

THE CITY OF TAKOMA PARK, MARYLAND

EXECUTIVE MEETING OF THE MAYOR AND CITY COUNCIL

NOVEMBER 10, 1969

CITY OFFICIALS PRESENT

Mayor Miller	City Administrator Pridgen
Councilman Forshee	Deputy City Clerk Levine
Councilman Geib	Chief LaScola, Fire Department
Councilman Hutmire	Lt. Porter, Police Department
Councilman Jones	Director of Public Works Rhodes
Councilman Kennedy	Recreation Director Ziegler
Councilman Roth	Corporation Counsel Gingerich
Councilman Turner	Asst. Corp. Counsel Culpepper
	Code Enforcement Officer Thorowgood
	Code Enforcement Officer Wollner
	Assistant Fire Marshal Williams
	Deputy Fire Chief Fickes

The Mayor and Council for the City of Takoma Park, Maryland convened in Executive Session in the Council Room, 8 Columbia Avenue, Takoma Park, Maryland at 8:07 p.m. on November 10, 1969. Mayor Miller requested that the Deputy City Clerk call the roll. Mayor Miller led in the Pledge of Allegiance to the Flag. Mayor Miller requested that the Deputy City Clerk present the correspondence to the Council at this time.

CORRESPONDENCE RECEIVED: Deputy City Clerk Levine reporting.

1. M's Jean M. Schmuhl, Clerk to County Commissioners, Prince George's County Courthouse, Upper Marlboro, Maryland: Application for Special Exception No. 2170, Bretton Hall, 1040 University Boulevard, Legal Office - Professional Use (No. 2170) Civic Improvements.
2. Lois M. Gosnell, Clerk to the Board of Appeals for Prince George's County, County Service Building, Hyattsville, Maryland: Notice of Hearing on Appeal No. 2593 for the operation of medical offices on the second floor at 1015 University Boulevard: Civic Improvements Committee.
3. (a) Mr. William G. Fawsett, Chairman, Prince George's County Board of Appeals, County Service Building: Notice of granting of variance of four feet from side yard requirements and variance of one and eight-tenths feet from side yard requirements of other side at 1102 Kingwood Drive (Russell E. Dyke), Appeal No. 2628. (b) Notice of granting of variance of one and nine-tenths feet from the side yard requirements (7225 Minter Place), Appeal No. 2622 (William Loveless). Civic Improvements Committee.
4. Mr. Lee C. Foreman, Division Realty Manager, Safeway Stores, Inc., 6700 Columbia Park Road, Landover, Maryland: Letter assuring cooperation in the possible relocating of a store within the City. Civic Improvements and Public Welfare Committees.
5. Mrs. M. E. Dawson, 24 Holt Place, Takoma Park, Maryland: Request for improvement of conditions at 25 Holt Place and the placement of "No Litter" signs at the intersection of Philadelphia Avenue, Carroll Avenue, Grant Avenue. Public Welfare Committee.
6. Mrs. Allen T. Marsh, 7405 Maple Avenue, Takoma Park, Maryland: Letter of appreciation for placement of trash receptacles as requested at Maple and Tulip Avenues and in front of the Takoma Park Elementary School. Council Files.

CORRESPONDENCE RECEIVED: continued

-2-

November 10, 1969

7. Mr. L. H. Carmichael, 712 Seeks Lane, Silver Spring, Maryland: Request for an appeal and hearing before the members of the Council relating to the ordered demolition of the fire hazard located at 7219 Maple Avenue. Public Welfare and Fire Protection Committees.
 8. Mr. and Mrs. Reed A. Robinson, 7533 Carroll Avenue, Takoma Park, Maryland: Letter of appreciation for efforts made to correct undesirable conditions created by the construction of the Sligo Gardens Nursing Home on Carroll Avenue. Council Files.
 9. Mr. Edward Holt, Chairman of the Winchester Takoma Tenants Committee, 7620 Maple Avenue, Takoma Park, Maryland: Letter citing complaints of tenants and requesting the assistance of the City in correcting same. Public Welfare Committee.
 10. Mr. David H. Fisher, Chairman, State Roads Commission and Director of Highways, Baltimore, Maryland: Transmittal of guide to the Traffic Operations Program to Increase Capacity and Safety (TOPICS). Law Enforcement Committee.
- FINANCIAL STATEMENT: Deputy City Clerk Levine reporting.

SEE END OF MINUTES

MAYOR MILLER'S COMMENTS:

Mayor Miller spoke regarding the recent hospitalization of Mr. Oliver Youngblood, former Mayor of the City of Takoma Park, Montgomery County Commissioner and President of the Citizens Bank of Takoma Park. Mayor Miller stated that he can think of no one with more friends or better known than Mr. Youngblood and requested that he be remembered in everyone's prayers.

Mayor Miller spoke regarding the campaign for a "Week of National Unity" and noted that participants are being requested to fly the flag, turn on car lights and wear red, white and blue armbands. He further stated that this expression of unity is most necessary as citizens of this Country must stand together.

Mayor Miller stated that the annual Memorial service commemorating Veterans Day will be held at the Memorial Park at 2:00 p.m. and urged all residents to attend in tribute to all Veterans and persons now serving in the Armed Forces.

Mayor Miller reminded everyone of the Open House to be held at the Library from 10:00 a.m. to 5:00 p.m. on Veteran's Day and the Dedication to be held at 8:00 p.m. on November 12th. He further noted that a meeting of the Library Association will be held at this time and urged residents to become members.

