

9. Rose K. Dawson, Supervisors of Election, Montgomery County, request to use Fire House for Polling Place, May 15th (Primary Election) 13th District, 6th Precinct. Referred to Fire Protection Committee.

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Haynes m.
6th
Clerk-Treasurer

EXECUTIVE MEETING
MAYOR & COUNCIL
February 12, 1962

Mayor Pro-tem Sidell called the meeting to order at 8:00 p.m. Those present were Councilmen, Collison, Roth, Jones, McKenzie and Turner. Also present were Corporation Counsel Gingerich and the following Department Heads: Clerk-Treasurer. Pridgen, Fire Chief LaScola, Director of Public Works Rhodes and Capt. Merson, sitting in for Maj. Foster who is reported ill.

Mayor Pro-tem Sidell led all those present in the Pledge of Allegiance to the Flag.

Clerk-Treasurer Haynes Pridgen introduced Mrs. Louise Young, Secretary in the Clerk-Treasurers office, to Mayor Pro-tem Sidell, City Council and those in attendance. Mrs. Young replaces Mrs. Peggy Darling, whose resignation became effective February 1, 1962.

CORRESPONDENCE RECEIVED:

1. Mayor George M. Miller, Expression of appreciation for fruit basket sent to him at the hospital by the City Council. Referred to Council files.
2. Rev. O. Thomas Miles, Takoma Park Presbyterian Church, acknowledgement of receipt of Council Minutes and that they are being read with keen interest. Referred to Council files.
3. James E. Chase, General Conference of S.D.A. Favorable comments and appreciation for work of officers as contained in...

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MAYOR & COUNCIL
February 12, 1962

201
Haynes Pridgen

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3. James E. Chase, General Conference of S.D.A., Favorable comments and appreciation for work of officers as contained in Annual Police Report. Referred to Police Department files.
4. Charles McC Mathias, Jr., U.S. Congress, concerning tax exemption status of interest paid by Municipalities on bond issue. Referred to Mayor Miller.
5. Glenn Beall, U.S. Senator, concerning tax exemption status of interest paid by Municipalities on bond issue. Referred to Mayor Miller.
6. Elizabeth H. Leitch, Chief Clerk, Supervisors of Election, Prince Georges County regrets that Board cannot conduct a special registration day in Takoma Park as it would be setting a precedent. Referred to Council files, copy to go to Mrs. Abby Mandel.
7. Dr. Charles B. Hirsch, President Columbia Union College, City:
 - (a) Announcement of open house and dedication ceremony for new Morrison Hall, date tentatively set for April 1st, Sunday afternoon.
 - (b) Request for positive steps for installation of at least one pedestrian traffic light in front of Morrison Hall.
 - (c) Request that traffic speed be reduced to ten or fifteen miles per hour on Flower Avenue, between Carroll and Maplewood Avenues.
 - (d) Request for continued consideration of the closing of Flower Avenue between points named in (c) above. Referred to Mayor, Council and Chief Foster.
8. Rose K. Dawson, Supervisors of Election, Montgomery County, request to use Fire House for registration books on March 6th, 2-5 p.m. and 7:30-9:30 p.m. Referred to Fire Protection Committee.
9. Rose K. Dawson, Supervisors of Election, Montgomery County, request to use Fire House for Polling Place, May 15th (Primary Election) 13th District, 6th Precinct. Referred to Fire Protection Committee.

#202
Hynes on 9/2/62

Correspondence continued:

10. Lee Jordan, President, Ritchie Avenue Citizens Association, City, recommendations for the further development of Heffner Park, Referred to Park and Recreational Committee.

11. John A. Conway, Planning Engineer, The Maryland-National Capitol Park & Planning Commission, opinion concerning proposed erection of a ten story office building on Woodbury Drive at King Street. Referred to Civic Improvements Committee.

12. Howard Lee Cook, Jr., Clerk to Montgomery County Council, expression of County Council's concern about serious parking problem which may result from construction of proposed ten story office building on Woodbury Drive at King Street. Referred to Civic Improvements Committee.

13. George N. Lewis, Jr., Chief, Bureau of Traffic, State Roads Commission, report that a pedestrian signal is not justified at Philadelphia and Maple Avenue. Referred to Law Enforcement Committee.

14. Walter A. Scheiber, City Manager, City of Rockville, recommendation that Council give consideration and opposition to the single incinerator proposal for Montgomery County, Referred to Public Works and Public Welfare Committees.

15. Charles R. Fenwick, Chairman, Washington Metropolitan Regional Conference, request for consideration and opinions concerning suggested policies of local government regarding proposed land use as outlined in Year 2000 plan. Referred to Civic Improvements Committee.

16. Robert D. Bugher, Executive Director, American Public Works Association, proposal for A.P.W.A. Research Study and Report on Snow Removal and Ice Control in Urban areas. Referred to Public Works and Finance Committees.

17. Prince Georges County Municipal Association, announcement of first annual Municipal Workshop at Municipal Center in College Park, 9 a.m., Saturday, February 17th. Referred to Council files.

11. John A. Conway, Planning Engineer, The Maryland-National Capitol Park & Planning Commission, opinion concerning proposed erection of a ten story office building on Woodbury Drive at King Street. Referred to Civic Improvements Committee.

BANK STATEMENT:

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| 12. Howard Lee Cook, Jr., Clerk to Montgomery County Council, expression of County Council's concern about serious parking problem which may result from construction of proposed ten story office building on Woodbury Drive at King Street. Referred to Civic Improvements Committee. | Suburban Trust Company |
| 12/31/61 Balance | 30,370.59 |
| January Receipts | 73,942.45 |
| 1/31/62 Balance | 104,313.04 |

13. George N. Lewis, Jr., Chief, Bureau of Traffic, State Roads Commission, report that a pedestrian signal is not justified at Philadelphia and Maple Avenue. Referred to Law Enforcement Committee.

