

THE CITY OF TAKOMA PARK, MARYLAND
EXECUTIVE MEETING OF THE MAYOR AND CITY COUNCIL

August 11, 1975.

City Officials present:

Mayor Roth
Councilwoman Medina
Councilman Ricks
Councilman Webb

City Administrator Gilsdorf
Asst. to the City Administrator Nichols
City Clerk Pusti
Police Chief Porter
Public Works Director Barile
Corporation Counsel Culpepper

Councilmen Faulkner, Forshee, García and Nishimoto were excused.

The Mayor and City Council met in Executive Session August 11, 1975 at 8:00 PM in the Council Chambers, 7500 Maple Avenue, Takoma Park, Maryland. Following the Pledge of Allegiance to the Flag, a motion to approve the minutes of the July 28 meeting and dispense with their reading was made, seconded and carried unanimously by voice vote. The Mayor stated that since there was no quorum, he would consider the minutes approved, provided the excused Councilmembers had no objections. He had decided to hold the meeting out of consideration for the citizens present, to hear their remarks; but as to the ordinances listed on the agenda, they would not be voted on.

MAYOR ROTH'S COMMENTS AND PRESENTATIONS:

- Referring to the August 5 meeting of the Board of Education, attended by himself and several Councilmembers, he quoted from a preliminary response to his letter to Governor Mandel, asking for assistance in the school question. The letter, signed by Education Officer Jack B. Kussmaul, stated that Mr. Lee Ritter, Director of the State School Construction Program, and Dr. Donald J. Miedema, Deputy Superintendent of Schools in Montgomery County, had been asked to respond to concerns about the school closing. As to his letters to other officials concerning TPES, one result was that Congresswoman Gladys Spellman had attended the August 5 meeting and read a letter addressed to the Board of Education, asking for special consideration of TPES operating as at present and for its renovation.

ADDITIONAL AGENDA ITEMS:

City Administrator Gilsdorf added an item concerning the Recreation Department.

CITIZENS' REMARKS:

1. Russel Romer, 702 Chaney Drive, who stated that he had resided in Takoma Park for 12 years, complained about there being no rent control in the City; he said that his rent had been raised 12%. He had written the Mayor but had the impression that the Mayor and Council were rather apathetic about it. Mayor Roth responded that the letter is being considered but that the problem is a complicated one, the City being located in two Counties with different legislation; formerly the City had been under State control. Councilman Ricks added, that while in some cases 12% might sound extraordinary, even under rent control a landlord had the right to pass on to the tenants any capital improvements as well as increased cost of utilities. Mr. Romer said he was not against the landlord realizing a fair return on his investment; his point was that a tenant had no protection or recourse but to move out when his rent was increased. At the Mayor's query, the City Administrator explained that because of certain legal complications, rent control had not been included in the agreement with Montgomery County concerning the Landlord-Tenant Relations Act; he would, however, investigate what might be done and report at the next Council meeting.

2. Phil Vogel, 7117 Garland Avenue, announced that TV channel 7 had designated the month of August as Community Volunteer Month, and that on August 13, between 6:30 and 7:00 PM Ellen Marsh would be honored - something she richly deserves. - Referring to the minutes of the July 28 meeting and the discussion concerning re-zoning requests (#270, Flower Avenue, R-40 to R-10; and #271, Long Branch Parkway, R-60 to R-10) he deplored that these items had been deferred, and that they would not be opposed as the re-zoning "would only legalize an already existing condition". Such an attitude might lead to property owners not adhering to the law, only to have the law conform to them - hardly what the Council would want. He felt that in effect the City would be sanctioning the building of high-rise apartments since once the re-zoning was granted, nothing would prevent the owners from razing the existing buildings and replacing them with highrises - in fact this might be what they had in mind by asking for re-zoning rather than Special Exceptions. He was disturbed by the statement that it was "premature for the City to take action before Park & Planning had considered the problem" - he would prefer it the other way around. Mayor Roth responded that the items had not been taken off the agenda - only deferred for further study, and stressed that both locations are outside the City. Mr. Vogel felt a strong interest should be taken in activities around Takoma Park, as they will affect the City. Councilwoman Medina stated that many of the points brought up were the very ones considered by the committee; that one of the main concerns had been to try to preserve existing housing in the two areas, and that the items had been deferred to have more time to study what can be done and to discuss it with Park & Planning. Mr. Vogel, referring to the Master Plan under consideration, felt that no re-zoning should be done at this time. - He requested that the ordinance concerning display of signs, etc. in the Council Chambers NOT be enacted - a simple request would suffice.

3. Joe Ferrier, 7413 Maple Avenue, voiced his appreciation that the meeting was being held although not all Councilmembers could attend - this he called "responsible government". - He thanked the Mayor and Council for active support in the school matter. - As for the ordinance, mentioned by Mr. Vogel, he suggested that instead the City provide easels for display of posters and large screens for projection of slides. - Referring to the personnel matter in the Recreation Department, he reiterated his statements at previous Council meetings saying that if it was too late to rectify the action taken, he hoped it would not be repeated. The Mayor said that while reluctant to discuss personnel matters, he would state that the individual concerned had received \$7,513 when hired, two years ago, and was now getting \$9,836 - an increase in salary of 32%.

FINANCIAL STATEMENT: City Administrator Gilsdorf reporting:

Bank Balances
as of July 31, 1975.

Suburban Trust Co. - General Funds

Balance: June 30, 1975	\$ 449,952.18	
July Receipts	<u>111,437.17</u>	\$ 561,389.35
July Disbursements		<u>429,618.13</u>
Balance: July 31, 1975		<u><u>\$ 131,771.22</u></u>

Suburban Trust Co. - Payroll Account

Balance: June 30, 1975	\$ 11,276.72	
July Receipts	<u>89,544.51</u>	\$ 100,821.23
July Disbursements		<u>89,176.05</u>
Balance: July 31, 1975		<u><u>\$ 11,645.18</u></u>

August 11, 1975.

Suburban Trust Co. - Rehabilitation Loan Fund

Balance: June 30, 1975	\$ 3,228.99	
July Receipts	<u>199.00</u>	\$ 3,427.99
July Disbursements		<u>- 0 -</u>
Balance: July 31, 1975		<u><u>\$ 3,427.99</u></u>

Citizens Bank of Maryland - General Funds

Balance: June 30, 1975	\$ 528.06	
July Receipts	<u>265.72</u>	\$ 793.78
July Disbursements		<u>- 0 -</u>
Balance: July 31, 1975		<u><u>\$ 793.78</u></u>

Citizens Bank of Maryland - Special Assessmnt. Fund

Balance: June 30, 1975	\$ 866.67	
No Transactions	<u>- 0 -</u>	
Balance: July 31, 1975		<u><u>\$ 866.67</u></u>

Citizens Bank of Maryland - Public Improvemnt. Fund

Balance: June 30, 1975	\$ 534.53	
No Transactions	<u>- 0 -</u>	
Balance: July 31, 1975		<u><u>\$ 534.53</u></u>

Citizens Bank of Maryland - Savings Accounts

Balance: June 30, 1975	\$ 184.54	
No Transactions	<u>- 0 -</u>	
Balance: July 31, 1975		<u><u>\$ 184.54</u></u>

American National Bank - General Funds

Balance: June 30, 1975	\$ 751.79	
No Transactions	<u>- 0 -</u>	
Balance: July 31, 1975		<u><u>\$ 751.79</u></u>

Petty Cash

\$ 250.00U.S. Treasury Bills

Cost

Maturity Value

<u>Purchased</u>	<u>Maturity</u>		
7/2/75	8/7/75	\$ 49,757.50	\$ 50,000.00
7/2/75	8/21/75	49,649.58	50,000.00
7/2/75	1/13/76	96,770.00	100,000.00
7/2/75	2/10/76	<u>96,222.81</u>	<u>100,000.00</u>
Total Treasury Bills:		\$292,399.89	\$300,000.00
5/25/75 Certificate of Deposit 5/25/76		<u>100,000.00</u>	<u>108,687.50</u>
		<u><u>\$392,399.89</u></u>	<u><u>\$408,687.50</u></u>

ITEMS FOR COUNCIL CONSIDERATION: City Administrator Gilsdorf reporting.Administrative Reports and Recommendations for Council Action.