PUBLIC PARTICIPATION:

1. Mrs. Evelyn Ferry, 24 Hickory Avenue, Takoma Park, Maryland: Expressed appreciation for police surveillance of the Takoma Park Presbyterian Church property. Mrs. Ferry noted that Montgomery County has designated the Church as a depot for clothing, etc. for families receiving Public Assistance and stated that the Church will be receiving old but usable, outgrown clothing for distribution to these families as well as various other agencies such as D.C. Village, etc.

Mrs. Ferry further remarked on the presentation of a letter at tonight's meeting from Mr. Foreman of the Safeway Stores, Inc. She expressed her appreciation for the Council's efforts in attempting to have a store locate within the City in the area of the proposed apartment building for senior citizens to be built on Carroll Avenue. Mrs. Ferry further inquired as to the zoning of the property designated as #1 Columbia Avenue and questioned as to whether the location of the entrance made a difference. Corporation Counsel Gingerich

stated that the zoning applies to the piece of property and the location of the entrance is irrelevant except in the case of some Special Exceptions.

2. Mrs. Ruth Pratt, 7324 Piney Branch Road, Takoma Park, Maryland: Mrs. Pratt presented a book entitled "The American Heritage - History of Antiques, From the Civil War to World War One" with the inscription "The Antique Seminar Group proudly presents this volume to the Takoma Park Library with our gratitude for your generous contribution to the Annual Antiques Show. Presented November 10, 1969". Mayor Miller thanked Mrs. Pratt in behalf of the Library and stated that the book will be placed in the Library as soon as possible. Mayor Miller commented on the activities of Mrs. Pratt and noted that she was the first Librarian for the City of Takoma Park and since retiring is still very active in the affairs of the Library and other organizations.

3. Mr. Edward Holt, Chairman of the Winchester Takoma Tenants Committee, 7620 Maple Avenue, Takoma Park, Maryland: Mr. Holt stated that sufficient heat seems to be one of the major problems facing the tenants at these apartments. He further stated that undesirable elements will soon make the buildings the "mecca of dope traffic in the City". Mr. Holt stated that an increase in the security of the building, such as the issuing of keys for entrance to the lobby and the locking of other access doors may prevent some of the unauthorized persons from entering. He stated that many of the tenants have moved and others have contemplated the same, but feel that moving to another location is not the answer.

4. Dr. Ken Nishimoto, 7409 Holly Avenue, Takoma Park, Maryland: Dr. Nishimoto expressed his appreciation to Councilmen Turner and Jones as well as Chief Foster for their speaking at the last meeting of the Community Action Forum. He further expressed his appreciation to the other members of the Council and Mayor Miller for their attendance at the meeting. Dr. Nishimoto noted that the next meeting is scheduled for December 3rd and will concentrate on other problems such as Juvenile Delinquency, etc.

Dr. Nishimoto inquired as to the status of the Workable Program for Community Development. Councilman Geib stated that an effort is being made at this time to comply with some of the further requirements set by a representative of HUD during a recent visit to the City. Dr. Nishimoto stated that he understood that a consultant had been hired for the sum of \$500.00 and that he did not want to feel that the money was wasted. Councilman Turner noted that the amount paid to the Consultant was \$300.00, a fact which was attested to by the Minutes of May 12th which were shown to Dr. Nishimoto. In response to Dr. Nishimoto's comment that asking questions is the only way to find out some things, Mayor Miller quoted from the Minutes of May 12th, in order that the amount might be substantiated in these minutes for Dr. Nishimoto's information due to his earlier departure. This action took place at the conclusion of the meeting.

Dr. Nishimoto further inquired as to why Capital Outlay requests are not defined in the Budget with priorities and requested that consideration be given to doing this in the future. Mayor Miller stated that he is under the impression that the requests are in the proposed budget and that priorities are decided at the time the Budget is adopted.

Dr. Nishimoto inquired as to the status of the requested bulletin board on the Library grounds. Mr. Rhodes stated that prices are now being obtained for various types of boards and consideration is being given to erecting the board on the parking lot at the Carroll and Grant Avenue intersection.

5. Mr. Stuart Sweeney, 13 Sherman Avenue, Takoma Park, Maryland: As a long-standing member of the Independence Day Committee and having worked directly with the fireworks presentation, inquired as to the results of the consideration given by the Council to a report submitted by the State Fire Marshal subsequent to the last celebration. Mayor Miller stated that he does not think that the Fire Protection Committee is in position to report at this meeting, however, a report will be forthcoming at a future meeting.

Mr. Sweeney requested that the Committee contact him prior to making a recommendation.

READING OF THE MINUTES:

Mayor Miller stated that if there are no corrections and/or additions to the Minutes of the meeting of October 27th, the chair will entertain a motion for the dispensing of the reading of the minutes. Councilman Geib moved the adoption of the Minutes. Councilman Kennedy requested that a correction be made on Page 4, Item 5, where an address is listed as 7312 Maple Avenue rather than 7219 Maple Avenue. The motion was presented for the approval of the Minutes as corrected, seconded by Councilman Kennedy and duly carried.

COMMITTEE REPORTS:

FIRE PROTECTION COMMITTEE: Councilman Kennedy reporting.

1. 7219 Maple Avenue: Councilman Kennedy stated that a notice will be sent as to the time, date and place for the requested hearing before the Council regarding the building cited as a fire hazard and ordered demolished.
2. Request for disability retirement: Councilman Kennedy stated that it has been several months since we have had any further request from the individual involved. Councilman Kennedy requested that the item be removed from the agenda pending further correspondence.
3. Request for alternative to siren: Councilman Kennedy stated that he can see no provision in the budget for this at this time, however, the item should be left on the Agenda for future consideration.
4. Disposition of ambulance: Councilman Kennedy stated that perhaps the Public Works Department could make use of the damaged ambulance. Councilman Roth stated that this was the first knowledge of such a possibility and requested an opportunity to discuss it with the Committee.

