

THE CITY OF TAKOMA PARK, MARYLANDEXECUTIVE MEETING OF THE MAYOR AND COUNCIL

October 11, 1965

The Mayor and Council for the City of Takoma Park, convened in Executive Session in the Council Room #8 Columbia Avenue, Takoma Park, Maryland on October 11, 1965 at 8:08 p.m.

CITY OFFICIALS PRESENT

Mayor Miller	City Administrator Pridgen
Councilman Collison	Police Chief Foster
Councilman Forshee	Fire Chief LaScola
Councilman Jones	Deputy Chief DeKalb
Councilman Kennedy	<u>Excused</u>
Councilman McKenzie	Corporation Counsel Gingerich
Councilman Roth	Public Works Director Rhodes
Councilman Turner	Building Inspector Williams

Mayor Miller led 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 held on September 27, 1965. Councilman McKenzie moved that the minutes be approved as submitted. The motion was seconded by Councilman Collison and duly carried.

CORRESPONDENCE RECEIVED: City Administrator Pridgen reporting

1. Mr. Charles H. Howe, Jr., President, Takoma Park Elementary School PTA: Copy of letter to Dr. Homer O. Elseroad, Superintendent of Schools, Montgomery County, regarding rapid increase in school registrations. (Public Welfare)
2. Mrs. Mary C. Scopelliti, 1210 Jackson Avenue, City: Report to City Council concerning use of residence for motherless children. (Public Welfare)
3. Mr. and Mrs. Raymond M. McGuire, 7212 Willow Avenue, City: Statements concerning 7217 Willow Avenue and questions concerning tenants rights. (Public Welfare)
4. Petition, 38 signatures of residents on Willow Avenue, relative to conditions at 7217 Willow Avenue. (Public Welfare)
5. Mr. and Mrs. Joseph Schleicher, 401 Lincoln Avenue, City: Recommendations for one way streets on Lincoln Avenue and Boyd Avenue with parking on both sides from Carroll Avenue. (Law Enforcement)
6. Mr. S. Michael Derato, 413 Lincoln Avenue, City: Further comments concerning traffic situation on Lincoln Avenue and copy of letter and attachment hand-delivered to homes on Lincoln Avenue. (Law Enforcement)
7. Letters from residents concerning Lincoln Avenue traffic from: (Law Enforcement)
 - Mr. and Mrs. George L. Weidmann, 428 Lincoln Avenue
 - Mr. Oscar F. Lackey, 420 Lincoln Avenue
 - Mr. and Mrs. Donalda Robitaille, 411 Lincoln Avenue
 - Mr. James V. Rickett, 402 Lincoln Avenue
 - Mr. Robert L. Broadbent, 407 Lincoln Avenue

Mr. Robert A. Stevens, 408 Lincoln Avenue
 Mr. Virgil W. Hendrix, 7009 Aspen Avenue
 Mrs. Elizabeth Ann Daly, 417 Lincoln Avenue
 Mr. and Mrs. James Bumgardner, 410 Lincoln Avenue
 Mr. Richard J. Felber, 7007 Aspen Avenue
 Mr. H. A. Horiuchi, 7005 Aspen Avenue
 Mr. Joseph G. Iacangelo, 415 Lincoln Avenue
 Mr. Wilbur J. Lynch, 7004 Aspen Avenue
 Mrs. Lula A. McCloskey, 418 Lincoln Avenue
 Mr. and Mrs. T. Myles Thomas, 409 Lincoln Avenue
 Mr. David L. Baxter, 422 Lincoln Avenue

8. Petition - 58 signatures, 37 residences on Lincoln Avenue with following recommendations: (Law Enforcement)

- (a) We do not want Lincoln Avenue made one way.
- (b) We do not want a No Parking Ban on North side of Lincoln Avenue.
- (c) Posted Speed Limits on Streets, especially Lincoln Avenue.
- (d) We need Stop sign on Northwest Corner Elm Avenue at Lincoln.
- (e) Need Stop sign on Northwest Corner Larch at Lincoln Avenue.
- (d) Need four-way Stop sign at Boyd and Jackson Avenues.

9. Petition - 14 signatures, 9 residences on Larch Avenue with following recommendations: (Law Enforcement)

- (a) Remove No Parking Signs on both sides of Larch Avenue, between Elm and New Hampshire Avenues.
- (b) Caution at New Hampshire and Larch and Larch and Elm Avenues.

10. Mr. Robert M. James, Senior Designing Engineer, Washington Suburban Sanitary Commission: Copy of letter addressed to Chief LaScola regarding the installation of fire hydrants on east side of New Hampshire Avenue, between Erskine Street and Holton Lane. (Fire Protection)

11. Mr. C. F. Noble, Principal, Takoma Park Junior High School: Commending Detective Ingels for his efficient manner in handling recent break-ins at the school and expressed thanks and gratitude to the Police force for their cooperation. (L.E.)