Progress Report on summer street, sidewalk and curb construction projects. At the City Administrator's request Mr. Barile reported that abt.150 feet of sidewalk had been completed on Lincoln Avenue and abt.3/4 mile of sidewalks and curbs had been repaired on Flower Avenue. All curbs had been painted, except for the areas around the Municipal Building which would be done during the next couple of weeks. All crosswalks at school crossings will be painted before school starts. At present a number of curbs and gutters are being repaired to be ready for a re-surfacing job in September. Later in the fall, some sodding will be done on Holly Avenue, and new curbs and gutters will be constructed on Philadelphia Ave. from the firehouse to Maple Avenue. Councilman Ricks voiced concern whether the sidewalk would be ruined when the scheduled signal light is installed but was assured by Mr. Barile that it would not. SHA had told Mr. Barile that the signal light would be installed in October. At the Mayor's inquiry about the work done by summer youths, Mr. Barile stated that abt.50% of the work had been done by

them. The Mayor also inquired about sodding in Jequie Park and was informed that it had worked out well.

Parking control on streets around Montgomery Junior College. At the City Administrator's request Police Chief Porter reported that at present there are NO PARKING signs on the south side of New York Avenue, between Chicago and Takoma Avenues; since construction is almost completed on the north side of New York Avenue, he recommended that there be no further parking restrictions. - As to Fenton Street, adjacent to Montgomery College, he recommended removal of two outdated NO PARKING signs, located on the south side of the 7600 block. - He said that after October 1st, letters will go out warning people who have not paid their parking tickets that their registration will not be renewed next March. A number of college students have not paid their parking tickets. There was some discussion about towing costs, etc., and Councilwoman Medina expressed concern about the parking situation and great disorder at Takoma and Albany Avenues and said that pedestrians had problems getting onto the Juniper Street bridge because of cars parked at the entrance. Chief Porter assured her that the police would look into the situation and make sure the cars were removed from the entrance to the pedestrian bridge. Mayor Roth asked whether the minibus had encountered problems in getting through. Chief Porter thought not but added that he would report on that later, after classes had started, August 19, at which time the new parking patrol will be on duty in the area. Councilman Webb, referring to the warning letters about non-payment of fines, inquired whether this was a City-wide or State-wide procedure and what would happen if the ticketed car was sold - could they then forget about the fine? Chief Porter explained that the procedure was State-wide and that the letters went out on State forms, the people being required to pay the citations by February and to report to Takoma Park police for their registration, which will be marked with a "C"; the maximum cost involved (1500 letters) will be abt. \$100. Unpaid citations are in the names of the car owners and will be taken out of the computer so that no registration cards will be sent out.

Status Report: TPES. Councilwoman Medina reported that the special issue of the Newsletter, urging citizen support of TPES, had resulted in numerous letters and telephone calls to the Board of Education as well as lobbying efforts, and that over 100 Takoma Park citizens had attended the August 5 Board meeting. The Committee to Renovate Our Integrated School had requested 5 minutes for a spokesman to address the Board before the decision on Resolution No.7 was made. This was denied by Thomas Israel, and the meeting was recessed while a peaceful but highly vocal demonstration took place for abt. 90 minutes. Congresswoman Gladys Spellman was likewise denied a hearing but read a letter on behalf of Takoma Park to the audience and left it with the Board of Education. The meeting was adjourned at 10:30 PM and all further discussion postponed until August 19.

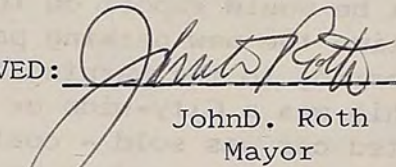
#269 - Report on Sp.Ex. S-415, Educational Institution, 609 Potomac Avenue. City Administrator Gilsdorf reported that Montgomery County Board of Appeals had made a decision on the Special Exception, granting it for a private educational institution accommodating a maximum of 37 children (the request was for 40). At Councilman Ricks' inquiry Mr. Gilsdorf stated that all the provisions in regard to safety and fire hazards would have to be met. There was some discussion and the consensus was that although this was outside the City, Fire Prevention Officer Tom Williams should keep in touch with the County's Fire Marshal to make sure all the recommended measures were taken.

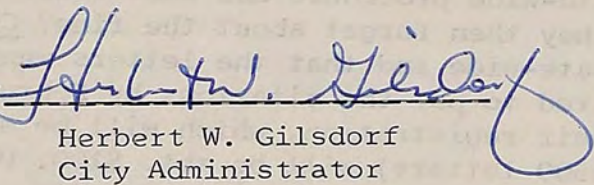
Report on pedestrian crossing at Ethan Allen & Carroll Avenues. At the City Administrator's request, Police Chief Porter reported that, prompted by a complaint at the last Council meeting about the pedestrian crossing light at

this intersection being too short, the cycle had now been increased to a total of 15 seconds. - As to the complaint that parked vehicles often blocked the crosswalk, orders had been issued to all Watch Commanders to concentrate on the area; this had already resulted in 3 summonses and several warnings being issued during the past week. Mayor Roth wanted to know what was being done about a complaint of parking at the bus stop in the same intersection. He was assured by Chief Porter that this problem would also be alleviated by the strict enforcement now instituted in the area.

SPECIAL REPORTS: On behalf of the Recreation Department City Administrator Gilsdorf reported that the long awaited Bulletin Board is here and will be installed shortly. - He announced that on August 19, at 7:30 PM at the Library Grounds, the U.S.Navy Jazz Band "THE COMMODORES" will give a free concert. Councilman Ricks praised the "Recreation Festival" held on August 5.

ADJOURNMENT: 9:20 PM - the Council to reconvene on August 25 at 8:00 PM.

APPROVED: 
John D. Roth
Mayor

ATTEST: 
Herbert W. Gilsdorf
City Administrator

THE CITY OF TAKOMA PARK, MARYLAND
REGULAR MEETING OF THE MAYOR AND CITY COUNCIL

August 25, 1975
City Officials Present:

Mayor Roth
Councilman Faulkner
Councilman Forshee
Councilman Garcia
Councilwoman Medina
Councilman Ricks
Councilman Webb

City Administrator Gilsdorf
City Clerk Pusti
Acting Chief of Police Dalrymple
Corporation Counsel Culpepper
Corporation Counsel Gingerich

Councilman Nishimoto was excused.

The Mayor and City Council met in Regular Session on August 25, 1975, at 8:05 PM in the Council Chambers, 7500 Maple Avenue, Takoma Park, Maryland. Following the invocation by Rev. Theron Snyder, Trinity United Church of Christ, and the Pledge of Allegiance to the Flag, a motion to approve the minutes of the August 11, meeting was made by Councilman Garcia, seconded and carried.

MAYOR ROTH'S COMMENTS AND PRESENTATIONS:

- Mayor Roth presented to Charles James, President of the Lions Club, a Proclamation that Sept. 21-27 1975 will be official Lions WHITE CANE WEEK and called upon all citizens to participate in this community fund raising program.
- He complimented Phil Vogel for recommending Ellen Marsh to the TV program featuring Community Volunteers, and Mrs. Marsh for qualifying.
- Referring to the August 5 meeting of the Board of Education, he said that a large number of citizens had appeared before the Board in an effort to retain TPES and have it renovated. Resolution 7 had now been passed in a modified form, but opinions differ as to how much difference this makes. However, there will be a further study of the matter.

CITIZENS' REMARKS:

1. Robert Leyshon, 7013 Sycamore Avenue, spoke about the importance of having Takoma Park listed in the National Register of Historic Places and presented the Mayor and Council with copies of last year's annual report of the Maryland Historic Trust together with a survey of the steps to go through (13), as well as other related material. He stated that as far as Takoma Park is concerned the first 5 steps have been completed but that if changes are made in the boundaries the procedure will have to be started all over again (according to Nancy Miller). Mayor Roth pointed out that Nancy Miller is a staff member of the Maryland Historic Trust - not a decision maker. He had not seen any reasons stated for the choice of the original boundaries, which he did not understand. He thanked Mr. Leyshon for the material which would be very useful.

2. Phil Vogel, 7117 Garland Ave. suggested that since a quorum wasn't present at the last Council meeting, it was unfair to those citizens who did attend; and suggested Council cancel one summer meeting which would give a full month for vacation.

- Mr. Vogel was concerned to learn that the Silver Spring Center budget for FY 75-76 had been cut in half and the implications for the TESS area. He spoke at length on the Council's withdrawal from the TESS Commission, calling it a chauvinistic and isolationist act.

August 25, 1975

3. Russell Romer, 702 Chaney Drive, understanding that even though there are legal problems involved, asked about the status of his request that rent control be adopted for the Montgomery County section of Takoma Park, Mayor Roth expressed sympathy with Mr. Romer in his concern for a need of rent control and pointed out that the reason for delay is because it is difficult to find a resolution that is equitable. The City Administrator announced that he hoped to have a report by the next Council meeting.

