asked of Mr. Leiske and much discussion ensued. Mayor Miller asked Mr. Leiske if he lives in the apartment. Mr. Leiske reported that he lives on the first floor of the building but not in the terrace apartment. Councilman Collison asked if the apartment had been registered during the four (4) years it has been rented. Mr. Leiske stated that it had not been as he was not aware of the Ordinance. Mr. Williams pointed out that Mr. Leiske did, however, register and pay the necessary fee for the past four years, and that the apartment had never been rented before that time. Mr. Leiske stated that any member of the Council is welcome to take a look at the apartment. Mr. Leiske requested that a variance be granted in the case of the $2\frac{1}{2}$ " ceiling height deficiency and further stated that the other items would be corrected.

Mayor Miller stated that it is now up to the Committee to make a recommendation at a subsequent Council meeting and that Mr. Leiske would be informed of the Committee's decision in the matter.

The meeting adjourned at 8:30 p.m.