CIVIC IMPROVEMENTS COMMITTEE: Councilman Geib reporting.

1. 250 Manor Circle: Councilman Geib moved that the case be removed from the Stet Docket and Mr. Gingerich be authorized to proceed with legal action. The motion was seconded and duly carried.
2. 7000 Poplar Avenue: Councilman Geib noted that the Hearing is scheduled for November 13, 1969.
3. 7209 Cedar Avenue: Councilman Geib stated that he is under the impression that work has begun on this property.
4. 1015 University Boulevard: Councilman Geib moved that the Prince George's County Commissioners be advised that the City has no objection to the granting of this Special Exception (No. 2693) for the operation of medical offices on the second floor in a residential area. The motion was seconded by Councilman Turner and duly carried.
5. Appointment to Community Improvement Board: Councilman Geib moved the appointment of Mr. Melvin Hall of 7401 Flower Avenue to the Community Improvement Board to serve as Chairman of Zone No. 4. The motion was seconded and duly carried.
6. Resignation from Community Improvement Board: Councilman Geib noted that Mrs. Leslie Tull is retiring from the Community Improvement Board where she has served as Chairman of Area No. 4 and moved that a letter be sent to her expressing appreciation for her participation during the past year. The motion was seconded and duly carried.

7. Beautification of Kass Property: Councilman Geib moved that a letter be written to Mr. Rhodes, and Mrs. Hutmire, President of the Takoma Park Azalea Committee (citing the efforts of Mrs. Derato and Mr. McKenney particularly) expressing the appreciation of the Mayor and Council for the outstanding job done in the beautification of this property. The motion was seconded and duly carried.
8. PEPCO Substation: Councilman Geib noted the excellent landscaping done around the Substation and moved that a letter be directed to PEPCO expressing the appreciation of the Mayor and Council for their efforts. The motion was seconded by Councilman Jones and duly carried.
9. New Hampshire Avenue and East-West Highway: Councilman Geib remarked on the condition of the property located at the intersection of New Hampshire Avenue and East-West Highway (Route #410) and moved that a letter be directed to the Prince George's County Commissioners pointing out the problem the City is facing with the upgrading of the area. Councilman Geib stated that the letter should request that some very definite action be taken to clean up this property and boards placed over the broken windows and paint applied to the plywood. The motion was seconded by Councilman Jones and duly carried. Councilman Geib further stated that the letter should indicate that this property is located just outside the City Limits.
10. 201 Carroll Avenue, Washington, D.C.: Councilman Geib moved that a letter be written to the Deputy Mayor of the City of Washington, D.C. requesting that something be done about the condition of the property at 201 Carroll Avenue known as the "Plunder House". The motion was seconded by Councilman Kennedy and duly carried. Councilman Geib remarked that this letter too should indicate that the property is located outside the City.

SPECIAL LIBRARY COMMITTEE: Councilman Jones reporting.

Councilman Jones remarked on the scheduled open house and dedication ceremonies to be held at the Library on the 11th and 12th of November.

PARKS AND RECREATION COMMITTEE: Councilman Jones reporting.

1. Purchase of adding machine: Councilman Jones moved the appropriation of funds for the purchase of an adding machine for the Recreation Department not to exceed one hundred dollars (\$100.00). The motion was seconded and duly carried.
2. Bulletin Board: Councilman Hutmire stated that additional information is still required pertaining to the proposed use of the requested bulletin board. There was discussion as to the proper committee to handle the request. Councilman Jones stated that the Parks and Recreation Committee would obtain the necessary information.

FINANCE COMMITTEE: Councilman Forshee reporting.

1. Approval of Expenditures: Councilman Forshee moved the approval of expenditures for the month of August in the amount of \$106,774.55. The motion was seconded by Councilman Geib and duly carried.
2. Approval of Expenditures: Councilman Forshee moved the approval of expenditures for the month of September in the amount of \$207,259.15. The motion was seconded and duly carried.

LAW ENFORCEMENT COMMITTEE: Councilman Turner reporting.

1. Incidents involving Brownie Scouts: Councilman Turner referred to a memorandum from the Police Department summarizing the investigation conducted as a result of a complaint from the Brownie Leader of a troop meeting at the Fellowship Hall on Tulip Avenue. In quoting from the memo, Councilman Turner stated "It is hoped by this Officer that you will impart to these interested citizens and, hopefully, their children, the necessity of reporting offenses when they occur and suspicious persons at the time they are observed. The Police Department cannot operate at peak efficiency against the lawless elements in our community without the cooperation of citizens. The memo went on to state "Of the 30 general sex cases reported, nineteen cases were closed out by the Uniform Division and the Detective Bureau with three others found to be false reports and four closed by arrest." The memo further stated that "It is the opinion of this officer that this is comparatively low in relationship to the other law enforcement agencies in this general area..... however, the following steps have been taken to alleviate any possible offenses in the area of the Fellowship Hall and the general area of the Takoma Park Elementary School:"

1. "Notifications have been placed on the Roll Call Sheets to be read to each shift advising them of these offenses." 2. "An Officer will be assigned when available to patrol the area of the Fellowship Hall during the evening hours." 3. "Officer Sherman, our School Coordinator, has been advised of these offenses and will pay particular attention to the trouble area." Councilman Turner requested that the item be removed from the Agenda.