Special Improvement Account:

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| 14. Walter A. Scheiber, City Manager, City of Rockville, recommendation that Council give consideration and opposition to the single incinerator proposal for Montgomery County, Referred to Public Works and Public Welfare Committees. | 12/31/61 Balance | 7,293.31 |
| January Receipts | 2,144.64 | |
| 1/31/62 Balance | 9,437.95 | |

Mayor Pro-tem Sidell welcomed everyone to the meeting and reported that Mayor Miller is getting along very nicely and that he plans to be in attendance at the next Council meeting. He also announced that there will be a special registration in the Takoma Park Fire House on March 6th, from 2 p.m. to 5 p.m. and 7:30 p.m. to 9:30 p.m., for the March 27th election. He urged that those who had not registered to do so. This registration is for Montgomery County residents only.

At this time Mayor Pro-tem Sidell recognized those persons desirous of expressing their views, and asked if there were any questions or statements.

1. Mrs. Esther Geib asked for a report of what had been done in connection to the proposed pedestrian light at Philadelphia and Maple Streets. Councilman Turner stated that he would elaborate on this in his report of the Law Enforcement Committee.

Mayor Pro-tem Sidell asked if there were any questions regarding zoning petitions. It was generally agreed that everyone was mainly interested in the architect's plans for the Lincoln Avenue property. Mr. James R. Miller, Jr., Attorney for Petitioners, gave a report of the architect's plans in regard to Zone Application #C-740. He stated that the proposed building would be of rectangular shape, consist of eight stories and contain 114 apartment units. He also stated that the building would be located as near Lincoln Avenue as possible and as far away from Sheridan Avenue as possible. He said a draft of the Easement required by the City for twenty-five foot transitional scenic strip had been approved by Corporation Counsel Gingerich and that same would be executed in proper order. There was much discussion concerning a requirement for a fence screening the proposed parking lot, at which time, citizens present indicated their preference that the fence be deleted. Mayor Pro-tem Sidell explained that the 25 foot Scenic Agreement would preserve the trees in the immediate area. Mr. Miller suggested that probably the parking lot will consist of 2 terraced parking areas and that the parking lot will be 40 feet from the property line. Mrs. Esther Geib asked if there would be any smoke problem from the incinerator. Mr. DeNeese, architect for the project, reported that possibly a chamber, consisting of 2 filters, could be installed in the roof, thereby, reducing 85% of the black dust. Mrs. Geib also asked if there has been an application for a neon sign. Mr. Miller reported that such an application has not been made.

CIVIC IMPROVEMENTS COMMITTEE, COUNCILMAN ROTH REPORTING:

1. Councilman Roth presented a motion that the Montgomery County Council and the Park and Planning Commission be informed that the Mayor and City Council recommend the approval of the R-10 Zone on Zoning Ammendment Petition #C-740, with the provision for a dedication of a FIFTEEN FOOT (15 foot) strip the entire length of the property along Lincoln Avenue as Right Of Way for possible future street widening. Motion seconded by Councilman Collison and upon the question was carried with Councilman Turner voting Naye. Councilman Turner had explained his position that he is opposed to the high density zoning on the Maple Avenue area and requested the Council to study the impact of the proposed and future development of apartment buildings in that area. Councilman Roth reviewed the provisions of the Scenic Transitional Easement and agreement in connection with Zoning Ammendment Petition #C-740, Lincoln Avenue properties and stated that this arrangement should indicate a POLICY POSITION for the guidance of future Councils as the establishment of a Stop-Line for high density zoning in this Lincoln, Hancock and Sheridan Avenue area.

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CIVIC IMPROVEMENTS COMMITTEE - continued:

2. Councilman Roth presented a motion recommending denial of the R-10 Zone on each Zoning Amendment Petition #C-711 and Zoning Amendment Petition #C-741 for reasons that as a result of the present project under way by the Washington Suburban Sanitary Commission thereby enclosing the storm drainage creek, known as "Brashear's Run", parallel to Niagara and Oswego Avenues on which these properties front, a new look at the planning in this area is necessary. The probable extension of Ritchie Avenue across the new enclosure to connect same to Maple Avenue, may make the abandonment of Niagara Avenue and this portion of Oswego Avenue feasible. It was also pointed out that these lots are rather small for independent R-10 Zoning. This motion upon being seconded by Councilman McKenzie upon the question was unanimously carried.

3. In connection with the proposed transfer of Junior High School students from Rollingcrest Junior High School to Mt. Rainer Junior High School, Councilman Roth read a copy of a letter written by Mayor Miller to the Board of Education of Prince Georges County, indicating the citizen's opposition to this transfer. Councilman Roth moved that the Council support the position the Mayor has taken and that a letter be written to the Board of Education informing them of this support. The motion was seconded by Councilman Jones, and duly passed.

4. Councilman Roth moved that the City Council write a letter to the Board of Election Supervisors of Prince Georges County expressing disappointment of the Board's inability to grant a special registration day, motion was seconded and duly passed.

5. Councilman Roth reported that the request for permission to rent an apartment or rooms in a private home in the R-60 Zone had been handled directly with Mr. Becker, the applicant, and that a letter had been written to him stating that there is no legal authority to approve the application.

6. Councilman Roth reported on the correspondence relating to the proposed ten-story building on Woodbury Drive, outside the City limit, and that the Montgomery County Council is also concerned about the impact on parking if such construction is accomplished. The County Council has requested the Park and Planning Commission to review the 1957 Silver Spring Plan in this connection.

7. Councilman Roth commented on the recent Department of Interior announcement of an Award Ceremony at which time Private James D. Finch of the United States Park Police was presented a Medal for bravery as a result of his heroic deed in rescuing occupants from a burning building in Takoma Park in July, 1960. The Mayor and Council had previously commended Private Finch at the Council meeting of July 25, 1960, at which time Private Finch was presented with a Certificate of Appreciation from the Fire Department.

LAW ENFORCEMENT COMMITTEE, COUNCILMAN TURNER REPORTING:

1. In connection with unrestrained, roving, and barking dogs, Councilman Turner suggested that the citizens call the Police Department immediately so they would know where to go to pick up the dogs, that the matter has been discussed with Chief Foster and there has been no let up on enforcement of the Dog Ordinance.

