

THE CITY OF TAKOMA PARK, MARYLAND

EXECUTIVE MEETING OF THE MAYOR AND CITY COUNCIL

JANUARY 12, 1970

CITY OFFICIALS PRESENT

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

The Mayor and Council for the City of Takoma Park, Maryland, convened in Executive Session in the Council Chambers, 8 Columbia Avenue, Takoma Park, Maryland, at 8:03 p.m. on January 12, 1970. Mayor Miller requested that the Deputy City Clerk call the Roll. Mayor Miller led in the Pledge of Allegiance to the Flag.

READING OF THE MINUTES: Mayor Miller called for a motion to dispense with the Reading of the Minutes of the meeting held on December 22, 1969. Councilman Geib moved the adoption of the minutes as submitted. Councilman Kennedy stated that he would like to correct page 4, Item 1 under the Fire Protection Committee to read: "The Fire Protection Committee sat in on a meeting of the Board of Trustees of the Volunteer Fire Department. At this time, a number of suggestions were made by members of the Board relative to desirable revisions of Article 4 of the Municipal Code. At the meeting of the Fire Protection Committee this past Thursday, several of these suggestions were reviewed. Further consideration will be given at our January meeting following which we expect to be in position to make recommendations to the Council". Mayor Miller called for a second to the approval of the minutes as corrected. Councilman Kennedy seconded the motion which was duly carried.

CORRESPONDENCE RECEIVED: Deputy City Clerk Levine reporting.

1. Mrs. Dollie H. Kyte, Clerk to the Montgomery County Board of Appeals, 108 South Perry Street, Rockville, Maryland: Notice of Public Hearing on January 22, 1970 regarding a Special Exception to increase the number of beds from 45 to 57 at the nursing home to be located at 517 Albany Avenue. Civic Improvements.
2. Mr. Leslie D. Adams, Recording Secretary, Board of Trustees, Takoma Park Volunteer Fire Department: Notification of results of recent election. Fire Protection Committee.
3. Mr. David Strahle, 2208 Solmar Drive, Silver Spring, Maryland: Copy of a letter to the Park and Planning Commission requesting an amendment to change zoning application to C-30 rather than RT (No. A-8037): Civic Improvements Committee.
4. Mrs. J. A. Rosenberger, 7108 Sycamore Avenue, Takoma Park, Maryland: Request for advice regarding the removal of a trailer-type vehicle from front yard of 7106 Sycamore: Law Enforcement Committee. (NOTE: Chief Foster advised that the vehicle has been removed.)







Another important factor to be considered is that of cost. The City did provide the valuable site free of charge to the County and all parties to the agreement were made aware of the City's position regarding its use - if the land is not used as a site for a school, it is to revert back to City ownership.

A further factor which should not be overlooked is that of rising construction cost. Each and every delay is bound to cause an increase in the cost of building the school.

Recent statements indicating opposition to the Middle School have not taken into consideration any need other than numerical need. Such opposition is centered on current population and current school enrollment. Just as a highway can be over-saturated as soon as it is opened to the public, a school can be overcrowded as soon as it is built. The best way to avoid such problems is to plan for a need before it becomes acute, and before it is too late to meet the need.

We cannot and must not allow the education and well-being of both our children and adults to be jeopardized by any partisan bickering or squabbling over inconclusive statistics. The Whys for the new school have already been settled. It is now up to us to say When and Takoma Park wants no more delays.

CHRONOLOGY:

- 3/27/69 Statement by Mayor Miller on overcrowding of Takoma Park Elementary School - made to the Board of Education.
- 4/10/69 Meeting between representatives of the Board of Education, County Officials, City Council to discuss proposals for new Middle School providing community services. Report of meeting cited dramatic economic and social changes taking place in the area.
- 4/16/69 Superintendent of Schools Elseroad recommended to the Board of Education that proposed Middle School with community facilities be constructed to serve the Takoma Park - East Silver Spring area.
- 5/6/69 Memorandum of Understanding regarding the Middle School between the City, Board of Education, County Council and the Park and Planning Commission circulated.
- 5/26/69 City Council adopts Memorandum of Understanding and agrees to make necessary land available at no cost to the Board of Education, conditioned on the use of the land as a site for the Middle School with community facilities.
- 5/26/69 Montgomery County Board of Education adopts Memorandum of Understanding.
- 6/3/69 County Council adopts Memorandum of Understanding.
- 6/4/69 to 6/5/69 Educational facilities Charrette - community participation in planning for Middle School and its facilities.
- 6/11/69 Park and Planning Commission adopts Memorandum of Understanding.
- 7/2/69 Formal signing of Memorandum of Understanding by four agencies.
- 12/9/69 Board of Education approves preliminary plans.



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Regarding the foregoing statement, Mayor Miller urged every citizen and civic association to make their views known prior to January 20th when the matter comes up again. Mayor Miller noted that the construction of this school facility is most vital, if not for 1971, but for the next ten years. He stated that this school is to be constructed on very high priced land which the City donated to the Board of Education and it should be utilized as soon as possible.

Mayor Miller noted that a large number of Girl Scouts were present from Troop #171 and Troop #1599 of Hillandale with the exception of Tina and Pam Baker who have recently completed the Baby Sitters Class sponsored by the Takoma Park Fire and Police Departments. The instructors for the class were Mrs. Nancy Hartung R.N., Mrs. Joan Menedis R.N., Officer Gary Sherman, Police Department. and Lieut. James Jarboe, Fire Department. The graduates are as follows:

Karen Abel	Dawn Lunceford
Pam Baker	Lorri McNally
Tina Baker	Sharon Kay Mishler
Lou Bruner	Paula Olson
Nancy Cook	Dana Osterndore
Susan Friel	Liz Reeves
Nancy Fuller	Sheila Simpson
Lynn Hoffman	Linda Troost
Cindy Loeb	Susan Wolff

Mayor Miller commended Officer Sherman and Lieut. Jarboe for their time and effort spent in conducting these classes.