2. Request for full-time school coordinator: Councilman Turner stated that the original complaint has been resolved and a meeting scheduled for the purpose of solving other problems, which he will attend. Councilman Turner requested that the item be removed from the Agenda.

3. Mutual Aid Agreement: Councilman Turner stated that the agreement is very unorganized at this time pending the decision of one or two jurisdictions as to their participation. No determination of cost has been made at this time due to the delay in response. He further stated that plans call for a formal signing ceremony with all participating jurisdictions being represented. Councilman Turner moved that a memo be written to Francis B. Francois, Chairman of the Board of Directors and William W. Greenhalgh, Chairman of the Public Safety Policy Committee advising them of the City's desire to participate. The motion was seconded by Councilman Geib and duly carried.

4. Requests for stop lights, Flower and Domer Avenues - Flower and Carroll Avenues: Councilman Turner stated that the State Roads Commission has made studies of the areas and has advised that there is no need for the requested stop lights at this time. Councilman Turner requested that the item be removed from the Agenda.

5. Takoma and Philadelphia Avenues: Councilman Kennedy inquired as to the results of our letter to the State Roads Commission and noted that three more accidents have occurred at this intersection since the matter was referred to them. Councilman Kennedy requested that the item be returned to the Agenda until such time as the State Roads Commission advises us of the results of the request for a flashing amber light at this location.

At this time, Mayor Miller recognized the presence of Mr. Al Jarboe and his son Lt. James Jarboe of the Takoma Park Fire Department. Mayor Miller stated that they wished to make a presentation to the City. Lt. Jarboe spoke in behalf of the Jarboe family and stated that his brother, Bobby, who is presently serving with the Armed Forces in Germany sent an original oil painting to be presented to the City from the entire Jarboe family as an expression of appreciation for the services the City has provided over the years. Mayor Miller accepted the picture and stated that it will be placed in the Library prior to their Open House and a permanent place selected later. Mayor Miller requested that a letter be sent to Bobby Jarboe thanking him for his thoughtfulness in sending the picture.

PUBLIC WELFARE COMMITTEE: Councilman Hutmire reporting.

1. Leaf Collection: Councilman Hutmire noted that leaf collections will begin all around the City this month with additional rounds being made up until snow.
2. 122 Park Avenue - 312 Philadelphia Avenue: Councilman Hutmire stated that both properties will be reported on shortly under both the BOCA Code and Fire Code by the Code Enforcement Officer and Fire Marshal respectively.
3. Winchester-Takoma Apartments: Councilman Hutmire noted that a meeting is scheduled this week between Mr. Shapiro, Mr. Gingerich, Mr. Rhodes, Asst. Fire Marshal Williams, and the Code Enforcement Officers to try and reach a solution to the problems existing at the apartments. Councilman Hutmire stated that the crime problem brought to the attention of the Mayor and Council is certainly worth checking into and expressed his hope that the Police Department will investigate the allegations.
4. Code Enforcement Activities: Councilman Hutmire referred to a memo from the Code Enforcement Division listing the activities for the month of October and noted that inspection and reinspections have increased considerably.
5. Workable Program: Councilman Hutmire stated that the Public Works Office and the Code Enforcement Division are preparing the necessary documentation required by HUD for the Application for the Workable Program for Community Improvement.
6. Parking Lot lights: Councilman Hutmire inquired of Corporation Counsel Gingerich as to the possibility of requiring lights to be placed in apartment building parking lots possibly by amending BOCA. Councilman Hutmire stated that the amendment would ideally cover existing buildings as well as future construction. Mr. Gingerich stated that he would look into the matter.
7. Commendation: Councilman Hutmire read a memo from Chief Foster wherein he commended Code Enforcement Officer Thomas Thorowgood for his alertness in the apprehension of three juveniles who subsequently turned out to be suspects in several housebreakings and arson. Mr. Thorowgood stated that Asst. Fire Marshal Williams was very instrumental in the spotting and apprehension of the boys. Councilman Hutmire stated that this is an excellent example of inter-departmental cooperation.

PUBLIC WORKS COMMITTEE: Councilman Roth reporting.

1. Bulletin Board: Councilman Roth stated that there are still questions as to what type of board would be most suitable, as well as questions as to size and whether the board should be lighted. He further stated that the type of board cannot be determined until the exact purpose it is to serve is ascertained. Councilman Roth stated that a board measuring 43" x 33" would cost \$375.00 with lights costing an additional \$150.00.
 2. Personnel: Councilman Roth moved the probationary appointment of Mrs. Connie Baker as Clerk-Typist in the Public Works Office to be effective November 1, 1969 at the starting salary of \$4,961.00. The motion was seconded by Councilman Geib and duly carried.
- Councilman Kennedy commented on the memorandum received by the Mayor and Council from the City Administrator commending the City Office staff for their efforts during his recent illness. Councilman Kennedy moved that the commendation be included in the official minutes of the meeting. The motion was seconded by Councilman Roth and duly carried.
- 6701 Westmoreland Avenue: Councilman Geib stated that Notice for a Public Hearing on the property was authorized at the last meeting. Councilman Geib moved that action be taken by proceeding under the Fire Department Code as it is faster than Article 13. The motion was seconded and duly carried.

There being no further business the meeting was adjourned at 10:13 p.m.