FINANCIAL STATEMENTS: City Administrator Pridgen reporting

See last two pages of minutes

Mayor Miller welcomed the audience and commented that if the audience had seen a great number of children and adults going to the Fire House Saturday and Sunday it was in conjunction with Fire Prevention Week. The children had the opportunity to ride the Fire Engine and guests were Mrs. Fire Prevention and Ranger Hal. Mayor Miller spoke of the excellent job the Ladies Auxiliary did in handling the refreshments and asked that a letter of appreciation be forwarded to them.

PUBLIC PARTICIPATION:

1. Mr. S. Michael Derato, 413 Lincoln Avenue, City: Spoke relative to the letter that he hand delivered. Stated he did not want the form back but requested the people to send it to the Council if they were interested in filling it out. Commented that out of the 40 letters delivered, 16 were reported returned. Commented on the Petition circulated by the Lincoln Valley Citizens Association, stating that some

of the people who signed this also have said that they filled out and mailed in his form. Stated he felt it was up to the Council to decide which carried the most weight. Stated everyone knows how dangerous it is at the crest of Lincoln Avenue and felt that something should be done about it.

2. Mr. Lester H. Ahlswede, 1302 Erskine Street, City, Chairman Civic Committee, Hillwood Manor Citizens Association: Stated they continue to be concerned over the destruction of the trees on the boundary of the Powell Tract and requested that some action be taken in order that the 50 ft. easement be developed with the City. Stated that Mr. Emler and he have talked with Mr. Gingerich and understand that a new contract for a 50 ft. easement has been sent to the developers. Suggested that if there is not a favorable response from the developers, the Association would be interested in seeing the City file an injunction for the 50 ft. easement or suit for damages.
3. Mr. Ellery Denison, 7207 13th Place, City: Also spoke relative to the 50 ft. easement, stating that he felt when an agreement is made it should be kept and that the City should take whatever steps are necessary to rectify the situation.
4. Mrs. Jeanne E. Ottenstein, 701 Auburn Street, City: Spoke in opposition to the sidewalk under consideration for Elm Avenue. Referred to the 25 year accident free record. Commented that she did not object to children walking on her lawn and that they had been doing it for the past 25 years.
5. Mr. Philip Huck, 27 Pine Avenue, City: Commented he must have been misunderstood at the previous meeting, stated that in 1904 at 60 Elm Avenue there were 4 people living there - a few years ago he observed 10 mail boxes at the same address. Stated there has been an automobile standing on the property for at least one year, the siding of the house has been patched with two colors of gray tar paper, the railing going down the front steps appears to be porch railing and does not look good. Also stated that trees have been cut down in front and the logs have been laying in front of the apartment for months and months. Commented he didn't know if there was a penalty for such violations but if so, recommended a jail sentence instead of a fine. Spoke in opposition to the proposed zoning application for 7007 Westmoreland. Felt that if rezoning is granted, the owners of the property where the new apartment building is to be built will try and buy part of the land for either an easement or an outlet on Westmoreland. Also spoke again in favor of Home Rule for the City, felt that a file should be kept on Home Rule so that the City would be prepared for it
6. Mrs. Evelyn Ferry, 24 Hickory Avenue, City: Commented that the agenda should read stop sign requested on Hickory at Columbia Avenue. Requested that four way stop signs be erected at Poplar and Elm Avenues as this is a very dangerous intersection.
7. Mr. Oscar Lackey, 420 Lincoln Avenue, City: Stated that he lived at the crest of the hill and that he desires parking on both sides of the street whether traffic is made one way or not. Also stated he had signed both the Petition and the form letter.
8. Mrs. Mary Iacangelo, 415 Lincoln Avenue, City: Presented a free hand map to the City Administrator which she asked be attached to her letter relative to the Lincoln Avenue traffic situation.
9. Mr. Raymond McGuire, 7212 Willow Avenue, City: (a) Inquired if it would be possible to get speed break or speed limit signs on Willow Avenue. (b) Inquired if there was anything the City could do to force the State Roads Commission to come up with a decision on the North Central Freeway. Stated that people in the

path of the proposed North Central Freeway pay their taxes like everyone else and felt they were entitled to a rebate or their streets should be fixed. Also commented that property will be deteriorating because home owners are reluctant to make improvements for fear their property will be taken. Stated that there is a new warehouse going up by the railroad tracks and felt it would not be under construction if some decision had not been reached.

Mayor Miller stated that he had checked twice to see if a decision had been reached and at the time of the last inquiry no decision had been made but stated he would check again. Commented that he did not feel it was fair to leave people hanging in the air.

10. Mr. Sterling R. Thrift, 421 Lincoln Avenue, City: Spoke relative to the traffic situation on Lincoln Avenue, commenting there was not enough room for parking now. Referred to the traffic pattern set up by College Park on some of their streets.

11. Mr. Robert Broadbent, 407 Lincoln Avenue, City: Spoke relative to the traffic problem on Lincoln Avenue. Stated he lives at the crest of the hill and feels parking on one side would open up the street to a greater speedway than it is now. Commented that splitting up one way areas would create a great deal of confusion and conditions would be more hazardous than they are at the present time. Does not feel stop signs at Larch would be beneficial but feels speed signs should be erected on Lincoln Avenue.