PUBLIC PARTICIPATION:

1. Mrs. Kathryn T. Simpson, 7300 Cedar Avenue, Takoma Park, Maryland: Mrs. Simpson spoke regarding the recent news story pertaining to the proposed Middle School and noted her concern, both as a resident of the City and Chairman of the Community Improvement Board. Her statement follows: "We are very concerned about the recent story in the newspapers that the Montgomery County Council is postponing action on the Piney Branch Middle School. It was our understanding that the Middle School was to be a most important and immediate effort to solve some pressing social as well as school problems in the Takoma Park area. We hope the Mayor and Council of Takoma Park are intending to watch action of the County Council most carefully. Now that the problems of deterioration are no longer daily concern to the newspapers - we want to be certain that the County Council has not just made a political gesture with their TESS Commission and that they continue to accept their responsibility in this area."

Councilman Geib requested that a copy of the statement be sent to the TESS Commission as well as the County Council.

2. Mr. Joseph Cangialosa, 6908 Westmoreland Avenue, Takoma Park, Maryland: Stated that he had recently inquired at the City Office regarding the Impact Study prepared in conjunction with the Freeway and the Rapid Rail Transit and was informed that the information was not for public use. He further noted that he had obtained the requested study from the Park and Planning Commission. He noted that the City Office did not have a copy at the time of his inquiry and he questioned why. Mayor Miller replied that to the best of his knowledge, the information is available to the public and a copy should be obtainable at the City Office.



3. Dr. Nishimoto, 7409 Holly Avenue, Takoma Park, Maryland: Dr. Nishimoto commended Mayor Miller for his prompt response to the Montgomery County Council action of postponing a decision on the Piney Branch Middle School. He further noted that the Community Action Forum is planning to lend its support as requested by the Mayor, and this will be discussed at the meeting to be held on January 14th. Dr. Nishimoto stated that the Community Action Forum is planning to sponsor a "Candidate's Night" in order that the voters might be able to get to know and understand them. Dr. Nishimoto inquired as to the scheduled dates for the Budget Hearing and the Election. Mayor Miller noted that the election is held in March and the Budget hearing not until April. Dr. Nishimoto requested that consideration be given to presenting the Council's budget rather than the Department Head's budgets for the Hearing.

COMMITTEE REPORTS:FINANCE COMMITTEE: Councilman Forshee, reporting.

1. Approval of Expenditures: Councilman Forshee moved the approval of expenditures for the month of November in the amount of \$202,206.67. The motion was seconded and duly carried.
2. Approval of Expenditures: Councilman Forshee moved the approval of expenditures for the month of December in the amount of \$116,888.45. The motion was seconded and duly carried.

LAW ENFORCEMENT COMMITTEE: Councilman Turner, Chairman.

1. Personnel: Councilman Turner moved the promotion of Officer Gary L. Sherman to the rank of Officer First Class effective January 15, 1970. The motion was seconded and duly carried.
2. Personnel: Councilman Turner moved the acceptance of the resignation submitted by Officer First Class Berthol J. Harbrant, with regrets, effective January 15, 1970. The motion was seconded and duly carried. Councilman Turner noted with pleasure that Officer Harbrant has requested that he continue serving in the capacity of a Special Police Officer for the City.
3. Purchase of Firearms: Councilman Turner referred to a memorandum from Chief Foster relating to the necessity for additional firearms. Councilman Turner moved the approval of the purchase of three M-1 carbines from the International Armament Corporation in the amount of \$138.00 to be transferred from the Reserve Fund. The motion was seconded and duly carried after considerable discussion about the desirability of future purchases being made from the Reserve Fund for any department being brought before the Finance Committee sufficiently in time prior to a Council meeting for consideration.
4. Purchase of Firearms: Councilman Turner referred to a memorandum from Chief Foster relating to the need for light-weight, easily concealable, hard hitting weapons for the use of the Police Department. Councilman Turner moved the approval of the purchase of two Holland Auto-Burglar Shotguns for the amount of \$220.00 to be transferred from the Reserve Fund. The motion was seconded and duly carried. Councilman Turner noted that the weapons are double-barrelled, 20 guage, with an overall length of seventeen inches and a loaded weight of only four pounds ten ounces.
5. Purchase of equipment: Councilman Turner moved the approval of the purchase of one light and siren package from Fargo International Company in the amount of \$290.00 to be transferred from the Reserve Fund. The motion was seconded and duly carried. Councilman Turner noted that the equipment will be used on the new police car replacing Car 5.



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PUBLIC WELFARE COMMITTEE: Councilman Hutmire reporting.

1. Street Cleaning: Councilman Hutmire noted that due to the ice and snow, little could be accomplished by the Public Works Department insofar as routine street cleaning. He further noted that a large number of Christmas trees were picked up.
2. 25 Holt Avenue: Councilman Hutmire noted that this particular property will require close watching.
3. 312 Philadelphia Avenue: Councilman Hutmire stated that the house has been vacated and secured in cooperation with the Fire Marshal and the Police Department. He further noted that the owner will be required to repair the property and forbidden to rent until inspection shows all code violations have been corrected.
4. Winchester-Takoma: Councilman Hutmire stated that conditions continue to improve however, there are still a number of social problems.
5. Code Enforcement: Councilman Hutmire noted that the first phase is being developed for a systematic code enforcement program. He stated that the purpose of developing such a program is to implement code enforcement on a systematic rather than complaint basis.
6. Trailer complaint: Councilman Hutmire noted that the complaint regarding a trailer parked in the front yard at 7106 Sycamore Avenue has been taken care of with the owner promising compliance.

