

THE CITY OF TAKOMA PARK, MARYLAND

EXECUTIVE MEETING OF THE MAYOR AND COUNCIL

July 11, 1966

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 July 11, 1966 at 8:10 p.m.

CITY OFFICIALS PRESENT

- | | |
|--------------------|---------------------------------|
| Mayor Miller | Corporation Counsel Gingerich |
| Councilman Forshee | City Administrator Pridgen |
| Councilman Geib | Fire Chief LaScola |
| Councilman Jones | Director of Public Works Rhodes |
| Councilman Kennedy | Lt. Porter, Police Department |
| Councilman Roth | Building Inspector Williams |
| Councilman Turner | Deputy City Clerk Ziegler |

Excused: Councilman McKenzie

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 June 27, 1966. Councilman Kennedy commented that on the last line of page 7 an error was made in the date of the next meeting: it should read "to reconvene in Executive Session July 11, 1966" instead of "July 25". The minutes were approved as corrected.

CORRESPONDENCE RECEIVED: Deputy City Clerk Ziegler reporting:

1. Major James R. Mason, Ceremonies Officer, Department of the Army: Regrets that the U.S. Army Band will be unable to participate in the summer concert series due to previous commitments. (Parks and Recreation)
2. Captain Samuel J. Fricano, Associate Bandmaster, U. S. Army Field Band: Notification that the U. S. Army Field Band will be pleased to present a concert in the City on August 25, at 7:30 p.m. at Jeque Park. (Parks and Recreation)
3. Mr. Harry I. Sharrott, Acting Regional Director of Urban Renewal: Confirmation of the date of July 18, 1966 for Miss Blumberg's visit to Takoma Park.
4. Mr. John P. Hewitt, Director of Parks, Maryland National Capital Park and Planning Commission: Informing the City of their eligibility to receive monies through the Land and Water Conservation Fund Act of 1965 and offer of assistance if desired. (Council as a Whole) (Parks and Recreation)
5. Mr. John T. Bonifant, Secretary, Washington Suburban Sanitary Commission: Notification that Stream Enclosure Project No. 7 through Block 73, Takoma Park is approved subject to the City of Takoma Park securing the necessary rights of way. (Public Works)

City Administrator Pridgen reported that he and Mr. Rhodes had attended the Public Hearing on this project and that when the City acquires the Rights of Way, the WSSC can proceed, subject to review by the General Assembly for Montgomery County. Explained that the WSSC's policy was to acquire voluntary Rights of Way as this proved the property owner's approval of the project.

Correspondence cont.

6. Cooperative Extension Service, University of Maryland: Invitation to Mayor Miller to attend a workshop for the purpose of discussing the need for revising the Constitution of the State of Maryland, July 21, 1966: (Council as a Whole)

Mayor Miller announced that the City would be represented at the workshop.

7. Mayor Frank A. Ecker of Rockville, Vice-President, Central Region, Maryland Municipal League: Invitation to send representative to meeting July 14, 1966, for discussion of legislative proposals for presentation to the Legislative Committee of the League. (Councilman Turner)

8. Mr. Loren Walters, State Chairman, Maryland Beauty Festival: Invitation to Mayor and Mrs. Miller to be guests at the Festival in Ocean City August 27, 1966 and to appoint a representative from the area to compete for the title. (Parks and Recreation)

9. Mr. M. C. Mulligan, Asst. Vice President, Baltimore and Ohio Railroad Company: Notification that the City of Takoma Park and/or the Historical Society will be given an opportunity to acquire the station building for removal to another site in advance of any other disposal of the structure. (Parks and Recreation) (Copy to Historical Society)

FINANCIAL STATEMENT: Deputy City Clerk Ziegler reporting:

See last page of these minutes.

Mayor Miller remarked that the 4th of July Celebration had been the biggest and best ever and thanked the members of the Independence Day Committee for all their hard work. Noted that he had attended a reception for new interns at the Washington Sanitarium and that one of the interns from California told him that the fireworks here had been far more spectacular than any he had seen on the West Coast.

PUBLIC PARTICIPATION:

1. Mr. James A. Hash, 424 Lincoln Avenue, City; President, Lincoln Valley Citizens Association: Thanked the Mayor and Council for cooperation given to Lincoln Valley Citizens Association in past. On behalf of the 4th of July Committee, thanked the Mayor and Council and the City Departments for cooperation in connection with the 4th of July celebrations. Felt it was one of the best celebrations in the City's history and one of the most orderly. Expressed opposition to Special Exception Case 2033, request to construct and operate nursing home for up to 100 patients, approximately 2.262 acres, Lots 42, 43, 8 and part of 9, 12 and 13, Block 37, B.F.G. Subdivision, for the following reasons: 1. It would create a traffic hazard. 2. Does not conform to the Master Plan. 3. It would burden adjoining residents with a non-conforming use in their midst and would subject them to such annoyances as deliveries at all hours of the day and night. Requested the Council to give careful consideration to their recommendation.