4. Robert Moore, 7314 Willow Ave., referred to the School Board meeting and thanked Mayor Roth for his statement that "the School Board should study to keep the schools open rather than close them". He hoped for the Mayor's and the Council's continued support. As to the modification of Resolution #7, he did not feel that changed anything, but with 65 people present at the Board meeting, at least they know how the citizens feel.

5. Sam Feigenbaum, 514 Tulip Ave., presented a tax question and left his tax bills with the Mayor for further study.

ITEMS FOR COUNCIL CONSIDERATION: City Administrator Gilsdorf reporting

(A). Communications

1. Mrs. L. Childs-Smith, 7717 Garland Avenue, Takoma Park, Md. Letter complaining of the City of Takoma Park not providing Consumer protection for its taxpayers.

2. Phil Vogel, 7117 Garland Avenue In reference to Phil Vogel's letter concerning the appearance of the Silver Spring Intermediate School - the City Administrator said he would report the problem to the Montgomery County and request improvements.

(B). Administrative Reports and Recommendations for Council Action

1. Ordinance appropriating Revenue Sharing Funds for calculator

Upon motion, duly seconded, the ordinance quoted below was adopted by Roll Call vote as follows: AYE: Councilmembers Faulkner, Forshee, Garcia, Medina, Ricks, and Webb; NAY: none; Councilman Nishimoto was excused.

ORDINANCE # 2357

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

SECTION 1. THAT whereas the Planned Use Report of Federal Revenue Sharing Funds for Fiscal Year 1975-76 earmarked funds for Capital expenditures for Administrative use; AND

SECTION 2. THAT whereas the Assistant to City Administrator has obtained the lowest price available for equipment required by the Department;

SECTION 3. THEREFORE THAT the following purchase is hereby authorized:
1- Underwood 582 PD calculator..... \$287.10

SECTION 4. THAT appropriation in the sum of TWO HUNDRED EIGHTY-SEVEN DOLLARS, TEN CENTS (\$287.10) is hereby authorized from Federal Revenue Sharing Funds to be transferred to Government Administration a/c 10.3932.

2. Ordinance appropriating RSF for Library equipment

Upon motion, duly seconded, the following ordinance was adopted by Roll Call vote as follows: AYE: Councilmembers Faulkner, Forshee, Garcia, Medina, Ricks, and Webb; NAY: none; Councilman Nishimoto was excused.

ORDINANCE # 2358

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

SECTION 1. THAT whereas the planned use report of Federal Revenue Sharing Funds for Fiscal Year 1975-76 earmarked funds for Capital expenditures for Library use; AND,

SECTION 2. THAT whereas the Library Director has obtained the lowest prices available for certain equipment required by the Department;

SECTION 3. THEREFORE THAT purchases are hereby authorized as below:

- 1- Remington Rand card tray (custom built).....\$729.00
- 1- Brodart study table, birch No. 60 148
(including freight charge).....\$161.00
- Sub Total.....\$890.00
- 1- Royal standard typewriter 700 series-13" carriage....\$268.00

SECTION 4. THAT appropriations in the amount of EIGHT HUNDRED NINETY DOLLARS (\$890.00) and TWO HUNDRED SIXTY-EIGHT DOLLARS (\$268.00) are hereby authorized from Federal Revenue Sharing Funds to be transferred to Library a/c nos. 19.1032 and 19.1031, respectively.

3. Ordinance appropriating RSF for balance on paramedic vehicle

Following a lengthy review and discussion on the use of the vehicle, degree of County control, funds for operation, adherence to mutual aid agreements, etc., the ordinance below, which is self-explanatory, was moved by Councilman Webb, seconded by Councilwoman Medina, and adopted by Roll Call vote, recorded as follows: AYE: Councilmembers Faulkner, Forshee, Garcia, Medina, Ricks, and Webb; NAY: none; Councilman Nishimoto was excused.

ORDINANCE # 2359

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

SECTION 1. THAT WHEREAS Ordinance No. 2322, adopted September 23, 1974 (Vol. 38, pp. 214 and 215) earmarked a sum not to exceed TWENTY FIVE THOUSAND DOLLARS (\$25,000) from Federal Revenue Sharing Funds for the purchase of a paramedic modular type ambulance and the fees for rental, not to exceed one year, of bio-medical telemetry equipment for the use by the Takoma Park Volunteer Fire Department, Inc.; AND

SECTION 2. THAT WHEREAS Ordinance No. 2334, adopted February 10, 1975 (Vol. 39, p. 15) authorized the payment of FOUR THOUSAND NINE HUNDRED SEVENTY-FIVE DOLLARS (\$4,975) for the cab/chassis portion of the equipment; AND

SECTION 3. THAT WHEREAS a request in writing has been received from the Takoma Park Volunteer Fire Department, Inc. for the balance of the funds for the purchase of this equipment.

SECTION 4. THEREFORE THAT TWENTY THOUSAND TWENTY-FIVE DOLLARS (\$20,025) be hereby appropriated from Federal Revenue Sharing Funds for the purpose as requested under Section 3 of this ordinance; AND

SECTION 5. THAT the City Treasurer be hereby authorized to pay the sum as stated in Section 4 of this ordinance to the Takoma Park Volunteer Firemen's Fund in accordance with the request of the president of the Takoma Park Volunteer Fire Department, Inc., and to charge such expenditure to budget a/c 24.9032-3.

August 25, 1975

4. Ordinance accepting bid and appropriating RSF for street resurfacing

Following a motion by Councilman Forshee, seconded by Councilman Garcia, the below quoted ordinance was adopted by Roll Call vote as follows: AYE: Councilmembers Faulkner, Forshee, Garcia, Medina, Ricks, and Webb; NAY: none; Councilman Nishimoto was excused.

ORDINANCE # 2360

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

SECTION 1. THAT, in accordance with the law, invitations to bid on the resurfacing of certain City streets were advertised; AND

SECTION 2. THAT bids were opened at 3:00 PM, August 21, 1975, with Brigham and Day Paving Co. submitting the low bid from among seven bids received.

SECTION 3. THEREFORE THAT the bid of Brigham and Day Paving Co. be hereby accepted for the unit amounts of FIFTY CENTS (50¢) per gallon for tack coat and FOURTEEN DOLLARS AND TWENTY CENTS (\$14.20) per ton for asphalt work.

SECTION 4. FURTHER THAT an amount not to exceed THIRTY-FIVE THOUSAND DOLLARS (\$35,000) be appropriated from Revenue Sharing Funds to Account #12.3232-2 to cover the total cost of work.

5. Ordinance amending pay plan

Upon motion by Councilman Garcia, duly seconded, the below quoted ordinance was adopted by Roll Call vote as follows: AYE: Councilmembers Faulkner, Forshee, Garcia, Medina, Ricks, and Webb; NAY: none; Councilman Nishimoto was excused.

ORDINANCE # 2361

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

SECTION 1. THAT ordinance No. 2344, adopted May 27, 1975, be amended by insertion of the following positions and pay schedules:

		A	B	C	D	E	F	G
Administrative Aide	10	8,147	8,539	8,950	9,382	9,836	10,311	10,812
Recreation Supervisor	12	8,950	9,382	9,836	10,311	10,812	11,337	11,891

SECTION 2. THAT this Ordinance shall become effective upon adoption.

Prior to adoption of the ordinance Councilman Forshee requested that the position of Departmental Assistant be abolished. City Administrator Gilson stated that the position of Recreation Supervisor was a beginning for a professional person with a college background, who might stay on; there is already a clerk/typist in the Department to perform routine secretarial work. There was some further discussion about the requirements and whether or not a college degree would be a MUST. Councilman Forshee inquired about the Administrative Aide position and whether there would not be a danger of having "all chiefs and no Indians". The City Administrator stated that formerly something very close to that had existed - namely the position Councilman Forshee had just requested be abolished. He had 3 employees in mind for this grade change, which would not involve an immediate salary increase.

6. Ordinance amending Sec. 13-42(b), City Code (parking meter penalty) Following a motion by Councilman Faulkner, seconded by Councilman Webb, the below quoted ordinance was adopted by Roll Call vote as follows: AYE: Councilmembers Faulkner, Forshee, Garcia, Medina, Ricks, and Webb; NAY: none; Councilman Nishimoto was excused.

ORDINANCE # 2362

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

SECTION 1. THAT Sec. 13-42(b) of Article 4, "Parking Meters," Chapter 13, of the Code of Takoma Park, Maryland, 1972, be amended bs follows:

Sec. 13-42. Parking violations; ticket issuance; penalty; reports.

