

THE CITY OF TAKOMA PARK, MARYLAND

EXECUTIVE MEETING OF THE MAYOR AND CITY COUNCIL

November 12, 1973

City Officials Present

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| Mayor Roth | City Administrator Pridgen |
| Councilman Burgess | Police Chief Porter |
| Councilman Faulkner | Fire Chief LaScola |
| Councilman Forshee | Recreation Director Ziegler |
| Councilman Nishimoto | Deputy City Clerk Pusti |
| Councilman Ricks | Asst. Corp. Counsel Culpepper |
| Councilman Webb | |

Excused: Councilman Sidell

The Mayor and City Council met in Executive Session at 8:00 PM, November 12, 1973 in the Council Chambers, 7500 Maple Avenue, Takoma Park, Maryland. Following the Pledge of Allegiance, a motion to approve the minutes of October 8, and dispense with the reading was made, seconded, and unanimously approved.

CORRESPONDENCE RECEIVED: City Administrator Pridgen reporting.

1. William Sher, President, Mont. Co. Council, Rockville. Reply to City letter regarding Zoning Text Amendment #73019 (Group Drug & Alcohol Rehab. Facilities); City recommendations regarding size restrictions will be discussed at the next County Council worksession. (Planning & Zoning, Council files)
2. E.C. Woodburn, Supervisor, Zoning Appl. Off., MNCPPC, Riverdale. Notification of petition for reclassification of Takoma Letter Shop from C-1 to C-G; noted that although this property is outside the City limits, the Mayor and Council may wish to express approval or opposition to the petition. (Planning & Zoning)
3. Robert H. Moore, President, TPES PTA, Takoma Park. Notice of hearings on the Mont. Co. Board of Ed. proposed Capital Budget for FY 1974-75 (includes \$1,175,000 for repairs and modernization of TPES); request that the Mayor and Council support the PTA in urging that the work be completed in three years instead of four, as proposed. (Mayor Roth stated that action on this will be taken during the Council reports; the hearing is on the same night at the next City Council meeting.) (Planning & Zoning)
4. Phil Vogel, 7117 Garland Ave. Letter citing condition of BP Gas Station at Sligo & N.H.; request that the area be cleaned up and the lot closed off. (Copy also sent to BP Oil Co.) (Housing & Code Enforcement)
5. Jullena M. Jones, 7102 Sycamore Ave. Letter citing conditions at the Turner Elec. Co. lot and photographs of the property; request that the situation be corrected (Mayor Roth noted that the C.E. Officers have inspected that property.) (H & CE)
6. Mrs. Bernard Dove, 7512 Piney Branch, S.S. Complaint regarding the condition of the sidewalk in front of 7510-7512 Piney Br.; request that it be repaired as soon as possible. (Mayor Roth assigned this to the PW Committee, with the request that it be expedited.)
7. Joseph Aloï, Andrew Carafelli, Troop #33. B.S.A., Takoma Park. Letter containing information about common plants that are poisonous; request that this information be publicized and printed in the City Newsletter. (Azalea Comm., Public Works)
8. Letters stating opposition to the removal of parking restrictions on Maple: M.C. Hetzell, Dept. of Communication, SDA Gen. Conf.; L. Patterson, Lee Ave.; E.K. Varga, SDA Nat'l. Serv. Organ.; Mrs. G. Janetzko, Roanoke Ave.; J.W. Peeke, Internat'l. Ins. Co., T.P.; P. Jenkins, Roanoke Ave.; J. Hancock, Youth Dir., Gen. Conf. SDA; W.L. Pascoe, Glenside Ct.; E. Karlsson, E. Karlsson Builders, D.C.; Mr. & Mrs. G. Brooks, Houston Ct.; G. Hyde, Beltsville; G. Eaker, Manor Cir.

9. Letters thanking the Mayor and Council for removing the parking restrictions on Maple: C. Wakelyn, Maple Ave.; C. Wakelyn, for the Members of the Old Takoma Park Citizens Assn. (Mayor Roth noted that copies of all the above letters have been distributed to all Council members.)

10. Joseph & Sue Lerner, 7708 Takoma Ave. Copy of letter sent to the Mont. Co. Council regarding the deteriorating environmental situation on the Silver Spring - Takoma Park border; request that the situation be examined by the County Council. (The Mayor assigned this to the P & Z Comm. and requested that a recommendation be made at the next Council meeting so that it can be forwarded to the TESS Comm. Councilman Ricks suggested contacting the County Council also.)

FINANCIAL STATEMENT AS OF 10/31/73: City Treasurer Pridgen reporting.

Suburban Trust Co - Gen. Funds

Balance, Sept. 30, 1973	\$229,551.83	
October receipts	<u>275,867.03</u>	\$505,418.86
Disbursements*		<u>\$479,138.13</u>
Balance, Oct. 31, 1973		<u>26,280.73</u>

* Includes \$288,601.28 US Treas Bills

Suburban Trust Co-- Payroll Acct.

Balance, Sept. 30, 1973	15,830.41	
Oct. transfers from Gen. Funds	<u>91,180.76</u>	107,011.17
Disbursements		<u>91,378.89</u>
Balance, Oct. 31, 1973		<u>15,632.28</u>

Citizens Bank of Md - Gen. Funds

Balance, Sept. 30, 1973	8,524.53	
October receipts	<u>49,610.90</u>	
Balance, October 31, 1973		<u>58,135.43</u>

Citizens Bank of Md - Spec. Asst. Funds

Balance, Sept. 30, 1973	5,250.60	
No transactions during Oct.	<u>- 0 -</u>	
Balance, Oct. 31, 1973		<u>5,250.60</u>

Citizens Bank of Md - Pub Imp Fund

Balance, Sept. 30, 1973	3,966.82	
No transactions during Oct.	<u>- 0 -</u>	
Balance, Oct. 31, 1973		<u>3,966.82</u>

Citizens Bank of Md - Savings A/C TP63

Balance, Sept. 30, 1973	169.20	
No transactions during Oct.	<u>- 0 -</u>	
Balance, Oct. 31, 1973		<u>169.20</u>

American Nat'l Bank - Gen Funds

Balance, Sept. 30, 1973	4,480.73	
No transactions during Oct.	<u>- 0 -</u>	
Balance, Oct. 31, 1973		<u>4,480.73</u>

Petty Cash

U.S. Treasury Bills		Cost	Maturity Value
Purchased:	8/3/73 Mat. Date: 1/31/74	\$191,588.44	\$200,000.00
	9/4/73 2/28/74	95,811.25	100,000.00
	9/14/73 3/14/74	95,515.14	100,000.00
	9/21/73 3/21/74	95,992.78	100,000.00
	9/25/73 6/4/74	94,590.00	100,000.00
	9/27/73 3/28/74	96,273.89	100,000.00
	10/1/73 3/28/74	96,331.39	100,000.00
	10/4/73 4/4/74	192,269.89	200,000.00
		<u>\$958,372.78</u>	<u>\$1,000,000.00</u>

MAYOR ROTH'S COMMENTS

The Mayor noted that, on behalf of several citizens' groups, Robin Ficker has filed suit in Federal Court to prevent Metro from using a portion of Jessup-Blair Park. He stated that the purpose is to stop Metro from building a section of the line between Takoma Park and Silver Spring; this will increase auto traffic and air pollution in the City. Mayor Roth stated that it is essential to get Metro operating as soon as possible; he requested that the results of this suit be seriously considered and asked that the action be recalled.

In keeping with the President's request to conserve fuel and energy, the Mayor has cut the temperature in City buildings to 68°, turned off the outside decorative lights, and is considering the possibility of decreasing some of the intense lighting in the Library.

Mayor Roth announced that a committee to advise the Mayor and Council on the needs of the City's senior citizens has been set up; members of the committee are Ernest Wolfe, Max Feinsilber, and Margaret Holmes.