November 10, 1969

FINANCIAL STATEMENT
OF BANK BALANCES
AS OF OCTOBER 31, 1969

SUBURBAN TRUST COMPANY - GENERAL FUND

Balance as of September 30, 1969	214,717.26	
October Receipts	<u>435,635.37</u>	650,352.63
*October Disbursements		<u>506,439.24</u>
Balance as of October 31, 1969		<u><u>143,913.39</u></u>

* Includes purchase of seven (7) \$50,000.00 Treasury Bills

SUBURBAN TRUST COMPANY - PAYROLL ACCOUNT

Balance as of September 30, 1969	18,479.72	
Transfers from General Ledger	<u>72,448.06</u>	90,927.78
October Disbursements		<u>77,356.02</u>
Balance as of October 31, 1969		<u><u>13,571.76</u></u>

CITIZENS BANK OF MARYLAND - GENERAL FUND

Balance as of September 30, 1969	2,602.88	
Audit adjustment to surplus (P.G. Fire Tax Refunds)	136.25	
October Receipts	<u>152.82</u>	2,891.95
No October Disbursements		<u>-0-</u>
Balance as of October 31, 1969		<u><u>2,891.95</u></u>

CITIZENS BANK OF MARYLAND - SPECIAL ASSESSMENTS FUND

Balance as of September 30, 1969	2,943.48	
No October transactions	<u>-0-</u>	2,943.48
Balance as of October 31, 1969		<u><u>2,943.48</u></u>

AMERICAN NATIONAL BANK - GENERAL FUND

Balance as of September 30, 1969	2,171.71	
October Receipts	<u>10,667.03</u>	12,838.74
No October Disbursements		<u>-0-</u>
Balance as of October 31, 1969		<u><u>12,838.74</u></u>

CITIZENS BANK OF MARYLAND - RECREATION SAVINGS A/C TP63

Balance as of September 30, 1969	1,435.62	
Interest for 3rd quarter	<u>14.35</u>	1,449.97
Balance as of October 31, 1969		<u><u>1,449.97</u></u>

Petty Cash

200.00

TREASURY BILLS

<u>Purchased</u>	<u>Due to Mature</u>		<u>Maturity</u>
9/26/69	3/26/70	48,263.08	50,000.00
10/3/69	4/2/70	48,184.86	50,000.00
10/3/69	4/30/70	47,944.51	50,000.00
10/3/69	5/31/70	47,603.33	50,000.00
10/3/69	6/30/70	47,237.50	50,000.00
10/2/69	2/26/70	48,550.00	50,000.00
10/3/69	1/2/70	49,120.11	50,000.00
10/9/69	12/26/69	49,288.75	50,000.00

APPROVED: _____

George M. Miller
Mayor

ATTEST: _____

[Signature]
City Clerk

170

THE CITY OF TAKOMA PARK, MARYLAND

REGULAR MEETING OF THE MAYOR AND CITY COUNCIL

NOVEMBER 24, 1969

CITY OFFICIALS PRESENT

Mayor Miller	City Administrator Pridgen
Councilman Forshee	Deputy City Clerk Levine
Councilman Geib	Chief LaScola, Fire Department
Councilman Hutmire	Chief Foster, Police Department
Councilman Jones	Director of Public Works Rhodes
Councilman Kennedy	Corporation Counsel Gingerich
Councilman Roth	Code Enforcement Officer Thorowgood
Councilman Turner	Code Enforcement Officer Wollner
	Assistant Fire Marshal Williams
	Deputy Fire Chief Fickes

The Mayor and City Council for the City of Takoma Park, Maryland convened in Regular Session in the Council Room, 8 Columbia Avenue, Takoma Park, Maryland at 8:07 p.m. on November 24, 1969. The Mayor requested that the Deputy City Clerk call the roll. Mayor Miller requested that Dr. Hiten render the invocation. At the conclusion of the invocation, Mayor Miller led in the Pledge of Allegiance to the Flag. Mayor Miller requested that any correspondence to come before the Mayor and Council be presented.

CORRESPONDENCE RECEIVED: Deputy City Clerk Levine reporting

1. Mr. William G. Fawsett, Chairman, Board of Appeals for Prince George's County, County Service Building, Hyattsville, Maryland: Notice of granting of variance for location of Medical Offices on the second floor of a building at 1015 University Boulevard (No. 2693) (Council Files)
2. Mr. Francis R. Stone, 505 New York Avenue, Takoma Park, Maryland: Letter of protest regarding the proposed New York Avenue area storm sewer project: Public Works Committee.
3. Dr. E. Horace Siegler, 201 Tulip Avenue, Takoma Park, Maryland: Request for action to eliminate problem of dogs being kept on small lot and some permitted to run at large. Public Welfare Committee.
4. Mr. T. H. Moriarty, President, Morcom Systems, Inc. 1740 N Street, N.W., Washington, D.C.: Offer to meet and discuss offerings of prospective CATV operators. Public Welfare.
5. Mr. D. C. Vaughn, Vice President, Electrical Engineering, Potomac Electric Power Co., 929 E Street, N.W., Washington, D.C.: Expression of appreciation for letter of commendation from the Mayor and Council regarding landscaping of the new substation. Council Files.
6. Dr. Ken Nishimoto, Chairman, Board of Management, Silver Spring Branch - Y.M.C.A., 9800 Hastings Drive, Silver Spring, Maryland: Letter of commendation regarding Fire Department cooperative effort with Silver Spring during a recent fire at the Y.M.C.A. Fire Protection Committee.
7. Mr. Thomas Hicks, Assistant Chief Engineer, Traffic Safety Division, State Roads Commission, 300 West Preston Street, Baltimore, Maryland: Acknowledgement of letter and statement that study will be conducted on traffic hazards at Takoma and Philadelphia Avenues: Law Enforcement Committee.

8. Hon. John A. Whitney, House of Delegates, Annapolis, Maryland: Acknowledgement of letter of support re: "Program Open Spaces" during past session of the General Assembly. Council Files.