2. Mr. Gerald Williams, 8109 Sligo Creek Parkway, City: Stated that he was the applicant in Case 2033. Stated that he had been a resident of the City for the last five years and had a great deal of interest in Takoma Park. Felt that along with other citizens a new business was needed in the City and the City Could benefit by a million dollar nursing home and an annual payroll of \$400,000 to \$500,000. Stated that although the application had said the property consisted of 2.262 acres, a new surveyor's report had recorded approximately 2.6 acres or 115,000 square feet.

Public Participation, cont.

The zoning ordinance requires 1,000 sq. ft. per bed, so there is an excess of 15,000 sq. ft. over the requirement. One side of the building would be one story high and the other two stories, with the higher side on the lower-lying ground. Felt it would be a good buffer for the surrounding residential area and would fit in well with the community. Felt senior citizens had a right to continue living in a residential area. Felt that it was a prime location for a nursing home because of the residential neighborhood and proximity to the Washington Sanitarium and Hospital. Stated that it would be one of less than 25% of the nursing homes in Maryland which would qualify for Medicare patients, but would be for young people convalescing from illness and accidents as well, and would offer true rehabilitation services. Felt it would upgrade the neighborhood and beautify it as it was planned to sod and plant gardens on the property. Felt there would be very little traffic at an establishment of this kind and all deliveries would be during the day, and parking spaces would be more than ample. Felt the location close to Washington Sanitarium would be a great advantage as over 500 physicians bring their patients there and would find the location convenient. It would be easier to keep a well-qualified staff in such a close-in location and parcels of land of this size are very difficult to find in such a convenient place. Stated that his wife and he had many years of experience in such an operation and felt it would be an asset to the City financially and would be a service to the community.

Councilman Geib inquired if the picture shown by Mr. Williams was an exact picture of the building as it would be built. Mr. Williams said that it was except that the brick face might be changed in some respects. Councilman Geib inquired how many parking spaces would be included. Mr. Ronald Senseman, the architect for the proposed nursing home, answered that there would be 63 parking spaces. Councilman Geib inquired the number of square feet the building would cover. Mr. Senseman stated that he did not know. Councilman Turner inquired if the plan was exactly as it would be built. Mr. Senseman replied that the floor sketch plan is exact. Councilman Roth inquired if the trees on the property could be saved. Mr. Senseman replied that in a Special Exception Case, technically, if a tree died, you were required to replace it, and he felt it would be possible to save practically all of the trees. Felt that there would be no better use for this piece of ground than this proposed nursing home. Noted that the Master Plan did not show such structures as nursing homes and churches because they were traditionally put in residential areas. Councilman Geib inquired how the proposed structure would help improve the neighborhood. Mr. Senseman answered that it would remove part of the eye-sore along Carroll Avenue and would be a fine type of buffer strip. Councilman Turner asked about the situation of the building on the land. Mr. Senseman answered that the lot would be sodded and planted and the building would be about 100 feet from the nearest home.

3. Mr. Reed Robinson, 7533 Carroll Avenue, City: Stated that he was an adjoining property owner to the proposed nursing home in case 2033 and opposed it for the following reasons: 1. It would be a huge establishment, not a medium sizes nursing home of about 50 beds which he would not oppose. 2. Not in character with homes in area. 3. There were a number of unknowns involved such as the picture shown not showing the contour of the land. Felt that it would be necessary to build up a high bank such as that in front of the Takoma Park Elementary School. 4. It would be necessary to cut down beautiful old trees. 5. Felt the neighborhood would not be improved as it would not remove the problem properties on Carroll Avenue. Stated that he was not opposed to a nursing home in the area, but to the present proposal.

4. Mrs. Evelyn Williams, 8109 Sligo Creek Parkway, City: Stated that she would be the administrator of the nursing home in Case 2033 and that she has had wide experience in the field and enjoys the work. Felt a 50 bed home was not large enough to

Public Participation, cont.

provide special facilities and professional care such as physical therapy. A garden for the patients to walk in and enjoy would be provided with trees, roses, azaleas, etc. Felt neighbors would like the home and would be brought into its activities. There should be no noise problem as the patients would go to bed early and the home would be air conditioned. Councilman Turner asked about the nursing homes with which Mrs. Williams had been associated. She answered that she had been associated with the Hyattsville Nursing Home, an establishment of 150 beds and University Nursing Home, an establishment of 100 beds while she was there.

5. Mr. Arlo Greer, 7514 Jackson Avenue, City: Stated that he was an adjoining property owner to the proposed nursing home in Case 2033 and that he opposed it. Felt that a nursing home of this size was big business and he did not want to live in a business area and would not go out and buy a house in such an area. Stated that the building would be 275' 6" long and at its widest point it would be 110' wide. 235' of the building would be two stories high. It would only eliminate one of the houses on Carroll Avenue which he termed eye-sores, and this the least run down of them all.