(b) Each owner or operator so notified ~~[may]~~ SHALL within ~~[forty-eight-(48)-hours]~~ SEVEN (7) WORKING DAYS of the time when the notice was so attached to the vehicle, ~~[exclusive-of-Sundays and-legal-holidays,]~~ pay at the Police Station to the police officer in charge or to the Clerk-Treasurer, as a penalty and in full satisfaction of the violation the sum of ~~[Two-Dollars-(\$2.00)]~~ FIVE DOLLARS (\$5.00). IN THE EVENT SUCH PAYMENT IS NOT MADE WITHIN A SEVEN WORKING DAY PERIOD, THE PENALTY SHALL BE THE SUM OF TEN DOLLARS (\$10.00).

SECTION 2. THAT this ordinance shall become effective upon adoption.

NOTE:

~~[--]~~ indicates deletions
CAPS indicates additions

At the Mayor's inquiry as to how this compares with the surrounding communities the City Administrator reported that in Montgomery County and D.C. the penalty is \$5 and \$10 after 15 days; in Rockville all parking violations are \$10; in Hyattsville \$3, \$6 after 5 days, and \$12 after 15 days. Councilman Garcia inquired as to how penalties for other violations in the City compared with those in other jurisdictions, and Mayor Roth directed the City Administrator to look into that for the next Council Meeting.

7. Resolution on dissolution of TESS. As background Mayor Roth referred to the discussion at the March 24 Council Meeting and stated that the proposed Resolution is in accordance with the action taken at that meeting. Councilman Garcia read the Resolution in its entirety and moved its adoption.

RESOLUTION

WHEREAS, the Montgomery County Council by Resolution No. 6-2049, and the Mayor and City Council of Takoma Park, by a resolution adopted on April 28, 1969, joined in an agreement to create the Takoma-East Silver Spring Commission to coordinate intergovernmental efforts toward the alleviation of certain social and environmental problems than existing in the area; AND

- WHEREAS, by the same resolution, the County Council, with the concurrence of the Mayor and Council of Takoma Park, created a Takoma-East Silver Spring Advisory Council to advise the TESS Commission, AND
- WHEREAS, as a result of the efforts of these two bodies, working in conjunction with the community, much has been accomplished by the County and City governments to meet the needs of the area in the form of facilities and programs; AND
- WHEREAS, in particular the County government has established the Silver Spring Service Center for the continued coordination of improved governmental services, and the TESS Community Center is providing community services; AND
- WHEREAS, it is the judgment of the County Council that interagency coordination should be broadened to include all parts of the County.
- NOW, THEREFORE, BE IT RESOLVED THAT the City of Takoma Park does hereby join the County Council in its viewpoint that the TESS Commission and the TESS Citizens Advisory Council may now be dissolved on September 1, 1975, with expression of sincere appreciation for the carrying out of intergovernmental responsibilities for the past six years.
- FURTHER THAT the Mayor and Council of Takoma Park recognize the usefulness of creating a new Interagency Commission, the membership of which would consist of a representative of the County Executive as chairperson, a member of the County Council, the Planning Board, the Board of Education and, on occasions when a municipality is a part of the area under consideration, appropriate municipal officials to sit with the Commission. The primary function of the Commission will be that of coordinating interagency action on problems or opportunities affecting the entire County, or a specific community.
- BE IT FURTHER RESOLVED THAT the Mayor and City Council support the setting up of a senior-level staff body at the Silver Spring Center, comprised of the Director of the Center as chairperson, and senior staff persons from the City of Takoma Park, the County Council, the Board of Education, and the Montgomery County Planning Board. This group would function as a body who will channel and strengthen communications between the various agencies of the County government and the community, recommend policies and programs, and coordinate interagency action affecting the area served by the Silver Spring Center.
- FURTHER THAT the Mayor and Council support the recommendation that the County Executive establish a Silver Spring area Citizens Advisory Board to the Silver Spring Center, members of which would be appointed by the County Executive and confirmed by the County Council. Such a Board should provide analytical advice concerning the diverse points of view existing in the community, but should not engage in advocacy of a majority point of view.
- FURTHER THAT the Takoma Park Mayor and Council do hereby affirm their support of continuation of the Georgetown Clinic and the TESS Center.

Councilwoman Medina seconded the motion. Councilman Ricks encouraged the Council NOT to support the Resolution as he felt strongly that the task of TESS is not over, and that the original problems still exist. He enumerated

August 25, 1975

the accomplishments and the areas where TESS might still be useful, urging the Council to reconsider and not to withdraw from TESS. There was considerable discussion during which Councilman Garcia - referring to a statement by Councilman Ricks concerning the need for cooperation with surrounding communities - pointed out that Takoma Park has many problems of its own and should first and foremost concern itself with the solving of those problems; besides, the City is supporting social services such as the TESS Center and the Georgetown Clinic. Councilwoman Medina said that, although she had mixed feelings, she believed the Resolution would be a step forward and hoped that the new Interagency Commission would continue to serve those in need of its services. As for Takoma Park she felt that a point had been reached where the City was losing more than it was gaining from being a member of TESS. Councilman Ricks voiced concern that social problems would only have staff input and finally suggested to defer voting on the resolution in order that every single Councilmember would have an opportunity to vote on this important issue (Councilman Nishimoto was excused). Mayor Roth - praising Councilman Ricks for his involvement in social work in the area - pointed out that the Quebec Terrace project and others had not been within the City of Takoma Park and that the City had lost its identity within TESS. He felt that it was appropriate for Takoma Park to withdraw now, thank TESS for what had been done, and continue to work with the Silver Spring Service Center. Councilmen Forshee and Faulkner said that, while agreeing that TESS had accomplished many good things for the area, they too felt that Takoma Park had lost some of its identity in the process. The Resolution was passed by Roll Call vote as follows: AYE: Councilmembers Faulkner, Forshee, Garcia, Medina, and Webb; NAY: Councilman Ricks; EXCUSED: Councilman Nishimoto.

8. Report on Takoma Park Elementary School Councilwoman Medina reported on the meeting of the Board of Education, held August 19, where a modified Resolution #7 had been introduced, calling for a study of grade reorganization in Area 4 for kindergarten through 5th grade, grades 6 through 8, and grades 9 through 12, but deleting any specific reference to TPES and PBMS. In addition a Resolution #11 had been introduced, which included a study to close TPES and move to PBMS, but also called for study of several options, such as:

- to rebuild TPES as a 21-classroom school;
- to rebuild TPES as a 15-classroom school for children, kindergarten through grade 3 or 4, with PBMS for grades 4 through 6, and other combinations;
- to rebuild TPES for children kindergarten through 5th grade and TPJHS as a middle school for grades 6 through 8 with PBMS used as a Child-Teacher Training Center for children with learning disabilities.

The LEC will reconvene in September, and she stressed that extensive help will be needed from citizens to come up with substantiated options for the roles of TPES and PBMS in relation to other schools in Area 4. She suggested that Citizens Committees should be forming for that purpose and also to independently lobby for the interests of Takoma Park. There was considerable discussion, with the Mayor wondering, whether the proposed school alignment would produce more or less busing and whether that might be one of the aspects to consider, and Councilwoman Medina pointing to a more immediate consideration, namely the possible overcrowding of Blair High School, at least for a while, until the population dip shows up at High School level.

August 25, 1975

SPECIAL REPORTS: Councilman Ricks requested that it be noted for the record, that there was a reply from the Assistant to the Governor for Municipal Affairs, Mayor Gerald A. Glaubitz of Morningside, who had been approached in the matter of getting signal lights. Mayor Glaubitz had felt obliged to add to his letter: "I am sorry I was not able to do better for you on these items"; but he had talked to Mr. Caltrider of SHA who had given the following "firm" dates for the installation of signal lights:

- TAKOMA TOWER - September 1975
- Philadelphia & Maple Avenues) by separate contract
- Carroll & Ethan Allen Avenues) by October 1, 1975
- Philadelphia & Takoma Avenues)
- Left turn arrow at New Hampshire Avenue & Sligo Creek Parkway: some time during 1976

Councilman Garcia called attention to the light at Larch Avenue which has been blinking all summer. There was some discussion.

Mayor Roth praised the Secretary, Nancy Horn, who is retiring at the end of the month, and whose Council Meeting Minutes Councilman Faulkner called "complete and yet concise". Her successor, Margaret Lindsey, was introduced.

ADJOURNMENT: 10:35 PM - the Council to reconvene on September 8 at 8:00 PM.