The Mayor referred to an article he read reporting that the Mont. Co. Council believes it has found a satisfactory ordinance to cope with parking in the Metro Station areas; he requested that a copy of this proposal be obtained and studied by the City's legal counsel.

Mayor Roth noted that the Juniper Street Bridge has been closed to vehicle traffic; he stated that although a pedestrian bridge is planned, it has not been constructed yet but he hopes a walkway will be built before the bridge is torn down.

The Mayor mentioned a news release from P.G. County regarding approximately 45,000 real estate reassessments that will go into effect in the near future. The average increase is about 40%; it is not known at this time how many of these properties - if any - are in Takoma Park.

Mayor Roth stated that a report on absentee ballots will be discussed during the Council as a Whole report. He also noted that he and Mr. Pridgen will attend a seminar on CATV on November 15.

ADDITIONAL COMMITTEE AGENDA ITEMS

Councilman Ricks noted that the Master Plan task force is sponsoring a transportation open forum at the TP Jr. High on Nov. 14, at 8:00 PM.

Councilman Faulkner requested a discussion of the Board of Ed. budget and repairs to TPES during his committee report.

PUBLIC PARTICIPATION

1. Evelyne Ferry, 24 Hickory Ave. Mentioned two recent accidents at the JNA Elem. School, and requested that a stop sign be erected on Hickory at Elm because of the traffic and the large number of school children on that street. Councilman Nishimoto stated that he will ask Chief Porter to look at the situation and it will be discussed at the LEC meeting.

2. Robert Moore, 7314 Willow Ave. Referred to the letter he wrote to the Council and stated that the recent events at SSI emphasize the urgency of renovating TPES as soon as possible. Noted that TPES has additional students, resulting from the closing of SSI, and stated that the longer the repairs are delayed, the more they will cost. The feasibility study is scheduled to take two years, and one of the goals of the PTA is to consolidate the study and begin the repairs. In response to a question from Councilman Nishimoto, Mr. Moore stated that the PTA has not contacted the Board of Ed. yet. Councilman Nishimoto suggested that the PTA contact those members of the Board who are known to be sympathetic to the problems of Takoma Park; since TPES is in the TESS area, he also suggested that the TESS commission be contacted and asked to support the PTA's request. Mr. Moore stated that TPES is the only school in this immediate area budgeted for repairs; he noted that a "bus load" of people will attend the hearing on Nov. 26, and invited all interested persons to attend. Councilman Ricks stated his agreement with the request to speed

up the renovation; he mentioned that there is a possibility in future years that small schools inside the beltway may be closed because of a lack of funds; the funds will be concentrated in schools beyond the beltway. He said that Takoma Park is considered a "lower income" area, and schools here should get priority in order to increase their efficiency level to that of other County schools. Councilman Nishimoto emphasized the importance of citizen initiative; he said that the City should back-up the citizens, but that the initiative should come from individuals. Mr. Moore noted that TPES was built in 1925; the front of the school was renovated in 1968, but more extensive repairs are necessary. He asked the Mayor and Council to support the request of the PTA. Mr. Moore stated that he had copies of the proposed Mont. Co. parking permit bill, and gave copies to the members of the Council. He noted that this is very similar to the proposal that has been discussed at other meetings. Councilman Nishimoto said that the County lawyer prepared a statement saying that the ordinance is unconstitutional. The County added some new language but the ordinance is essentially the same. Mr. Moore noted that if the legislation is adopted the City will probably have to adopt it also because T.P. will not automatically be covered by the ordinance. Mayor Roth suggested refraining from drawing any conclusions about the bill, its enforcement, etc., until after it has been studied by the Corp. Counsel. Mr. Moore noted that there will be a public hearing before the bill is passed. He mentioned the removal of parking restrictions on Maple, and stated that he feels that whatever slows down traffic is good. In response to a question from Mr. Moore, Mr. Pridgen noted that the letters opposing the change in parking on Maple were written by people who do not live on Maple Ave. Mr. Moore stated that the ordinance seems to be a very effective traffic control and he hopes it will be permanent.

3. Allan Marsh, 7405 Maple Ave. Thanked the members of the Council who supported the parking amendment on Maple Ave. and noted that there has been a marked change in traffic since its adoption. He commented on the letters regarding Maple Ave. and noted that one of the letters supporting the change was from a group of about 15 people. He mentioned an editorial on TV regarding the problems Alexandria is having with commuter traffic which was titled "Alex. residents should have priority over commuters" and ended with the comment that "in any kind of show-down over rights and responsibilities, the residents should have the right to try to save their neighborhoods."

4. Phil Vogel, 7117 Garland Ave. Spoke about the possibility of a bike path along Sligo Creek Pkwy; he stated that Park & Planning is not giving this the attention it deserves and noted that rather than building a bike path, signs are going to be put up proclaiming the road a bike trail. He said that he is aware that the Pkwy. is not under the City's jurisdiction, but stated that the City can influence P & P if it intervenes. He asked the Council to request that something other than signs be done. Mayor Roth noted that P & P plans to put a bike path on top of the new sewer lines in Mont. Co., and stated that this might possibly be done in PG County also. Mr. Vogel questioned the possibility of closing a section of the Pkwy. to vehicle traffic for a few hours on Sundays so that the cyclists can use it. He said that although signs might encourage cyclists, they will not make the road any safer. He mentioned that the minutes of Oct. 8 recorded a statement by Councilman Burgess that the price being paid for newspapers had declined; Mr. Vogel stated that the price has gone up and mentioned other recycling centers in operation in near-by areas. Councilman Burgess noted that the company the City was selling to decreased its prices; he stated that if Mr. Vogel or any other citizen has a particular point he would like to present to the P.W. Comm. regarding a recycling center in the City he should contact Mr. Barile and request to be put on the agenda for the P.W. Comm. meeting. Mayor Roth stated that he feels that a broad-scale recycling program should be the responsibility of the County - citizens of Takoma Park pay County taxes and do not get the same benefits that taxpayers outside the City get. Mr. Vogel thanked

the Fire Marshal for having 1111 Sligo Pkwy. boarded up and stated that this will probably prevent a lot of problems. He mentioned a letter he received from Idamae Garrott regarding a reduction in parking at the Metro station, and noted that Mrs. Garrott had expressed her appreciation for the individuals taking an initiative in this. Stated his opposition to Spec. Ex. 2840, psychiatric halfway house; he noted that the P.G. Co. Council is considering County Bill #62 which will give municipalities the ability to make recommendations regarding proposed rehabilitation homes within their boundaries. Requested that the City Council go on record as supporting this bill. Mr. Vogel stated that he is disturbed by the Mayor's comments regarding the lawsuit brought against Metro by Robin Ficker; there was further discussion between Mr. Vogel and Mayor Roth regarding this. In response to a comment by Mr. Vogel regarding the "five-week vacation" the Council has had, Councilman Ricks requested that the record show that the meeting of Oct. 22 was cancelled "because we would like to honor the national veterans who fought in the World Wars; I did not recall that we said we would be taking a five-week vacation."

5. Joe Ferrier, 7413 Maple Ave. Thanked the Mayor for setting up the committee to study the needs of the senior citizens. Announced that there will be free tests for mouth cancer at the Middle School on Nov. 14. Mentioned the fair to raise funds to aid the SSI Committee; noted that he had seen Mayor and Mrs. Roth and Councilman Nishimoto at the fair. Requested the City to continue its support of the citizens in their fight to retain SSI. Mentioned the ordinance on Maple Ave. and stated that this, combined with police patrols, has slowed down traffic considerably. Stated that Councilman Nishimoto deserves recognition for the work he did to get the ordinance passed. Mentioned a discussion he attended concerning the central business district in Silver Spring and its possible development; noted that a circulatory system is being worked on that may change the street and road pattern in the general area close to Takoma Park. Mentioned the Greenbelt Consumer Services Assn. that is interested in working with local civic associations and political units to make citizens better consumers and better treated as consumers; stated that the Assn. will be happy to offer cooperation to the Mayor and Council on any consumer matter of general interest. Councilman Nishimoto mentioned the bus hearing at the Middle School on Nov. 14, and stated that he hopes Mr. Ferrier will attend. Mayor Roth noted that a special meeting will be held on Nov. 28 to discuss this with Metro before they reach a final decision; he urged everyone who is interested to attend both meetings. Mr. Ferrier said that he will try to attend the meetings.