Councilman Turner commended Code Enforcement Officer Thorowgood and Fire Marshal Williams for their prompt action regarding 312 Philadelphia Avenue.

PUBLIC WORKS COMMITTEE: Councilman Roth reporting.

1. Street lighting: Councilman Roth referred to a memorandum from Mr. Rhodes referring to the requested street light between 7107 & 7109 13th Ave. Councilman Roth moved the authorization for installation of a 2500 lumen light at be installed on Pole No. 837879 at an annual cost of \$28.13. The motion was seconded by Councilman Geib and duly carried.
2. Larch Avenue street lighting: Councilman Roth moved that PEPCO be requested to make a study of the area to determine the need for additional street lighting. The motion was seconded by Councilman Kennedy and duly carried.

Councilman Turner stated that comments had been made by mail carriers expressing their pleasure at finding the streets plowed and sanded at very early hours enabling them to reach their jobs with less difficulty.

FIRE PROTECTION COMMITTEE: Councilman Kennedy reporting.

1. Article 4 of the Municipal Code: Councilman Kennedy stated that in reference to his correction to the previous Minutes, he would like to call attention to the fact that the Committee discussed several of the matters presented at the meeting of the Board of Trustees of the Volunteer Fire Department, however, were unable to discuss all suggestions from the volunteers. He further noted that the next meeting of the Committee will be held on Wednesday, January 21st.
2. Remodeling of the Fire House: There was considerable discussion relating to the transmittal of recommendations to the architect. After discussion, it was recommended that such transmittal be delayed for the time being.



3. 7129 Maple Avenue: Councilman Kennedy stated that no real progress has been made on the "carriage house" at this time, however, a report will be made at the next meeting.
4. Donation to Fire Department: Councilman Kennedy remarked on the contribution made to the Fire Department by Columbia Union College through Mr. Kinzer of a Homalite Multi-purpose Saw and Kit which will be placed on the new aerial ladder truck.

CIVIC IMPROVEMENTS COMMITTEE: Councilman Geib reporting.

1. 250 Manor Circle: Corporation Counsel Gingerich stated that notification was given three weeks ago and in almost every instance compliance with the Code has been accomplished. Basically, Mr. Gingerich stated that the property is in compliance.
2. 12 Montgomery Avenue: Councilman Roth referred to a memo from Code Enforcement Officer Thorowgood and stated that the occupants were contacted on December 28th and advised to clean up the trash on the property and place in proper receptacles. The occupants complied and have also been given 30 day notice to vacate the premises by the Real Estate Company.
3. Albany Avenue: Councilman Geib moved that the Board of Appeals for Montgomery County be advised that the Mayor and Council have no objection to the granting of the petition for increasing the number of beds in the nursing home at 517 Albany Avenue from 45 to 57. The motion was seconded by Councilman Turner and duly carried.

PARKS AND RECREATION COMMITTEE: Councilman Jones reporting.

1. Transfer of Funds: Councilman Jones moved the approval of the transfer of funds in the amount of \$31.96 from Account 19.202G to 19.203. The motion was seconded and carried.

FINANCE COMMITTEE ADDENDUM: Councilman Forshee reporting.

1. Personnel: Councilman Forshee moved the acceptance, with regrets, of the resignation submitted by Mrs. Irene Forehand from the City Office and the position of Cashier-Assistant Bookkeeper, dated December 1, 1969 to be effective January 1 and no later than January 15. The motion was seconded and carried.
2. Personnel: Councilman Forshee moved the acceptance of the resignation submitted by Mr. Pridgen from the position of Treasurer for the City. He noted that Mr. Pridgen will continue in his capacity as City Clerk and City Administrator. Councilman Forshee stated that the Council would like to express their appreciation of his effective and conscientious service in this position. The motion was seconded by Councilman Geib and duly carried.
3. Resignation from Council: Councilman Forshee moved the acceptance of the resignation submitted by Councilman Edwin S. Turner to be effective January 12th. Councilman Forshee stated that Councilman Turner has served the City in his capacity as Councilman for 12 years. Councilman Jones seconded the motion for acceptance, with regrets. The motion was duly carried. Councilman Roth commented that the Council will miss Councilman Turner greatly.
4. Personnel: Councilman Forshee moved the appointment of Edwin S. Turner to the position of City Treasurer to fill the vacancy created by the resignation of Mr. Haynes M. Pridgen at a starting salary of \$10,500.00 to become effective January 13, 1970. The motion was seconded by Councilman Geib and duly carried. Councilman Forshee noted that Mr. Turner brings to the City his interest through life-long residence in addition to his 37 years experience in accounting with the Post Office Department. Mayor Miller stated that attempts have been made to fill the position in the past and he has personally sat in on interviews with applicants of far less experience who were asking for a much larger salary. Councilman Turner thanked the Mayor and Council for their fine comments.



5. Fidelity Bond: Councilman Forshee moved that Fidelity Bond #3472600 B issued by the Hartford Accident and Indemnity Company in the amount of \$80,000.00 for the period January 1, 1970 to January 1, 1973 be transferred from Haynes M. Pridgen to Edwin S. Turner as Treasurer for the City of Takoma Park, Maryland. The motion was seconded by Councilman Jones and duly carried.