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2. In regard to double parking in front of Maple Avenue stores, Councilman Turner stated that Captain Rhodes has talked with various owners and that they are trying to control this. Councilman McKenzie asked Councilman Turner if the City could restrict hours of deliveries. Councilman Turner said that that question would have to be investigated by the Corporation Counsel and the Police Department, however this item may be removed from the Law Enforcement Agenda.

3. Councilman Turner reported that the request for more of the City's crane work had been discussed with Chief Foster and that the applicant's name was on the towing list and calls are being referred.

4. Councilman Turner said that a letter had been received from the State Roads Commission and that they stated that they could see no real valid reason to install a pedestrian signal on the traffic light at Philadelphia Avenue and Maple Avenue.

5. Councilman Turner expressed appreciation for the Fire Department's efficiency in connection with a fire near his home recently. He pointed out that the fire was extinguished in fast dispatch with a minimum damage to the house and furnishings. He expressed agreeable surprise at the great care in preserving property.

PARK AND RECREATION COMMITTEE, COUNCILMAN JONES REPORTING:

1. Councilman Jones reported that it is planned to hold a meeting on the Sister City matter as soon as Mayor Miller is able to participate.

2. Councilman Jones reported that a letter had been received from the Citizen Association asking that the City get Heffner Park development on the go, so that it will be ready for summer use. Councilman Jones stated that 2 fireplaces would be completed and ready for Summer use and that Public Works is proceeding on the other work.

3. Councilman Jones spoke in connection with the need for general improvement in several other areas in the City and that he hopes that these matters will come before the Council soon and he also hopes that as studious consideration will be given to these matters as was given to the Lincoln Avenue zoning matter.

PUBLIC WORKS COMMITTEE, COUNCILMAN COLLISON REPORTING: more of the City's crane work had been discussed with Chief Foster and that the applicant's name was on the towing list Councilman Collison reported that the Washington Suburban Sanitary Commission need an easement across Washington Park for the North Takoma storm drainage project. He moved an Ordinance that this easement be granted: received from the State Roads Commission and that they stated that they could see no real valid reason to install a pedestrian signal on the traffic light **ORDINANCE NO. 1684** Avenue and Maple Avenue.

5. **BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF TAKOMA PARK, MARYLAND** in connection with a fire near his home recently. He pointed out that the fire was expressed agreeable surprise at the great care in preserving property.

SECTION 1. THAT and consideration of the benefits to be derived by the City through the construction of a "Spring Branch storm drain" as proposed by the Washington Suburban Sanitary Commission at no cost to the City AND

PARK AND RECREATION COMMITTEE, COUNCILMAN JONES REPORTING:

1. Councilman Jones reported that it is planned to hold a meeting on the Sister City matter as soon as Mayor Miller is able to participate.

ORDINANCE NO. 1684 continued:

SECTION 2. THAT a Right Of Way Easement in the lower parcel of ground, known as Washington Park, extending from Buffalo Avenue Northwesterly to Takoma Avenue, be granted to the Washington Suburban Sanitary Commission, AND

SECTION 3. THAT the Mayor and City Clerk-Treasurer are hereby authorized to execute the necessary documents granting the easement as referred to in SECTION 2.

Councilman Forshee seconded the motion and at this time the Ordinance was duly adopted by a roll call vote as follows: Ayes: Councilmen Collison, Forshee, Jones, McKenzie, Roth and Turner. Nays: None, Absent: None. Mayor Pro-tem Sidell presiding.

Councilman Collison requested that the item to finish the enclosure of Brashear's Run" be added to the Agenda.

FINANCE COMMITTEE, COUNCILMAN FORSHEE REPORTING:

1. Councilman Forshee reported that a bid had been received from the Suburban Trust Company for the purchase of the City's Certificates of Indebtedness, in the amount of \$170,000.00, in accordance with Ordinance No. 1683. The bid was as follows:

- (a) \$85,000.00, dated March 1, 1962, maturing September 1, 1962 @ 1.90% per annum interest rate.
- (b) \$85,000.00, dated May 1, 1962, maturing May 1, 1963 @ 2% per annum interest rate.

Councilman Forshee moved that the City Council accept this offer by the adoption of the following:

ORDINANCE NO. 1685

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

SECTION 1. THAT after being duly advertised in accordance with Ordinance No. 1683, bids for the issuance of \$170,000.00 in 2 certificates of \$85,000.00 each have been opened on February 9, 1962 AND

SECTION 2. THAT the bid submitted by Suburban Trust Company be accepted at the rate of 1.90% per annum on the Certificate maturing September 1, 1962, and at the rate of 2% on the Certificate maturing on or before May 1, 1963, AND

SECTION 3. FURTHER THAT Certificate #1 of 1962, in the amount of EIGHTY FIVE THOUSAND DOLLARS (\$85,000.00) being issued and dated March 1, 1962, and to mature and become payable September 1, 1962, at the interest rate of 1.90% per annum AND

SECTION 4. THAT Certificate #2 of 1962, in the amount of EIGHTY FIVE THOUSAND DOLLARS (\$85,000.00) being issued and dated May 1, 1962, and to mature and become payable on or before May 1, 1963, at the interest rate of 2% per annum.

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Councilman Collison seconded the motion and at this time the Ordinance was duly adopted with a roll call vote recorded as follows: Ayes: Councilman Collison, Forshee, Jones, Roch; McKenzie and Turner. Nays: None, Absent: None Mayor Pro-tem Sidell presiding.

2. Councilman Forshee moved that the City Council approve the employment of Mrs. Louise Young as Secretary in the Clerk-Treasurer's office, on a probationary period of one year, at the salary of \$3,675.00 per year, under the Merit System. Motion was seconded by Councilman Collison, and duly passed.

At this time, Mayor Pro-tem Sidell turned the conduct of the meeting over to Councilman Forshee in order that he might give the Fire Protection Committee Report.