12. Mr. John C. Brady, 436 Lincoln Avenue, City: Stated that he was speaking for his father as well as himself relative to the parking problem on Lincoln Avenue. Feels if parking is to be on one side only it should be the North side.

Councilman Turner in speaking to Mrs. Ottenstein indicated that he had spoken to a half dozen people on Auburn asking if they knew of the recommendation for the street to become one way and inquired of Mrs. Ottenstein if she knew how the people on Auburn Avenue felt about it. Mrs. Ottenstein replied that she had heard no discussion on this matter but could see no objection to it becoming one way.

FINANCIAL STATEMENTS: See last two pages of minutes

COMMITTEE REPORTS:

LAW ENFORCEMENT COMMITTEE: Councilman Kennedy reporting

1. Lincoln and Elm Avenue Intersection: Reported that at the Law Enforcement Committee Meeting it was determined that recommendations would be limited to Elm Avenue only at this time. Briefly reviewed the matters under consideration pertaining to Elm Avenue and the recommendations of the Committee.

(a) Sidewalk: The following ordinance was proposed:

ORDINANCE NO. 1868

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

SECTION 1. THAT it is in the general public interest, safety and welfare that a sidewalk be placed on the East side of Elm Avenue between Ethan Allen Avenue and Auburn Avenue, AND

SECTION 2. THEREFORE THAT the Director of Public Works be hereby authorized to construct an asphalt black top sidewalk adjacent to the curb on the East side of Elm Avenue from the existing sidewalk on Ethan Allen Avenue to the alignment of the cross-walk in front of Lot 11 on Auburn Avenue, AND

SECTION 3. THAT the cost of this project be charged to Budget a/c No. 12.202-A and at no expense to property owners abutting said sidewalk.

The motion was seconded by Councilman McKenzie and discussion ensued. There was some feeling that the owners should be assessed for part or all of the cost of the construction and that in not assessing the owners it would set a precedent for future construction. It was pointed out that there would be no installation of similar sidewalks at other points unless there was a definite need, then it would be considered. The Ordinance was adopted by a Roll Call Vote recorded as follows: Aye: Councilmen Collison, Kennedy, McKenzie and Roth. Nay: Councilmen Forshee, Jones and Turner. Excused: None.

(b) Parking and Traffic Regulations: The following Ordinance was proposed:

ORDINANCE NO. 1869

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

SECTION 1. THAT Ordinance No. 1858 adopted August 9, 1965 is hereby repealed, AND

SECTION 2. THAT in the interest of public safety parking be prohibited on the West side of Elm Avenue between Lincoln Avenue and Ethan Allen Avenues, AND

SECTION 3. THAT an offset center double line be painted starting at the edge of painted cross-walk of Ethan Allen Avenue along Elm Avenue ten (10) feet from the West curb line of Elm Avenue to follow along the alignment of the East curb approximately eighteen feet from said East curb to the point of a left angle turn into Lincoln Avenue, AND

SECTION 4. THAT the Director of Public Works is hereby authorized to erect such signs and paint such curbs and lines as is necessary to indicate the regulations ordained by this Ordinance, AND

SECTION 5. FURTHER THAT the penalty for violation of this Ordinance shall be the same as prescribed by the Municipal Code (1961) governing traffic violations in the City of Takoma Park, Maryland.

The motion was seconded by Councilman McKenzie. Discussion followed, especially with reference to the Safe-T-Posts, and the Ordinance was adopted by a Roll Call Vote recorded as follows: Aye: Councilmen Collison, Forshee, Jones, Kennedy, McKenzie and Roth. Nay: Councilman Turner. Excused: None.

(c) Stop Signs: The following Ordinance was proposed:

ORDINANCE NO. 1870

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

SECTION 1. THAT in the interest of public safety, all motor vehicles moving East on Lincoln Avenue shall be brought to a complete stop before entering the intersection with Elm Avenue, AND

SECTION 2. THAT the Director of Public Works is hereby authorized to erect a STOP sign at an appropriate location as designated by the Chief of the Police Department, AND

SECTION 3. FURTHER THAT the penalty for violation of this Ordinance shall be the same as prescribed by the Municipal Code (1961) governing traffic violations in the City of Takoma Park, Maryland.

The motion was seconded by Councilman Collison. After some discussion the Ordinance was adopted by a Roll Call Vote recorded as follows: Aye: Councilmen Collison, Jones Kennedy, McKenzie and Roth. Nay: Councilmen Forshee and Turner. Excused: None.

2. Larch Avenue: Briefly covered the background of the parking situation on Larch Avenue and pointed out that Chief Foster and Captain Merson have observed the location again and can see no change in their last recommendation for Larch Avenue; therefore, requested the item be removed from the agenda.