6. Signature Authorization: Councilman Forshee moved the adoption of the following Resolution to be forwarded to the Suburban Trust Company:

RESOLUTION

RESOLVED, that the Suburban Trust Company is hereby designated as a depository of this Corporation and that a checking account be opened and maintained in the name of this Corporation with said bank; that any one (1) of the one (1) following officers and agents of the corporation: Treasurer is hereby authorized on behalf of this Corporation and in its name: to sign checks, drafts, notes, bills of exchange, acceptances, or other orders for the payment of money from said account; to indorse checks, notes, bills, certificates of deposit, or other instruments, owned, or held by this Corporation, for deposit in said Account, or for collection or discount by said Bank; to accept drafts, acceptances, and other instruments payable at said Bank; to waive demand, protest, and notice of protest, or dishonor of any check, note, bill, draft, or other instrument made, drawn, or indorsed by this Corporation; and

FURTHER RESOLVED, that said bank be and it hereby is authorized to honor, receive, certify, or pay all instruments signed in accordance with the foregoing resolution even though drawn or indorsed to the order of any officer signing the same or tendered for cashing, or in payment of the individual obligation of such officer, or for deposit to his personal account and said bank shall not be required, or be under any obligation to inquire as to the circumstances of the issuance or use of any instrument signed in accordance with the foregoing resolution, or the application, or disposition of such instrument, or the proceeds thereof; and

FURTHER RESOLVED, that the City Clerk shall certify to said Bank the names of the presently duly elected and qualified officers of this Corporation and shall from time to time hereafter as changes in the personnel of said officers are made, immediately certify such changes to the bank, and said Bank shall be fully protected in relying on such certifications of the City Clerk and shall be indemnified and saved harmless from any claims, demands, expenses, loss or damage resulting from, or growing out of honoring the signature of any officer so certified or refusing to honor any signature of any officer so certified or refusing to honor any signature not so certified; and

FURTHER RESOLVED, that the foregoing resolution shall remain in full force and effect until written notice of their amendment or rescission shall have been received by said Bank, and that receipt of such notice shall not affect any action taken by the Bank prior thereto; and

FURTHER RESOLVED, that the City Clerk be, and hereby is, authorized and directed to certify to said Bank the foregoing resolution and that the provisions thereof are in conformity with the Charter and By-Laws of this Corporation.

The motion was seconded by Councilman Geib and duly carried for the adoption of the Resolution.



7. Signature Authorization: Councilman Forshee moved the adoption of the following Resolution to be forwarded to the American National Bank of Silver Spring:

RESOLUTION

BE IT RESOLVED that the American National Bank of Silver Spring be, and it is hereby, designated a depository of this Corporation and that funds so deposited may be withdrawn upon a check, draft, note or order of the Corporation.

Be it further Resolved, that all checks, drafts, notes, or orders drawn against said account be signed by any one of the following: Edwin S. Turner, City Treasurer, whose signature shall be duly certified to said Bank, and that no checks, drafts, notes or orders drawn against said Bank shall be valid unless so signed.

Be it further Resolved, that said Bank is hereby authorized and directed to honor and pay any checks, drafts, notes or orders so drawn, whether such checks, drafts, notes or orders be payable to the order of any such person signing and/or countersigning said checks, drafts, notes or orders, or any such persons in their individual capacities or not, and whether such checks, drafts or notes or orders are deposited to the individual credit of the person so signing and/or countersigning said checks, drafts, notes or orders, or to the individual credit of any of the other officers or not. This Resolution shall continue in force and said bank may continue as set forth in the Certificate of the City Clerk, accompanying a copy of this Resolution when delivered to said bank or in any subsequent similar certificate, until written notice to the contrary is served on said Bank.

The motion was seconded by Councilman Jones and duly carried for the adoption of the Resolution.

8. Signature Authorization: Councilman Forshee moved the adoption of the following Resolution to be forwarded to the Citizens Bank and Trust Company of Maryland:

RESOLUTION

BE IT RESOLVED, that all checks, drafts, notes or orders drawn against said account be signed by any one of the following: Edwin S. Turner, Treasurer, whose signature shall be duly certified to said Bank and that no checks, drafts, notes or orders, drawn against said Bank shall be valid unless so signed.

Be it further Resolved, that said Bank is hereby authorized and directed to honor and pay any checks, drafts, notes or orders so drawn, whether such checks, drafts, notes, or orders be payable to the order of any such person signing and/or countersigning said checks, drafts, notes or orders, or any of such persons in their individual capacities or not, and whether such checks, drafts, notes or orders are deposited to the individual credit of the person so signing and/or countersigning said checks, drafts, notes or orders, or to the individual credit of any of the other officers or not. This Resolution shall continue in force and said Bank may consider the facts concerning the holders of said offices, respectively, and their signatures to be and continue as set forth in the certificate of the City Clerk, accompanying a copy of this Resolution when delivered to said Bank or in any similar subsequent certificate, until written notice to the contrary is duly served on said Bank.

The motion was seconded and duly carried for the adoption of the Resolution.

There being no further business to come before the Mayor and Council, the meeting was adjourned at 10:00 p.m.



FINANCIAL STATEMENT  
OF BANK BALANCES

AS OF DECEMBER 31, 1969

SUBURBAN TRUST COMPANY - GENERAL FUND

Balance as of November 30, 1969	4,898.90	
* December Receipts	<u>172,887.66</u>	177,786.56
December Disbursements		<u>116,888.45</u>
Balance as of December 31, 1969		<u>60,898.11</u>

\* Two Treasury Bills included - \$50,000. sold or matured

SUBURBAN TRUST COMPANY - PAYROLL ACCOUNT

Balance as of November 30, 1969	15,829.44	
Transfers from General Fund	<u>68,952.06</u>	84,781.50
December Disbursements		<u>66,808.04</u>
Balance as of December 31, 1969		<u>17,973.46</u>

CITIZENS BANK OF MARYLAND - GENERAL FUND

Balance as of November 30, 1969	2,891.95	2,891.95
December Disbursements		<u>2,800.00</u>
Balance as of December 31, 1969		<u>91.95</u>