FIRE PROTECTION COMMITTEE, COUNCILMAN SIDELL REPORTING:

1. Councilman Sidell, upon the recommendation of Fire Chief, LaScola, with the approval of the City Fire Board, moved that the Rules and Regulations of the Fire Department, Article XI, Section 4, be changed to read "The Volunteer positions include two Captains, two Lieutenants and two Sergeants". Councilman Jones seconded the motion which upon the Question was duly carried.

2. In regard to hose needed by the Fire Department, Councilman Sidell moved that the Council approve advertisement for bids for the purchase of 1,000 feet of 2½ inch hose. Motion was seconded by Councilman Collison and duly passed.

3. Councilman Sidell moved that Private R.E. Rhan be promoted to the rank of Sergeant, effective March 1, 1962, for the probationary period under the Merit Plan. The motion was seconded by Councilman Collison and upon the Question discussion followed as to whether there has been an approval by the Fire Board. Councilman Turner moved that the motion be tabled until the next Council meeting. Councilman Jones seconded the motion which upon the Question was duly carried.

4. In regard to the proposed agreement with the Naval Ordnance Laboratory for additional fire protection to be supplied by the Takoma Park Fire Department. Councilman Sidell reported that this matter has been discussed with Corporation Counsel Gingerich and that it is recommended that the City not enter into such an agreement because the Government will not accept responsibility for Fire Department personnel. Councilman Sidell therefore moved that the agreement be returned unsigned to Naval Ordnance Laboratory. Motion was seconded and duly carried.

5. Councilman Sidell moved that the Council grant to the Montgomery County Board of Election Supervisors the use of the City Fire House for the dates set aside for registration and the Primary Election. The date of registration is March 6th and the Primary Election is May 15th. Motion was seconded and carried.

At this time, the gavel and the Mayor's chair was turned back to Mayor Pro-tem Sidell.

PUBLIC WELFARE COMMITTEE, COUNCILMAN MCKENZIE REPORTING:

1. Councilman McKenzie congratulated Corporation Counsel Vincent L. Gingerich upon his appointment as a member of the Maryland State Board of Law Examiners, such an appointment being for lifetime. Councilman McKenzie read from a newspaper article announcing the appointment and the City Council also congratulated Mr. Gingerich.
2. Councilman McKenzie reported that Montgomery County is planning one big incinerator to serve the entire County, and that the abandonment of the incinerator at Lyttonsville is probable. It was moved that the Council have Mr. Pridgen address a letter to the County Council opposing the discontinuance of the Lyttonsville incinerator. Motion was seconded and carried.

COUNCIL COMMITTEE:

Councilman Jones moved that the City Council study the possibilities of an underground impounding lot on the new city property adjacent to the Library to eliminate the unsightly impounding lot across from #8 Columbia Avenue. Mayor Pro-tem Sidell pointed out that this would be premature in that there has been no plans yet made for that property. Mr. Pridgen reported that the Mayor suggested that the City Council have a round-table discussion with the City Planning Commission as to the development of this property. The motion failed for lack of a second.

~~In connection with the request for information concerning pedestrian controlled traffic lights on Flower Avenue at College, Councilman Roth suggested that the Police Department give a report to the City Council in regard to the possibility of a crosswalk. Councilman Jones suggested that perhaps an illuminated sign could be erected at this point. Councilman Turner stated that he, along with Major Foster would contact President Hersch at Columbia Union College in regard to this matter to see what can be done.~~

There being no further business to come before the Mayor and Council, the meeting adjourned at 10:25 p.m.

Haynes M. Pridgen
CITY CLERK - TREASURER

Ralph F. Sidell
MAYOR PRO-TEM

REGULAR MEETING
MAYOR & COUNCIL
February 26, 1962

Mayor George M. Miller called the meeting to order at 8:00 p.m. Those present were Councilmen Collison, Forshee, Jones, McKenzie and Roth. Councilman Sidell and Turner were excused due to illness. Also present were Clerk-Treasurer Pridgen, Director of Public Works Rhodes, Police Chief Foster, Building Inspector Williams and Captain DeKalb sitting in for Fire Chief LaScola.

Dr. Raymond H. Brown of the Grace Methodist Church gave the invocation. Mayor Miller led all those present in the Pledge of Allegiance to the Flag.

Councilman Collison moved that the Minutes of the meeting of February 12, 1962 be accepted as submitted. Motion was seconded by Councilman Jones and upon the question was duly carried.

CORRESPONDENCE RECEIVED:

- 1. Hon. J. Glenn Beall, U.S. Senator - Concerning Reorganization Plan #1 to establish a Department of Urban Affairs and Housing. Referred to Council Files.
- 2. Hon. Richard E. Lankford, U.S. Congress - Concerning Reorganization Plan #1 to establish a Department of Urban Affairs and Housing. Referred to Council Files.
- 3. Hon. Herbert W. Reichelt, County Commissioner - Concerning proposed transfer of students from Rollingcrest school. Referred to Council Files.
- 4. G.E. McKenzie Jr., Secretary, City Fire Board - Report of actions of meeting of February 21, 1962:
 - (a) Agreement to change efficiency rating system in Rules and Regulations Article 11 to conform with Article 6, Section 8 of the Municipal Code.
 - (b) Concurrence with Chief LaScola's recommendation that men in Fire Prevention work be paid extra in lieu of overtime credit on books.
 - (c) Motion that Pvt. R.E. Rhan be promoted to rank of Sergeant at \$4,894.00 under Merit Plan to be effective March 1, 1962.
 - (d) Concurrence with Chief LaScola's recommendation of the proposed Budget for the Fire Service for year 1962-63. Referred to Fire Prevention Committee.
- 5. Robert C. Christie, Esq. - Request to present case of George Bensenyei before Public Welfare Committee. Referred to Public Welfare Committee.
- 6. City of Rockville - Invitation to attend Premier Performance of motion picture "Question 7", March 1st, 8:15 p.m., Villa Theatre. Referred to Parks & Recreation Committee.