6. Mr. William E. Hayman, 7518 Jackson Avenue, City: Spoke in opposition to case 2033, stating that requests for rezoning and special exceptions for apartment houses, medical office buildings, nursing homes, etc, are an annual occurrence in the area. Stated that the proposed nursing home would be a commercial venture in a residential neighborhood and could not operate without supporting services, which would mean more non-residential buildings. Felt that as a senior citizen of the City, he had watched it grow and helped pay for it and had fought for Jackson Avenue as a residential street for years and did not wish its character changed.

7. Mrs. Vera Hash, 424 Lincoln Avenue, City: Felt that it would be difficult to offer adequate fire protection for the proposed nursing home in Case 2033, stating that there evidently would be only two narrow lanes for ingress and egress. Mr. Williams answered that there would be ample room for passage of fire apparatus as required by the State Fire Code. Mrs. Hash and Mr. Hayman both inquired if there was any agreement between the proposed facility and the Washington Sanitarium and Hospital. Mr. Williams answered that there was no sponsoring relationship between them. Explained that under Medicare rules, hospitals must have affiliation with extended care facilities. Felt the proposed nursing home would have affiliations with several hospitals, such as the Sanitarium and Washington Hospital Center.

Mayor Miller announced that the Council would take both sides under careful consideration and requested anyone having further views on the subject to present them to Councilman Geib.

Mrs. Hash thanked the Mayor and Council in behalf of the 4th of July Committee for their cooperation and commended the City Departments and personnel for their help in the celebrations.

Councilman Geib, as First Vice President of the Committee, added his appreciation.

COMMITTEE REPORTSLAW ENFORCEMENT COMMITTEE: Councilman Kennedy reporting:

1. K-9 Dog: Reported that the Committee was still studying this suggestion, looking into such factors as training the dog and his handler together. Reported that Chief Foster is screening officers who might be interested, but no plans have been finalized and there are numerous problems to consider.

2. Personnel: Upon the recommendation of Chief Foster, moved that Officer Berthol J. Harbrant be tendered a permanent appointment effective August 1, 1966. The motion was seconded by Councilman Jones and duly carried.
3. Personnel: Upon the recommendation of Chief Foster moved that Officer Werner P. Winkler be tendered a permanent appointment effective August 1, 1966. The motion was seconded by Councilman Jones and duly carried.
4. Personnel: Upon the recommendation of Chief Foster moved that Officer James E. Fender be tendered a permanent appointment retroactive to July 1, 1966 when Officer Fender satisfactorily completed his probationary period. The motion was seconded by Councilman Jones and duly carried.
5. Personnel: Upon the recommendation of Chief Foster moved that Officer Grant A. Starkey be tendered a permanent appointment retroactive to July 1, 1966 when Officer Starkey satisfactorily completed his probationary period. The motion was seconded by Councilman Jones and duly carried.
6. Personnel: Reported that Donald W. Johnson, who was appointed as a Police Officer at the meeting of the City Council on June 27, 1966, has decided against accepting the appointment. Upon the recommendation of the Committee and the Police Department moved that Ronald K. Specht be appointed to the Police Force for a probationary period of one year, effective July 16, 1966. The motion was seconded by Councilman Jones and duly carried.
7. Personnel: Upon the recommendation of the Promotional Board and the Committee moved that Detective Corporal Rodney T. Ingels be promoted to Detective Sergeant, effective August 1, 1966, at \$7,445 per annum. The motion was seconded by Councilman Roth and duly carried. Councilman Kennedy pointed out that Sgt. Ingels has an excellent history with the department and was responsible for solving the cases involving Montgomery Junior College, John Nevins Andrews School and Takoma Park Junior High School. Felt the promotion was well merited.
8. Personnel: Reported that there was a vacancy for the rank of Detective Corporal and upon the recommendation of the Promotional Board and the Committee moved that Detective Pvt. O. Dale Flanagan be promoted to Detective Cpl., effective August 1, 1966 at \$6,605 per annum. Pointed out that Pvt. Flanagan has done an excellent job and has received many commendations outside of the official family. The motion was seconded by Councilman Geib. Discussion ensued and the matter of skipping the rank of PFC was discussed. Councilman Forshee moved that the motion be tabled until the next meeting in order that the matter might be discussed further. The motion was seconded by Councilman Roth and failed by a 2 to 4 vote. The original motion to promote Det. Pvt. O. Dale Flanagan to Detective Corporal was duly carried with Councilmen Forshee and Roth abstaining.
9. Personnel: Reported the need for a Sergeant of rank in the Department and upon the recommendation of the Promotional Board and the Committee moved that Cpl. Johnny C. Walter be promoted to the rank of Uniform Sergeant effective September 1, 1966 at a salary of \$7,455.00. The motion was seconded by Councilman Jones and duly carried.
10. Commendation: Reported that Pvt. Clifford Stitely had received a commendation for the apprehension of a shoplifter armed with a 25 caliber pistol.
11. Commendation: Reported that Pvt. Grant A. Starkey had received a commendation for apprehending a suspect connected with a robbery of the Hampshire-Langley Safe-way.