APPROVED:

John D. Roth
John D. Roth
Mayor

ATTEST:

Herbert W. Gilsdorf
Herbert W. Gilsdorf
City Administrator

THE CITY OF TAKOMA PARK, MARYLAND

EXECUTIVE MEETING OF THE MAYOR AND CITY COUNCIL

September 8, 1975

City Officials Present:

Mayor Roth	City Administrator Gilsdorf
Councilman Faulkner	City Clerk Pusti
Councilman Forshee	Asst. to the City Administrator Nichols
Councilman Garcia	Chief of Police Porter
Councilwoman Medina	Public Works Director Barile
Councilman Nishimoto	Corporation Counsel Culpepper
Councilman Ricks	Recreation Director Ziegler
Councilman Webb	

The Mayor and City Council met in Executive Session on September 8, 1975, at 8:00 PM in the Council Chambers, 7500 Maple Avenue, Takoma Park, Maryland. Following the Pledge of Allegiance to the Flag, a motion to approve the minutes of the August 25 meeting was made by Councilwoman Medina, seconded by Councilman Garcia and carried.

MAYOR ROTH'S COMMENTS AND PRESENTATIONS:

- After attending the Montgomery County Board of Education meeting, Sept. 4, Mayor Roth stated that the Board decided to proceed with an administrative appeal to obtain funds for the renovation of TPES, with the Acting Superintendent and a citizen, possibly from the Local Evaluation Committee or the PTA, meeting with representatives of Public School Construction office. The Board also projected enough surplus in three Jr. Highs, two of which are in Area 4, to possibly close one of the schools. A study similar to the one for TPES will be made on these schools.
- Mayor Roth and Mr. Gilsdorf, City Administrator, met Wed., Sept. 3, with Dr. Royce Hanson, Chairman, Montgomery County Planning Board and Mr. Dutton, Chairman, Prince George's Planning Board, on proceeding with the Master Plan for Takoma Park. The Prince George Planning Board has some staffing problems with this project but is trying to work them out so that work on the master planning process may begin.

CITIZENS REMARKS

1. Jack Mitton, 501 Philadelphia Avenue thanked the Police Dept. for the Vascar speed control that was used on Philadelphia Ave. He asked what the results were. Chief of Police Porter stated that in a three day period, 50 summons were given on Philadelphia Ave. and on Sept. 8, 70 summons were given on Carroll Ave.
2. Mrs. Evelyn Ferry, 24 Hickory read a letter from Mrs. Jo V. Alexander expressing thanks and appreciation to the City Depts. for their cooperation and help with the Labor Day Block Party.
3. Mr. Green, 7410 Piney Branch concerned with the problem of speeders asked that speed control be placed on Piney Branch Road. Mayor Roth said that the Police Dept. had a Vascar on Piney Branch Road two weeks ago, but are still trying to respond to all requests for surveillance.

September 8, 1975

4. Mr. Joe Ferrier, 7410 Maple

- In reference to the Administrative appeal that the BOE is making to the State, Mr. Ferrier asks that not only a citizen attend but also one of the Takoma Park Councilmembers.
- He thanked the Police Dept. for making Takoma Park streets safe.
- Mr. Ferrier was pleased to announce that the Maryland State office on the aging appointed a Citizens Advisory Committee that will benefit the aging. Mr. Ferrier was honored by being selected as one of the 17 selected throughout the state to serve on the committee.

FINANCIAL STATEMENT: City Administrator Gilsdorf reporting

Bank Balances as of
August 31, 1975.

Suburban Trust Co. - General Funds

Balance: July 31, 1975	\$ 131,771.22	
* August Receipts	<u>226,605.82</u>	\$ 398,377.04
* August Disbursements		<u>260,001.35</u>
Balance: August 31, 1975		<u><u>\$ 138,375.69</u></u>

Suburban Trust Co. - Payroll Account

Balance: July 31, 1975	\$ 11,645.18	
August Receipts	<u>93,429.03</u>	\$ 105,074.21
August Disbursements		<u>90,235.23</u>
Balance: August 31, 1975		<u><u>\$ 14,838.98</u></u>

Suburban Trust Co. - Rehabilitation Loan Fund

Balance: July 31, 1975	\$ 3,427.99	
August Receipts	<u>499.00</u>	\$ 3,926.99
August Disbursements		<u>-0-</u>
Balance: August 31, 1975		<u><u>\$ 3,926.99</u></u>

Citizens Bank of Md. - General Funds

Balance: July 31, 1975	\$ 793.78	
August Receipts	<u>474.50</u>	\$ 1,268.28
August Disbursements		<u>-0-</u>
Balance: August 31, 1975		<u><u>\$ 1,268.28</u></u>

Citizens Bank of Md. - Special Assessment Fund

Balance: July 31, 1975	\$ 866.67	
No transactions	<u>-0-</u>	
Balance: August 31, 1975		<u><u>\$ 866.67</u></u>

Citizens Bank of Md. - Public Improvements Fund

Balance: July 31, 1975	\$ 534.53	
No transactions	<u>-0-</u>	
Balance: August 31, 1975		<u><u>\$ 534.53</u></u>

Citizens Bank of Md. - Savings Account

Balance: July 31, 1975	\$ 184.54	
No transactions	<u>-0-</u>	
Balance: August 31, 1975		<u><u>\$ 184.54</u></u>

American National Bank - General Funds

Balance: July 31, 1975	\$ 751.79	
Cash Receipts	<u>847.90</u>	\$ 1,599.69
Balance: August 31, 1975		<u><u>\$ 1,599.69</u></u>

Petty Cash

		\$ 250.00
		<u><u>\$ 250.00</u></u>

* * See Page 3.

September 8, 1975

U. S. Treasury Bills		Cash	Maturity Value
<u>Purchased</u>	<u>Maturity</u>		
7/2/75	1/13/76	\$ 96,770.00	\$ 100,000.00
7/2/75	2/10/76	96,222.81	100,000.00
8/7/75	3/9/76	95,958.89	100,000.00
Total Treasury Bills		\$288,951.70	\$ 300,000.00
5/25/75 Certificate of Deposit 5/25/76		100,000.00	\$ 108,687.50
		<u>\$388,951.70</u>	<u>\$ 408,687.50</u>

* Treasury Bill matured 8/7/75 (\$50,000) Cost \$49,757.50

Treasury Bill matured 8/21/75(\$50,000) Cost \$49,649.58

**Treasury Bill purchased 8/7/75 Cost \$95,958.89

ITEMS FOR COUNCIL CONSIDERATION: City Administrator Gilsdorf reporting

A. Communications

1. Mrs. Ann B. Vogel, 7117 Garland, letter thanking Mrs. Belle Ziegler and the Recreation Department for the Childrens' Concert held Sunday, Aug. 24 at Jecquie Park.

B. Administrative Reports and Recommendations for Council Action

1. Report on State Highway Administration signalization projects:

Ethan Allen and Carroll; crosswalk at Takoma Tower

The SHA is ready to proceed with two of Takoma Parks' projects:

a. Ethan Allen Avenue and Carroll

SHA will install a new signal light at the intersection of Carroll and Ethan Allen Avenues. To provide a more efficient and safe movement of traffic council was given two alternatives:

- Designate Sycamore as a one-way street, south, between Ethan Allen and Columbia Avenues.
- Retain two-way traffic on Sycamore, but prohibit left-hand turns onto Ethan Allen (right-hand turns permitted).

Council decided to send letters to residents on Sycamore to Beech, Columbia, and Poplar to Elm, to get opinions on the two alternative suggestions. The matter will be heard at the Sept. 22 meeting.

b. Crosswalk at Takoma Towers

Proposed crossing to be at the corner where Tulip intersects Carroll Avenue; SHA indicated a necessity for making Tulip one-way for safety reasons. Councilwoman Medina, Councilmen Ricks and Forshee suggested moving the proposed sight of the crosswalk at Takoma Towers up about 55 feet closer to the shopping area to avoid interference and allow sufficient sight for traffic at Tulip Ave. (This could be done by removing two parking spaces adjacent to the Exxon Station). Councilman Nishimoto moved that a letter be sent to the SHA suggesting the new proposed crosswalk sight. Councilman Ricks seconded the motion and it was approved unanimously by voice vote.

2. Resolution Re Rent Control

After exploring the possibility of being covered under the Montgomery County Rent Control Program, a part of a Landlord-Tenant office activity, which at present is having some Administrative difficulties in following up on the legal aspects on their own rent control program, it was found advisable not to add the Montgomery County section of Takoma Park under their present rent control program. Mr. Gilsdorf added that there seemed to be some desire by the County Council to phase out rent control. Councilman Nishimoto moved that the following resolution be adopted.

RESOLUTION

WHEREAS, the Montgomery County Council has recently extended to December 31, 1975 its rent control program, AND

WHEREAS, such program does not include the City of Takoma Park; AND

WHEREAS, a program of voluntary compliance has been and continues to be in use in the City of Takoma Park.