9. Dr. William L. Fox, President, Takoma Park Junior High School P.T.A., 7905 Takoma Avenue, Takoma Park, Maryland: Letter of appreciation to Mayor Miller for testimony before the Board of Education on October 30th. Council Files.

10. Mrs. Irene Forehand, 7129 Maple Avenue, Takoma Park, Maryland: Letter of appreciation for prompt and efficient transporting of her father to the Washington Sanitarium Hospital by the Fire Department. Fire Protection Committee.

READING OF THE MINUTES: Mayor Miller called for any additions or corrections to the Minutes of the Meeting held on November 10th. Councilman Geib moved the adoption of the minutes. Councilman Jones stated that Mrs. Ferry wished to make an addition to the minutes to include a remark made at the last meeting. Mrs. Ferry stated "I haven't been here for quite a while and it is good to see your smiling faces, you too, Mayor Miller, and I'm sure you'll all still be here after next March." Councilman Kennedy requested that Item 5 under the Public Participation portion of the meeting should indicate that a report was submitted to the State Fire Marshal not by the State Fire Marshal. Councilman Geib moved the adoption of the minutes as corrected. The motion was seconded and carried.

MAYOR MILLER COMMENTS:

Mayor Miller welcomed those present to the second Council meeting of the month of November and noted that the next Council meeting will be held on the second Monday of December. Mayor Miller commented on the approach of Thanksgiving and stated that every citizen of the United States has a great deal to be thankful for. He further stated that we should render thanks every day but particularly on Thanksgiving. Mayor Miller stated that Community Thanksgiving Services will be held at several of the Churches in the area and urged everyone to attend.

PUBLIC PARTICIPATION:

1. Dr. Stephen S. Hiten, 7 Hickory Avenue: Dr. Hiten read from a letter to the Mayor and Council from the B. F. Gilbert's Citizen's Association which stated that with the exception of one dissenting vote, the association wishes to express appreciation for the good work of the Mayor and Council and hope that each of you will run again for Council at the upcoming election. Dr. Hiten stated that some of the reasons for this support include; blacktopping of the streets, improving of the parking area at Carroll and Ethan Allen Avenues, as well as the old Shell Station; The azalea gardens and random plantings; the effort to reverse the trend toward slums developing in the City. He further stated that the association appreciates the efforts made to improve street lighting and street signs; the enlargement and remodeling of the Library building; the campaign to keep the streets clean and the opportunity to speak at the Council meeting. Dr. Hiten closed by stating "Mr. Mayor, for the above named and for many more unidentified reasons, we want you to know that, in our opinion, your generous expenditure of time and effort on behalf of the City of Takoma Park, has been fruitful and sincerely appreciated." Dr. Hiten stated that the Association looks forward to further efforts and achievements and pledges their cooperation as a citizens association. Dr. Hiten further stated that he would also like to comment on the Sister City Corporation and their sponsoring of the Exchange Students. He stated that the Program merits a big note of appreciation.

Mayor Miller commented that the Council members as well as himself appreciate the kind remarks and although he cannot state the intentions of the Council regarding the election next Spring, he assured Dr. Hiten that the Councilmen are worthy of the commendation as they all spend a great deal of time and effort serving the residents of the City. Mayor Miller further stated that the Sister City Corporation will certainly appreciate the check donated by the B. F. Gilbert Citizen's Association as most of the income for the exchange student program is derived from the Sister City Thrift Shop. Mayor Miller spoke regarding the excellent program sponsored by the Sister City Corporation and noted the contribution made to international relations.

2. Dr. Ken Nishimoto, 7409 Holly Avenue, Takoma Park, Maryland: Dr. Nishimoto extended the appreciation of the Library Advisory Board to the Mayor and Council for their efforts in the expansion of the Library facilities. Dr. Nishimoto stated that Mayor Miller and Councilman Jones as well as the other members of the Council worked very hard to bring the expansion to reality. Dr. Nishimoto commented on the time spent by the Public Works Department in this expansion and the subsequent rearrangement of the shelves and books. Dr. Nishimoto noted that the expansion was accomplished without the City going into debt through the able leadership of Mayor Miller. As Chairman of the Community Action Forum, Dr. Nishimoto extended an invitation to the Mayor and Council to attend the next meeting to be held on December 3rd at 8:00 p.m. in the Takoma Park Junior High School Gymnasium on the subject of a "Safe Community". He stated that the growing drug problem will be discussed with another session to deal with the "Youth's Concern" in an effort to bridge the generation gap. Dr. Nishimoto stated that attendance by the Mayor and Council would indicate their concern and noted that individual invitations would be sent. Mayor Miller thanked Dr. Nishimoto for his remarks regarding the expansion of the Library and noted that Dr. Nishimoto has served as Chairman of the Library Advisory Board for two terms.

3. Mr. John Bacon, Jr., 7620 Maple Avenue, Takoma Park, Maryland: Mr. Bacon thanked the Mayor and Council and the Code Enforcement Division in behalf of the Winchester-Takoma Tenants Committee for the prompt response invoked to their list of complaints through a meeting with the owner of the buildings. Mr. Bacon stated that the results were far better than anticipated and expressed the hope that pressure will be continued in the future. Councilman Turner stated that the Council appreciates the manner in which the problems were brought to their attention and noted that it was dignified and to the point with discrepancies itemized.

COMMITTEE REPORTS:

PUBLIC WORKS COMMITTEE: Councilman Roth reporting.

1. Request for street light between 7108 and 7107 13th Avenue: Councilman Roth stated that the area has been inspected and that additional light is warranted at this location. He further added that this will not affect the over-all street lighting plan being studied. Councilman Roth moved that PEPCO be requested to study the particular location and submit a plan for an increase in lighting. The motion was seconded by Councilman Jones and duly carried.

