

THE CITY OF TAKOMA PARK, MARYLAND

REGULAR MEETING OF THE MAYOR AND CITY COUNCIL
September 14, 1970

CITY OFFICIALS PRESENT

- | | |
|----------------------|---------------------------------|
| Mayor Miller | City Administrator Pridgen |
| Councilman Eppes | Corporation Counsel Gingerich |
| Councilman Forshee | City Treasurer Turner |
| Councilman Geib | Fire Chief LaScola |
| Councilman Hutmire | Deputy Fire Chief Fickes |
| Councilman Nishimoto | Police Chief Foster |
| Councilman Sidell | Director of Public Works Rhodes |
| | Dep. Dir. Public Works Barile |
| | Director of Recreation Ziegler |
- EXCUSED: Councilman Roth

The Mayor and City Council of Takoma Park, Maryland, convened in Regular Session at 8:00 PM, September 14, 1970, in the Municipal Gymnasium, 7201 Carroll Avenue, Takoma Park, Maryland. Mayor Miller led in the Pledge of Allegiance to the flag, after which he called for a motion to dispense with the reading of the minutes of the last meeting. Motion was made by Councilman Geib, seconded by Councilman Forshee and passed.

CORRESPONDENCE RECEIVED: City Administrator Pridgen reporting

1. Vern C. Prentice, President, Chillum-Adelphi Volunteer Fire Department, Inc. Expression of appreciation for cooperation and help with Memorial Service honoring the late Robert Harmon and Robert Hobstetter. Council Files
2. Blair H. Smith, Attorney, 3711 Rhode Island Avenue, Mt. Rainier. Letter of thanks for support of ZAP A-8037. Planning and Zoning Committee
3. M. S. Caltrider, District Engineer, State Roads Commission, 300 West Preston St., Baltimore, Md. Acknowledgement of request for resurfacing of Carroll Avenue between Flower Avenue and the D. C. line and promise of maintenance until request is complied with during summer 1971. Public Works Committee
4. Caroline Hardy, 6814 Westmoreland Avenue, City. Complaint of rat and insect infestation at 65 Walnut Avenue. Housing and Code Enforcement Committee
5. Mrs. James H. Gordon, Jr., 7310 Piney Branch Road, City. Request for alleviation of serious traffic hazard on Piney Branch Road at Takoma and Eastern Avenues. Law Enforcement Committee

FINANCIAL STATEMENT: City Treasurer Turner reporting

See page 8.

CORRESPONDENCE RECEIVED: City Administrator Pridgen reporting

1. Vern C. Prentice, President, Chillum-Adelphi Volunteer Fire Department, Inc. Expression of appreciation for cooperation and help with Memorial Service honoring the late Robert Harmon and Robert Hobstetter. Council Files

September 14, 1970

MAYOR'S COMMENTS:

Mayor Miller welcomed the audience and invited them to attend the next meeting to be held on Monday, September 28, at 8:00 PM, in the Municipal Gymnasium. He then issued the following proclamations:

A proclamation designating the period September 17-23, 1970 as CONSTITUTION WEEK in Takoma Park, noting that September 17 marks the 183rd anniversary of the adoption of the Constitution, and suggesting that everyone give thought to what the Constitution means to us as individual citizens.

A proclamation naming October 4-10 as FIRE PREVENTION WEEK--the 48th anniversary of this nationwide campaign.

A proclamation designating September 20-26, 1970 as VFW FREEDOM SIGNATURE WEEK, during which time members of this organization will circulate petitions in an attempt to secure the release of some 1400 American prisoners-of-war held by the North Vietnamese.

PUBLIC PARTICIPATION:

1. Max Chapman, 906 Larch Avenue, City. Mr. Chapman stated that according to the August 10 minutes, Mayor and Council are seeking sites to designate as open space areas and proposed consideration of the area bounded by Elm, Heather, Larch and New Hampshire Avenues--a site of approximately six wooded acres which still retains its natural character. He also stated that at least four attempts have been made to rezone this area and perhaps it could be taken out of the realm of commercial zoning in this way. Mayor Miller referred Mr. Chapman's proposal to the Planning and Zoning Committee.