PUBLIC WORKS COMMITTEE: Councilman Collison reporting

1. Westmoreland Avenue: Reported that the situation has been corrected and the item may be removed from the agenda.

2. Sidewalks: Reported that additional funds were needed to continue the sidewalk repair work and proposed the following Ordinance:

ORDINANCE NO. 1871

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

SECTION 1. THAT the contract awarded to E. B. Donaldson Company, Inc. under Ordinance No. 1856, adopted August 9, 1965, for the replacement of selected sidewalks, curbs and gutters be extended in the amount of an additional FIFTEEN THOUSAND DOLLARS (\$15,000.00) to increase the total amount of work to be performed not to exceed FORTY THOUSAND DOLLARS (\$40,000.00), AND

SECTION 2. THAT the work schedule may be terminated by either the Contractor or the Director of Public Works at any time prior to reaching the total sum authorized based upon prevailing weather conditions that may make it inadvisable to continue such work during the remainder of the 1965 Calendar year, AND

SECTION 3. FURTHER THAT the sum authorized by Section One of this Ordinance be transferred from the Special Reserve Fund as set up by Section Two of Ordinance No. 1863, adopted September 13, 1965.

The motion was seconded by Councilman Jones and the Ordinance was adopted by a Roll Call Vote recorded as follows: Aye: Councilmen Collison, Forshee, Jones, Kennedy, McKenzie, Roth and Turner. Nay: None. Excused: None.

3. Equipment: Reported that the old snow plows are in very poor condition and it is quite urgent that a new snow plow with a new type of attachment to the new dump truck be obtained as soon as possible. Moved that the City Administrator be authorized to advertise for bids for one new snow plow with attachments, including an electro-hydraulic lift at a cost of approximately \$1,000.00. The motion was seconded by Councilman Turner and duly carried.

4. Equipment: Moved that the City Administrator be authorized to advertise for bids for a salt spreader for snow and ice control which will be mounted in the body and tailgate of the new pick-up truck. The motion was seconded by Councilman Kennedy and duly carried.

PUBLIC WELFARE COMMITTEE: Councilman McKenzie reporting

1. Hearing - 206 Philadelphia Avenue, City: Reported that a re-hearing had been held September 20th at the request of Mr. Blondes, Attorney for the owners, Mr. and Mrs. Bobby L. Rhodes. Upon the recommendation of the Committee, moved that the owners, Mr. and Mrs. Rhodes, be notified that the multi-family use is in violation of the Montgomery County Zoning Ordinance and such use must be terminated by November 15 and the building reverted to single family use. The motion was seconded and a motion was presented by Councilman Forshee to amend the motion to permit the owners to continue the use of the second story apartment. The motion was seconded by Councilman Turner. After a great deal of discussion, Councilman Roth moved that the motion be tabled until the City's legal counsel could be consulted. The motion was seconded and duly carried and the matter was referred to the Corporation Counsel, Mr. Gingerich.

FIRE PROTECTION COMMITTEE: Councilman Turner reporting

1. Equipment: Reported that the Fire Department is in need of additional lockers and moved that the Municipal Fire Chief be authorized to purchase six metal lockers at a cost of \$144.00, funds to be transferred from the Reserve Fund to a/c No. 12.213. The motion was seconded by Councilman Jones and duly carried.

CIVIC IMPROVEMENTS COMMITTEE: Councilman Roth reporting

1. Street Naming: Referred to the Petition relative to naming the lane leading off of Maple Avenue. Names suggested in the Petition were Edinburgh, Argyll or Ayr Lanes. After reviewing the Petition the Council had no objections nor suggestions concerning the name and asked that the Maryland National Capital Park and Planning Commission be so notified.

2. Z.A.P. A-5614, A-5615, A-5616: Reported that the petitions have been appealed to the Circuit Court and that the City Office has asked that the City have a representative testify as a friend-of-the-court in the proceedings.

3. Building Height Limit: Commented that he understood the City had no authority as to height limit. Stated that at the last Council meeting the Council opposed the issuance of building permits for the proposed apartment hotels at Maple Avenue and Carroll Avenue. Stated it had been suggested that the City adopt an ordinance limiting height and it is being considered.

4. Z.A.P. E-318, 7007 Westmoreland Avenue: Reported that the Hearing is scheduled for October 16. Moved that the person representing the City at the Hearing, state that the City has a reservation on this and request a continuance in order that additional information may be submitted. The motion was seconded by Councilman Jones and duly carried.

5. Z.A.P. E-292, Carroll and Manor Circle: Reported that the City had asked denial of this Petition and so did the Park and Planning Commission. Commented that every indication points that the Montgomery County Council is inclined to grant the C-1 Zoning on this Petition and moved that in the event such petition was granted that the Corporation Counsel be instructed to appeal the decision. The motion was seconded by Councilman Collison and duly carried.