Mayor Miller expressed his deep feelings of gratitude and appreciation to the many friends that visited him at the hospital and his home during his period of recovery from eye surgery on January 17th. He thanked members of the City Council and City employees for their cooperation during this period. He stated the enjoyment and pleasure he received from the cards, flowers and fruit sent to him and expressed his thankfulness for the blessing of sight and that it can never be fully appreciated until it has been lost for a while.

Mr. John Becker, 8525 Sligo Creek Parkway, called attention to the need for a street light at the corner of the alleyway or service drive which is the only access to several of the homes in his area. The matter was referred to the Public Works Committee.

PARKS AND RECREATION COMMITTEE: Councilman Jones reporting:

1. The matter of affiliation with Levadia, Greece was discussed and it was reported that the information has been withdrawn by the American Municipal Association. Negotiations are now underway for a possible city in Brazil, through a personal contact with Mr. William Moscatelli, Director of Standard Brands, Inc. in Rio de Janeiro.

CIVIC IMPROVEMENTS COMMITTEE; Councilman Roth reporting:

1. Concerning the recent appearance of Councilman Roth before the Montgomery County Council in opposition to Z A P C-711 and C-741, it was moved that a letter be written to the Park and Planning Commission requesting a specific study for the planning in the area of Ritchie Avenue, Oswego Avenue and Niagara Avenue. It was pointed out that now with the near completion of the enclosure of Brashear's Run (creek) a new look at the planning in this locality is needed. Councilman Collison seconded the motion which upon the question was carried.

2. Councilman Roth reported on his and other city officials attendance at the Prince Georges County Municipal Association Workshop on February 17th. Councilman Roth stated that the Park and Planning Commission had made a presentation of the Year 2000 plan which was quite interesting, however it would appear to have much more effect on the outlying districts within the two counties than it will have on the immediate vicinity localities. In connection with the Washington Metropolitan Regional Conference's request for consideration of the proposed policies under the Plan, Councilman Roth stated that the Civic Improvements Committee will consider the matter and present a report subsequently.

3. Councilman Roth reported further in connection with the transfer of students from the Rollingcrest Junior High school to the Mt. Rainer Junior High school. He said that in addition to the City Council supporting the Mayor's opposition to the proposed transfer, that the City had provided a police escort for a motorcade of parents to Upper Marlboro to meet with the Board of Education of Prince Georges County. Councilman Roth reported that this meeting had resulted in a satisfactory compromise arrangement in that students will be transferred to the new Nicholas School school. Councilman Roth reported that he understands that the opinion of the Mayor and City Council was given considerable weight by the Board of Education.

PUBLIC WORKS COMMITTEE; Councilman Collison reporting:

1. Councilman Collison reported that the City has agreed to complete the enclosure of Brashear's Run North of Lincoln Avenue at the expense and upon assessment to the property owner who is purchasing the land from the City. He stated that the plans have been approved by the agencies necessary and that the specifications for the project are nearing completion by Mr. Rhodes, Director of Public Works. Councilman Collison moved that the Public Works Committee be authorized to

instruct the Clerk-Treasurer to advertise for bids on the project after all legal details have been completed. Motion was seconded by Councilman Forshee which upon the question was duly carried.

2. Councilman Collison moved that the Public Works Department be authorized to exceed budget appropriations not to exceed \$11,000.00 in accounts as follows:

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| Account 11.192A | Outside labor and parts ----- | \$1,200.00 |
| Account 11.192B3 | Tires and batteries----- | 300.00 |
| Account 12.902A | Outside labor and parts----- | 2,500.00 |
| Account 12.902B1 | Gas, oil and grease----- | 1,000.00 |
| Account 12.902B2 | Auto parts----- | 6,000.00 |

Councilman Collison pointed out that this authorization is necessary because sufficient funds were not granted in the original budget and further due to some unusual break-downs in older equipment. Councilman Forshee seconded the motion which upon the question was duly carried.

3. Councilman Collison replied to an inquiry to Councilman Jones concerning the lights on Flower Avenue between Division Avenue and Carroll Avenue, particularly in front of Morrison Hall, stating that the Potomac Electric Power Company will be requested to review a survey and recommendations made several years ago.

FINANCE COMMITTEE; Councilman Forshee reporting:

1. Councilman Forshee moved approval of January expenditures in the amount of \$68,995.76. Such bills and vouchers having been previously approved by the Committee. Councilman Collison seconded the motion which upon the question was duly carried.

2. Councilman Forshee called attention to a bill in the amount of \$2,655.14 presented by McNeill Surveys for developing the plans for the Brashear's Run project previously mentioned by Councilman Collison. Councilman Forshee stated that this work had previously been authorized and that the bill would be paid as part of the assessable cost of the project.

FIRE PROTECTION COMMITTEE; Councilman McKenzie reporting:

1. Councilman McKenzie called attention to the motion that was tabled at the last Council meeting concerning the promotion of Private R.E. Rhan to the rank of Sergeant, such motion having been tabled awaiting formal approval of the City Fire Board. Councilman McKenzie pointed out that such formal approval was presented to the Council at this meeting and therefore moved that Private R.E. Rhan be promoted to the rank of Sergeant; effective March 1, 1962, for the probationary period under the Merit Plan. Councilman Collison seconded the motion which upon the question was duly carried.

PUBLIC WELFARE COMMITTEE; Councilman McKenzie reporting:

1. Councilman McKenzie, upon recommendation of the Committee, set the date of Wednesday evening, March 7th, at 7:30 p.m. in the City Council room for a special hearing in the case of Thomas V. Crierie, 104 Mississippi Avenue, in connection with a housing ordinance violation.

- 4 -

2. Councilman McKenzie moved that the Clerk-Treasurer be authorized to advertise for bids to clear the land on Ritchie Avenue, known as Lot 6, Block 60, B.F. Gilbert's Subdivision, owned by Mr. & Mrs. Walter R. Hardisty and that the cost of such clearing, including the advertisement, be assessed against the owners. Councilman Jones seconded the motion which upon the question was duly carried.