6. Delores Stowell, 7704 Takoma Ave. Noted that the parking lot at SSI has been full of parked cars recently; she said that the signs in the lot read "Faculty Parking Only" and asked if the teachers at MC are using this as a parking lot. Mayor Roth asked Mr. Pridgen to contact the college and ask if MC teachers are using the SSI parking lot. She mentioned the problem of MC students blocking private driveways and other traffic problems in North Takoma; she stated that Mont. Co. Councilmember Christeller seemed to feel that the proposed County parking permits may help solve this problem. Commented on the need for a traffic light at New York and Takoma and at 410 and Takoma. Noted the course "progress" has been taking in the City, and stated that progress should benefit citizens, not destroy their neighborhoods. In answer to a question from Mrs. Stowell, Mayor Roth spoke about a proposed marked bike path that will go down Sligo to Maple and up Holly or Cedar, and eventually wind up at the college. He noted that he is not familiar with the details and that they may be available through the County office or Park & Planning. Regarding the lawsuit by Robin Ficker, Mrs. Stowell stated that the Save Takoma Park Comm. is not trying to stop Metro - their objective is to put Metro underground at that point and save Blair Park. Mayor Roth stated that he will be glad to discuss this further with Mrs. Stowell after the meeting. She mentioned that the bulldozers have been at work again; they knocked down a brick house and five large oak trees. Mayor Roth stated that the City did not know that the trees had been torn down. Council-

man Nishimoto mentioned that Mrs. Stowell had recently spoken regarding violations of the zoning laws by the contractors. She stated that the whole project is in violation of the zoning laws and has progressed with a total disregard for the residents of the neighborhood.

7. Nancy Moore, 7314 Willow Ave. Stated that the removal of the parking restrictions on Maple Avenue has not resulted in an increase in traffic on Willow.

8. Dan Dick, 7402 Maple Ave. Stated that since the change in parking regulations on Maple, there has been a slow but marked change in the traffic flow. He noted that regular drivers on Maple have slowed down to allow for parked cars. He commented on Councilman Sidell's fear that children will run out from between the parked cars; he noted that the marked reduction in speed lessens this problem.

9. Dale Shallhorn, 7401 Maple Ave. Thanked the Mayor and Council for removing parking restrictions on Maple and stated that it has slowed down traffic. Suggested another survey of speed on Maple Ave., and mentioned Mrs. Simpson's suggestion to extend the trial period.

10. Dan Dick. In response to a comment by Mayor Roth, Mr. Dick stated that due to the steepness of that section of Maple, there is not much traffic on the street during heavy snows. Councilman Nishimoto stated that the possibility of extending the ordinance will be discussed at the LEC meeting on Nov. 21.

11. Ann Edwards, 7111 Garland Ave. Spoke about the Takoma Park recycling center, and made the following comments on recycling. As part of its trash removal program, the T.P. Gov't. should initiate a City-wide recycling system. She suggested that an ordinance be passed to require the separation of glass and metal from garbage; glass, metal and paper are of economic value when recycled and earn revenue for the City. There is also a savings from having to make fewer trips to the dump. She noted that the education of citizens will require an extra effort, but with the present shortage of fuel and paper it is important to begin a recycling program now. In answer to a question from Councilman Ricks, Councilman Burgess stated that separating trash will not necessarily require additional trucks; the trucks can be compartmentalized to accommodate the separation of trash.

12. Ken Landis, 7309 Garland. Spoke regarding the problem in his neighborhood about barking dogs. He noted that the Police Dept. has been very responsive to his calls, but there is still a problem. He noted that his neighbors have had as many as 14 dogs at one time. Councilman Ricks asked Mr. Landis if he would stay until after the meeting to discuss this; he noted that there are a lot of complaints about a certain property in that neighborhood and that he and Mr. Olson have been working on the problem.

COMMITTEE REPORTS

HOUSING & CODE ENFORCEMENT COMMITTEE: Councilman Ricks reporting.

172. Complaint of conditions at Turner Electric parking lot. Chief LaScola reported that he received a complaint from Mrs. Jones. An inspection was made and two Fire Code violations were found; the owners were given 24 hours to correct them. The property was reinspected and the violations have been corrected. He noted that the violations of the Fire Code at the BP station have been corrected. In response to a question from Mayor Roth, Chief LaScola said that he is not certain if a letter has been written to Mrs. Jones. Councilman Ricks stated that he has been by the BP station and the lot has been cleaned.

173. 7106 Holly Ave: erosion, abandoned cars, etc. Councilman Ricks reported that the owner of the property has removed the cars from the lot and erected a barrier across the driveway.

Councilman Ricks asked Chief Porter to check on a property in the 7100 block

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of Carroll about three or four houses down from the Fire House; there are about five cars parked on the front lawn. Mayor Roth asked Mr. Pridgen to check on the address. Councilman Ricks noted that a follow-up letter has been received from the BP Oil Co; they will keep in touch with the City to make sure that the lot is free from debris.

PUBLIC WORKS COMMITTEE: Councilman Burgess reporting.

168. Drainage problem, Takoma Towers driveway. Councilman Burgess reported that the property manager advertised for bids for repairs and the problem has been corrected. Requested that this item be removed from the agenda.

174. Proposed issuance of City permits to utility cos. to include performance standards. Reported that utility companies are regulated by the state and county, and the Public Works Comm. sees no purpose in imposing another set of regulations. Councilman Burgess noted that persons with complaints concerning repairs made by a utility company should first contact the Dir. of P.W., if that does not get results, contact Councilman Burgess, if that fails, call the Mayor. He requested that this item be removed from the agenda.

Administrative action: contract for resurfacing City streets. The motion by Councilman Burgess to adopt the following ordinance was seconded by Councilman Forshee and adopted by a roll call vote as follows. Aye: Councilmen Burgess, Faulkner, Forshee, Nishimoto, Ricks, Webb. Nay: none. Excused: Councilman Sidell.

ORDINANCE NO. 2286

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

SECTION 1. THAT bids were opened on August 14, 1973, for resurfacing selected City streets under Public Works Job. No. 73-2; AND

SECTION 2. THAT the lowest of two bids received was submitted by A.H. Smith Asphalt Paving at unit prices of Thirty-Nine Cents (39¢) per gallon tack coat AE4 and Twelve Dollars, Sixty-Nine Cents (\$12.69) per ton resurfacing course; AND

SECTION 3. THAT the project be hereby confirmed and award of contract authorized as approved by the Public Works Committee to A.H. Smith Asphalt Paving; AND

SECTION 4. THAT funds be appropriated from the Federal Revenue Sharing Fund in the amount of Twenty-Nine Thousand, Two Hundred Ten Dollars (\$29,210) for Job No. 73-2, in accordance with the Planned Use Report previously filed with the Office of Revenue Sharing.

Authorization of funds to construct two truck sheds. Councilman Burgess noted that the construction of the sheds will be done by the P.W. Dept. Councilman Forshee stated that he is very pleased that the sheds are being built and that they have been needed for a long time. He noted that they will protect the equipment and also make the P.W. lot look a lot better. The motion by Councilman Burgess to adopt the following ordinance was duly seconded and adopted by a roll call vote as follows. Aye: Councilmen Burgess, Faulkner, Forshee, Nishimoto, Ricks, Webb. Nay: none. Excused: Councilman Sidell.