PARKS AND RECREATION COMMITTEE: Councilman Jones Reporting

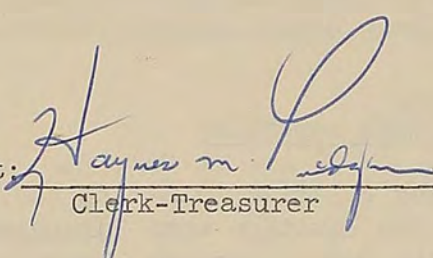
No report at this time but commended the Recreation Council for the excellent work they are doing in connection with the annual Halloween Party which they are sponsoring this year. Commented the Halloween Party will be held on the Takoma Park Junior High School grounds from 7:30 p.m. to 10:30 p.m. on Saturday, October 30. Councilman Turner commended Mrs. Ziegler for the active part she has taken in the Recreation Council and the City Office personnel for the fine manner in which they handled the problems that arose while Mr. Pridgen was out of the City.

FINANCE COMMITTEE: Councilman Forshee reporting

1. Income Tax Revenue: Moved that the City Administrator be authorized to execute the required forms indicating that the City wishes to participate in the advance distribution of income tax revenue as required by Section 323 (d-1) of Article 81 of the Annotated Code of Maryland. The motion was seconded by Councilman Jones and duly carried.

There being no further business to come before the Council, the meeting was adjourned at 10:50 p.m. to reconvene in Regular Session October 25, 1965 at 8:00 p.m.

Attest:


Clerk-Treasurer

Approved:


Mayor

FINANCIAL STATEMENT: City Administrator Pridgen reportingBANK BALANCE AS OF AUGUST 31, 1965SUBURBAN TRUST COMPANY - GENERAL FUND

Balance as of July 31, 1965	\$ 53,264.64	
Plus: August Receipts	<u>103,040.03</u>	\$ 156,304.67
Less: August Disbursements		<u>124,525.51</u>
Balance as of August 31, 1965		<u>\$ 31,779.16</u>

CITIZENS BANK OF MARYLAND - GENERAL FUND

Balance as of July 31, 1965	\$ 4,528.45	
Plus: Receipts for August 1965	<u>----</u>	\$ 4,528.45
Less: August Disbursements		<u>---</u>
Balance as of August 31, 1965		<u>\$ 4,528.45</u>

CITIZENS BANK OF MARYLAND - SPECIAL IMPROVEMENT FUND

Balance as of July 31, 1965	\$ 17,185.26	
Plus: Receipts for August 1965	<u>---</u>	\$ 17,185.26
Less: Disbursements for August 1965		<u>6,238.84</u>
Balance as of August 31, 1965		<u>\$ 10,946.42</u>

SUBURBAN TRUST COMPANY - PAYROLL ACCOUNT

Balance as of July 31, 1965	\$ 5,584.81	
Plus: August transfers from General Ledger	<u>43,005.30</u>	\$ 48,590.11
Less: August Disbursements		<u>42,261.45</u>
Balance as of August 31, 1965		<u>\$ 6,328.66</u>

CITIZENS BANK OF MARYLAND - RECREATION SAVINGS a/c T-63

Balance as of July 31, 1965	\$ 726.15	
Plus: August Receipts	<u>156.47</u>	\$ 882.62
Less: August Disbursements		<u>---</u>
Balance as of August 31, 1965		<u>\$ 882.62</u>

PETTY CASH FUND

Balance as of August 31, 1965		<u>\$ 200.00</u>
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U. S. TREASURY SECURITIES

	<u>COST</u>	<u>MATURITY VALUE</u>
Due for Maturity 12/30/65	\$ 39,241.67	\$ 40,000.00
Due for Maturity 12/31/65	58,862.27	60,000.00
Due for Maturity 1/31/66	49,005.12	50,000.00
Due for Maturity 2/28/66	48,999.94	50,000.00
Balance as of August 31, 1965	<u>\$ 196,109.00</u>	<u>\$ 200,000.00</u>

FINANCIAL STATEMENT: City Administrator Pridgen reportingBANK BALANCE AS OF SEPTEMBER 30, 1965SUBURBAN TRUST COMPANY - GENERAL FUND

Balance as of August 31, 1965	\$ 31,779.16	
Plus: September Receipts	<u>279,210.59</u>	\$ 310,989.75
Less: September Disbursements		<u>72,938.46</u>
Balance as of September 30, 1965		<u>\$ 238,051.29</u>

CITIZENS BANK OF MARYLAND - GENERAL FUND

Balance as of August 31, 1965	\$ 4,528.45	
Plus: September Receipts	<u>2,036.76</u>	
Balance as of September 30, 1965		<u>\$ 6,565.21</u>

CITIZENS BANK OF MARYLAND - SPECIAL IMPROVEMENT FUND

Balance as of August 31, 1965	\$ 10,946.42	
No Transactions in September	<u>---</u>	
Balance as of September 30, 1965		<u>\$ 10,946.42</u>

SUBURBAN TRUST COMPANY - PAYROLL ACCOUNT

Balance as of August 31, 1965	\$ 6,328.66	
Plus: September Transfers from General Ledger	<u>46,142.86</u>	
Less: September Disbursements		\$ 45,007.50
Balance as of September 30, 1965		<u>\$ 7,464.02</u>