3. Councilman McKenzie reported on the request by the attorney for Mr. George Bensegei, owner of an apartment at 256 Manor Circle, to appear before the Committee in connection with the Bill of Complaint recently filed in behalf of the City. Councilman McKenzie stated that the Committee is of the opinion that there is no basis in law or regulation for compromise on zoning matters and that therefore, there would be no useful purpose for such a meeting. Councilman McKenzie stated that the Council is trying to enforce zoning and to stop non-conforming use whenever possible and that this building was erected as a 4-unit apartment, presently zoned R-20, and with less than 8,000 square feet of land. Councilman McKenzie stated that if there are 6 units in the building, 2 of the units were added illegally. Councilman McKenzie moved that the previous decision of the Council to proceed with the case continue to stand and that the Corporation Counsel be instructed to continue with the case. The motion was seconded by Councilman Collison and upon the question Councilman Forshee inquired if the building was ever used for 6 apartments. Councilman McKenzie stated that the building originally registered as 4-units had subsequently been changed to a registration of 6-units sometime before the fire, but that the Building Inspector had never been allowed access to the building for inspection purposes. Upon call for the question motion was duly carried.

LAW ENFORCEMENT COMMITTEE; Councilman Forshee reporting:

1. Councilman Forshee stated that Chief Foster of the Police Department had met with Dr. Hirsch, President of Columbia Union College, and that it has been suggested that crosswalk lines be painted on Flower Avenue in front of Morrison Hall and that parking be restricted for 2 or 3 spaces. Councilman Forshee moved that because of the fact that Flower Avenue is a State route that the Department Heads be authorized to work out a solution with the State Roads Commission in the most expeditious manner. Motion was seconded by Councilman Collison and upon the question was duly carried.

2. Councilman Forshee reported that the Police Department has received numerous complaints concerning the parking in the Area of Brighton Avenue and Houston Court and therefore moved adoption of the following ordinance.

ORDINANCE NO. 1686

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

SECTION 1. THAT parking be restricted at all times on the West side of Brighton Avenue from the dead end area to Houston Court, AND

SECTION 2. THAT the Director of Public Works be hereby authorized to erect signs "No Parking At Any Time" as are necessary to indicate the restriction as stated in Section 1 of this Ordinance, AND

ORDINANCE NO. 1686 continued:

SECTION 3. THAT the penalties for the violation of this Ordinance be the same as is provided in Section 41, Article 10 of the Municipal Code titled Traffic Regulations.

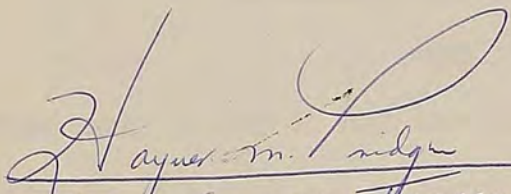
The above Ordinance was seconded by Councilman Roth and upon a roll call vote was recorded as follows: Ayes: Councilmen Collison, Forshee, McKenzie and Roth. Nays: None, Excused: Councilmen Sidell and Turner. Jones

COUNCIL COMMITTEE:

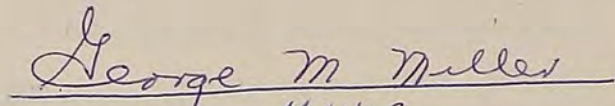
Councilman Roth mentioned and quoted parts of a recent newspaper article pertaining to a survey by the Junior Chamber of Commerce in Prince Georges County. He pointed out the suggestion that protection could be improved by eliminating town police departments and vesting all enforcement in the County police, and that the 36 volunteer fire companies be put under direct County control and that County and Municipal personnel undergo training in courtesy and understanding of common public problems. Councilman Roth stated that he is of the personal opinion that this survey and suggestions certainly do not apply to the City of Takoma Park, however, suggested that if possible a copy of the report be obtained. Mayor Miller instructed the Clerk-Treasurer to write a letter in an attempt to obtain a copy of this report.

Councilman Collison asked if any move had ever been made to have Prince Georges County concede the Prince Georges section of Takoma Park to Montgomery County. Mayor Miller stated that some consideration had been given to this suggestion but that due to the political complications this would hardly be possible. Mayor Miller further pointed out that there has been considerable activity in Prince Georges County on the part of Municipalities concerning the tax differential question and that it is hoped that in due course an equitable arrangement in this respect may be concluded.

There being no further business to come before the Mayor and Council the meeting adjourned at 9:20 p.m.