PUBLIC WELFARE COMMITTEE: Councilman Roth, Vice Chairman, reporting:

No report at this time.

PUBLIC WORKS COMMITTEE: Councilman Roth reporting:

1. Storm Drainage: Reported that the City has the responsibility of getting the Rights of Way involved in this project, Stream Enclosure Project No. 7 through Block 73.
2. Fence: Reported that it was not sure the fence between 8 Sherman Avenue and 7344 Sherman Avenue is on City property and the situation is being studied further.
3. Sheridan Avenue: Reported that the clean up of the unimproved section of Sheridan Avenue is completed but it still remains to put up a barrier.
4. Storm Drainage Report: Reported that an engineering firm is working on this.
5. Impounding Lot: Reported that two bids had been received to construct a Western Cedar basket weave fence 6 feet high along the east side and the front (except for the driveway) of the impounding lot. Moved that the low bid of the Suburban Fence Co. of \$766.00 be accepted, funds to be transferred from the Reserve Fund to a/c 10.813.
6. Sidewalks, Curbs and Gutters: Reported that the contractor will start working on these next week.

FIRE PROTECTION COMMITTEE: Councilman Turner reporting:

1. Commended Councilman Geib for the fine work he had done as 1st Vice President of the 4th of July Committee, especially in the field of fund raising.
2. Personnel: Upon the recommendation of the Committee and the Fire Department, moved that Howard Leroy Stevens be given a probationary appointment to the Fire Department effective August 1, 1966.

CIVIC IMPROVEMENTS COMMITTEE: Councilman Geib reporting:

1. Special Exception Case No. 2033: Reported that the Committee had checked into the location and the proposed building appears to be in the area of the trees. Pointed out the following items the Council hoped the applicant would consider:
 1. That the applicant purchase the houses along Carroll Avenue in that block, tear them down with possibly one exception and build the nursing home closer to Carroll Avenue.
 2. Provide at least a 25 ft. easement around the neighboring property owners.
 3. Build not more than two stories.
 4. Provide required parking in the rear of the nursing home, saving as many of the trees as possible.
2. Z.A.P. A-6160 and Z.A.P. A-6507 - Holton Lane, C-1 to C-2: Reported that the Prince George's County Commissioners had approved the C-2 zoning.
3. Sheridan Avenue: Extended his compliments for the fine clean up job done on the unimproved section of Sheridan Avenue, noting that even the neighbors were cooperating with the effort.

PARKS AND RECREATION COMMITTEE: Councilman Jones reporting:

1. Fire House: Moved that the Board of Election Supervisors be authorized to use

Parks and Recreation Committee, cont.

the Fire House as a polling place on September 13, 1966 as they requested. The motion was seconded by Councilman Roth and duly carried.

2. U. S. Army Field Band: Reported that the U. S. Army Field Band would give a concert for Takoma Park citizens on August 25th at 7:30 p.m. at Jeque Park.
3. Summer Programs: Reported that the summer recreation program is in full swing and that a very active program is being conducted. Announced that the next community square dance will be held July 23 at Jeque Park at 7:30 p.m.

SPECIAL LIBRARY COMMITTEE: Councilman Jones reporting:

1. Library Building: Reported that another meeting would be held very soon and consideration was being given to enlarging the building and to architectural coordination with the Civic Center.

FINANCE COMMITTEE: Councilman Forshee reporting:

1. Equipment: Reported that the staff in the City Office had been increased and that there was need for an additional typewriter. Moved that the purchase of one electric IBM typewriter be authorized for a sum not to exceed \$450.00, funds to be transferred from the surplus Reserve Fund to a/c 10.143. Councilman Roth seconded the motion which was duly carried.
2. Salaries: Moved that the following salaries be approved for Department Heads retroactive to July 1, 1966: City Administrator: \$11,600. Director of Public Works: \$9,400. Fire Chief: \$8,750. Police Chief: \$8,750. Librarian: \$7,700. Deputy City Clerk: \$5,800. Deputy City Treasurer: \$5,800. Newsletter Editor: \$1,500. The motion was seconded by Councilman Roth and duly carried. Councilman Turner commented that the Deputy Treasurer and Deputy Clerk should be given further consideration at a later date.

Councilman Jones remarked that the letter from the Vice President of the Baltimore and Ohio Railroad was most gratifying and that he hoped it would be possible to acquire a small locomotive to place near the station when it was acquired.

Councilman Kennedy commended the members of Takoma Post 350, Veterans of Foreign Wars, for the fine job they had done of dispensing free cold drinks to participants in the 4th of July Parade. Noted that over 2,500 drinks had been dispensed, including 80 gallons of Kool-Aid and 30 Gallons of ice water. Asked that a letter of thanks be transmitted to the Post Commander. Also expressed thanks to the Director of Public Works for having the booth set up for the cool drinks.