NOW THEREFORE be it resolved that the Mayor and City Council of Takoma Park do hereby call on owners of rental property to continue their effort to hold rental costs to the minimum practicable amount, and to continue their voluntary compliance with the spirit of the county rent control program including guidelines in the Montgomery County Rent Control Extension Bill which was recently passed to extend control to Dec. 31, 1975.

BE IT FURTHER resolved that a copy of this resolution be transmitted to owners of rental property, and that a copy also be transmitted to the Apartment House Council and the Building Owners and Managers Association.

Councilman Ricks pointed out that a similar resolution was adopted before and it appeared to have been helpful. He expressed hopes that the new resolution would do the same. The above resolution was passed unanimously.

3. Ordinance rescinding Ordinance 2281 (Dept. Asst. position)

Upon motion by Councilman Forshee, seconded by Councilwoman Medina, and after some discussion, the following ordinance was adopted by Roll Call vote, recorded as follows: AYE: Councilmembers, Faulkner, Forshee, Garcia, Medina, Ricks, and Webb; NAY: none; Abstained: Councilman Nishimoto.

ORDINANCE # 2363

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

SECTION 1. THAT Ordinance No. 2281, adopted September 10, 1973, creating the position of Departmental Assistant and its corresponding pay scale, is hereby repealed; AND

SECTION 2. THAT this ordinance shall become effective upon adoption.

4. Report on Parking (non-meter) violation penalties in area jurisdictions

As requested at the August 25 Councilmeeting, the City Administrator reported on parking violation fines imposed by neighboring jurisdictions for "Regular" (non-meter) offenses: *

Montgomery Co.	- 10.00
Prince George Co.	- 10.00
Rockville	- 10.00
Gaithersburg	- 10.00
D.C.	- 10.00 & 15.00
Seat Pleasant	- 10.00
Hyattsville	- 7.00
Takoma Park	- 10.00

* Blocking driveways, too close to intersection, obstructing fire hydrant, etc.

5. Report on ZAP F-964, Flower Avenue near Erie, R-40 to R-10
Report on ZAP F-966, 7917 Long Branch Pky., R-60 to R-10

Councilman Faulkner reported that both requests for zoning change were outside the City and are requests to legitimize long-standing non conforming uses of multi-family housing. Objecting to the possibility of others wanting to be rezoned to R-10 and the possible increase in population, Councilman Faulkner proposed a motion, duly seconded, that a letter be sent to the appropriate authorities stating the following:

- Council opposes granting R-10 zoning
- Council does not object to what is already there, but would like them to consider development of other alternatives to R-10 zoning; such as a mixed-use residential zone which would be applicable to cases such as this
- would like to encourage and enhance low-density, single-family living in that area
- remind Park and Planning that the areas are included in pending Master Plans.

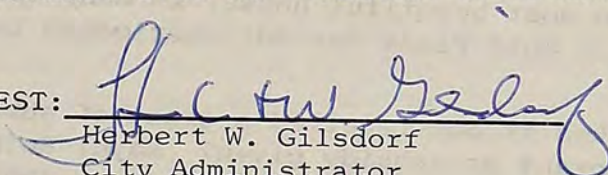
After some discussion, the motion was approved by majority vote. Following a suggested policy statement by Councilman Nishimoto, Mayor Roth asked that the record show that all Councilmembers are opposed to rezoning to R-10. Councilman Ricks also asked that the record to read that he did vote yes on denying the zoning change but does oppose any zoning change or exception that would legalize what is now illegal zoning.

SPECIAL REPORTS

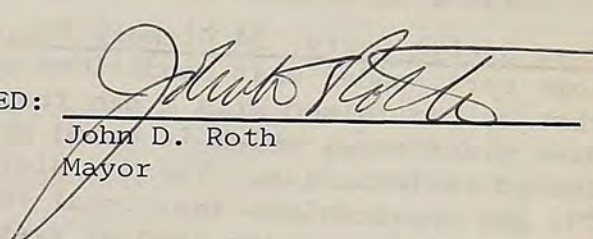
- Councilman Ricks invited Mayor, Council and Citizens to attend a Community Development Block Grant Briefing, Thursday, Sept. 11, at 8:00 PM, Rockville County Council Room, Rockville. He also announced that there would be two Public Hearings concerning Community Development: September 22, 8:00 PM, Woodside Elementary School and September 24, 8:00 PM, Seneca Valley High School.
- Councilwoman Medina reported that the Committee to Renovate Our Intergrated Schools will hold elections Thursday, Sept. 11, 8:00 PM, Municipal Building, 7500 Maple Ave., Takoma Park.

ADJOURNMENT: 9:45 PM - Council to reconvene September 22, at 8:00 PM.

ATTEST:


 Herbert W. Gilsdorf
 City Administrator

APPROVED:


 John D. Roth
 Mayor

THE CITY OF TAKOMA PARK, MARYLAND

PUBLIC HEARING

Historical District

September 10, 1975

The Public Hearing was called to order by Mayor Roth at 7:40 PM in the Municipal Building, 7500 Maple Avenue, Takoma Park, Maryland.

Present were: Mayor Roth, Councilmembers: Faulkner, Forshee, Garcia, Medina, Ricks, and Webb. Absent: Councilman Nishimoto.

The National Register was established by the Historic Preservation Act of 1966. It is the official list of the nation's cultural property that is worth saving, and is published biennially by the National Park Service, Department of the Interior. Listing on the Register is primarily a prestige factor, fostering community pride.

This hearing was to obtain opinions of Takoma Park citizens, particularly those living in or owning property within the proposed Historical Boundary lines for Takoma Park.

Mr. Marschalk, President of the Takoma Park Historical Society, opened by stating that Takoma Park is nearly 100 years old and because the bicentennial is rapidly approaching - Takoma Park should make some improvements, revisions and modifications that can be shown as having a historical base.

Proposals and comments from those present follow:

Larry Robinson, 7504 Holly Ave. felt that there had been pressures over the years to construct commercial buildings and wondered if making this a historical district would divert commercial pressure on other areas in Takoma Park. Mayor Roth pointed out that zoning for that area was just completed in this area providing a legal basis for what is single family living.

Mary Ann McGuire, 7212 Willow Ave. congratulated all of those who have brought the proposal this far and those who will aid in making it a reality for the Bicentennial year. After some consideration she wished to endorse the boundaries of the Governor's Committee in spite of the fact that the state and city experts seem to have overlooked the oldest and most beautiful house, in many opinions, 25 Holt Place. Mayor Roth added that 25 Holt Place was not overlooked but would be handled as an individual sight.

Mrs. Evelyn Ferry, 24 Hickory Ave. asked if one received a grant or subsidy of some sort, under what conditions are grant or subsidy given? Mayor Roth reported that he had talked with a man from the Md. Historic Trust and found that they have grant money which is based on a project to restore something to the way it looked historically. The Md. Historic Trust has about \$600,000 to devote to this but had applications that total to six million. They try to take into account the importance of the kind of restoration and the distribution around the state. Mrs. Ferry wondered if the people owning property within the proposed Historic District would have to restore the properties to the original condition. Councilman Faulkner replied by making it clear that the discussion at this hearing will be with the understanding that there will be no restrictions on the property owners, unless there are Federal Funds involved.

Amelia Burroughs, 7218 Cedar Ave. felt that most people wanted to see these proposed Historic Districts listed on the National Register.

Delores Stowell, 7704 Takoma Ave. noted an error in the map of the first proposal, around property that should have been included in the boundaries. She described the hard work that was involved in gathering the information, pictures, etc. to meet the approval of the Governor's Consulting Committee. She emphasized that Takoma Park is long overdue for recognition. Councilman Ricks asked what Mrs. Stowell's objectives would be to the boundaries established by the Historical Review Committee. Mrs. Stowell replied with three reasons as follows: (1) Piney Branch Road has been left off, (2) She felt sure that Takoma Park Preservation Association Proposed districts have been accepted, (3) is not sure of their reaction if another map is presented to them.

Mary Ann Leary, 7301 Takoma Ave. added that she was disturbed that her house, B.F. Gilbert Memorial Park, and Mr. Morrisons' House were not included in the City Plan, plus several lots on Piney Branch Road. She felt that Piney Branch reflected the founding and growth of Takoma Park and that citizens should concentrate on preservation.

Mrs. Dorothy Chichello, 7320 Piney Branch Road pointed out that the Morrison House was on the west side of Piney Branch Road.