2. Joseph Ferrier, 7413 Maple Avenue, City. Mr. Ferrier stated that he felt the only way to maintain our already responsive local government is through praise as well as criticism and cited the following as notable examples of responsiveness: (1) He felt that citizens were very pleased with the improved sanitary services, particularly so, when the problems in the District are considered. (2) Mr. Ferrier spoke of the marked decrease in speeding on Maple Avenue and attributed this to the high visibility of policemen patrolling the area. He also noted the quick response of the Police Department when his phone was reported out of order.

Mr. Ferrier stated that he agreed with Mr. Chapman's proposal for maintaining areas in their natural state and expressed the hope that the word "Park" of Takoma Park would always be maintained in reality as well as in name.

He then proposed that the Mayor and Council consider painting in a crosswalk on Maple Avenue at Sherman, adding that there is heavy pedestrian traffic here. Mr. Ferrier also stated that there is no sidewalk at this junction on the Northeast side. Mayor Miller referred this to the Law Enforcement Committee for consideration.

September 14, 1970

COMMITTEE REPORTS:LAW ENFORCEMENT COMMITTEE, Councilman Nishimoto reporting

1. Hospital Zone sign on Carroll Avenue. Councilman Nishimoto stated that the City Administrator has written to the State Roads Commission, the agency responsible for the signing of Carroll Avenue, and has been notified they will consider the request and notify City of decision.

2. Maryland Police Training Committee directive on training part-time policemen. This directive is creating serious problems for the Department, Mr. Nishimoto stated, and Chief Foster is attempting to work out a training schedule to comply with the provisions of the order. Mayor Miller spoke of the problems relating to this and expressed the desire that something could be worked out quickly. Councilman Nishimoto stated that enforcement of the 245-hour training requirement will begin on January 1, 1971; and that Chief Foster and the Committee must come up with an acceptable training program and get it under way prior to that time. Both Mayor Miller and Councilman Nishimoto pointed out the very real need for this supplementary force.

3. Observations and critique of police activities. Councilman Nishimoto stated that Capt. Porter has been in touch with the person involved and the problems raised have been satisfactorily resolved.

4. Personnel. Councilman Nishimoto moved that the following persons be appointed probationary police officers, effective September 15, 1970: Richard W. Buzik, 216 Grant Avenue, City; Hawes Clifford Boyd, 8235 - 14th Avenue, Hyattsville. Motion was seconded by Councilman Geib and approved unanimously.

5. Personnel. Councilman Nishimoto moved that Council approve the resignation of Chester P. Lutman from the Police Department, effective September 1, 1970. Motion was seconded by Councilman Geib and duly passed.

6. Furniture & equipment for Youth Action Program. Councilman Nishimoto moved for adoption of the following ordinance covering the purchase of equipment for the Youth Action Program office:

ORDINANCE NO. 2122

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

SECTION 1. THAT it has been determined that the newly-organized Youth Action Program, a Police Department operation, is in need of furniture and equipment to become operational, AND

SECTION 2. THAT prices have been obtained from various local agents and the lowest price chosen for each item, AND

SECTION 3. THEREFORE THAT the purchase of the following items is hereby approved:

- | | |
|--|----------|
| 1 Standard 11" Royal Typewriter (Midway Office Machines,
Laurel, Md.) | \$169.00 |
| 2 Desk lamps, 2 desk trays, 2 chairs, 1 filing cabinet
(York Furniture Warehouse, Rockville, Md.) | 177.81 |

2 desks, 2 filing cabinets w/locks, 2 desk chairs (General Fireproofing Co., D.C., via Montgomery County Board of Education)	\$452.48
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TOTAL	\$799.29
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SECTION 4. FURTHER THAT the amount of \$740 allocated in budget item 11.113Y9 be applied toward these purchases, with an additional sum of \$59.29 to be transferred from Account 11.112N.

Motion was seconded by Councilman Geib. Upon inquiry, Councilman Nishimoto stated that the furniture would be compatible with that of the new Municipal Building. Motion was passed by roll call vote recorded as follows: Aye: Councilmen Eppes, Forshee, Hutmire, Geib, Nishimoto and Sidell. Nay: none. Excused: Councilman Roth.

7. Columbia Union College request for communications equipment. Councilman Nishimoto explained that the College had requested permission to install, at their own expense, radio equipment to tie in with the Police Department. He stated that since a similar arrangement has been made with Montgomery College and it meets with the approval of the Department, he would move that Council honor their request. Motion was seconded by Councilman Geib. Upon inquiry, Councilman Nishimoto stated that the equipment would permit them to communicate with the dispatcher, but is not capable of monitoring police calls. Motion was unanimously passed.