CITIZENS BANK OF MARYLAND - SPECIAL ASSESSMENTS FUND

Balance as of November 30, 1969	43.48	
No Transactions during December	<u>-0-</u>	43.48
Balance as of December 31, 1969		<u>43.48</u>

CITIZENS BANK OF MARYLAND - SAVINGS A/C T.P. 63

Balance as of November 30, 1969	1,449.97	
No Transactions recorded during December	<u>-0-</u>	1,449.97
Balance as of December 31, 1969		<u>1,449.97</u>

AMERICAN NATIONAL BANK - GENERAL FUND

Balance as of November 30, 1969	338.74	
No Transactions during December	<u>-0-</u>	338.74
Balance as of December 31, 1969		<u>338.74</u>

PETTY CASH

200.00

TREASURY BILLS

<u>PURCHASED</u>	<u>DUE TO MATURE</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
11/12/69	6/22/70	47,731.00	50,000.00
		<u>384,634.39</u>	400,000.00

ATTEST: Ray Hering  
City Clerk

APPROVED George M Miller  
Mayor



THE CITY OF TAKOMA PARK, MARYLANDREGULAR MEETING OF THE MAYOR AND CITY COUNCILJANUARY 26, 1970CITY OFFICIALS PRESENT

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

The Mayor and Council for the City of Takoma Park, Maryland, convened in Regular Session in the Council Chambers, 8 Columbia Avenue, Takoma Park, Maryland, at 8:05 p.m., January 26, 1970. Mayor Miller introduced Reverend Father Robert Nagle of Our Lady of Sorrows who rendered the Invocation. Mayor Miller led in the Pledge of Allegiance to the Flag.

READING OF THE MINUTES: Mayor Miller called for a motion to dispense with the reading of the minutes of the meeting held on January 12, 1970. Councilman Kennedy moved the adoption of the minutes as submitted. Councilman Geib requested that the minutes be corrected to indicate "Councilman Geib" rather than "Councilman Roth" in Item 2 of the Civic Improvements Committee report. Councilman Geib seconded the motion for the approval of the minutes. The motion was unanimously carried.

CONFERENCE RECEIVED: Deputy City Clerk Levine reporting.

1. Charles L. Bolte, General, USA, Ret., President of the Association of the United States Army: Invitation to Mayor Miller to attend the Annual Advisor's Luncheon at the Fort McNair Officer's Club on Tuesday, 17 February 1970. Mayor Miller will respond.
2. Mayor Walter E. Washington, Mayor of the District of Columbia; Reverend Jerry A. Moore, Jr., District of Columbia City Council; Congressman Lawrence J. Hogan; Mr. R. R. Bartelsmeyer, Director of Public Roads, Federal Highway Administration; Mr. Warren D. Quenstedt, Secretary, C.O.G. Transportation Planning Board; Montgomery County Councilwoman Idamae Garrott,: Letters of acknowledgement and support relating to the Mayor's statement on the North Central Freeway: Council Files.
3. Mrs. Jean M. Schmuhl, Clerk to the County Commissioners, Upper Marlboro, Maryland: Notice of Hearing for Special Exception No. 2226 for the operation of a Medical Office at Belford Towers, 6733 New Hampshire Avenue: Civic Improvements Committee.
4. M's Lois M. Gosnell, Clerk to the Board of Appeals for Prince George's County, Hyattsville, Maryland: Notice of Hearing, Appeal No. 2695, for the operation of a child day care center at Belford Towers Apartments. Civic Improvements Committee.
5. Mr. John L. Herr, President, Maryland Municipal League, Inc. Annapolis, Maryland: Notice of meeting of League Council to be held on Wednesday, February 4th prior to the Legislative Dinner of the Fourth Annual Congress of Cities. Council Files.



6. Mr. W. C. Dutton, Jr., Chairman, M.N.C.P.P.C., and Caroline Freeland, Vice Chairman, M.N.C.P.P.C., 8787 Georgia Avenue, Silver Spring, Maryland: Request for participation in Rapid Transit Speaker Series being sponsored by the M.N.C.P.P.C. and the Washington Suburban Transit Commission. Finance Committee.
7. Mr. Peter A. Menedis, President, Takoma Park Volunteer Fire Department, Inc., 7201 Carroll Avenue, Takoma Park, Maryland: Transmittal of copies of letters received from Governor Mandel and Montgomery County Association of Volunteer Firemen congratulating them on their 75th Anniversary. Fire Protection Committee.
8. Mrs. Becky Combs, Principal, Takoma Park Elementary School, 201 Philadelphia Avenue: Letter of commendation for Officer Gary Sherman for outstanding performance of duties as School Patrol Policeman. Law Enforcement Committee and Personnel File.
9. Mr. John W. Early, 7331 Piney Branch Road, Takoma Park, Maryland: Letter of commendation and contribution for the Takoma Park Volunteer Fire Department. Fire Protection.
10. Mr. John C. LaJoye, Division Realty Department, Safeway Stores, Inc.: Copy of letter to Mr. Ernest Wolfe setting forth reasoning for not relocating within the City limits. Civic Improvements and Public Welfare.
11. Reverend John B. Paterson, Takoma Park Presbyterian Church; Mr. Duncan Wall, Takoma Park Community Action Forum; Mr. Herbert F. Lister, President, Rolling Terrace Elementary School: Copies of letters to the Montgomery County Council protesting the delay in approval of the plans for the Piney Branch Middle School. Council Files.

Mayor Miller welcomed those present to the second Council meeting in the month of January and noted that the next meeting will be held on February 9th. Mayor Miller further noted that beginning with the second meeting in February (23rd) Council meetings will be held in the Municipal Gymnasium in the Fire House at 7201 Carroll Avenue. Mayor Miller stated that for some time, the City Office accommodations have been insufficient for the number of employees and equipment required. He stated that remodeling of the Council Room will be done by the Public Works Department in order to divide the room in half, with one section to be used by the City Administrator and his staff and the other section to remain for use by small groups for meetings, etc. Mayor Miller further noted that the gymnasium location will provide for more convenient parking in the recently acquired Kass Parking lot and noted the added advantage of fewer steps for the Senior Citizens.