ORDINANCE NO. 2287

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

SECTION 1. THAT there is need for truck storage sheds to preserve equipment of the Public Works Department; AND

SECTION 2. THAT it has been determined by the Public Works Director that such sheds may be constructed more economically and conveniently by the utilization of City personnel manpower and skills; AND

SECTION 4. THAT funds be appropriated from the Federal Revenue Sharing Funds in the amount of THIRTY THOUSAND, TWO HUNDRED NINETY-SIX DOLLARS (\$30,296) for Project Truck Sheds in accordance with the Planned Use Report previously filed with the Office of Revenue Sharing.

Pepco survey authorization. Councilman Burgess reported that in April, 1973, a list of City streets was sent to Pepco with the request that they conduct a survey and provide a cost estimate to convert certain existing incandescent street lights to mercury vapor lights. The results of that cost survey are as follows:

Install 165 mercury vapor lights and remove 165 incandescent lights-----	annual increase	\$881.90
Install 143 mercury vapor lights and remove 143 incandescent lights-----	annual decrease	<u>343.98</u>
	Net annual increase	\$537.92

He noted that these conversions will be primarily in the P.G. portion of the City; most of the Mont. Co. portion has been converted already. In keeping with the City's program of converting from incandescent to mercury vapor lights, Councilman Burgess recommended that the City accept the offer of Pepco to convert 308 lights. The motion was duly seconded and unanimously approved.

Appointment of Auto Equipment Supervisor. Councilman Burgess reported that Mr. Powell has been the principal shop assistant for four years and has been acting as Auto Equip. Super. since the retirement of Mr. Fiske. The motion by Councilman Burgess to promote Mr. Powell to the position of Auto Equipment Supervisor at an annual salary of \$9,753 (retroactive to Nov. 1, 1973) was seconded by Councilman Ricks and unanimously approved.

In answer to a question from Councilman Ricks, Councilman Burgess noted that the PW Dept. tries to have two leaf collections every year; he stated that it depend on the weather - if there is a lot of rain, it is impossible for the leaf collector to operate. Councilman Ricks asked all citizens to obey the "No Parking - Leaf Collection" signs when they were posted. Councilman Burgess requested that leaves not be piled in the streets; he stated that they should be kept behind the curb line, He mentioned that the parking on both sides of Maple may make it difficult for the snow plows to get through should there be a heavy snow; Councilman Ricks noted that Maple Ave. is a "snow emergency route."

FIRE PROTECTION COMMITTEE: Councilman Burgess reporting.

Administrative action: Personnel appointments. Councilman Burgess reported that due to the resignation of D. Kelly and the leave of absence approved for E.W. Adams, there are two vacancies in the Fire Dept. He recommended the probationary appointments of Roger W. Lewis and Edward T. Reed (effective Monday, Nov. 19, 1973); the motion was duly seconded and unanimously approved. Councilman Burgess moved that Vol. Pvt. L.D. Adams be promoted to the rank of Vol. Sgt., effective as of Nov. 13. The motion was duly seconded and unanimously approved.

PLANNING & ZONING COMMITTEE: Councilman Faulkner reporting.

170. Special Ex. 2840, psychiatric halfway house, 6819 Red Top Rd. Councilman Faulkner noted that this was mentioned earlier; this is a six-unit building in an R-18 zone about one block outside the City limits. The home will provide services for P.G. Co. residents 18 years old or older who have been discharged from mental hospitals or are applying for residence as a preventive alternative to hospitalization. The home will accomodate about 20 residents who will either be employed or involved in outside programs within a few weeks of their arrival. There will be a full-time director and three staff members working with the residents 7 days a week. In answer to a question from Councilman Forshee, he noted that all six apartments will be occupied.

Drug & Alcohol Rehabilitation Homes. Councilman Faulkner noted that he has not yet received a revised copy of Zoning Text Amendment 73019. He noted that the Mont. Co. Council unanimously approved Bill #29-73 which provides for the licensing (by the Co. Dept. of Environmental Protection) of group homes for exceptional persons. These homes will serve individuals who have a need for assisted community living; licensed homes will have fewer than 15 residents, including the staff. The Bill also sets up an evaluation board to approve or disapprove applications after conducting an inquiry of the purposes and objectives of proposed programs. The board can also revoke or suspend licenses. Mayor Roth asked how the City will be informed of license applications and Mr. Pridgen was asked to explore this so that a judgment can be made. Councilman Nishimoto suggested that the City propose an amendment to provide that whenever a home of this type is proposed within a municipality, the municipality should be advised. He mentioned a proposal concerning group rehab. housing in P.G. Co.; it provides that the Dist. Council needs a 2/3 majority of all members before the Council may approve a special exception contrary to the recommendation of any municipality in which the exception is being sought. Mayor Roth asked Councilman Nishimoto to attend the next meeting of the Mont. Co. Municipal Assn. as the City's agent and raise this question with regard to Bill #29-73.

169. Proposed amendment to allow the sale of liquor in Takoma Park. Councilman Faulkner noted that Mr. Xenakis' request for a license to sell alcoholic beverages in T.P. has been withdrawn. He proposed that the Mayor write a letter to the Chairman of the Mont. Co. Delegation to reaffirm the City's opposition to the sale of alcohol in the City and request that the City be notified if any other proposal of this type is made.

TPES repairs. Councilman Faulkner moved that the Council pass a resolution to support the PTA request to complete the feasibility study and repairs to Takoma Park Elem. in three years rather than the projected four years. The motion was seconded by Councilman Ricks and, after further discussion by the Council, unanimously approved. Mayor Roth asked Mr. Pridgen to draft a resolution; he noted that the hearing will fall on the same night as the next Council meeting and asked for suggestions on the best way to present the resolution to the Board of Education. Mr. Pridgen noted that the hearings will be held on three days - the 26, 28 and 29.

FINANCE COMMITTEE: Councilman Forshee reporting.

Administrative action: resignation of Bookkeeper. Councilman Forshee moved, with regret, that the Council accept the resignation of Margaret McCann, the City Bookkeeper, effective as of October 25. Mayor Roth expressed his appreciation to Mrs. McCann for extending her original resignation of Aug. 12 to assist in the final closing of the books for the end of the fiscal year. Councilman Forshee stated that there is a need for a full-time employee in the Treasurer's Office to assume the work done by Mrs. McCann and other duties, including the daily supervision of personnel in that office; he recommended the promotion of Mrs. Martha Paul to the position of Departmental Assistant (to the Treasurer) effective as of November 19, at an annual salary of \$8,058 (third step). The motion was seconded by Councilman Faulkner and unanimously approved.

Appropriation for animal control. Councilman Forshee recommended that the purchase of two box-type dog traps for use by the animal control warden be approved. The motion was seconded by Councilman Ricks and unanimously approved.

Proposed full-time animal warden. Councilman Forshee recommended that this item be dropped from the agenda, since there are no funds in the current budget to cover this appointment.

RSF: proposed public hearing. Councilman Forshee noted that proposed uses for the RSF have been discussed during previous meetings and requested that this item be removed from the agenda.

PARKS & RECREATION COMMITTEE: Councilman Webb reporting.

Report on Activities. Councilman Webb gave the following report on Recreation activities. There will be an Independence Day Committee meeting in the Municipal Bldg. on Nov. 13 at 8:00 PM; there will be a "Cartoon Parade" in the Fire House gym on Friday, Nov. 16 at 7:30 PM. An after school supervised gym program is being held in the Fire House gym on Tuesdays, Wednesdays and Thursdays from 3:30 to 5:30 PM; activities include tumbling, basketball, soccer, indoor floor hockey, kick ball, table games, etc. Councilman Webb thanked all those who helped to make the Halloween Party a success and expressed his appreciation for their help.

LAW ENFORCEMENT COMMITTEE: Councilman Nishimoto reporting.

163. Petitions on traffic control: (a) Maple Ave. Councilman Nishimoto reported that during the LEC meeting on Nov. 21, suggestions that have been made concerning this will be discussed. He noted that specific action on this will be taken by the Council during the Council meeting on Nov. 26.