Councilman Geib extended an invitation to the Mayor and Council, Department Heads and Deputies to attend a party for the A.F.S. students to be held July 20 at the Takoma Park Recreation Center.

There being no further business to come before the Council, the meeting was adjourned at 10:30 p.m. to reconvene in Regular Session July 25, 1966 at 8:00 p.m.

Attest:

Belle Fiegler
Deputy Clerk

Approved:

George M. Miller
Mayor

FINANCIAL STATEMENT: Deputy City Clerk Ziegler reporting:BANK BALANCE AS OF JUNE 30, 1966SUBURBAN TRUST COMPANY - GENERAL FUND

Balance as of May 31, 1966	\$	94,121.79	
*June Receipts		158,030.72	
Amount of checks dated before Jan. 1, 1966 - written off		<u>7.18</u>	\$ 252,159.69
**June Disbursements			<u>122,698.89</u>
Balance as of June 30, 1966			<u><u>129,460.80</u></u>
*Includes \$83,000.00 Matured Treasury Bills			
**Includes purchase of \$50,000.00 Treasury Bill - See Note.			

CITIZENS BANK OF MARYLAND - GENERAL FUND

Balance as of May 31, 1966	\$	157.17	
No transactions during June		---	\$ 157.17
Balance as of June 30, 1966			<u><u>157.17</u></u>

CITIZENS BANK OF MARYLAND - SPECIAL IMPROVEMENTS FUND

Balance as of May 31, 1966	\$	7,870.61	
June Receipts		<u>209.63</u>	\$ 8,080.24
No disbursements during June			---
Balance as of June 30, 1966			<u><u>8,080.24</u></u>

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

Balance as of May 31, 1966	\$	1,006.03	
No transactions during June		---	\$ 1,006.03
Balance as of June 30, 1966			<u><u>1,006.03</u></u>

SUBURBAN TRUST COMPANY - PAYROLL ACCOUNT

Balance as of May 31, 1966	\$	8,950.17	
June transfers from General Funds		<u>47,207.91</u>	\$ 56,158.08
June Disbursements			<u>47,547.67</u>
Balance as of June 30, 1966			<u><u>8,610.41</u></u>

PETTY CASH FUND

Balance as of June 30, 1966			<u><u>200.00</u></u>
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U. S. TREASURY SECURITIES

	<u>COST</u>	<u>MATURITY VALUE</u>
Due for Maturity 12/31/66	\$ 48,653.96	\$ 50,000.00

Note: Purchased 7/5/66 -

Due for Maturity 1/31/67	48,646.67	50,000.00
Due for Maturity 2/28/67	48,453.00	50,000.00

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

July 25, 1966

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 July 25, 1966 at 8:05 p.m.

CITY OFFICIALS PRESENT

Mayor Miller	Corporation Counsel Gingerich
Councilman Forshee	City Administrator Pridgen
Councilman Geib	Fire Chief LaScola
Councilman Jones	Director of Public Works Rhodes
Councilman McKenzie	Lt. Porter, Police Department
Councilman Roth	Capt. Fickus, Fire Department
	Building Inspector Williams
	Deputy City Clerk Ziegler

Excused: Councilman Kennedy
Councilman Turner

The Invocation was rendered by Pastor William J. Keith, Takoma Park Seventh Day Adventist Church.

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 July 11, 1966. Councilman McKenzie moved that the minutes be approved as submitted. The motion was seconded by Councilman Forshee and duly carried.

CORRESPONDENCE RECEIVED: Deputy City Clerk Ziegler reporting:

1. Mr. Jesse F. Nicholson, Secretary-Treasurer, The Maryland-National Capital Park and Planning Commission: Z.A.P. E-846, 23,440 sq. ft. at intersection of District of Columbia and B & O Railroad, east of Blair Road, R-60 to R-10 Zone. Wilkes and Artis, Attys. for Bruce C. Winston, et al, applicants. (Civic Improvements)
2. Mr. Richard A. Staufenberger, Research Director, Prince George's County Governmental Study Commission: Thanking Mayor Miller for cooperation in recent interview on county-municipal relations. (Council Files)
3. Mrs. Kathryn T. Simpson, Sister City Corporation: Thanking the Mayor and Council for interest and aid in effecting the program for the dedication of Jequie Park. (Council Files)
4. John W. Coffman, Chairman, Azalea Committee: Memo naming new officers of the Committee: (Parks and Recreation)
5. Mr. Allan T. Marsh, President, Takoma Park Art Association: Expressing endorsement of the acquisition by the City of the B & O Station and offering help with this project. (Parks and Recreation)
6. Mr. Gerald Williams, 8109 Sligo Creek Parkway, City, applicant for Special Exception #2033 for a Nursing Home on Old Carroll Avenue, outlining in more detail

Correspondence cont.