2. Councilman Geib inquired as to the status of the bridge crossing Sligo Creek at Maple Avenue. Councilman Roth noted that the problem is being worked on both by the Public Works Department and the Park and Planning Commission.

FIRE PROTECTION COMMITTEE: Councilman Kennedy reporting.

1. 7219 Maple Avenue: Councilman Kennedy noted that December 3rd had been designated as the date for the Public Hearing, however, Mr. Carmichael has notified the Deputy City Clerk that he will be out of town on that date. Councilman Kennedy requested that Mr. Carmichael be notified that the Public Hearing will be rescheduled for a future date.

2. Request for increase in budget - Takoma Park Volunteer Fire Department, Inc.: Councilman Kennedy noted as a matter of information that a meeting was held and the increase discussed and authorized for \$4,600.00 for the current fiscal year and subject to revision in the future budgets.

Councilman Kennedy further noted that the proposed changes to Article 4 were not discussed at this time due to the length of the agenda.

3. Request for procedure for submission of Volunteer Fire Department Budget: Councilman Kennedy noted that the budget should be submitted through the office of the Fire Chief to be forwarded to the City Administrator with or without comments.

4. Remodeling of the Fire House building: Councilman Jones stated that the Fire Chief is to meet with the architect to make comments on the proposed plans as submitted.

CIVIC IMPROVEMENTS COMMITTEE: Councilman Geib reporting.

1. 250 Manor Circle: Upon inquiry, Corporation Counsel Gingerich stated that he has not been notified of a court date.

2. 7000 Poplar Avenue: Corporation Counsel Gingerich stated that the Judge has taken the case under advisement.

3. 7209 Cedar Avenue: Councilman Geib stated that he has been notified that the property has been brought up to 90% compliance.

4. 1111 Sligo Creek Parkway: Councilman Geib inquired as to the status of the property. Corporation Counsel Gingerich stated that it appears to be in violation during the day but complying at night.

5. 277 Carroll Street, N.W., Washington, D.C.: Councilman Geib stated that Mr. Waldron, a District Health Inspector made an inspection of the property and assured Code Enforcement Officer Wollner that he would do all necessary to being about compliance with the applicable D.C. codes and regulations. Councilman Geib moved that a letter be sent to Mr. Waldron thanking him for his assistance in this matter. The motion was seconded by Councilman Turner and duly carried.

6. 1040 University Boulevard: Councilman Geib moved that a letter be written to the Prince George's County Commissioners stating that the Mayor and Council have no objection to the granting of this Special Exception for the operation of a legal office in the apartment building at the subject address. The motion was seconded and duly carried.

SPECIAL LIBRARY COMMITTEE: Councilman Jones reporting. NO REPORT

PARKS AND RECREATION COMMITTEE: Councilman Jones reporting. NO REPORT

FINANCE COMMITTEE: Councilman Forshee reporting.

1. Councilman Forshee moved the adoption of the following Ordinance thereby setting aside the sum of \$30,000.00 toward the purchase of the aerial truck for the Fire Department and the sum of \$10,000.00 toward the purchase of a trash truck for the Public Works Department.

ORDINANCE NO. 2082

SEE NEXT PAGE

ORDINANCE NO. 2082

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

- SECTION 1. THAT the Mayor and Council at the meeting of the 13 October 1969 awarded a contract for the purchase of a new aerial ladder fire truck, for which final payment will not have to be made until next year, AND
- SECTION 2. THAT the Public Works Department will be in need of a new sanitation truck sometime in the next fiscal year, AND
- SECTION 3. THEREFORE THAT, THIRTY THOUSAND DOLLARS (\$30,000.00) be set aside in the Reserve Fund in the current year's budget for the fire truck, and TEN THOUSAND DOLLARS (\$10,000.00) be set aside in the Reserve Fund in the current year's budget for the sanitation truck.

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

2. Police Professional Liability Insurance: Councilman Forshee referred to a memo from the City Administrator and moved the adoption of the following Ordinance.

ORDINANCE NO. 2083

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

- SECTION 1. THAT for a period of years, efforts have been made to obtain adequate personal liability insurance for City employees to cover accidents and incidents occurring during the performance of their duties, AND
- SECTION 2. THAT coverage for police officers recently has become obtainable through Police Professional Liability Insurance underwritten by the American Home Assurance Company.
- SECTION 3. THEREFORE, the City Administrator be hereby authorized to place such coverage on all regular and special police officers and add coverage on all other employees, including active volunteer firemen, if possible to the General Liability coverage carried by the City, AND
- SECTION 4. THAT the sum of ONE THOUSAND (\$1,000.00) be transferred from the RESERVE RESERVE FUND to Account No. 21.90203 for premiums on the Police coverage for the remainder of the current fiscal year.

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

3. Takoma Park Volunteer Fire Department, Inc. Budget Increase: Councilman Forshee noted that all necessary information was not available at the time the budget was adopted to justify the requested increase to \$4,800.00. Councilman Forshee stated that the required information has been submitted and reviewed. Councilman Forshee moved the approval of an additional appropriation of \$600.00 for the Takoma Park Volunteer Fire Department, Inc. to be transferred from the Reserve Fund. It was pointed out that the original request was for an additional \$800.00 with the Municipal Fire Chief recommending \$500.00 and the final decision being for \$600.00. Councilman Turner pointed out that there is an understanding that when the new budget is submitted in March, any figure will be considered. The motion was seconded by Councilman Turner and duly carried for the appropriation.