CITIZENS BANK OF MARYLAND - RECREATION SAVINGS a/c T-63

Balance as of August 31, 1965	\$ 882.62	
Plus: September Receipts	<u>106.55</u>	
Less: September Disbursements		<u>---</u>
		<u>\$ 989.17</u>

PETTY CASH FUND

Balance as of September 31, 1965		<u>\$ 200.00</u>
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U. S. TREASURY SECURITIES

	<u>COST</u>	<u>MATURITY VALUE</u>
Due for Maturity 12/30/65	\$ 39,241.67	\$ 40,000.00
Due for Maturity 12/31/65	58,862.27	60,000.00
Due for Maturity 1/31/66	49,005.12	50,000.00
Due for Maturity 2/28/66	<u>48,999.94</u>	<u>50,000.00</u>
Balance as of September 31, 1965	\$ 196,109.00	\$ 200,000.00

REGULAR MEETING OF THE MAYOR AND COUNCIL

October 25, 1965

The Mayor and Council for the City of Takoma Park, convened in Regular Session in the Council Room #8 Columbia Avenue, Takoma Park, Maryland on October 25, 1965 at 8:00 p.m.

CITY OFFICIALS PRESENT

Mayor Miller	Corporation Counsel Gingerich
Councilman Collison	City Administrator Pridgen
Councilman Forshee	Fire Chief LaScola
Councilman Jones	Lt. Porter, Police Department
Councilman Kennedy	Public Works Director Rhodes
Councilman McKenzie	Building Inspector Williams
Councilman Turner	Deputy Chief DeKalb

Excused: Councilman Roth

Pastor Emeritus C. J. Coan of the Takoma Park Seventh Day Adventist Church rendered the Invocation.

Mayor Miller led 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 held on October 11, 1965. Councilman Kennedy moved that the minutes be approved as submitted. The motion was seconded by Councilman McKenzie and duly carried.

CORRESPONDENCE RECEIVED: City Administrator Pridgen reporting

1. Excerpt of Minutes, State Roads Commission: Authorization for permit to Columbia Union College to install pedestrian traffic light on Flower Avenue. (Law Enforcement)
2. Mr. William O. Dobbins, The Maryland National Capital Park and Planning Commission: Z.A.P. No. A-5884, R. Eldon Dick, Owner, 723 Colby Avenue, 0.7807 acres, R-55 to R-18 Zone. (Civic Improvements)
3. Mr. Clifford J. Waldron, Corresponding Secretary, Spring Park Community Assoc.: Complaint of water flow at Spring Park. (Public Works)
4. Mr. John D. Emler, President, Hillwood Manor Citizens Association:
 - (a) Complaint of vendor stand on New Hampshire Avenue, south of Sligo Creek Parkway. (Law Enforcement - Public Welfare)
 - (b) Copy of letter to Washington Suburban Sanitary Commission regarding raw sewage in Sligo Creek. (Public Works)
5. Mr. Charles H. Howe, Jr., President, Takoma Park Elementary School P.T.A.: Suggestion that school annex be constructed on City property. (Public Welfare - Council as a Whole)
6. Mr. S. Michael Derato, 413 Lincoln Avenue, City: Request for summary of questionnaire regarding authorization of representation. (Law Enforcement)
Mr. Pridgen reported that 16 letters had been received, 14 had not authorized anyone to represent them and 2 had.
7. Mrs. Katherine M. Scott, Adelphi Realty Company: Concerning residential construction of lots on Sheridan Avenue. (Civic Improvements - Public Works)

8. Letters complaining of conditions at 7217 Willow Avenue from: (a) Mrs. Marian L. Brock; (b) Mrs. Ann Harvey; (c) Mr. James E. Callahan. (Public Welfare)
9. Dr. James E. Anderson, City: Commendation of Privates Edwards and Hartung of Municipal Fire Department. (Fire Protection) (Personnel Files)

Mr. Pridgen brought to the attention of the Mayor and Council an article in Sunday's Washington Post stating the District Highway Dept. is going ahead with two studies of the proposed North Central Expressway.

Mayor Miller welcomed the audience and reported briefly on the annual Halloween Party.

Mayor Miller commended Councilman Collison for his years of dedicated service to the City and congratulated Councilman and Mrs. Collison in behalf of the Council and their many friends in Takoma Park on their 50th Wedding Anniversary which they celebrated October 14th.

Mayor Miller presented awards to the three winners of the Fire Prevention poster contest - namely; First Prize - Leonard Jessop, 7800 Cole Avenue, 9½ years old from John Nevins Andrews. He received a Sparky belt and pencil. Second Prize - Paul Brockway, 7125 Maple Avenue, 8 years old from Takoma Park Elementary School. He received a Sparky belt. Third Prize - Carol Jessop, 7800 Cole Avenue, 7½ years old from John Nevins Andrews School. She received a Sparky pencil.

Councilman Turner commended Deputy Chief DeKalb for the fine work he has done on this program for the last two years.