some of the elements of planning for the proposed Nursing Home: (Civic Improvements)

7. Mrs. Gertrude P. Silverman, 7428 Carroll Avenue, City: Expressing hope that the Mayor and Council will recommend approval of the application in Special Exception Case #2033. (Civic Improvements)
8. Mr. Louis F. Hartig, 7314 Flower Avenue, City: Recommending a straight charge for housing fees and requesting the Council's consideration of this. (Public Welfare)
9. Mr. Fairfax M. Atherton, Jr., 7316 Piney Branch Road, City: Complaint concerning the ticketing and impounding of his son's automobile. (Law Enforcement)
10. Mr. and Mrs. Joseph Ferrier, 7413 Maple Avenue, City: Postcard showing the new City Hall in Toronto, Ontario, Canada. (Council as a Whole)

Councilman McKenzie introduced Mr. and Mrs. James Ferguson of 7346 Carroll Avenue and commended them for their efforts in remodeling the home in which they are tenants. Mayor Miller presented a Certificate of Appreciation to Mr. Ferguson for his work in improving the community.

PUBLIC PARTICIPATION

1. Mr. James Hash, 424 Lincoln Avenue, City, President, Lincoln Valley Citizens Association: Spoke again in opposition to Special Exception Case #2033, request to construct and operate a nursing home for up to 100 patients. Introduced the following speaker.
2. Mr. Homer R. Lynd, 7400 Aspen Avenue, City: Spoke in opposition to Case #2033, stating that he felt the proposed nursing home was a commercial venture and would lower the value of the neighboring properties. Said he felt the proposed nursing home would not encourage more desirable residents to move into its vicinity.
3. Mr. Richard E. Ellis, Takoma Realty Company, City: Spoke in favor of the proposed nursing home in Case #2033 and presented a petition signed by 55 residents and property owners urging approval of the application. Stated he felt the nursing home would serve to improve the neighborhood.
4. Dr. James Whitlock, 7717 Carroll Avenue, City: Stated that he had never known property values to decline when a modern nursing home was constructed in an area. Felt there was a great need for nursing homes since Medicare became effective and urged the Mayor and Council recommend approval of Case #2033.
5. Mrs. M. C. Brown, 320 Lincoln Avenue: Spoke in opposition to Case #2033, stating she felt the area should remain residential, also expressed concern at possible traffic problems the nursing home might create.
6. Mr. E. I. Mohr, 7508 Jackson Avenue, City: Stated that the Lincoln Valley Citizen's Association does not represent all the citizens in the neighborhood and that he and others did not oppose the nursing home. Felt that no constructive suggestions as to what should be done with the property had been made by opponents of the nursing home. At present the area is a dumping ground for all sorts of trash in spite of owners and residents efforts to keep it cleaned up. Felt tree loss would be minimal. Stated that he and his wife had visited ten nursing homes in the area and all were in residential areas. 8 of these were of recent construction and

Public Participation cont.

- 7 of 100 beds or more. In all cases, the nursing homes and their grounds were just as nice and usually much nicer than the homes around them. Stated that no traffic problems were noted on the visits. Urged a favorable recommendation be sent to the County Board of Appeals.
7. Mr. Arlo Greer, 7414 Jackson Avenue, City: Spoke in opposition to Case #2033, stating that he felt it would be a big business enterprise and not suitable for a residential area. Stated that the Lincoln Valley Citizens Association did not investigate members as far as he knew, and he was a member of the association and that there were often differing opinions among the members.
8. Mr. Michael Derato, 413 Lincoln Avenue, City: Stated that he felt the Lincoln Valley Citizens Association did not represent many of the residents in the area and that the Mayor and Council should take this fact into consideration when the Association made recommendations to them.
9. Mrs. E. I. Mohr, 7508 Jackson Avenue, City: Spoke urging a favorable recommendation of the proposed nursing home in Case #2033, stating that the property in question was at present a dumping ground for all types of debris and was a fire hazard because of the dried leaves and bushes on it. Had put up a fence to try to keep the trash out of her back yard. Stated that she had investigated Mr. Williams thoroughly and felt he was a perfect gentleman and eminently qualified to run the nursing home.
10. Mr. Harry Wong, 7403 Aspen Avenue, City: Spoke in opposition to the proposed nursing home in Case #2033, expressing the feeling that the traffic would be a hazard. Stated that the area was heavily congested already and that in the snows of the past winter the area had been very badly tied up. Felt the traffic on Sligo Creek Parkway would be increased by the proposed nursing home.
11. Mrs. Evelyn Williams, 8109 Sligo Creek Parkway, City: Stated that she would be the administrator of the proposed nursing home and that of the 40 employees some 25 to 30 would rely on public transportation to go to and from work. Stated she would expect from past experience some 15 or 20 visitors in the evening visiting hours and felt no traffic problems would result.
12. Miss Jeanette Kitwell, 4817 DeRussey Parkway, Chevy Chase, Maryland: Felt as owner of one of the properties in question that the proposed nursing home in Case #2033 would improve the neighborhood.
13. Dr. William Swatick, 203 Hilltop Road, City: Stated that as a physician in the area he recognized the need for extended care facilities such as the proposed nursing home, especially since Medicare required such facilities. Felt the City should take the needs of all its citizens into consideration and that the citizens needed the nursing home in the City where it would be close to the center of Takoma Park and near to a hospital. Felt the nursing home would improve the neighborhood, not deteriorate it.
14. Mr. Joseph Brown, 405 Boyd Avenue, City: Commented that at the Budget Hearing Mayor Miller had pointed out that the City would be faced with many problems in the next ten years. Stated that he felt one of the problems facing the City was the retreat of industry from the area. Felt the proposed nursing home would be like an industry and would help the City.