164. Petition for 4-way stop sign at Boston & Takoma Aves. Councilman Nishimoto stated that heavy patrol of this area will be continued before any recommendation is made.

166. Complaint re. litter, etc. on portions of Route 410. Reported that this problem has been taken care of and requested that this item be removed from the agenda.

176. Req. for traffic light at Takoma & Phila. Aves. Councilman Nishimoto noted that this request will have to be forwarded to the SHA; he asked Mr. Pridgen to write to the SHA and request that a traffic survey be made at that intersection to determine if there is a need for a signal.

Administrative action: resignation of dispatcher; appointment of police officer. Councilman Nishimoto moved that the resignation of Dispatcher V. Barclay be accepted and that the appointment of Nathaniel Greene as a police officer for a probationary period (effective Dec. 1) at an annual salary of \$9,277 be approved. There was a discussion among the members of the Council and it was explained by Chief Porter that the police officer is not being hired as a replacement for the dispatcher. He noted that Sgt. Walters has been on sick leave and is in the process of obtaining his retirement; he has been on leave for over a year, during which time the P.D. has been short one man. He stated that the new officer may occasionally have to fill in on the dispatcher's desk (along with other regular men), but when Sgt. Walters' retirement becomes effective or when another vacancy occurs, another dispatcher will be hired. The motion was duly seconded and unanimously carried.

Promotion of four officers. Councilman Nishimoto moved that the promotions of the following officers be approved: Gary L. Sherman to Det. Sgt., effective Dec. 1, at a salary of \$11,906; John Goetz to Cpl., effective Dec. 1, at a salary of \$11,282; Wm. E. Johnson to PFC, effective Dec. 1, at a salary of \$10,032; Bernard Buscher to PFC, effective Dec. 1, at a salary of \$10,032. Councilman Forshee asked if the promotions are in line with the P.D. organizational chart. Chief Porter noted the extra demands that are being made for traffic control; he stated that although there is no opening on the present chart for another PFC, this is necessary and there are funds in the P.D. budget to cover this. Councilman Forshee moved that the first three promotions be voted on now, and the last be held until there is an opening for an additional PFC. There was further discussion by the members of the Council. Councilman Nishimoto moved that the promotions of the first three men be approved. The motion was duly seconded and unanimously approved. Councilman Nishimoto moved that Pvt. Buscher be promoted and the organizational chart be amended accordingly. Councilman Forshee requested to see a copy of the chart.

Proposed Code revision re annual physicals for officers. Councilman Nishimoto presented the first reading of the following proposed ordinance.

FIRST READING OF PROPOSED ORDINANCE

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

SECTION 1. THAT the City of Takoma Park Code, 1972 be amended by the addition of Sec. 9-6.1, Physical Examinations, under Article 1, of Chapter 9, "Police" to read as follows:

Sec. 9-6.1. Physical Examinations.

All members of the Takoma Park Police Department employed under the Merit Plan shall have a physical examination at least once each calendar year at a time and place designated by the Chief of Police. Further, all candidates for promotion to a higher rank shall be given a physical examination and declared fit to perform the duties that will be required of a police officer of that particular rank; AND

SECTION 2. THAT this ordinance shall become effective January 1, 1974.

Councilman Ricks questioned if these physicals would be conducted by private physician or if the City will retain a doctor; Councilman Nishimoto stated that the City uses a doctor for all the pre-employment physicals, but if this is adopted, the City will probably use the same doctor that the County does. Mayor Roth mentioned that this might cause a problem of a man who is now on the force can not pass the physical. Councilman Nishimoto stated that he feels that this is very important; there was further discussion by the Council.

After further discussion and examination of the PD organizational chart, Councilman Nishimoto moved that the chart be amended to create an additional position for SFC and that the promotion of Pvt. Buscher be approved. The motion was duly seconded and unanimously approved.

COUNCIL AS A WHOLE COMMITTEE: Mayor Roth reporting.

Mayor Roth reported that Mr. Pridgen, Councilman Ricks, and Corp. Couns. Gingerich have been working on the City Rehabilitation Loan Fund; he asked Mr. Pridgen to read the statement on this (see last page.) He noted that the purpose of the reading is to express it as a current policy statement which is subject to discussion and revision. He stated that comments from the CIB, civic organizations, and individual citizens will be considered before a final proposal is adopted.

The Mayor reported that the absentee ballot has been discussed and the Council is in the process of changing the ordinance. The nominating caucus will be held four weeks (rather than two as it is now) before the election; in accordance with the recommendation of the Corp. Couns., the length of residence specified for candidacy will be amended to require residence only; the minimum age limits that are now in effect will be deleted in accordance with constitutional requirements. Mr. Pridgen and the Corp. Couns. will draft an ordinance but Mayor Roth stated that he wanted to present these ideas before they are drawn up in final form.

In answer to a question from Councilman Ricks, Mayor Roth stated that the statement on the HRF is a draft - it is not final and is subject to change.

SPECIAL LIBRARY COMMITTEE: Councilman Webb reporting.

Councilman Webb reported that the annual Library Board meeting will be on 11/14 at 8:00 PM in the Library; Mrs. Catherine Patterson will be a speaker at the meeting.

Mayor Roth announced that Prince George's Co. School Board elections were held Nov. 6; Col. Whiting, who resides in T.P., has been reelected as President of the SB.

There being no further business to come before the Council, the meeting was adjourned at approximately 11:20 PM, to reconvene at 8:00 PM, Monday, Nov. 26.

ATTEST Hughes M. Pridgen
City Administrator

APPROVED John F. Roth
Mayor

THE CITY OF TAKOMA PARK, MARYLAND

REGULAR MEETING OF THE MAYOR AND CITY COUNCIL

November 26, 1973

City Officials Present

- | | |
|----------------------|------------------------------|
| Mayor Roth | City Administrator Pridgen |
| Councilman Burgess | Police Chief Porter |
| Councilman Faulkner | Public Works Dir. Barile |
| Councilman Forshee | Recreation Dir. Ziegler |
| Councilman Nishimoto | Deputy Fire Chief Fickes |
| Councilman Ricks | Corp. Counsel Gingerich |
| Councilman Sidell | Asst. Corp. Couns. Culpepper |
| Councilman Webb | Deputy City Clerk Pusti |

The Mayor and City Council met in Regular Session at 8:00 PM, November 26, 1973 in the Council Chambers, 7500 Maple Avenue, Takoma Park, Maryland. The invocation was given by Msgr. Begley of Our Lady of Sorrows Catholic Church. Following the Pledge of Allegiance, a motion to approve the minutes of November 12 and dispense with the reading was made, seconded and unanimously approved.

CORRESPONDENCE RECEIVED: City Administrator Pridgen reporting.

1. Clifford J. Waldron, Spring Park Community Assn., Takoma Park. Report that young people have been congregating at Forest Park and on Woodland Ave. at night; request that the P.G. County and City curfew laws be enforced in that area. (LEC)

2. Clifford J. Waldron, Spring Park Community Assn., Takoma Park. Request that the lights at Spring Park and Forest Park be turned on at night for security reasons. (PW Comm)

3. Five letters supporting the Maple Ave. parking ordinance: E. Oelhaf, 712 Maple; R.H. & N.M. Moore, 7314 Willow; W.H. Coffman, 7200 Maple; J. Saloma, 7124 Maple; G.B. Holmes, 7407 Maple.

Two letters opposing the Maple Ave. parking ordinance: A.H. Roth, 8111 Sligo Pkwy; L. DeVaughn, 7112 Willow. (Copies of all the above letters have been distributed to all members of the Council.)