 CITY CLERK-TREASURER



 MAYOR

GENERAL FUND
Balance Sheet Comparison
December - January, 1962

| | 12/31/61 | 12/31/62 | During Period |
|--------------------------------------|-------------------|-------------------|-------------------|
| ASSETS: | | | |
| Citizens Bank of Takoma Park-G/F | 30370.59 | 35317.28 | 4946.69 |
| Citizens Bank of Takoma Park-P/R | 4988.88 | 4095.49 | - 893.39 |
| Suburban Trust Company | 563.19 | 657.67 | 94.48 |
| Petty Cash | 150.00 | 150.00 | - |
| Delinquent Taxes | 785.01 | 693.48 | - 91.53 |
| Taxes Receivable - 1961 | 19486.58 | 16288.43 | - 3198.15 |
| Towing Account | 165.00 | 209.00 | 44.00 |
| Uniform Account | 2004.36 | 1856.25 | - 148.11 |
| Protective Apparel | 120.92 | 172.74 | 51.82 |
| Hayward, Cherry & Colby Avenues | 271.48 | 271.48 | - |
| Cumberland Avenue | 552.05 | 567.05 | 15.00 |
| Ritchie Avenue P/W Egress | 290.00 | 290.00 | - |
| Commercial Trash Accounts Receivable | 273.00 | 534.00 | 261.00 |
| Prepaid Insurance | 3767.83 | 2416.58 | - 1351.25 |
| Claims | 3033.92 | 875.55 | - 2158.37 |
| Uniform Stock | 219.80 | 219.80 | - |
| Capital Assets Control | 1023900.72 | 1023838.22 | - 62.50 |
| Contracts Receivable Pending | 7300.00 | 7300.00 | - |
| Kirklynn Avenue | 4876.42 | - | - 4876.42 |
| Exchange Account | 22.60 | 15.00 | - 7.60 |
| Municipal Center | 30293.77 | 30293.77 | - |
| Certificate of Deposit | 75000.00 | 25000.00 | - 50000.00 |
| Due from Special Assessment | 1252.50 | 6361.01 | 5108.51 |
| Accrued Interest Receivable | 514.59 | 451.68 | - 62.91 |
| | <u>1210203.21</u> | <u>1157874.48</u> | <u>- 52328.73</u> |
| LIABILITIES | | | |
| Escrow | 4086.67 | 4061.67 | - 25.00 |
| Payroll Withholdings, Taxes, etc. | 5008.20 | 4089.49 | - 918.71 |
| Certificate of Indebtedness | 60590.00 | 60590.00 | - |
| Accrued Interest Payable | 584.30 | 722.05 | 137.75 |
| Accrued Payroll | 2483.08 | 3588.68 | 1105.60 |
| Overpayment of Taxes | 235.68 | 232.76 | - 2.92 |
| Interest on Delinquent Taxes | 269.44 | 269.44 | - |
| Commercial Trash Billing | 69.00 | 330.00 | 261.00 |
| Sale of City Property Pending | 7300.00 | 7300.00 | - |
| Accounts Payable | 42087.46 | 24067.73 | - 18019.73 |
| Reserve for Prepaid Expenses | 90.71 | 90.71 | - |
| | <u>122714.54</u> | <u>105252.53</u> | <u>- 17462.01</u> |
| Unappropriated Surplus | (37645.34) | (39600.82) | - 1955.48 |
| Appropriated Net Asset Value | 139338.47 | 79545.19 | - 59884.28 |
| Reserve Fund Balance | (39889.58) | (41550.91) | - 1661.33 |
| General Fixed Assets | 1025685.12 | 1054319.49 | 28634.37 |
| | <u>1210203.21</u> | <u>1157874.48</u> | <u>- 52328.73</u> |

GENERAL FUND
STATEMENT OF FINANCIAL TRANSACTIONS
January, 1962

| | Cash Balance Beginning of Period | Cash Balance End of Period |
|----------------------------------|--|----------------------------------|
| Citizens Bank of Takoma Park-G/F | 30370.59 | 35317.28 |
| Citizens Bank of Takoma Park-P/R | 4988.88 | 4095.49 |
| Suburban Trust Company | 563.19 | 657.67 |
| Petty Cash | 150.00 | 150.00 |
| | 36072.66 | 40220.44 |

| Total Bud- geted Rev. 1/31/62 | Budget Bal. as of 1/31/62 | Adopted Budget 61-62 | Per Cent- age to Budget |
|-------------------------------------|---------------------------------|----------------------------|-------------------------------|
|-------------------------------------|---------------------------------|----------------------------|-------------------------------|

REVENUES:

| | | | | | |
|------------------------------|-----------|-----------|-----------|-----------|------|
| 1.0 Taxes - Local | 4705.68 | 410072.56 | 14628.94 | 424701.50 | 96.5 |
| 1.5 Taxes - State Shared | 8916.04 | 47586.21 | 102213.79 | 149800.00 | 31.7 |
| 2.0 Licenses & permits | 740.72 | 1394.42 | 4080.58 | 5475.00 | 25.4 |
| 3.0 Fines & Forfeitures | 378.20 | 985.15 | 814.85 | 1800.00 | 54.7 |
| 4.0 Use of Money & Property | 537.02 | 1911.06 | 6328.94 | 8240.00 | |
| 5.0 Rev. from other Agencies | | | 44257.54 | 44257.54 | 23.1 |
| 6.0 Service Charges | 8288.69 | 11723.24 | 5543.76 | 17267.10 | 67.9 |
| | 23566.35 | 473672.64 | 177868.40 | 651541.04 | 72.6 |
| Non-Budgeted Receipts | 50871.93 | | | | |
| Adjustments | 74438.28 | 401.35 | 74036.93 | | |
| | 110109.59 | | | | |

This month's percentage figure 58 1/3%

DISBURSED & ACCRUED:

| | | Expended | Balance | | Budget | Cash Balance Percentage |
|--------------------------------|-------------|-----------|------------|---|-----------|----------------------------|
| 10.1 Government Administration | 3221.64 | 24608.74 | 20253.26 | A | 44862.00 | 54.8 |
| 10.8 Government Buildings | 2736.08 | 14846.62 | 10793.38 | B | 24620.00 | 57.8 |
| 11.1 Police Department | 13814.46 | 78302.72 | 56235.61 | C | 131404.00 | 58.2 |
| 11.19 Police Dept. Repair Shop | 643.91 | 5080.90 | 1519.10 | D | 6600.00 | 76.9 |
| 11.2 Fire Department | 8769.98 | 61338.51 | 40365.89 | E | 100875.00 | 60.3 |
| 11.3 Proctective Inspection | 668.27 | 4611.21 | 5103.79 | F | 9715.00 | 47.4 |
| 11.9 Other Protection | | 100.00 | 100.00 | G | 100.00 | |
| 12.1 P/W Office | 1130.50 | 8164.54 | 6180.46 | H | 14345.00 | 56.9 |
| 12.2 P/W Highway | 6931.99 | 60181.16 | 29855.14 | I | 73047.50 | 66.8 |
| 12.9 P/W Repair Shop | 2086.53 | 20951.06 | 5608.94 | J | 26320.00 | 73.8 |
| 13.0 Sanitation | 5740.87 | 58371.69 | 27151.39 | K | 65900.00 | 68.2 |
| 19.0 Recreation | 566.50 | 30564.14 | 22069.11 | L | 47633.25 | 58.0 |
| 22.0 Miscellaneous: | 6175.58 | 24135.02 | 13079.98 | M | 37215.00 | 64.8 |
| Council Appropriations | 121.12 | 726.34 | 3023.85 | N | 3750.19 | 19.3 |
| Capital Budget | 29286.64 | 52254.98 | 7614.42 | O | 65154.10 | 87.2 |
| Legal Reserve | - | - | (41550.91) | | - | 16.3 |
| | 81894.07 | 444137.63 | 207403.41 | | 651541.04 | 68.1 |
| Non-Budgeted Expenditures | 57.90 | | | | | |
| Adjustments | 81951.97 | 1911.06 | 6328.04 | B | 1020.00 | |
| | 12062.82 | 69889.15 | 44257.54 | C | 3134.33 | 23.1 |
| | 40220.44 | 5543.76 | 829.40 | E | 829.40 | 67.9 |
| | 50871.93 | 473672.64 | 177868.40 | I | 16988.80 | 72.6 |
| Special Improvement Account: | | | | | | |
| 12/31/61 Balance | 7,293.31 | | | J | 240.00 | |
| January Receipts | 2,144.64 | | | K | 19623.08 | |
| | 9,437.95 | | | L | 5000.00 | |
| | | | | O | 59869.40 | |
| Certificates of Deposit | \$25,000.00 | | | | 106705.01 | |