8. IACP staff study. Councilman Nishimoto spoke of the necessity of maintaining an efficient and responsive police department, adding that City residents and citizens everywhere are concerned about the effectiveness of their police departments in light of the rising crime rate. He added that in order to assure all concerned that everything possible is being done within the limits of resources to provide an effective operation, the Committee has made preliminary arrangements for a staff study. He then moved that the Council authorize the study of the Police Department by the International Association of Chiefs of Police and that \$4500 be set aside for this purpose. He reported that application has been submitted to the Governor's Commission for Law Enforcement to cover 60 per cent of the cost, and the prospects of approval are good; however, he added, Committee would like the above amount set aside in the event application is turned down. Motion was seconded and approved.

HOUSING AND CODE ENFORCEMENT COMMITTEE , Councilman Hutmire reporting

1. Complaint about lot at 65 Walnut Avenue. Councilman Hutmire stated that with the help of the Police Department, the Committee has succeeded in removing two abandoned cars from the lot and that a letter has gone out to the owners regarding other violations.

2. 19 Montgomery Avenue. Councilman Hutmire reported that a recent inspection revealed several violations of the BOCA Code at this property. The owner subsequently requested a waiver of one of the violations (the inadequate ceiling height). The full Committee met with him on September 9, to hear his request, after which the following decision was reached: The Committee appreciated the efforts owner has put forth in maintaining his property; however, it felt that the BOCA code must have systematic and uniform application and in the absence of substantial cause for a waiver, the City must support the Code. However, since the owner assumed responsibility during the period when

Article 15 of the Municipal Code was the criterion for housing standards (and prior to adoption of the BOCA Code, under which the violation was cited), it was agreed that the 7-foot ceiling height requirement of Article 15 would be applicable in this instance. Councilman Hutmire moved that Council approve the decision and requested that owner be notified that a reinspection would be made. Motion was seconded and passed.

3. Tenants complaints--610-12 Kennebec Avenue. Councilman Hutmire stated that this property was to have been reinspected this date; a report will be made at a later date.

4. Status report: Ritchie Avenue and Piney Branch Road property. Councilman Hutmire reported that most of the problems cited by Mr. Boatman have been remedied with the exception of the house at above address; and that the Code Enforcement Division expects to have a recommendation shortly with a view to condemnation. He also reported that the grass on the Sincavage lot on Ritchie Avenue has been cut by the Public Works Department and the owner will be billed for the cost.

5. Information booklet for new residents. This is in the hands of the City Administrator and his staff, Councilman Hutmire reported, and the work is progressing satisfactorily.

6. Summary of Activities: Division of Licenses and Inspections. Councilman Hutmire stated that a very fine draft of operating instructions has been prepared by the Inspections Division and submitted to the Committee. He also stated that the Code Enforcement officers have nearly completed inspection of areas 3 and 4 and will soon begin on area 5.

7. Animal Warden. Mr. Jarboe officially began his duties as Animal Warden on September 4, Councilman Hutmire reported, and apprehended two dogs almost immediately whose owners retrieved them (after paying a fine of \$10) on the same day. He added that it is hoped the problem of roaming dogs will be alleviated considerably with the frequent appearance of the Warden and some forthcoming publicity in the Newsletter. Upon inquiry by Councilman Nishimoto, Mr. Rhodes stated that the Warden operates on a random schedule-- weekdays and weekends, both day and night.

PUBLIC WORKS COMMITTEE, Vice-Chairman Forshee reporting

1. Removal of debris on lot adjacent to BP station, New Hampshire Avenue and Sligo Creek Parkway. Councilman Forshee stated that a letter has been sent to the owner requesting that debris be removed.

2. Purchase of salt spreader. Councilman Forshee moved that Council authorize advertising for bids on a new salt spreader, adding that funds have been provided in the budget. Motion was seconded by Councilman Nishimoto. Upon inquiry by Councilman Hutmire, Mr. Rhodes stated that the cost will be between \$1200 and \$1300; that it is the type which can be shifted from truck to truck; that all spreaders are subject to breakdown and with two on hand the Department can be relatively sure that at least one will be operational at all times. Motion was approved unanimously.