4. Tracy C. Coleman, Pres., Coleman & Wood Contractors, Sil. Spr. Request that "No Parking" signs be installed on the South side of New York Ave. (in the 700 block); this will allow free access of construction equipment to the construction sites on that block. (LEC)

MAYOR ROTH'S COMMENTS

Mayor Roth announced that Mrs. Helen Hogarth of the Takoma Park Horticultural Society will present a plaque to the "Azalea City, Takoma Park" for 57 years of friendly cooperation between the Hort. Club and the City. Mayor Roth thanked Mrs. Hogarth on behalf of the P.W. Comm., the members of the Council and himself, and all the citizens of Takoma Park. He stated that the City has greatly benefited from the activities of the Hort. Club; they have given the City much help and valuable advice and are an important part of the City. Mrs. Hogarth presented Mr. Earl K. Rhodes (former Dir. of the P.W. Dept.) with a silver platter "in appreciation from the T.P.H.C.", and introduced him into the Hort. Club "Hall of Fame." Capt. Rhodes noted that some of his closest long-time friends are in the H.C. and said that the Club has helped to make Takoma Park the beautiful City it is. Mayor Roth congratulated Capt. Rhodes and thanked him for coming to the meeting.

Mayor Roth said that he received notice from the St. Roads Comm. that a meeting will be held on Dec. 8 at 10:00 AM in the Mont. Co. Hearing Room, Rkv., to discuss the 5 year highway plan for Mont. Co.; the 5 year program briefing for P.G. Co. will be held on Dec. 13 at 2:00 PM in the P.G. Co. Court House Hearing Room. All persons who are interested are welcome to come and listen. In answer

to a question from Phil Vogel, Mayor Roth stated that this is the annual briefing for the County Delegations and County and City Officials; there will be public hearings at a later date.

ADDITIONAL COMMITTEE AGENDA ITMME

Councilman Burgess asked to take further action on the ordinance for truck storage sheds that was passed at the meeting of Nov. 12, 1973.

Councilman Ricks asked to read a "position statement" during the Public Participation portion of the meeting.

Mayor Roth noted that the LEC report will be first, not last, as stated on the agenda.

Councilman Webb requested to add a personnel item to the Spec. Library report.

PUBLIC PARTICIPATION

Mayor Roth called first for any comments pertaining to the proposed City Housing Rehabilitation Loan Fund.

1. Kathryn T. Simpson, 7300 Cedar Avenue. On behalf of the CIB, she commended the Mayor and Council for preparing an ordinance to establish a HRLF. She noted that the CIB Zone Chairmen met on Nov. 20 to read and discuss the proposal; the following comments are the result of that meeting.

(1) Zone Chairmen hope that the use of the HRLF will not be limited to exterior repairs only; (2) urged that this fund be extended to include all single-family owner-occupied properties; (3) questioned the wording of part of the ordinance dealing with the County rehabilitation funds and urged the Mayor and Council to explore with P.G. Co. the possibility of establishing a HRLF similar to that of Mont. Co.; (4) asked if all applicants must first apply for County aid before being considered by the City; (5) requested that a member of the CIB be invited to sit on whatever committee or board is set up to establish the validity of requests for aid. Mayor Roth noted that P.G. Co. is working on a HRLF bill.

2. Ellen Marsh, 7405 Maple. Stated that she is very interested in the HRLF and is happy to see that it is near completion. Commented on the statement made by Mrs. Simpson, and said that she hopes that the program can eventually be broadened.

3. Councilman Vernon Ricks. Read a prepared statement regarding the Maple Avenue traffic problems, the parking ordinance, and some possible solutions to alleviate the traffic situation. He stated that he is against the methods which are being used to attempt to combat the problem of excessive traffic and speeding on Maple Ave.; he is not against the fact that there needs to be some method to control the speed and traffic on City streets. He stated that he has not observed that the ordinance has cut down the number of cars using that street. He noted that he is against widening any street, but the small City streets must handle the increased number of cars people own. He noted that many drivers using Maple Ave. are becoming increasingly discourteous - speeding us so as not to have to pull over for oncoming cars, and drivers have pulled up bumper to bumper and refused to back up for oncoming cars. He stated that he believes that stringent enforcement of the existing codes is the best way to slow down the speeder. He offered the following suggestions:

(1) Install a right turn signal at the intersection of Maple & Phila to help eliminate the traffic back-up on Maple in front of the Mun. Bldg. and encourage traffic to go west on Phila;

(2) Install a left turn lead signal at Piney Branch & Phila to prevent the back-up on Phila that sometimes reaches Takoma Elementary School;

(3) Signal at Carroll & 410 should be changed and the signal proposed for Phila & Carroll in front of the Fire House should be installed immediately. The Fire House signal should have a left turn arrow for cars turning onto Phila; the light at Carroll & Laurel should be reset to help facilitate the flow of cars. Signals

on Carroll at 410 and proposed signals should be designed so as to favor traffic in the AM and PM rush hours.

(4) Install a signal at Flower & Carroll to eliminate the heavy back-up that is present at all times at that intersection.

Councilman Ricks stated that he hopes these suggestions will be considered along with other suggestions that have been received. He emphasized that the best way to control speeding is by strict enforcement of the existing laws. He stated that the City must plan ahead for the many months of inconvenience that Metro construction will bring; the energy crisis has introduced a new set of problems and we should look toward the future of mass transportation.

4. Mayor Roth. Stated that in view of the statement made by Councilman Ricks, Councilman Nishimoto may wish to comment on what he will propose for Maple Ave; Councilman Nishimoto stated that he will propose a public hearing on January 7 at 8:00 PM in the Council Chambers - this will give the Council an opportunity to hear both sides of the issue. Councilman Burgess noted that silence on the part of the Council does not necessarily mean agreement with Councilman Ricks' statement. The Mayor noted that further discussion should take place during the LEC report.

5. Allan Marsh, 7405 Maple Ave. Requested a copy of Councilman Ricks' statement. Read the following letters written to the Mayor and Council supporting the Maple Ave. ordinance: M. McGee, 7203 Holly; F. Phipps, 7210 Holly; Mrs. A. Spear, Maple & Valley View; J. Kennealy, 2 Valley View; N. Springfield, 7413 Cedar; T & F Cramer, 7404 Maple; E.N., E., & N. Bozarth, 7326 Willow (3 letters); D & M Weisman, 7701 Takoma; D. Stowell, 7704 Takoma; E & E Herman, Takoma Park; I. Dickerman, M. Proctor, V & O Josey, Maple Ave; H & V Weedon, 7315 Maple; J & I Carter, Maple Ave. In order to allow the other citizens present sufficient time to speak, the Council requested that Mr. Marsh not read all the letters. In addition to the letters he read, Mr. Marsh gave letters from the following citizens to Mr. Pridgen: L. Wilson, 7409 Maple; J. Sochlis, 3 Valley View; F. Stern, 103 Grant; F. Pollner & M. Devoe, 7414 Maple; J. Buchanan, 7116 Maple; S. Ogden, 7116 Maple; R. Hutchinson, 7116 Maple; A & C Jones, 7221 Cedar; (Copies of all letters will be distributed to all members of the Council.) Mr. Marsh thanked the Council for enacting the parking ordinance; he stated that the trial period of 6 weeks has been insufficient to make a proper judgement. He noted the discrepancies between the City's traffic count and that taken by the citizens and suggested that another count, using hose-type counters, be taken over a period of time. Commented on the number of letters received from SDA organizations; stated that "if these letters were representative not of individual but, instead, of corporate views of the SDA organizations, those members of the Council with ties, direct or indirect, to those groups should abstain in any vote taken on this matter." He urged the Mayor and Council to extend the trial period and to study the traffic problems of the entire City. Mayor Roth stated that copies of all the letters read by Mr. Marsh will be given to all Council members and noted that he had not received the impression that the letters on SDA letterhead represented a corporate position of the SDA.

6. Catherine Wakelyn, 7419 Maple. Thanked Councilman Ricks for his comments; she stated that his suggestions show that he has done a lot of thinking about this and some of his observations are truer than we may want to believe. She stated that although parking on both sides may not be the best solution, it is the only one there is at present. Asked that the ordinance be given an extended trial period. Spoke regarding a recycling center and mentioned that the County will be starting its own program, but none of the centers will be near the City - the closest place is the Univ. of Md., which is open on Sundays only. She noted that she had read an article regarding a community recycling center near her home town and stated that if any Council members are interested, she will try to get more information. She suggested that since the City will not be using lights to decorate the Christmas tree, the tree could perhaps be decorated with suet to feed the birds.