PUBLIC PARTICIPATION:

1. Mr. Max Chapman, 906 Larch Avenue, City: Spoke concerning the traffic situation on Larch Avenue. Pointed out that the item was removed from the agenda at the last Council Meeting and no mention was made of the Petition containing 15 signatures, 9 favoring that the no parking signs be removed. Felt this item was not completed and should not be removed from the agenda. Mayor Miller referred the matter to the Law Enforcement Committee.
2. Mr. James Hash, 424 Lincoln Avenue, President, Lincoln Valley Citizens Association: Stated that they come before the Council as Petitioners because they feel they have a just cause and that they have carefully considered their recommendations. Requested that consideration be given to the recommendation that would do the most people good.
3. Mr. James Ottenstein, 701 Auburn Street, City: Spoke concerning the asphalt sidewalks the City constructed on Elm Avenue. Stated that he, his mother and others were disappointed in the way the City handled it. Commented the asphalt sidewalk looks terrible and that most of the streets look better. Councilman Turner inquired if he knew whether it would make a difference to his mother if Auburn was made one way. Stated he understood her to say at the last Council Meeting that it would make a difference to her but minutes state she would have no objection to it becoming one way.. Brought to the citizens attention that they have to stand together.
4. Mr. Joseph Brown, President, Takoma Park Recreation Council: Reported that plans are well under way for the annual Halloween Party to be held Saturday, October 30. Reported that letters have been sent out to local organizations, churches and local merchants asking for their support but they forgot to send one letter and that was to the City of Takoma Park. Inquired as to what funds were allocated for this occasion.

5. Mr. Phillip Huck, 27 Pine Avenue, City: Spoke relative to the car standing on the lot next door since September 1964 and also about some window frames that have been standing beside the car for over a year. Stated that if something isn't done about slum conditions, all of the property East of Eastern Avenue will be torn down. Mayor Miller requested Lt. Porter to check into the matter. Stated that he would point out the features that are so bad at 60 Elm Avenue. Again commented that the City should have Home Rule and that we should have school districts and each district pay for their schools. Mayor Miller requested Mr. Williams to check the conditions at 60 Elm Avenue.

6. Mr. S. Michael Derato, 413 Lincoln Avenue, City: Spoke relative to the City Newsletter, commenting that he is not receiving it through the regular mailing but that the City Office is mailing his and that a number of his neighbors have not been receiving theirs. Wondered if others were not receiving theirs.

COMMITTEE REPORTS:

FINANCE COMMITTEE: Councilman Forshee reporting

1. Hardisty property: Proposed the following ordinance:

ORDINANCE NO. 1872

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

SECTION 1. THAT Ordinance No. 1805 adopted July 27, 1964 authorized condemnation proceedings against Lot #6, Block #60, B. F. Gilbert's Sub-division for public use, AND

SECTION 2. THAT such Lot was acquired and Lot transferred to the City in August, 1965, AND

SECTION 3. THAT the net cost of acquisition in the amount of NINE THOUSAND THREE HUNDRED FORTY FOUR DOLLARS AND TWELVE CENTS (\$9,344.12) be transferred from the RESERVE FUND to account 22.4.

The motion was seconded by Councilman McKenzie and adopted by a Roll Call Vote recorded as follows: Aye: Councilmen Forshee, Kennedy, McKenzie and Turner. Nay: None. Excused: Councilman Jones.

2. Halloween Party: Explained to Mr. Brown that the City will do their best to cooperate as they have in the past. Mr. Pridgen commented there is a budget item in the amount of \$200 allocated for the Halloween Party and that \$25.00 has been spent for the band stand. Councilman Turner mentioned a few items such as the orchestra, band stand and favors that the City usually pays for.

LAW ENFORCEMENT COMMITTEE: Councilman Kennedy reporting

1. Pigeons: Reported that the matter of shooting pigeons had been checked into and that one complaint proved to be firecrackers, some of the residents seemed to think the noises came from the direction of the District and the police have authorization from nine residents in the area to shoot pigeons and it was felt that perhaps these were some of the shots that were heard. Requested the item be removed from the agenda.

2. Lincoln Avenue area: Reported that the Lincoln Avenue area control recommendations have been tabulated and 16 form letters, sent out by Mr. Derato, representing 16 properties and 20 signatures were received, the Lincoln Valley Citizens Association Petition represented 37 properties and 60 signatures making a total of 53 properties represented in the area and 80 signatures.

3. Columbia Union College: Reported that a copy of an excerpt from the State Roads Commission Meeting had been received in which they authorized the issuance of a permit to Columbia Union College to install and maintain a pedestrian-actuated traffic control signal at the Morrison Hall crossing on Flower Avenue. Requested that the College be so notified.

4. Personnel: Proposed a motion that Officer Kenneth R. House's resignation, effective October 28th be accepted with regrets. Commenting Officer House is leaving to attend the University of West Virginia. The motion was seconded by Councilman Forshee and duly carried.