3. Additional lighting at Public Works building. Councilman Forshee stated that this request had been made at a previous meeting and moved that Council authorize Public Works Department to request a PEPCO survey. Motion was seconded and duly passed.

4. New street lights--area bounded by Ethan Allen to Sligo Creek Parkway; Carrol to New Hampshire Avenues. Councilman Forshee reported that results of a PEPCO survey have been received with the recommendation that existing lights be replaced with 77 4200-lumen mercury vapor lights at an annual increase of \$590.99. He added that this is part of an on-going City program to upgrade street lighting and moved that Council authorize PEPCO to proceed as recommended. Motion was seconded by Councilman Sidell and unanimously approved.

5. Bids for sidewalks and curbs. Councilman Forshee reported that no bids were received for this work and Committee has decided to wait until spring and readvertise.

Councilman Forshee stated that all the items on the Public Works Committee agenda are either in progress or under consideration.

FIRE PROTECTION COMMITTEE, Councilman Eppes reporting

1. Appointment of representative to Prince George's County Human Relations Committee. Councilman Eppes reported that after further investigation it was learned that a representative to this Committee is no longer required, and asked that it be removed from agenda.

2. Purchase of new fire hose. Councilman Eppes stated that funds have been provided in the budget for the purchase of 2,000 feet of 3", 100% dacron fire hose, and moved that Council authorize City Administrator to advertise for bids. Motion was seconded and passed.

3. New ladder truck. Councilman Eppes called attention to the displayed sketch of the ladder truck and asked Chief LaScola to inform Council of expected delivery date. Chief LaScola replied that delivery is expected during second or third week of November, providing Fire House door alterations have been completed by then. He added that in the event work is not completed and Department cannot accept delivery, a waiver of the penalty clause will have to be sent to the factory. He then described the new truck and stated that it will be the first ladder truck in the area with a custom canopy for tiller operation. Training is being provided by mutual aid agreements with the Silver Spring and Hillandale Fire Departments who have identical trucks.

PLANNING AND ZONING COMMITTEE, Councilman Geib reporting

1. ZAP A-8419, Carlene L. Black, et al., R-18 to C-2, 6911 New Hampshire Avenue. Councilman Geib stated that this item had been acted on at the last meeting and requested that it be removed from agenda.

2. Outside arena at Takoma Junior High. Councilman Geib reported that the area behind the school is being filled in by the Board of Education and felt that perhaps this would suffice. He asked that the item be removed from the agenda.

PARKS AND RECREATION COMMITTEE, Councilman Sidell reporting

1. Congress for Recreation and Parks. Councilman Sidell moved that Council approve Mrs. Ziegler's request to attend the 1970 Congress in Philadelphia, September 27-29, noting that anticipated expense is approximately \$100 and is covered by budget item 19.202H. Motion was seconded by Councilman Eppes and passed unanimously.

2. Summer playground program. Councilman Sidell stated that the report on the summer program indicates it was successful in every respect and that response and attendance are certainly indicative of the need for a City recreation department.

3. Fall program. Councilman Sidell gave a partial listing of the activities scheduled for the fall and stated that more information may be obtained through the Department:

Classes (pre-registration required for most)

- Art
- Baton
- Beginners' Cake Decorating
- Children's Dancing
- Drama for Children and Teens
- Drawing and Painting for Children
- Guitar
- Poodle Grooming
- Slimnastics

Other activities:

- Senior Citizens' Wednesday Program
- Movies (once a month in Gym; resume this month)
- Roller Skating

4th Antique Show and Sale (proceeds go to Recreation Department)
 Sunday, September 20, 12-6:00 PM
 Library
 (In case of rain show will be held following Sunday)

FINANCE COMMITTEE: Councilman Forshee reporting

No report.

There being no further business to come before the Mayor and Council, Mayor Miller called for a motion to adjourn. Motion was made and seconded and the meeting adjourned at 9:10 PM, to reconvene at 8:00 PM in the Municipal Gymnasium, September 28, 1970.