7. William O. Johnson, 7304 Maple Ave. Asked that parking on both sides of Maple be permanent.

8. Mrs. Scheaffer, 7314 Maple. Stated that the traffic on Maple has slowed down and it is easier to get in and out of the driveways on that street. Stated that she is very much in favor of the ordinance and hopes it will be continued indefinitely. She said that Maple Avenue is quieter and traffic is much slower and safer. Noted that Maple Avenue was originally a street with parking on both sides.

9. Dale Shallhorn, 7401 Maple. Gave Mr. Pridgen a statement from Bob Moore which commended the Council for enacting the Maple Ave ordinance; Mr. Moore noted that the ordinance has resulted in a significant reduction in speed and requested that the Council not repeal the ordinance because of "complaining non-resident drivers, irritated at a slightly slower trip home." In response to a question from Mr. Shallhorn, Mayor Roth stated that a Council resolution supporting the position of the TPES PTA was given to Mr. Anastasi, and will be presented to the Board of Education tonight. Mr. Shallhorn commented on a "Safe Driving Handbook" published by the Air Force and noted that one of the main points presented was that most drivers do not know the distance it takes to stop a car traveling at various speeds and most people cannot effectively judge speed.

10. Dorothy Porter, 7305 Maple. Noted that she has letters from Leslie Agro, 7306 Willow, and T & D Twomey, 7218 Maple, supporting the Maple Ave. ordinance. She stated that although the ordinance may not be the best solution, it should be kept in effect until another means of control is devised; said that there has been a decrease in speed and the number of cars on Maple.

11. Dick Harp, 7402 Holly. Commented on the TPES hearing. Stated that he very firmly supports the sentiments that have been expressed in favor of the ordinance and asked that it be continued until another alternative is found.

12. Joe Ferrier, 7413 Maple. Stated that he listened with considerable interest to Councilman Ricks' statement and said that it shows that he has given serious thought to the problem. He stated that although he does not agree with some of Councilman Ricks' observations, he appreciates the time and effort that was spent. Commented on the letters that have been received by the Council on the Maple Ave. ordinance and mentioned the original petition for traffic control on that street. Thanked the Council for proposing a public hearing and for prolonging the trial period of the ordinance; he thanked Councilman Nishimoto for all his time and efforts on behalf of the citizens. Noted that, according to Robert's Rules of Order and Cushing's Manual, the chairman of a meeting can vote to break a tie or make one. Mayor Roth replied that the City Charter is the primary source of information used by the Council and it takes precedence over anything else; it provides that the Mayor votes in case of a tie. There was further discussion between the Mayor and Mr. Ferrier on the various rules and regulations for conducting public meetings.

COMMITTEE REPORTS

LAW ENFORCEMENT COMMITTEE: Councilman Nishimoto reporting.

163. Petitions on traffic control: (a) Maple Ave. Councilman Nishimoto moved that there be a public hearing on the Maple Ave. ordinance on January 7, 1974 at 8:00 PM in the Council Chambers to allow the Council to hear all views regarding the ordinance. The motion was seconded by Councilman Webb. Councilman Forshee stated that he is in favor of a public hearing and asked if the hearing will cover the ordinance only, or if it will be to discuss the Maple Ave. traffic in general and to consider other suggestions as well. Councilman Nishimoto requested that his motion be amended to allow discussion of all aspects of Maple Ave. traffic. The motion was unanimously approved.

11/26/73

176. Req. for traffic light at Takoma & Phila. Councilman Nishimoto reported that this is under the control of the SHA; noted that the City Administrator has written a letter requesting a traffic study at that location.

177. Suggested prohibition of thru trucks - Cedar, Holly, Ritchie. Councilman Nishimoto stated that he would like Chief Porter to continue his study and take additional traffic counts with the appropriate counting devices. He stated that this item will be discussed later, pending further study.

179. Traffic and parking control in MC area. Councilman Nishimoto reported that the Police Dept. issued 111 parking tickets during the week of Nov. 18; noted that he thinks this will take care of the problem.

180. Prop. closing of Sligo Creek Pkwy for bicycling (few hrs. on Sun.) Reported that the LEC discussed this for some time and the general consensus of the LEC is that the area between Piney Branch and New Hamp. is not long enough to permit much bicycling for a short period of time. He stated that there is a bike way along Sligo from Colesville Rd. to Piney Branch, and asked the City Administrator to send a letter to the Mont. Co. Planning Board urging that the bike path be continued from Piney Branch to New.Hamp.

Parking permits on residential streets. Noted that the County attorney has reported again that this proposal is unconstitutional - the only reason similar laws have been allowed in other areas is because they weren't challenged. He noted that even if the County bill does pass, it does not have a provision to make it applicable to Takoma Park. Mayor Roth noted that if this ordinance is proper and constitutional, the City will pass a similar law. Councilman Nishimoto suggested waiting to see what the County Council does; if the law is passed and is not challenged, it will stand.

178. Hickory & Elm: (a) stop sign on Hickory. Councilman Nishimoto presented the first reading of the following proposed ordinance.

PROPOSED ORDINANCE - FIRST READING

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

SECTION 1. THAT all traffic traveling in a southerly direction on Hickory Avenue shall come to a complete stop at its intersection with Elm Avenue; AND

SECTION 2. THAT the Director of Public Works is hereby directed to erect an appropriate sign to effect the directive in Section 1; AND

SECTION 3. THAT this ordinance shall become effective upon completion of the work described in Section 2; AND

SECTION 4. FURTHER THAT the penalty for violation of this ordinance shall be as prescribed in Chapter 1, Section 1-17 of the City of Takoma Park Code, 1972.

Required physical exam for Policemen. Councilman Nishimoto noted that this was read at the Council meeting of Nov. 12. The motion by Councilman Nishimoto to adopt the following ordinance was seconded by Councilman Forshee and adopted by a roll call vote as follows. Aye: Councilmen Burgess, Faulkner, Forshee, Nishimoto, Ricks, Sidell, Webb. Nay: none.

ORDINANCE NO. 2288

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

SECTION 1. THAT the City of Takoma Park Code, 1972 be amended by the addition of Sec. 9-6.1, Physical Examinations, under Article 1, of Chapter 9, "Police" to read as follows:

Sec. 9-6.1. Physical Examinations.

All members of the Takoma Park Police Department employed under the Merit Plan shall have a physical examination at least once each calendar year at a time and place designated by the Chief of Police. Further, all candidates for promotion to a higher rank shall be given a physical examination and declared fit to perform the duties that will be required of a police officer of that rank; AND

SECTION 2. THAT this ordinance shall become effective January 1, 1974.

Councilman Nishimoto referred to an item in the Mont. Co. Council report; he is one of nine persons appointed by the County Council to serve on a County Charter Review Committee. This committee will review the County Charter adopted in 1970 and examine it with a view towards suggesting possible changes to be presented to County voters at the 1974 general election. Councilman Nishimoto stated that he will be happy to hear any comments or suggestions regarding this from citizens and members of the Council.

In answer to a question from Councilman Ricks, Councilman Nishimoto noted that the 6 week trial period for the Maple Ave. ordinance is up today. The motion that was adopted by the Council provides for a public hearing; the ordinance is still in effect. Mayor Roth noted that a time limit was not specified in the ordinance; the Corp. Counsel advised the Council against it.

HOUSING & CODE ENFORCEMENT COMMITTEE: Councilman Ricks reporting.

173. 7106 Holly Ave: erosion, abandoned cars, etc. Councilman Ricks reported that this has been cleared up; C.E. Officer Olson has filed a report on this. If any residents in that area notice any problems, the C.E. Office should be contacted.