Mayor Miller spoke regarding the Piney Branch Middle School and noted that the Montgomery County Council has approved the plans submitted by the Board of Education. Mayor Miller commended the various civic groups and P.T.A.'s who responded to the delay in approval with personal appearances and written protests and stated that this was community action at its finest. Mayor Miller further noted that the delay was not intentional but rather the result of misunderstandings between the County Council and other County Departments. Mayor Miller noted that it is anticipated that the opening date of September, 1971 will still be met barring any unforeseen delays. Mayor Miller stated that this school will be one of the most contemporary structures in the area offering not only education but a number of community services such as health facilities, etc. He stated that it will be an asset not only to the City of Takoma Park but the entire Takoma Park - East Silver Spring area, and noted that the school is designed not only for 1971, but 1980 as well.

City Administrator Pridgen introduced Miss Judy Lochart who is employed by the City Office while attending the University of Maryland. He noted that Miss Lochart was hired as a summer employee and due to the work load and her performance, was retained after the start of the school semester.



January 26, 1970

Mayor Miller called attention to the fact that Mr. Edwin S. Turner was attending the meeting in his new capacity as City Treasurer, having resigned from the Council and been appointed to the position on January 12th. Mayor Miller noted that Mr. Turner retired from government service after 37 years with the Post Office Department as a Cost Accountant and the City is most fortunate to obtain his services. Mr. Turner thanked the Mayor for his fine comments and stated that during his twelve years on the Council, he learned a great deal about the men serving the City and knows of their great dedication. He further stated that he does not know what the results of the election will be in March, but hopes that all of them will be back. Mr. Turner stated that due to his association with these men and his life-long association with the City, he will work very hard to fulfill the trust placed in him.

SPECIAL LIBRARY COMMITTEE: Councilman Jones reporting.

NO REPORT.

PARKS AND RECREATION COMMITTEE: Councilman Jones reporting.

1. Civic Center: Councilman Jones referred to a letter from Mr. Philip Mason, A.I.A. regarding the affect of the Piney Branch Middle School on the proposed Civic Center plans. Councilman Jones moved the adoption of the following Ordinance authorizing a restudy of the proposed plans:

ORDINANCE NO. 2086

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

SECTION 1. WHEREAS it has been determined that the architectural styling pattern adjacent to the site for the proposed Civic Center has been changed by the construction of the PEPCO Substation and the approval of plans for the Piney Branch Middle School, AND

SECTION 2. WHEREAS, the new facilities available in the Piney Branch Middle School will eliminate the need for many of the proposed facilities to be encompassed by the Civic Center, AND

SECTION 3. WHEREAS a restudy of the building would require a new program and decrease in building size in order to be compatible with contemporary needs.

SECTION 4. THEREFORE THAT, Mr. Philip W. Mason, Registered Architect, be hereby authorized to prepare a restudy of the building, including architectural styling at a cost not to exceed the sum of \$2,000.00.

SECTION 5. FURTHER THAT, the sum of TWO THOUSAND DOLLARS (\$2,000.00) be transferred from the Reserve Fund to provide payment for these fees.

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



January 26, 1970

FINANCE COMMITTEE: Councilman Forshee reporting.

1. Office Furnishings: Councilman Forshee referred to a memorandum from City Administrator Pridgen setting forth the required office furnishings for the expanded office facilities being provided by the remodeling of the Council Chambers at 8 Columbia Avenue. Councilman Forshee moved the adoption of the following Ordinance:

ORDINANCE NO. 2087

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

SECTION 1. WHEREAS, it has been determined that the City Administrator and his staff shall relocate in quarters located on the upper floor of the Municipal Building, 8 Columbia Avenue, AND

SECTION 2. WHEREAS, such relocation will require the purchase of additional office furnishings, AND

SECTION 3. WHEREAS, the City Administrator - City Clerk has computed such needs and obtained quotations for the supplying of same at a total of approximately \$2,000.00.

SECTION 4. THEREFORE THAT a sum not to exceed TWO THOUSAND DOLLARS (\$2,000.00) be transferred from the Reserve Fund to Account No. 10.143.

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, and Roth. Nay: None. Excused: None.

Councilman Forshee noted that an insurance inspector (loss prevention) had noted that the City Office was overcrowded and this move will alleviate some of the overcrowded conditions.

LAW ENFORCEMENT COMMITTEE: Councilman Geib reporting.

1. Manor Circle: Councilman Geib requested that the item relating to traffic controls for Manor Circle be removed from the agenda as none of the suggestions to date have been acceptable. Councilman Geib noted, however, that additional police surveillance of the area should have eliminated some of the traffic problems.

2. Request for closing of Grant Avenue: Councilman Geib stated that due to the pending construction of the Piney Branch Middle School there will no doubt be commercial vehicles travelling this street. Councilman Geib requested that this item be placed on the Public Works Committee agenda as well as Law Enforcement to study the possibility of creating a cul-de-sac.

3. Flower Avenue parking: Councilman Geib referred to a memorandum from the State Roads Commission advising that a "No Parking At Any Time" Zone is established along the South side of Md. 787 (Flower Avenue) from the west curb line of the driveway of 8308 Flower Avenue, westerly for 30 feet. Councilman Geib noted that this is a result of the request for consideration made by the Mayor and Council after receipt of a letter from a resident.