FINANCIAL STATEMENT OF BANK BALANCES AS OF AUGUST 31, 1970SUBURBAN TRUST COMPANY--GENERAL FUND

Balance as of July 31, 1970	70,539.84	
August receipts	<u>111,498.21</u>	182,038.05
August disbursements		<u>115,409.24</u>
Balance as of August 31, 1970		<u><u>66,628.81</u></u>

SUBURBAN TRUST COMPANY--PAYROLL ACCOUNT

Balance as of July 31, 1970	13,633.31	
Transfer from General Funds	<u>76,359.02</u>	89,992.33
August disbursements		<u>79,759.74</u>
Balance as of August 31, 1970		<u><u>10,232.59</u></u>

CITIZENS BANK OF MARYLAND--GENERAL FUND

Balance as of July 31, 1970	465.09	
August receipts	<u>286.61</u>	751.70
No disbursements during August		--
Balance as of August 31, 1970		<u><u>751.70</u></u>

CITIZENS BANK OF MARYLAND--SPECIAL ASSESSMENT FUND

Balance as of July 31, 1970	364.65	
No transactions during August	<u>--</u>	<u>364.65</u>
Balance as of August 31, 1970		<u><u>364.65</u></u>

CITIZENS BANK OF MARYLAND--SAVINGS ACCOUNT TP63

Balance as of July 31, 1970	147.79	
No transactions during August	<u>--</u>	<u>147.79</u>
Balance as of August 31, 1970		<u><u>147.79</u></u>

AMERICAN NATIONAL BANK--GENERAL FUND

Balance as of July 31, 1970	338.74	
August receipts	<u>96.39</u>	435.13
No disbursements during August		--
Balance as of August 31, 1970		<u><u>435.13</u></u>

PETTY CASH200.00

Attest

Haynes M. Ridge
 City Administrator-Clerk

Approved:

George M. Miller
 Mayor

THE CITY OF TAKOMA PARK, MARYLAND

EXECUTIVE MEETING OF THE MAYOR AND CITY COUNCIL

September 28, 1970

CITY OFFICIALS PRESENT

- | | |
|----------------------|----------------------------------|
| Mayor Miller | City Administrator Pridgen |
| Councilman Eppes | Asst. Corp. Counsel Culpepper |
| Councilman Forshee | City Treasurer Turner |
| Councilman Geib | Fire Chief LaScola |
| Councilman Hutmire | Captain West |
| Councilman Nishimoto | Police Captain Porter |
| Councilman Sidell | Dep. Dir. of Public Works Barile |
| | Code Enforcement Officer Olsen |

EXCUSED: Councilman Roth

The Mayor and City Council of Takoma Park, Maryland, convened in Executive Session at 8:00 PM, September 28, 1970, in the Municipal Gymnasium, 7201 Carroll Avenue, Takoma Park, Maryland. Rev. John B. Paterson of the Takoma Park Presbyterian Church gave the invocation, after which Mayor Miller led in the Pledge of Allegiance to the flag. Mayor Miller called for a motion to waive the reading of the minutes of the last meeting. Motion was made by Councilman Eppes, seconded by Councilman Geib and passed.

CORRESPONDENCE RECEIVED: City Administrator Pridgen reporting

1. Dollie H. Kyte, Clerk, Montgomery County Board of Appeals, Rockville. Notice of public hearing on Special Exception No. 2905, to permit operation of boarding house at 714 Maplewood Avenue (Washington Sanitarium, petitioner); hearing date 10-22-70, 9:30 AM. Planning and Zoning Committee
2. John P. Hewitt, County Liaison Officer, Park and Planning Commission, Riverdale. Notice of modification of previously submitted formula for allocation of Open Space Funds in Prince George's County municipalities. Parks and Recreation Committee
3. George R. Hammond, D. C. Div., American Automobile Association, 1712 G Street, NW. Letter suggesting City Council press for traffic light at intersection of Carroll Street and Maple. Law Enforcement Committee
4. Lawrence Stevens, Dean of Students, Columbia Union College, City. Letter expressing appreciation for approval of requested radio tie-in with City Police Department and notification that any future expenses will be borne by them. Law Enforcement Committee.
5. Ernestine A. Ackerman, 7331 Carroll Avenue, City. Letter requesting reconsideration of bus stop location between 7329 and 7331 Carroll Avenue. Planning & Zoning Comm. and Law Enforcement Committee

September 28, 1970

MAYOR'S COMMENTS:

Mayor Miller welcomed the audience and invited those present to attend the next meeting of the Council to be held October 12, 1970, at 8:00 PM in the Municipal Gymnasium.