Public Participation cont.

15. Mr. Gerald Williams, 8109 Sligo Creek Parkway, City: Stated he was the applicant in Case 2033 and felt the senior citizens of the community should have such a facility as the proposed nursing home available to them so that they would not have to leave the City to receive needed care. Stated that the nursing home would be landscaped in accordance with the City's "Azalea City" program for two reasons: (1) The elderly need something to look at which will cheer them and (2) To beautify the area in accordance with the City's ideals. Stated that to make the City complete, the nursing home was needed so that we could take care of our own and not send them away for care. No zoning change is requested as nursing homes like churches, schools, fire houses, etc., have no zoning classifications and are constructed under the Special Exception process. Stated that only 100,000 sq. ft. is necessary for a 100 bed nursing home, 1,000 sq. ft. per bed, and they have 115,000 sq. ft., 15,000 more than necessary. Commented that of the 115,000 sq. ft. of the property, only 15,000 would be used for the nursing home, which is less than 13% of the land area. With only 13% of the area being used for construction of the nursing home, felt most of the trees could be preserved.

16. Mr. Joseph Brown, 405 Boyd Avenue, City: Urged the Mayor and Council to develop citizens groups as soon as possible to help maintain the City as an independent municipality.

17. Mr. Philip Huck, 27 Pine Avenue, City: Spoke of conditions in his neighborhood and urged a fence be erected to stop trespassers from taking a shortcut from 25 Pine Avenue to Westmoreland Avenue.

COMMITTEE REPORTS

PUBLIC WELFARE COMMITTEE: Councilman McKenzie Chairman; Councilman Roth reporting:

Councilman McKenzie stated that he had been out of town and requested Councilman Roth, Vice Chairman of the Committee, to report on the following item.

1. Trash Truck: Reported that 4 bids for a trash truck with a 20 cubic yard body had been received and 4 bids for a trash truck with a 25 cubic yard body had also been received. Reported that the Committee had discussed these bids and decided on a 25 cubic yard body because with a 20 cu. yd. body often two trips to the dump were required daily where one would be sufficient with the 25 cu. yd. body. Noted that if only \$100.00 per week is saved on labor, gas and oil, and wear and tear on the truck, this will amount to \$5,200.00 per year. Also reported that two of the bids for the 25 cu. yd. body truck had delivery dates specified as being 32 weeks for one and 42 weeks for the other or approximately 8 and 10½ months respectively. Felt the need for the truck was too urgent to await either delivery date. A third bid for a 25 cu. yd. body truck would require the truck being taken to Baltimore for all repairs and adjustments under warranty, which would cost a great deal in time and money. The fourth bid for a truck with a 25 cu. yd. body had a delivery date of 90 days and recommended this bid be accepted and moved the following ordinance:

ORDINANCE NO. 1907

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 publically opened on July 12, 1966 for a refuse collection truck, AND

Public Welfare Committee, cont.Ordinance No. 1907, cont.

SECTION 2. THAT the bid submitted by Mack Trucks Inc., Bladensburg, Maryland, for a refuse collection truck, Heil 25 cu. yd. body mounted on a Mack chassis, meets the specifications of "Public Works Job No. 65-3", AND

SECTION 3. THAT the contract be awarded to Mack Trucks, Inc. in the net sum of EIGHTEEN THOUSAND NINE HUNDRED THIRTEEN DOLLARS AND EIGHTY CENTS (\$18,913.80), AND

SECTION 4. FURTHER THAT the sum stated in Section Three of this Ordinance be transferred from the RESERVE FUND to account no. 12.203C.