This month's percentage figure 58 1/3%

SPECIAL HEARING
March 7, 1962
Mr. & Mrs. Thomas V. Crierie
104 Mississippi Avenue

Mayor Miller called Hearing to order at 7:38 p.m. and announced that Hearing was called to hear the case of 104 Mississippi Avenue-Terrace apartment which had been cited by Mr. Williams, Building Inspector, for variances under the Housing Ordinance, Mr. & Mrs. Crierie having appealed the case. Mayor Miller stated that since this type case comes under the jurisdiction of the Public Welfare Committee, that Councilman McKenzie, Chairman, would proceed with the Hearing. In addition to Mayor Miller and Councilman McKenzie, Councilmen Collison, Forshee, Jones, Roth and Sidell were present. Building Inspector Williams, Clerk-Treasurer Pridgen, and Mr. & Mrs. Thomas V. Crierie were also present, and in addition there were four or five persons in the audience, including Mr. Stephen Curtis. Councilman McKenzie stated that when Mr. Williams was called to inspect the apartment it was determined that the unit had not been registered, therefore the primary point of issue was the registration of 104 Mississippi Avenue under the Housing Ordinance.

Mrs. Crierie stated that they purchased the property and moved in during July of 1960, having lived next door at 102 Mississippi Avenue for several years previously. She stated that shortly after moving in that they took a prolonged vacation and forgot to look into the Registration until November, 1960, at which time she appeared at the City Office to register. She stated that there appeared to be some confusion concerning the Registration at that time, however, she produced a Receipt showing a M-2 Registration #593, for \$9.00. (Receipt No 3141-November 8, 1960, No address shown). Mrs. Crierie stated that when she tried to register the next year (1961) she was told that 104 Mississippi Avenue could not be registered until it had been inspected first. She stated that each appointment thereafter made with Mr. Williams had to be cancelled, generally because of snow days or other inconveniences to one or other of the parties involved. Mr. Williams confirmed these facts.

Councilman McKenzie asked Mr. & Mrs. Crierie if the building had actually been used as a three apartment building and Mrs. Crierie stated that it had been so used by the former owner. Councilman Forshee asked when the house was built and if the apartments were in use at the time the Crierie's bought it. Mrs. Crierie said it was built in 1942 or 1943 and that it was being used in apartments when they bought it.

Councilman Forshee inquired of Mr. Williams if the apartments had been registered by the former owners, Mr. & Mrs. Coffin. Mr. Williams replied that the apartments were not registered previously but that when he made the inspection in 1962, one of the tenants informed him that she had lived there for five or six years.

Councilman Roth asked Mrs. Crierie if the building to her own knowledge was in apartment use all of the time that she had lived next door (at 102 Mississippi Avenue). Mrs. Crierie stated that she could not say positively to her own knowledge that it was in apartment use during all of that period.

Councilman McKenzie stated that under the law a single family dwelling can not be converted legally to a multiple family use until it is properly ~~registered~~^{zoned} ed. Mrs. Crierie stated that there are thirteen rooms in the building and that it was obviously constructed for several family use.

Mr. Williams in reply to an inquiry by Mayor Miller, stated that the building certainly appeared to have been built for apartment use.

Councilman Forshee inquired if the building had been used as three unit apartments all of the time the Crieries had lived next door. Mrs. Crierie replied that it was used as single family in 1958 or 1959, not remembering for sure, but that subsequently three units had been rented in addition to Mr. Coffin living there alone.

Councilman Roth inquired if No. 593 is the Registration for No. 102 and Mrs. Crierie replied that it is but that there seemed to be some confusion concerning this at the time she paid the fee in 1960.

Councilman McKenzie asked if they are willing to proceed with the correction of the variances in the Terrace Apartment as required under the Housing Ordinance. Mr. Crierie stated that they were, however, that a break in the weather would be necessary first because some of the windows have to be enlarged.

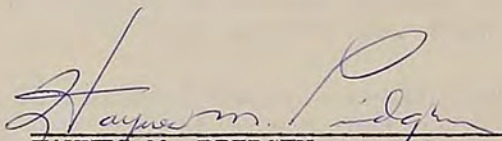
At this time there was discussion as to the discrepancies in the numbering of the houses on Mississippi Avenue, in that there is a No. 11 then 102 and 104, then No. 25. Mayor Miller instructed Mr. Pridgen to take this matter up with the Park and Planning Commission requesting a correction of the numbering.

Councilman Jones asked when it is expected that the work shall be started to correct the deficiencies in the unit. Mr. Crierie stated that as soon as the weather will permit, but that he may have to ask for a short extension of time.

Councilman McKenzie stated that the Council is trying to prevent apartments being started in single family houses and quoted certain Sections of the Zoning Ordinance of Montgomery County.

No formal vote was taken at the Hearing, however, there appeared to be indications that the Crieries would be permitted to register one apartment unit at 104 Mississippi Avenue.

The Hearing adjourned at 8:03 p.m.


HAYNES M. PRIDGEN
Clerk-Treasurer