4. Proposed Charter Amendment: Councilman Forshee stated that the Reserve Fund is by law required to be 10% of the estimated revenue of the City which has now become a large figure. Councilman Forshee stated that this fund has been used for capital improvements and repairs, etc. although this is not the intended use. Councilman Forshee stated that the funds were set aside predominately for emergency use. Councilman Forshee moved the approval of proceeding with the necessary requirements for amending the Charter which include (1) Post copy at City Hall for 40 days following its adoption; (2) Publish a fair summary in a newspaper of general circulation in the City, not less than four times at weekly intervals within a period of at least 40 days after adoption; (3) becomes effective 50 days after adoption. The ~~Resolution~~ and the adopting Ordinance follow:

RESOLUTION NO. 1 OF 1969

ORDINANCE NO. 2084

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

That the following Resolution amending Section 49-14 (b) and (c) of the Montgomery County Code (1965 Edition as amended) and Section 74-10 (b) and (d) of the Prince George's County Code (1963 Edition as amended) to provide for the creation of a five per cent (5%) Emergency Fund in place of the ten per cent (10%) Reserve Fund requirement, be and hereby is adopted to become effective on the thirteenth day of January, Nineteen Hundred and Seventy.

SECTION 1. Section 49-14 (b) of the Montgomery County Code, and Section 74-10 (b) of the Prince George's County Code be amended to read as follows:

(b) Against the total revenues thus estimated, the Council shall apportion such sums as, in its judgement, may be necessary and proper to meet the various itemized requirements of the City during the said fiscal year as far as such requirements can be estimated; provided, however, that the total of such proposed expenditures shall not exceed ninety-five per cent of the estimated revenues of the City; the remaining ((ten)) five per cent of said estimated revenues shall be maintained as ((a reserve)) an emergency fund to meet extraordinary or unanticipated expenditures as the Council may direct.

SECTION 2. Section 49-14 (c) of the Montgomery County Code and Section 74-10 (d) of the Prince George's County Code be amended to read as follows:

(c) or (d) For the purpose of this Section there shall not be included in the general revenues of the City, nor shall the ((ten)) five per cent ((reserve)) emergency requirement be applicable to any balance in a sinking fund set up by the City for the purpose of meeting any outstanding debt of the City or replacing any equipment subject to depreciation or obsolescence, provided that the total amounts in such sinking fund or funds shall not exceed fifty per cent of the total outstanding debt, plus fifty per cent of the value of all equipment of the City subject to depreciation or obsolescence.

DELETION (())

ADDITION _____

The motion for the adoption of the Resolution was seconded by Councilman Geib and duly carried by a Roll Call Vote recorded as follows: Aye: Councilmen Forshee, Geib, Hutmir Jones, Kennedy, Roth and Turner. Nay: None. Excused: None.

LAW ENFORCEMENT COMMITTEE: Councilman Turner reporting.

1. "Safe Home" Program: Councilman Turner commented on the activities of the School Coordinator, Officer Sherman, and noted that a "block party" was held at the Takoma Park Elementary School P.T.A. for the purpose of making more information available regarding the "safe Home" program which gives school children a safe place to go in time of emergency. Councilman Turner stated that Officer Sherman should be commended for his activities in this program.
2. Personnel: Councilman Turner moved the promotion of Lieutenant Robert E. Porter to the rank of Uniform Captain to be effective December 1, 1969. The motion was seconded by Councilman Kennedy and duly carried.
3. Information Booklet: Councilman Turner commented on a booklet prepared by the Community Witness Committee of the Takoma Park Presbyterian Church and noted the excellent presentation of pertinent information. Mayor Miller requested that a letter be directed to the Church inquiring into the possibility of the City using excerpts or possibly reprinting the booklet entitled "Welcome to Takoma Park". He further requested that the Church be commended for its fine work in community affairs.

PUBLIC WELFARE COMMITTEE: Councilman Hutmire reporting.

1. Street Cleaning: Councilman Hutmire noted the concentrated street cleaning effort being made and noted that leaf collections will continue through the month of November and into December up until the first snow.
2. 25 Holt Place: Councilman Hutmire stated that this complaint is being looked into and Mr. Wollner will make recommendations in the future.
3. Status reports: Councilman Hutmire noted that properties are still being worked on in an attempt to bring them into compliance. As regards 312 Philadelphia Avenue, Councilman Hutmire requested that Code Enforcement Officer Thorowgood contact the environmental health officer in Montgomery County for his assistance. Regarding the Winchester-Takoma Apartment, Councilman Hutmire noted that the owner has agreed to install new locks on the doors, light the parking lot and make general repairs throughout the buildings. Councilman Hutmire stated that tenants are pleased and expressed the hope that their cooperation and interest will continue.
4. Code Enforcement: Councilman Hutmire referred to a memorandum from the Public Works Department, Code Enforcement Division stating the number of inspection activities undertaken by the Code Enforcement Officers.
5. 28 Philadelphia Avenue: Councilman Geib inquired of Assistant Fire Marshal Williams as to the status of this property. Mr. Williams stated that the property has been boarded up and noted that the property is to be foreclosed when the legal owner can be ascertained.
6. Commendation: Councilman Geib commended Assistant Fire Marshall Williams for his efforts in attempting to obtain compliance with the Fire Code at #1 Columbia Avenue.

Councilman Forshee moved the approval of the purchase of equipment for the City Office in the amount of approximately four hundred dollars (\$400.00). The motion was seconded and duly carried.

There being no further business, the meeting was adjourned at 10:00 p.m.

ATTEST:

APPROVED: *[Signature]*
Mayor

City Clerk