The Mayor then read a proclamation on behalf of the Children of the American Revolution designating October 12-19, 1970, as PATRIOTIC EDUCATION WEEK. He then spoke briefly along the lines of the proclamation, stating that it brings to mind goals and principles we should all try to adhere to--principles which cut across the lines of race, creed and class. He stated that even though dissent is rampant among young people today, it is his belief that the vast majority of them are dedicated to the principles of the Constitution. However, he added, the right to dissent is inherent in a democratic society and we should always be aware of the dangers of repression, stating that Brazil is a case in point, where people can no longer speak out as they once could. He reminded those present that everyone has the right to speak as he thinks, but we must also be aware of the responsibilities that always go hand in hand with privileges; that it is up to individual citizens to safeguard the freedoms provided by the Constitution.

PUBLIC PARTICIPATION:

1. Rev. John B. Paterson, Takoma Park Presbyterian Church. Rev. Paterson stated that he was pleased that the Independence Day Committee had been able to make use of the Church's lawn space as a reviewing stand. He then inquired as to the decision Council had reached concerning the Church's offer of use of Fellowship Hall in lieu of the large multi-purpose room included in the original plans for the Municipal Center. He stated that the Church had made a formal offer and asked Council to reassess plans for the Center in light of the offer, adding that except for acknowledgement of the letter, the Board of Elders has received no further word as to whether offer had been accepted or rejected.

Mayor Miller stated that the Church's recommendation and offer were considered, as had suggestions made by other groups, resulting in the decision to build a strictly municipal building rather than a municipal center. He added that the construction of the Piney Branch Middle School was also a factor, since it will have facilities for many of the center-type activities. Councilman Hutmiere stated that the cost of the new building was substantially reduced as a result of this type of citizen participation in planning and that the cost is now within a range the City can afford.

2. Joseph Ferrier, 7413 Maple Avenue, City. Mr. Ferrier expressed his support of the ideas contained in the Mayor's proclamation. However, he said, to his way of thinking the most important element of American government is on the local level; that the accessibility and responsiveness of the Takoma Park government is more meaningful to him personally than Congress next door.

3. Andrew Buzik, 216 Grant Avenue, City. Mr. Buzik, on behalf of the Takoma Park Boys' Club, presented Mayor Miller and City Treasurer Turner with tickets to the annual Club dinner in appreciation of their many years of active support.

COMMITTEE REPORTS:

FINANCE COMMITTEE, Councilman Forshee reporting

1. Interest rate on bonds. Councilman Forshee proposed adoption of the following resolution amending the City Charter. He explained that the Charter presently limits interest rate to 5% and funds are no longer available at this rate; that Committee felt Council should be in a position to secure funds for the Municipal Building at the going rates and that a Charter amendment is necessary to accomplish this.

ORDINANCE NO. 2123

RESOLUTION

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

THAT Section 49-7(1)(5) of the Montgomery County Code (1965 Edition as amended) and Section 74-9(1)(5) of the Prince George's County Code (1963 Edition as Amended) providing for sale of bonds by private negotiations or competitive bidding and limiting interest to be paid be repealed and re-enacted with amendments.

SECTION 1. Be it enacted by the Mayor and City Council of the City of Takoma Park, Maryland that Section 49-7(1)(5) of the Montgomery County Code (1965 Edition as Amended) and Section 74-9(1)(5) of the Prince George's County Code (1963 Edition as Amended) be and they are hereby repealed and re-enacted, with amendments, as follows:

- (5) The Mayor and Council in its discretion may sell any bonds whose issuance is authorized by this section, by private negotiation, provided the terms of such sale by private negotiation are more favorable to the City than any of the competitive bids received. Whether such bonds are sold upon competitive bids or by such private sale, the sale may be for less than the par or face value of such bonds. The bonds issued shall bear interest on the par or face value thereof at a rate approved by the Mayor and Council.

Motion was approved by roll call vote recorded as follows: Aye: Councilmen Eppes, Forshee, Geib, Hutmire, Nishimoto and Sidell. Nay: none. Excused: Councilman Roth.