Alan Marsh (President of the Old Takoma Park Citizens Assoc.), 7405 Maple Ave. stated that the Old Takoma Park Citizens Association voted to work towards one goal for a Bicentennial project which is a final achievement of Historic designation for certain areas within Takoma Park. Since the map presented by the Takoma Park Preservation Association is seemingly already approved, Mr. Marsh urged citizens to favor it. He pointed out that there have been many letters favoring the plan.

Amelia Burroughs reiterated Allen Marsh's statement adding that Mrs. Simpson's house, 7300 Cedar, should have been included on the map.

Mr. Joe Ferrier, 7413 Maple Ave. pointed out that the Governor had already approved the boundaries and urged citizens to stay with those boundaries.

George Rutherford, 310 Elm announced that he had lived here for one year and was glad to see that something good was happening in Takoma Park.

Margaret Vogel, 7407 Baltimore Ave. felt that the proposed historic district was a marvelous thing. She pointed out that her house was included in the description but not on the map and wondered if this was a mistake. Mayor Roth said that the description would be used in determining the boundary lines. Mrs. Vogel added that she was in favor of the Takoma Park Preservation Assoc. proposed districts.

Mr. Leyshon, 7013 Sycamore said that the first map was based on the original purchase by Mr. Gilbert. He pointed out that on the map, Mr. Marschalk's plan did not cover all of Mr. Gilbert's original purchases. He said that when this map reaches the Department of Interior they are required to publish it in the Federal Register and to solicit or invite public comment on what they are publishing with comments being considered before the final decision is made.

Carol Hooverman, National Register of Historic Places hoped that being on the National Register would develop feelings of pride rather than the fear of higher taxes. She explained the Federal Review Process which permits comments from anyone after the nomination has been submitted to the National Register in Washington and that there is a review unit that investigates every nomination that the state has submitted.

Public Hearing
Sept. 10, 1975

Mrs. Stowell, 7704 Takoma Ave. reported that all new proposals have to be delivered to the Maryland Trust by the deadline which is usually six weeks prior to the meeting of the Governor's Consulting Committee; which means the deadline was already passed.

Mr. Herbert Smith, 11 Pine Ave. felt that citizens were stereotyping Takoma Park by singling out designated areas as being historic. He expressed satisfaction with the way citizens are improving their homes without the aid of living in a historical district and therefore opposed any historical district for Takoma Park.

Frances Phipps, 7210 Holly Ave. felt that people would be attracted to and would enjoy living in areas that were recognized as Historic Districts. Being a Historian she felt that restoration was of great importance.

Dennis Bond, 7112 Holly Ave. asked Mr. Smith what the restrictions being placed on Takoma Park as far as the historical district is concerned. (The Mayor requested that there be no dialogue between speakers.)

Ellen Marsh, 7405 Maple Ave., presented the hearing with a petition (about 500 signatures) supporting the Takoma Park Preservation Assoc. proposed districts.

Jim Welu, 7330 Piney Branch Road suggested that the city act quickly to approve the plan that has already gone through the first set of steps and as it goes through the steps add other points of interest that citizens wish to include.

George Rutherford asked that if anyone knew of any restrictions to please say so at that time.

Ken Custerer, 7313 Sycamore said he was proud of Takoma Park and feels it is a good thing to be recognized as a Historic District and as soon as possible.

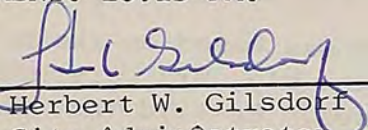
Betty Amt, 7111 Sycamore was intrigued with mention made by Carol Hooverman, of a bill in Congress to give tax grants for improvements and maintenance for homeowners within Historic Districts. She feels this would be a definite asset.

Judy Manning, Sycamore Ave. asked the Mayor when the decision would be made and what the decision would be.

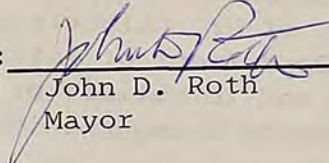
Mayor Roth answered by stating that Council is committed to make a decision by the next Council meeting, which is Sept. 22. Until that time they will discuss with the Maryland Trust about points that have been debated to get their advice.

ADJOURNMENT: 10:15 PM.

ATTEST:


Herbert W. Gilsdorf
City Administrator

APPROVED:


John D. Roth
Mayor

ADDENDUM TO

Minutes of Public Hearing on Historic District, September 10, 1975

Note: The following passages were inadvertently omitted from the minutes of the public hearing on proposed historic districts, held on September 10, 1975:

Page 2, line 2, should read:

"around property that should have been included in the boundaries (later identified as 7300 Cedar Avenue). She described"

Page 2, add to first paragraph:

In response to Mayor Roth's question as to whether action would flow from the historic district designation which would conflict with any existing Council policy or position, Mrs. Stowell said she did not contemplate or foresee any such action; that she saw no conflict with the planned expansion program for the Takoma Campus of Montgomery College, since this project is not federally funded (the basic criterion for imposition of restrictions in historic districts).

Page 3, add to third paragraph:

Mayor Roth asked whether Mrs. Phipps contemplated using a historic district approval as a base for attempting to oppose the Takoma Park campus development of Montgomery College. Mrs. Phipps replied that she hoped it would be helpful on the Carroll House, but could not foresee any other use.

ATTEST: Herbert W. Gilsdorf
Herbert W. Gilsdorf
City Administrator

APPROVED: John D. Roth
John D. Roth
Mayor

THE CITY OF TAKOMA PARK, MARYLAND
REGULAR MEETING OF THE MAYOR AND CITY COUNCIL
September 22, 1975

City Officials Present:

Mayor Roth	City Administrator Gilsdorf
Councilman Faulkner	Asst. to the City Administrator Nichols
Councilman Forshee	City Clerk Pusti
Councilman Garcia	Chief of Police Porter
Councilwoman Medina	Recreation Director Ziegler
Councilman Nishimoto	Corporation Counsel Culpepper
Councilman Ricks	
Councilman Webb	

The Mayor and City Council met in Regular Session on September 22, 1975, at 8:00 PM in the Council Chambers, 7500 Maple Avenue, Takoma Park, Maryland. Following the invocation by Elder Herbert Thurber, Sligo Seventh-day Adventist Church, and the Pledge of Allegiance to the Flag, a motion to approve the minutes of the Sept. 8 meeting was made, seconded and carried.

MAYOR ROTH'S COMMENTS AND PRESENTATIONS:

- After Mayor Roth attended the Special Hearing on the Historic District, Sept. 10, he talked with Nancy Miller at the Maryland Historical Trust in Annapolis and presented them with the Original Plan with the addition of Spring Park and Dogwood Avenue. (See Agenda Items)
- In reference to a T.V. broadcast on vandalism where some Takoma Park citizens had their tires stabbed with ice picks, the Mayor reported that the Police have taken a juvenile into custody and is under psychiatric care.
- Mayor Roth read a proclamation, accepted by Mr. Gilsdorf, proclaiming the week of October 5-11, 1975 as Fire Prevention Week.

CITIZENS REMARKS

1. Mrs. Kathryn T. Simpson, 7300 Cedar announced that the Community Improvement Board met, September 18 and will prepare a report for the Oct. 28 Council meeting. Invited the Mayor and Council to attend the next CIB meeting on Oct. 16 at 8:00 PM.
2. Mr. Steve Jones, 7102 Sycamore a member of the Takoma Park Volunteer Fire Dept. opposed both alternatives given by the SHA for Sycamore. Stated that four firemen live on Sycamore and these alternatives would cause difficult access to the Fire Department during an alarm. Suggested a slave light be placed where the stop sign is now located allowing a continuous flow of traffic. After some discussion, Councilman Nishimoto asked if the SHA could come up with another alternative. Mayor Roth said that if citizens strongly opposed the two alternatives possibly the SHA would come up with a third alternative.
3. Mr. R.H. Burdine, 7129 Sycamore opposed both alternatives because it will cause more traffic on Sycamore which could endanger lives of children playing. Noted problems in bad weather. Suggested that a light be placed on Ethan Allen to coincide with the light in the middle of Carroll Avenue.
4. Mr. Joe Ferrier, 7413 Maple reported on a Precinct Party. Opposed both Alternatives for Sycamore. Felt that citizens affected by the College redevelopment plans should have opportunities to be heard. Had spoken with Takoma Tower residents - most agreeing to crosswalk coming straight across from parking lot.
5. Alice Caldwell, 7104 Sycamore felt that the two alternatives offered very little choice. Noted problems with school buses and poor visibility on alternate route (Woodland and Carroll). Mayor Roth pointed out that some citizens asked for a

Sept. 22, 1975
Councilmeeting minutes

-2-

left hand arrow from Carroll and some asked for a longer walk light and hopefully a satisfactory solution will evolve.