4. Councilman Geib stated that in view of the overcrowded conditions existing in all of the Departments, he would like to suggest that the Department Heads get together and see what is going to be necessary to relieve these conditions. He noted that some employees are working out of a kitchen while the Police Department has no satisfactory place for storing recovered stolen property.



5. Request for flashing amber light: Councilman Kennedy inquired as to the status of the request made to the State Roads Commission for the installation of a flashing amber light at the intersection of Takoma and Philadelphia Avenues (Route 410). City Administrator Pridden noted that follow-up letters have been written and telephone calls made relating to the original request which is apparently still under study. He further noted that the State Roads Commission hesitates to install flashing lights and possibly the delay is the result of an attempt to establish criteria for such installation. Mayor Miller requested that another check be made on the status of the request.

PUBLIC WELFARE COMMITTEE: Councilman Hutmire reporting.

1. Code Enforcement: Councilman Hutmire stated that Code Enforcement activities are increasing and a systematic code enforcement program being developed. He further noted that forms are made and schedules are being prepared with procedures roughed out and letters have been mailed informing people that inspections are beginning in their area. Councilman Hutmire stated that the Newsletter will carry additional information for the public.

2. Purchase of Burlap Bags: Councilman Hutmire moved the adoption of the following Ordinance authorizing the purchase of burlap bags for the Sanitation Department.

ORDINANCE NO. 2088

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

SECTION 1. THAT it has been determined that the Sanitation Department is in need of burlap squares for trash removal, bids having been received from three firms specializing in this type of material, with the low bid of ONE THOUSAND ONE HUNDRED FIFTY THREE DOLLARS AND EIGHTY CENTS (\$1,153.80) for the 1500 lot of squares being submitted by the Bemis Company, Inc., Norfolk, Virginia, AND

SECTION 2. THEREFORE THAT, the purchase of ONE THOUSAND FIVE HUNDRED (1,500) burlap squares 80" x 80", 10 oz. unhemmed, is hereby authorized for the approximate total sum of ONE THOUSAND ONE HUNDRED FIFTY THREE DOLLARS AND EIGHTY CENTS (\$1,153.80) order to be placed with the Bemis, Company, Inc. of Norfolk, Virginia, in accordance with their low bid, the sum to be charged to Account No. 13.402B.

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

3. Election: Councilman Hutmire moved the adoption of the following Ordinance regarding the election scheduled for the month of March:

ORDINANCE NO. 2089

SEE NEXT PAGE

4. Councilman Hutmire noted that shortly after elections, the Mayor and Council will have to study the new budget. In this regard he requested that the Department Heads study their needs in regard to space requirements for presentation to the Mayor and Council with their budget requests.



ORDINANCE NO. 2089

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

- SECTION 1. THAT the City Clerk shall call a meeting of the citizens for the nominations for Mayor and Councilmen at 8:00 p.m., Tuesday, March 10, 1970, at the Municipal Center in the Fire House at the corner of Philadelphia and Carroll Avenues. The said meeting shall be conducted as prescribed in the City Charter, AND
- SECTION 2. THAT there shall be a City Election to elect a Mayor and seven Councilmen at the Fire House between the hours of 7:00 a.m. and 7:00 p.m., Tuesday, March 24, 1970. The said elections shall be conducted by means of voting machines, and as nearly as practicable all laws and regulations governing the use of voting machines in elections in Montgomery County shall apply to the use of Voting Machines in the said City Election, AND
- SECTION 3. THAT the City Clerk shall make arrangements with the Board of Election Supervisors of Montgomery County for the use of eight voting machines at the said City Election, and shall arrange to have placed on each voting machine the names of all candidates nominated at the Citizens Meeting on March 10th, except any who may within three days thereafter have filed with the City Clerk his refusal to have his name so placed, AND
- SECTION 4. THAT the City Clerk shall cause a notice of the citizen's meeting and the City Election to be inserted in the Suburban Record and the Prince George's Post the last week in February and the first week in March. He shall also cause the insertion in the Suburban Record and the Prince George's Post, the third week in March, of a facsimile of the arrangement of the names and words on the Voting Machine, AND
- SECTION 5. THAT the City Clerk shall prepare cards bearing the names and addresses of all voters certified by the Board of Election Supervisors of Montgomery and Prince George's Counties, and shall furnish such cards to the judges and clerks of Election, AND
- SECTION 6. THAT the City Clerk shall recommend to the Council the names of eighteen persons for designation by the Council as judges and clerks of Election, AND
- SECTION 7. THAT the City Clerk, with the assistance of the Chief of Police, shall see that the City Election is conducted in accordance with the provisions of this Ordinance and the City Charter, AND
- SECTION 8. THAT the Judges of Election shall meet in the City Meeting Room, #8 Columbia Avenue, as a Board of Election at 10:00 a.m., Wednesday, March 25, 1970 and shall determine and certify the results of the Election, as provided in the City Charter. The Council shall meet in Special Session to receive the Certification from the Judges at 8:00 p.m. on Wednesday, March 25, 1970.

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, and Roth. Nay: None. Excused: None.