2. Accounts Payable--G&C Company. Councilman Forshee explained that this is the organization from which police uniforms are purchased and that an unbilled amount of \$13,399.37 has been on the books since 1965. Even though subsequent purchases have been billed and paid, this amount remains on the books, unbilled and unpaid, with failure on their part to respond to queries made by City's auditors. Mr. Forshee stated that the auditors (Hoye, Graves, Bailey & Co.) have proposed, with Corporation Counsel Gingerich concurring, that this amount be written off to unappropriated surplus. He moved that Council approve this action, noting that in the event a proper bill is received in the future Council would have to appropriate necessary funds. Motion was seconded by Councilman Nishimoto and approved.

LAW ENFORCEMENT COMMITTEE: Councilman Nishimoto reporting

1. Proposed crosswalk on Maple at Sherman Avenue. Councilman Nishimoto reported the Committee has this under consideration.

2. Traffic hazard at Piney Branch Road, Eastern and Takoma Avenues. This area involves three separate jurisdictions, Councilman Nishimoto stated, and the Committee is attempting to set up a meeting between representatives of the City, District and State Roads Commission.

3. "Hospital Zone" sign on Carroll Avenue. This is being considered by the State Roads Commission, Councilman Nishimoto reported.

4. Maryland Police Training Commission directive on training part-time policemen. Councilman Nishimoto stated that it is possible this directive may not be applicable in this instance, since it specifically refers to paid part-time police officers, and the Department's special officers serve without pay. He added that Committee has requested clarification.

5. Personnel. Councilman Nishimoto stated that Code Enforcement Officer Olsen has requested an appointment as a Special Police Officer and moved that Council approve his appointment, effective October 1, 1970. Motion was seconded by Councilman Forshee and adopted unanimously.

HOUSING AND CODE ENFORCEMENT COMMITTEE, Councilman Hutmire reporting

1. 65 Walnut Avenue. Councilman Hutmire stated that a great deal has been accomplished here--cars and furniture have been removed from yard and grass has been cut; however, he added, a second complaint has been received and this is being processed.

2. 7346-48 Carroll Avenue. The owners of this property have been quite cooperative Councilman Hutmire stated, with good progress being made. The Code Enforcement Division will continue to supervise it closely until work is completed.

3. 610-12 Kennebec Avenue. Councilman Hutmire stated that upon reinspection it was found that work on this building had stopped shortly after it commenced. He added that owners have been given a severe warning and notified that it will be followed with a warrant if work is not completed quickly.

4. Information booklet for new residents. Councilman Hutmire reported that practically all the rough copy has been prepared and all that remains is the smoothing up and condensing of presentation.

5. Report on Housing Authority for City. Councilman Hutmire stated that this has been carried on the agenda for some time and has been the subject of lengthy discussions at Committee meetings. He stated that they are endeavouring to work out a new approach to resolve some of the problems confronting the Council, and they hope to come up with a practicable program at an early date.

PUBLIC WORKS COMMITTEE, Vice-Chairman Forshee reporting

1. Trees at Elm and Ethan Allen; Boyd and Lincoln. Councilman Forshee stated that the tree at Elm and Ethan Allen Avenues is on private property and requested that it be referred to the Police Department; he stated that the tree at Boyd and Lincoln Avenues has been trimmed.

2. Debris on lot adjacent to BP Station, New Hampshire and Sligo Creek Parkway. Councilman Forshee reported that lot has been cleared except for some imbedded concrete which does not detract from appearance of lot. He asked that item be removed from agenda.

3. Additional right of way to WSSC for relocation of sewer on Maple Avenue. Councilman Forshee stated that a slight adjustment in the path of sewer requires an additional 41.889 sq. ft. right of way and moved that Council authorize the transfer by adoption of the following ordinance:

ORDINANCE NO. 2124

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

SECTION 1. WHEREAS, Ordinance No. 2105 was adopted July 13, 1970, authorizing the granting of certain Rights of Way to the Washington Suburban Sanitary Commission through City owned land, site of the proposed Civic Center on Maple Avenue for the relocation of an eight inch (8") sanitary sewer line, AND

SECTION 2. WHEREAS, upon construction of the sewer line project, a previously unknown obstacle required alignment in a slightly different course than originally engineered thereby creating need for additional Right of Way.

SECTION 3. THEREFORE the Mayor be hereby authorized to execute an additional document granting 41.889 square feet or 0.0010 acres to the Washington Suburban Sanitary Commission as Right of Way through that parcel of land owned by the City of Takoma Park as recorded in Liber 2909 at Folio 255 among the land records of Montgomery County, Maryland.