6. Bob Leyshon, 7013 Sycamore felt that the SHA provided Sycamore citizens with unacceptable alternatives. Suggested that the existing arrangement remain the same, placing a slave light up at Ethan Allen and Sycamore and give Sycamore a flashing yellow light.

7. Richard Amt, 7111 Sycamore asked Council to allow the citizens more time to come up with better alternative. Insisted that citizens should have been notified of this possible change some time ago. (Neither he nor Mr. Leyshon had received meeting notices.) Mayor Roth said that after some pushing, SHA agreed to install the light upon the City's selection of one of the two alternatives. The Mayor and Council felt that Sycamore citizens should have a chance to state their opinion.

8. Juleena Jones, 7103 Sycamore reminded citizens that they pay the taxes and the State should not continue to inconvenience Takoma Park citizens.

9. Mr. Burdine spoke in behalf of Turner Electric, opposed any change for Sycamore.

10. Bob Bachman, 8008 Takoma Avenue, Silver Spring, chairman of CURE, stated that CURE is disappointed that the College sees fit to continue to avoid CURE's long standing request that there be a full open and public discussion of the College redevelopment plans in the neighborhood. (Mr. Bachman was concerned that the College might tear down the Carroll House.) Announced a Public Forum on Oct. 22, 8:00 PM, SSI Gym, when the College would be asked to tell CURE what they are doing in Takoma Park. Mayor Roth pointed out that the College made clear the plans for the Carroll House. Mr. Bachman told the Mayor that plans were given to others but they did not inform citizens of Takoma Park.

11. Joseph Lerner, 7708 Takoma Avenue was concerned that no one from Takoma Park served on the Board of Trustees from Montgomery College. Felt that Takoma Park citizens were capable of seeing what is happening on the campus and someone should be representing Takoma Park on the Board. Urged the Council to have the circle near the College restored and trees planted along side the railroad. Complained of an unsatisfactory response to a letter to the City Administrator in regards to parking at the College. Asked that rundown conditions on Fenton Street be noted.

REPORT ON BUILDING PLANS FOR MONTGOMERY COLLEGE, TAKOMA PARK CAMPUS

Mrs. Jean Ross, Chairwoman of the Montgomery College Board of Trustees, extended an invitation to all for an open house on Oct. 12; reported that the College has requested no zoning variances of any kind and has conformed to all standard building heights, lot coverage, and setback restrictions. (The only exception will be a possible height variance on the theatre fly loft.) This has meant that buildings must be carefully placed on property the College owned. It has been a request of the County Council that only as a last resort should the Board of Trustees use the power of condemnation. The result of this has been that construction of facilities on Block 69 could be located only as land becomes available which has required some modification of the more desirable locations. Mr. Walter Netsch, architect from Skidmore, Owings, and Merrill showed film slides showing present structures and updating the redevelopment plans for the College - developing classroom buildings, auditorium, experimental theatre, theatre arts program, and an outside theatre. The Church building will be retained; no other buildings on Block 69 are needed except possibly the two houses behind Church on Chicago. The Takoma Park Campus Dean reported parking problems to

the Board of Trustees and they in turn discussed these problems with members of the Parking Action Group. Mr. Netsch stated that 128 spaces on Block 70 will be made for parking and the area outside the "Pit" will continue to be used for parking.

ITEMS FOR COUNCIL CONSIDERATION: CITY ADMINISTRATOR GILSDORF REPORTING

A. Communications

- A petition with 148 signatures opposing either Alt. 1 or 2 for Sycamore.
- Letters from Mrs. Helen L. Rosenberger, Mark & Barbara Littman, Frank S. Howell all opposing both alternatives for Sycamore Avenue.

ADMINISTRATIVE REPORTS AND RECOMMENDATIONS FOR COUNCIL ACTION

Historic District designation for Takoma Park

After the meeting on Historic Districts, Sept. 10, (Public Hearing), Mayor Roth met with Nancy Miller of the Maryland Historic Trust, Sept. 11, in Annapolis; Ms. Miller thought Takoma Park should start over with new justifications and present the plans to the Advisory Committee in February. Mayor Roth asked that she put him on the Agenda for the Advisory Committee meeting Oct. 17 and said that if he could have five minutes to talk with the Advisory Committee, explaining the two additions (Dogwood Avenue and Spring Park), that these boundary revisions would be accepted. After some thought, Ms. Miller advised Mayor Roth to send a letter to her explaining the changes and she would add this to the Oct. Agenda. Mayor Roth has written the letter. The Mayor moved that City Council proceed with the Historic District Original Boundaries including the revisions for Dogwood Avenue and Spring Park and with the clear understanding that the designation of this Historic District does not provide the base for opening new avenues for objection to the building program of Montgomery College. Councilman Nishimoto seconded and asked if the possible designation of a Historic District would mean that a home could not be modernized. The Mayor pointed out that at the Public Hearing it was made clear by Bob Leyshon and others that the designation of this Historic District is intended as a planning "tool" for the Federal Government, so that if the Federal Government has a project they will take this Historic District into account when planning future projects. After some discussion by Councilmembers Medina, Garcia and Nishimoto the motion was carried unanimously.

Resolution authorizing enforcement of Montgomery County's Consumer Protection Law

Upon motion by Councilman Garcia, seconded by Councilman Nishimoto, the following resolution was adopted:

RESOLUTION

- WHEREAS, it is in the best interest of all the citizens of Takoma Park to be protected by enforceable consumer protection legislation; AND
- WHEREAS, the citizens of Takoma Park who reside within Prince George's County are inherently extended coverage under a consumer protection ordinance which exists within that County; AND
- WHEREAS, there exists a consumer protection ordinance within Montgomery County, which upon authorization by the Administration of the City will extend coverage to the citizens of Takoma Park who reside within that County;
- NOW, THEREFORE, BE IT RESOLVED BY the Mayor and City Council that the Montgomery County Office of Consumer Protection is herewith authorized and requested to enforce Chapter 11 of the Montgomery County Code, entitled "Consumer Protection", in the Montgomery County portion of the City of Takoma Park.

State Highway Administration Signalization project: Ethan Allen and Carroll Ave.

A motion by Councilwoman Medina, seconded by Councilman Ricks, to defer signalization project until further study and consultation with the SHA was passed unanimously by voice vote.

Authorization to advertise for bids on two police cruisers (replacements)

Councilman Ricks moved that authorization be given to advertise for bids on two police cruisers. The motion was seconded by Councilman Garcia and passed unanimously.

Ordinance amending Sec. 13-64(a)(3), City Code (parking)

Upon motion by Councilman Faulkner, duly seconded, the following ordinance was adopted by Roll Call vote: AYE: Councilmembers Faulkner, Forshee, Garcia, Medina, Nishimoto, Ricks, and Webb; NAY: none; Excused: none.

ORDINANCE # 2364

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

SECTION 1. THAT Sec. 13-64(a)(3) of Article 7, Stopping and Parking, of the Code of Takoma Park, Md., 1972, as amended, be amended to read as follows:

Sec. 13-64. Parking or standing; prohibited areas.

(a)(3) On a sidewalk space, or on a public [~~parking~~] SPACE between the curb and building line;

SECTION 2. THAT this ordinance shall become effective upon adoption

NOTE: [--] indicates deletion
CAPS indicates addition

Mr. Gilsdorf pointed out that to be enforceable, "public parking" must be changed to "public space".

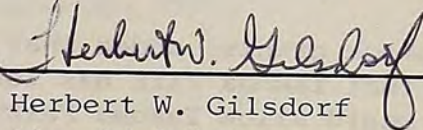
SPECIAL REPORTS

- Councilman Nishimoto stated that the Maryland Housing Rehabilitation Program will provide loans for homes of low income families and those living in Historical Districts.
- Councilman Nishimoto also announced that the Maryland Municipal League (legislative Program) will be meeting October 2,3,4, and citizens may submit any suggestions, prior to those dates, to be presented at the meeting.
- The Bicentennial meeting of COG resulted in the proposal of a program beginning July 3 to say Happy Birthday United States - Fire Works, July 4 - and a parade, July 5. Mayor Roth added that there will also be a parade July 4 at 2:00 PM in Takoma Park sponsored by the Independence Day Committee.

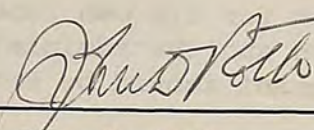
ADJOURNMENT: 11:20 PM - Council to reconvene Tuesday, October 14, 8:00 PM.

Note: (Councilmeetings for the month of October will fall on Tuesday instead of the usual Monday.)

ATTEST:


Herbert W. Gilsdorf
City Administrator

APPROVED:


John D. Roth
Mayor