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

PUBLIC WORKS COMMITTEE: Councilman Roth reporting:

1. Impounding Lot: Reported that the fence around a part of the impounding lot was completed. Councilman Jones expressed the feeling that the entrance was too wide and inquired if a large gate could not be erected to screen the front of the lot. Councilman Roth expressed the thought that this might make it difficult for the wreckers to enter and exit from the lot, and stated that the fence was meant to screen the lot from the adjacent property owners. Mayor Miller requested the Committee give consideration to the possibility of putting up a large gate to screen the lot from passersby as well.
2. Rights of Way: Reported that they were still looking into the question of a new fence between 8 Sherman and 7344 Carroll Avenues and were not yet sure that the old fence was on City property.
4. Sheridan Avenue: Reported that the clean-up of the unimproved section of Sheridan Avenue was complete and the barrier erected. Requested the item be removed from the agenda.
5. Streets: Moved that the Director of Public Works and the City Administrator be authorized to advertise for bids in the amount of \$25,000.00 for asphalt street resurfacing, bids to be opened August 4, 1966. The motion was seconded by Councilman McKenzie and duly carried.
6. Annual Leave: Reported that the Director of Public Works had requested annual leave from August 3 to August 10. The request was granted.
7. Equipment: Reported that the Public Works Department is in need of an impact wrench, therefore, moved that the Director of Public Works be authorized to purchase a heavy duty 5/8 inch drive impact wrench from J. B. Kendall Co. for \$170.00, funds to come from a/c 12.902C, Shop Equipment.

FIRE PROTECTION COMMITTEE: Councilman Geib, Member, reporting:

No report at this time.

CIVIC IMPROVEMENTS COMMITTEE: Councilman Geib reporting:

1. Special Exception Case #2033: Old Carroll Road, approx. 2.262 acres, Lots 42, 43, 8 and part of 9, 12 and 13. Block 37, B.F.G. Subdivision: Reported that there were many pros and cons and these had been discussed. Moved the Mayor and Council recommend to the Board of Appeals that they not approve this case for the following reasons: 1. Does not conform to the Master Plan. 2. A 100 bed nursing home is big business and would create traffic and noise. 3. It would be adverse to the orderly development of the neighborhood. 4. It would be too large a construction for this single family residential area. The motion was seconded by Councilman Roth and discussion ensued. Councilman Forshee stated that he felt this location would never be developed as a residential area and felt that the nursing home could be an improvement to the neighborhood. Councilman Jones inquired if the nursing home facilities would be available to any physician desiring them. Mr. Williams replied yes and that under Medicare there must be transferring agreements between hospitals and nursing homes. Councilman McKenzie stated that he could not object to a nursing home on this property and felt that it was the least objectionable use for it. Councilman Geib also pointed out that he personally would not object to a nursing home being built on the land behind his home and felt there was a need for nursing homes in Takoma Park but did not think the proposed site for the 100 bed nursing home was a desirable location for it. The motion failed by a Roll Call Vote recorded as follows: Aye: Councilmen Geib and Roth. Nay: Councilmen Forshee and Jones. Abstain: Councilman McKenzie. Excused: Councilmen Kennedy and Turner. This resulted in a tie vote necessitating the Mayor voting. Mayor Miller voted Nay, stating that he had felt that it would not be in the best interests of Takoma Park to have a nursing home in that location but after evidence was presented on all sides, felt since there was no constructive plan offered to improve the area, felt that in all conscience he would have to vote nay. Councilman Jones then moved that a favorable recommendation be made to the Board of Appeals for Special Exception Case #2033. The motion was seconded by Councilman Forshee and was carried by a Roll Call Vote recorded as follows: Aye: Councilmen Jones and Forshee. Nay: Councilman Geib and Roth. Abstain: Councilman McKenzie. Excused: Councilmen Kennedy and Turner. This resulted in a tie vote necessitating the Mayor voting. Mayor Miller voted Aye.

PARKS AND RECREATION COMMITTEE: Councilman Jones reporting:

1. B & O Railroad Station Building: Requested that a letter be transmitted to the Takoma Park Art Association thanking them for their support of this project.
2. Maryland Beauty Festival: Moved that the matter be referred to the Recreation Council. The motion was seconded and duly carried.
3. Equipment Box: Reported that the new concrete and steel equipment box at Spring Park appeared to be vandal-proof.

SPECIAL LIBRARY COMMITTEE: Councilman Jones reporting:

1. Library Building: Reported that the expansion study of the Library is tied in with plans for the new Municipal Building. Reported that the former Library Committee had recommended a 40' x 40' addition to go toward the elementary school.

LAW ENFORCEMENT COMMITTEE: Councilman Jones, Member, reporting:

1. Equipment: Moved the Police Department be authorized to purchase 3 gas masks, 10 riot helmets, and 2 automatic shotguns for a total of \$379.60, funds to be transferred from the Reserve Fund to a/c 11.112. The motion was seconded by Councilman McKenzie and duly carried.

FINANCE COMMITTEE: Councilman Forshee reporting:

No report at this time.

Councilman Roth reported that according to the newspapers there was a new report on the North Central Freeway.

There being no further business to come before the Mayor and Council, the meeting was adjourned at 10:00 p.m. to reconvene in Executive Session on August 8, 1966 at 8:00 p.m.

Attest: *Haynes M. Pugh*
Clerk-Treasurer

Approved: *George M. Miller*
Mayor