Motion was seconded by Councilman Geib and adopted by roll call vote recorded as follows: Aye: Councilmen Eppes, Forshee, Geib, Hutmire, Nishimoto and Sidell. Nay: none. Excused: Councilman Roth.

4. Purchase of sanitation truck. Councilman Forshee reported that an unfortunate accident had occurred last week in which a trash truck was completely demolished. He stated that the truck was purchased in 1965 at a cost of \$12,000, and that the insurance settlement was in the amount of \$2850. He said that the Department is in need of a replacement as soon as possible and had been fortunate in receiving a bid for a slightly used truck through a local dealer. He moved that the following ordinance be adopted authorizing the purchase of a White Alley Cat truck equipped with Heil Mark III 25 cubic yard body at the price of \$19,430:

ORDINANCE NO. 2125

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

SECTION 1. WHEREAS Sanitation Truck No. B6 was damaged beyond economical repair in an accident on the Capital Beltway on September 21, 1970, and Nationwide Mutual Insurance Company has tendered settlement in the amount of TWO THOUSAND EIGHT HUNDRED FIFTY DOLLARS (\$2,850).

SECTION 2. THEREFORE it is hereby authorized that Title #L825348 for GMC Truck (1965) Serial LA-6011-N-6111H be assigned to Nationwide Mutual Insurance Company, AND

SECTION 3. THAT bids were received from four companies for an emergency replacement vehicle and bid received from Weber's White Trucks, inc. most closely meet City specifications.

SECTION 4. THEREFORE THAT the contract for purchase be hereby awarded to Weber's White Trucks, Inc. for a White Alley Cat Truck equipped with Heil Mark III 25 cubic yard body at the price quoted NINETEEN THOUSAND, FOUR HUNDRED THIRTY DOLLARS (\$19,430) for ten day delivery, AND

SECTION 5. THAT the sum authorized in Section 4 of this Ordinance be transferred from the Emergency Reserve Fund to a/c 13.403C.

Motion was seconded by Councilman Sidell and adopted by roll call vote recorded as follows: Aye: Councilmen Eppes, Forshee, Geib, Hutmire, Nishimoto and Sidell. Nay: none. Excused: Councilman Roth.

FIRE PROTECTION COMMITTEE, Councilman Eppes reporting

1. Equipment for new ladder truck. Councilman Eppes requested approval of purchase of the following equipment, with funds to be transferred from Reserve Fund to a/c 11.213A: (1) 2 wheel sanders @ \$275/pair; (2) 2 red lights @ \$45/pair; (3) guard rail for turntable @ \$80. Motion was seconded by Councilman Nishimoto and approved unanimously.

PLANNING AND ZONING COMMITTEE, Councilman Geib reporting

1. ZAP A-8399, Ann E. Fogarty, R-18 to C-0, 1011 University Lane East. Councilman Geib stated that this is on the West side of University Boulevard, between Anne and Carroll and that many request for C-0 zoning have been made. He added that since the area is marked for C-0 zoning in the Master Plan and Council has had no objections from citizens, he would move that Park and Planning Commission be notified that Council recommends C-0 zoning for this property. Motion was seconded by Councilman Sidell and approved unanimously.

2. 7012 Sycamore Avenue appeal to Montgomery County Circuit Court. Councilman Geib stated that according to a newspaper report, this appeal has been denied and asked that it be removed from the agenda, although it may come up later if case is taken to a higher court.

PARKS AND RECREATION COMMITTEE, Councilman Sidell reporting

1. Proposed bulletin board. Councilman Sidell reported that the committee appointed to look into this has been reactivated and has looked over the site; a progress report will be given at a later date.

2. Takoma Park Boys' Club building. Councilman Sidell requested that Mr. Buzik arrange a meeting between the Committee and Boys' Club Board of Directors to discuss this. Mr. Buzik agreed to set up a meeting.

3. Activities. Mayor Miller stated that some 375 children attended cartoon movies shown at the Gymnasium on Friday night.

There being no further business to come before the Council, Mayor Miller called for a motion to adjourn. Motion was made and seconded and the meeting adjourned at 9:02 PM, to reconvene at 8:00 PM in the Municipal Gymnasium, October 12, 1970.

Attest: Haynes M. Pledge
City Administrator-Clerk

Approved: George M. Miller
Mayor