5. Personnel: Proposed a motion that Mr. Royce R. Hibbs of 8517 Flower Avenue be appointed as a police officer effective November 1, 1965 for the usual one year probationary period. The motion was seconded by Councilman Jones and duly carried.

PUBLIC WORKS COMMITTEE: Councilman Collison reporting

No report at this time.

PUBLIC WELFARE COMMITTEE: Councilman McKenzie reporting

1. 7217 Willow Avenue: Reported that letters have been received from Mr. and Mrs. McGuire, 3 tenants at 7217 Willow and a petition signed by 36 neighbors concerning the condition of the above property. Building Inspector Williams and Deputy Chief DeKalb have inspected the building and the owner has agreed to perform the necessary work and the basement apartment is to be vacated until a proper means of egress has been provided. Indicated that the owner had 60 days to comply.

2. Building Inspector: Reported that complaints have been received from the P.T.A. and organizations concerning inspection of multi-family use dwellings due to the lack of personnel and that requests for an additional Building Inspector have been made. Commented that Mr. Williams receives approximately 800 complaints a year and that it takes him approximately 2 hours to inspect a building. The matter of an additional building inspector will be brought up at the next meeting.

3. Request for Land: The Takoma Park Elementary School P.T.A. has requested the cooperation of the City in planning an annex to their present building due to the present over-crowded condition. Indicated that the Mayor and Council would be glad to discuss the matter with them.

4. 206 Philadelphia Avenue: Reported that a Hearing had been held April 19 and subsequently the property owners were notified to cease the multi-family use within sixty days and a rehearing was requested by the attorney for the owners which was held September 20 at which time the Committee felt no new evidence was brought out. A motion was presented by Councilman McKenzie, seconded and carried by a 4-2 vote to place the question on the table. Councilman Turner moved that the motion be retabled, since Councilman Roth, who was very much interested in the matter, was not present. The motion was seconded by Councilman Forshee and failed by a 2-4 vote. Councilman McKenzie moved that the owners Mr. and Mrs. Bobby L. Rhodes be notified that the multifamily use is in violation of the Montgomery County Zoning Ordinance and that such use must be terminated by December 1, 1965 and the building reverted to single family use. The motion was seconded by Councilman Kennedy. Councilman Forshee moved that the motion be amended to grant the use

Public Welfare Committee, cont.

-5-

of the upstairs apartment since it was claimed to have been used as such for a number of years. The motion was seconded by Councilman Turner. Councilman McKenzie pointed out that there is no record of there being apartments in the building until Mr. Williams discovered it in April. Councilman Turner indicated he felt out of courtesy to the Civic Improvements Committee the matter should be postponed. Councilman McKenzie commented he had discussed the matter with the Civic Improvements Chairman and he was in full agreement. The motion to amend the previous motion failed by a 2-4 vote. Councilman Forshee inquired what recourse does the City have to enforce the decision. Corporation Counsel Gingerich indicated that the City could take proper legal action to cause compliance with the Montgomery County Zoning Code; however, contempt charges would not be in order until the Court had issued a decree. The question was raised for the restatement of the original motion made by Councilman McKenzie. Councilman McKenzie stated he moved that the owners Mr. and Mrs. Bobby L. Rhodes be notified that the multifamily use is in violation of the Montgomery County Zoning Ordinance and that such use must be terminated by December 1, 1965 and the building reverted to single family use. The motion was carried by a 4-2 vote.

5. Sligo Creek: Reported that in reference to the Hillwood Manor Citizens Association letter concerning the problem of raw sewage that he understood the Washington Suburban Sanitary Commission was building a new trunk line. Mr. Rhodes, Director of Public Works, reported that it was under consideration.

CIVIC IMPROVEMENTS AND SPECIAL LIBRARY COMMITTEES: Councilman Roth excused

No report

FIRE PROTECTION COMMITTEE: Councilman Turner reporting

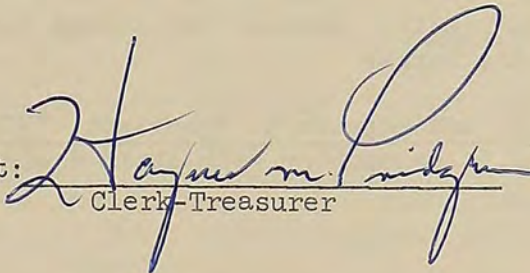
No report at this time except to commend Deputy Chief DeKalb for the efficient manner in which he ran the Fire Department while the Chief was away.

PARKS AND RECREATION COMMITTEE: Councilman Jones reporting

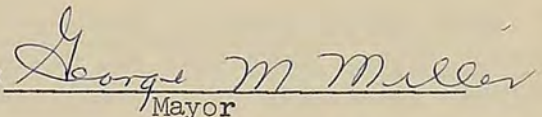
1. Halloween Party: Reported that he had nothing to add to Mr. Brown's report but that the Recreation Council is doing a fine job.

There being no further business to come before the Council, the meeting adjourned at 9:35 p.m. to reconvene in Executive Session November 8, 1965.

Attest:


Clerk-Treasurer

Approved:


Mayor