PUBLIC WORKS COMMITTEE: Councilman Burgess reporting.

Councilman Burgess moved that Ordinance #2287, adopted at the meeting of Nov. 12 be repealed and replaced by the following corrective ordinance. (Due to an error in typing, Section 3 was omitted from the minutes.) The motion was duly seconded and adopted by a roll call vote as follows. Aye: Councilmen Burgess, Faulkner, Forshee, Nishimoto, Ricks, Sidell, Webb. Nay: none.

ORDINANCE NO. 2289

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

SECTION 1. THAT there is a need for truck storage sheds to preserve equipment of the Public Works Department; AND

SECTION 2. THAT it has been determined by the Public Works Director that such sheds may be constructed more economically and conveniently by the utilization of City personnel manpower and skills; AND

SECTION 3. THAT the project be hereby confirmed as approved by the Public Works Committee for the purchase of necessary material and payment of labor costs for the construction of two truck sheds in the Public Works yard; AND

SECTION 4.1 THAT funds be appropriated from the Federal Revenue Sharing Funds in the amount of THIRTY THOUSAND, TWO HUNDRED NINETY-SIX DOLLARS (\$30,296) for Project Truck Sheds in accordance with the Planned Use Report previously filed with the Office of Revenue Sharing.

182. Proposed ordinance requiring separation of trash. Councilman Burgess reported that there was a time when newspaper prices had dropped, and the P.W. Committee decided it was not financially feasible to continue separating newspapers;

however, as Mr. Vogel noted, the prices have gone up. Mr. Barile has checked with several companies about their newspaper prices and has consulted other towns about their recycling programs. Councilman Burgess discussed the various programs in other cities and how they work. He stated that even if separating newspapers is not economically profitable, other considerations such as the paper shortage and ecological concerns should be kept in mind. He stated that the P.W. Committee will discuss this further and bring it up before the Council when a decision is reached.

181. Repair of sidewalk, 7510-12 Piney Branch. Councilman Burgess reported that the sidewalk has been repaired, and asked that this be removed from the agenda. Councilman Burgess noted that there are about 150 tree seedlings planted in the P.W. greenhouse, and mentioned the different types of trees that have been planted. He noted that there are still plenty of azalea plants, also.

FIRE PROTECTION COMMITTEE: Councilman Sidell reporting.

Councilman Sidell moved that Craig Chalfant be given a permanent appointment to the Fire Dept., retroactive to Oct. 16, 1973, one year from his starting date. The motion was duly seconded and unanimously approved.

PLANNING & ZONING COMMITTEE: Councilman Faulkner reporting.

170. Spec. Ex. 2840 - psychiatric half-way house, 6819 Red Top Road. Councilman Faulkner noted that this is a 6 unit apartment building about one block outside the City limits and will house 20 residents. In answer to a question from Councilman Ricks, Councilman Faulkner stated that the building is in a community surrounded by apt. buildings of the same type. Councilman Ricks asked if the neighbors had been approached for their views; Councilman Faulkner stated that the residents of that area had not been polled. In answer to a question from Mayor Roth, Councilman Faulkner stated that a hearing date has not been set. He stated that if bill #62-1973 is passed (regarding the use of halfway houses and group homes) it may affect this.

183. Zoning & maintenance problems on Sil Spr-Takoma Park border. Councilman Faulkner referred to the letter received from Mr. & Mrs. Lerner regarding the deteriorating environmental conditions and cited the following complaints: residential properties along Burlington & Phila are being used for light industrial purposes; light industrial businesses are using public owned areas for parking and storage; the former electrical power booster station at Phila & Fenton is not being maintained to simulate a residential appearance. He stated that this has been discussed by the P & Z Committee and moved that TESS be informed of these complaints, and that copies of the letter be forwarded to the County Council and the County Code Officers, and that the City oppose these indicated uses. There was further discussion of this by the Council. Mayor Roth stated that since there is a proposed rezoning there and Councilman Faulkner's intention is to have the City oppose the rezoning, a letter should be directed to the Park & Planning Zoning Board; the maintenance complaints should be sent to the Mont. Co. Council and the TESS Commission. The motion was duly seconded and unanimously approved. He noted a rezoning application at 7901 Fenton Street that the City may wish to comment on at a later time.

184. ZAP A-8971, C-1 to C-G, 6844 New Hamp. Ave, Takoma Letter Shop. Councilman Faulkner noted that this is not within the City limits. When the shop moved to that location, the owner failed to obtain an occupancy permit; when he applied for a permit, he was notified that the area is not zoned for print shops and he would have to vacate. The owner has received an extension to allow him to apply for a C-G zoning.

FINANCE COMMITTEE: Councilman Forshee reporting.

Resignation of secretary. Councilman Forshee reported that secretary Jeanne Bussey has handed in her resignation effective December 14; her family is

moving to Florida. Councilman Forshee moved that Mrs. Bussey's resignation be accepted with regret, and thanked her for the six years of service she has given to the City. Councilman Nishimoto suggested that the Council write a letter of appreciation to Mrs. Bussey. The motion was duly seconded and unanimously approved.

PARKS & RECREATION COMMITTEE: Councilman Webb reporting.

In reply to a statement made earlier in the meeting by Allen Marsh, Councilman Webb made the following comment. He stated that as long as he has been on the Council, he has considered every motion and every ordinance that has been presented very carefully; if he has not understood the intent of a motion or an ordinance, he has sought advice. He said that he does not expect to relinquish his opportunity and his right and privelege to vote in a way that he feels is right and proper, based on the information he receives from the citizens and other members of the Council. He stated that he is not influenced by any corporate body and that he listens to everyone who speaks to him. He noted that his telephone number is published, and if any citizen wishes to talk with him on any matter relating to the City, he is available.

Report on activities. Councilman Webb gave the following report on the Rec. Dept. activities: there will be a Recreation Council meeting Nov. 27 at 8:00 PM in the Mun. Bldg.; the City's annual Christmas Party will be on Dec. 15 at 7:00 PM in the Firehouse Gym; there will be a special gym program for elementary age children from Dec 26 - Dec 31 (except Sundays) from 9 AM to 5 PM. Councilman Webb recommended that the Takoma Christmas Tree lights be kept to a minimum and be on only when the Library lights are.

SPECIAL LIBRARY COMMITTEE: Councilman Webb reporting.

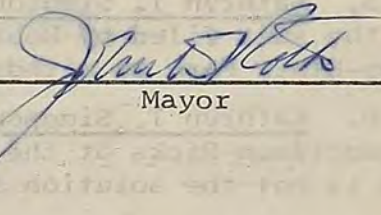
Councilman Webb moved that the Council accept, with regrets, the retirements of Mrs. Laura French (effective Dec. 31) and Mrs. Mary Roth (effective Jan. 31) and asked that the Council express its appreciation, in writing, to both of these ladies.

Councilman Webb recommended that the vacancies in the Library be filled by the appointment of Mrs. Elizabeth Amt and Mrs. Georgia Johnson as half-time Library clerks at a salary of \$6,147; Mrs. Amt will begin on Dec. 1 and Mrs. Johnson will begin on Jan. 1. This will give them both a one-month training period. The motion was seconded by Councilman Ricks and unanimously approved.

Councilman Sidell noted that he had overlooked an item during his committee report. He moved that the resignation of E.W. Adams, who is on a leave of absence from the Fire Dept. be accepted. The motion was duly seconded and unanimously approved.

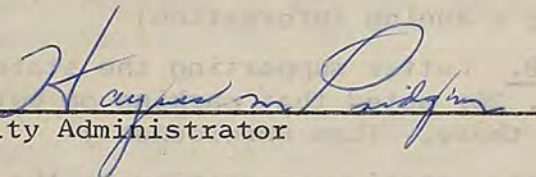
There being no further business to come before the Council, the meeting was adjourned at 10:00 PM, to reconvene at 8:00 PM on Monday, Dec. 10.

APPROVED



Mayor

ATTEST



City Administrator