PUBLIC WORKS COMMITTEE: Councilman Roth reporting

1. Street lighting: Councilman Roth referred to a memorandum from Mr. Rhodes, Director of Public Works relating to the street lighting in the area bounded by Carroll Avenue, Sligo Creek Parkway, Piney Branch Road and the City Line. Mr. Rhodes' survey indicated that there are 59 existing lights on the streets within this area. Councilman Roth stated that PEPCO has recently increased the intensity of their mercury vapor lights and reduced the annual cost. He further noted that this area has been in need of improved street lighting for some time due to the large number of apartments and the foot traffic. In view of the figures set forth in the memo by Mr. Rhodes, Councilman Roth moved that PEPCO be requested to submit a proposal to change the existing street lights in the specified area from incandescent to 4200 lumen Mercury Vapor. The motion was seconded by Councilman Geib and duly carried.
2. State Roads Commission property - Carroll Avenue: Councilman Roth stated that the parking meters presently located on this parking lot have not been yielding revenue commensurate with the rental paid to the State Roads Commission. He noted that the City Administrator has discussed this with the State Roads Commission and a proposal has been submitted for the continued use by the Sister City Thrift Shop (bldg. use) Councilman Roth moved that the City Administrator be authorized to sign a new lease for this property to be effective February 1, 1970 for the rental fee of \$1.00 per month. The motion was seconded by Councilman Jones and duly carried.
3. Kass Parking Lot: There was discussion relating to the relocation of the meters now located on the parking lot adjacent to the Sister City Thrift Shop and it was noted that an Ordinance will be required for such removal. Councilman Roth stated that such Ordinance should be adopted at the next meeting. It was noted that due to the necessity of the purchase of three additional meters for the Kass lot, that consideration should be given to the purchase of the type with three hour limitations. Councilman Roth moved that the City Administrator be authorized to purchase three new meters. The motion was seconded by Councilman Kennedy and duly carried.

FIRE PROTECTION COMMITTEE: Councilman Kennedy reporting.

Councilman Kennedy noted that due to his recent illness, he was unable to attend the last meeting of the Fire Protection Committee and requested that Councilman Forshee, Vice Chairman of the Committee, make the report: Councilman Forshee reporting:

1. Personnel: Councilman Forshee referred to a memorandum from Chief LaScola relating to the need for an employee that is able to make the majority of repairs to the fire equipment in order to eliminate some of the time that equipment has to be out of service due to repairs being made. He noted that another problem has been the high cost of having such repairs made by an outside mechanic. Councilman Forshee moved the appointment of Mr. Raymond E. Carter in the capacity of Superintendent of Machinery for the City Fire Service and that he be placed in the Sixth step of a Lieutenant's pay scale under the Merit Plan to be effective February 16, 1970. The motion was seconded and duly carried.
2. Commendation: Councilman Forshee read several commendations relating to the act of heroism performed by Private B. L. Collins on the occasion of a fire and explosion at 8672 Piney Branch Road. He noted that Private Collins saved the life of a Silver Spring Fireman, Private Engleman, who was stunned by an explosion, by covering his body with his own. He then assisted him from the burning room to safety and medical care. Councilman Forshee moved that Private Bernard L. Collins be awarded the Firemen's Medal of Valor for his act of heroism. The motion was seconded by Councilman Geib and duly carried.



January 26, 1970

CIVIC IMPROVEMENTS COMMITTEE: Councilman Geib reporting

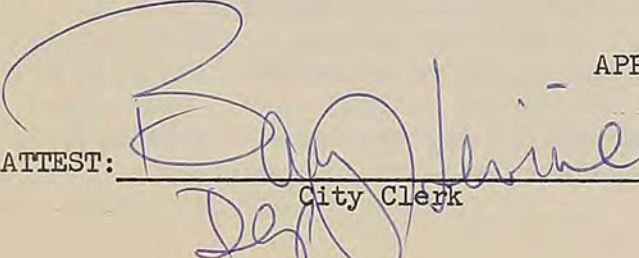
1. 250 Manor Circle: Councilman Geib referred to a memo from Code Enforcement Officer Thorogood which stated that the property owner has been contacted and instructed to replace the front door to the building.
2. 1111 Sligo Creek Parkway: Councilman Geib stated that he has been advised that the property remains the same.
3. 12 Montgomery Avenue: Councilman Geib noted that the tenants have moved and the property is being cleaned up. Councilman Geib requested that the item be removed from the agenda.
4. 114 Grant Avenue: Councilman Geib referred to a memorandum from Mr. Rhodes in response to his inquiry regarding the status of 114 Grant Avenue. Councilman Geib noted that Mr. Wollner inspected the premises and ascertained that the house is vacant and a great deal of trash has been removed and piled in the front yard. The Public Works Department has removed the trash in order to prevent scattering. Mr. Wollner also has advised the Police Department regarding the abandoned volkswagen. Councilman Geib further noted that the owner has been contacted and a joint inspection of the building is scheduled for January 29th to determine the amount of work necessary prior to re-renting. Councilman Geib requested that this item be added to the agenda for future status reports.
5. Notice of Hearing - Belford Towers: Councilman Geib moved that the Prince George's County Commissioners be advised that while the property is located outside the City limits, the City cannot take a stand, however, the Council has no objections to the granting of the request for the operation of a Day Care Center and the locating of a Medical Practitioners Office at this location. The motion was seconded and duly carried.
6. Vacant Lot - Carroll Avenue: Councilman Geib spoke regarding the vacant lot across from E and X Esso Station and moved that the owner be requested to remove all of the cars and put up a barrier to prevent more being placed there. The motion was seconded and duly carried.

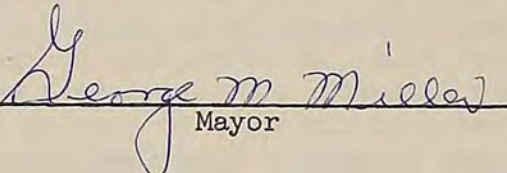
COUNCIL AS A WHOLE COMMITTEE:

1. Councilman Geib requested that item No. 7 regarding the installation of a public address system in the Council room be removed as this will not be necessary after the move to the gymnasium.

Councilman Kennedy noted that a status report from Inspector Williams indicates that work is progressing satisfactorily and from the way it is being handled, the property will most likely cease to be a fire hazard.

The being no further business to come before the Council, a motion for adjournment was made and duly seconded. The meeting was adjourned at 9:23 p.m. to reconvene at 8:00 on February 9th.

ATTEST:   
City Clerk

APPROVED:   
Mayor