

THE CITY OF TAKOMA PARK, MARYLAND

Meeting of the Mayor and Council
andPublic Hearing: Parking Permit Petition, Montgomery College Area

June 14, 1976

City Officials Present:

Mayor Roth	City Administrator Gilsdorf
Councilman Faulkner	City Clerk Pusti
Councilman Forshee	Recreation Director Ziegler
Councilman Garcia	Corporal Goetz
Councilwoman Medina	Public Works Director Barile
Councilman Ricks	Corporation Counsel Gingerich
Councilman Webb	Asst. Corporation Counsel Culpepper

Excused: Councilman Nishimoto.

The Mayor and Council met on June 14, 1976 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 May 24, meeting was made, seconded and approved unanimously.

MAYOR ROTH'S COMMENTS AND PRESENTATIONS

Mayor Roth said that information about a meeting concerning Preservation of Farm Land, June 17, sponsored by Montgomery County, may be obtained through the City Office.

The Mayor reported that Montgomery County Council has under consideration a legislative bill which would recapture taxes calculated to be due on homes that sell, under specific circumstances for more than its assessment.

ADDITIONAL AGENDA ITEMS

Resolutions to commend two legislators for their work on behalf of the Maryland Municipal League legislative program

PUBLIC HEARING ON PARKING PERMIT PETITION,
MONTGOMERY COLLEGE AREA

A petition was submitted to have permit parking applied to the Montgomery College area. The appropriate guidelines were followed and a public hearing scheduled. The hearing was opened at 8:10 PM for citizens comments and discussion.

1. Lynn Fox, 7905 Takoma Avenue requested that the portion of Takoma Avenue between Boston Avenue and the City-County boundary line be exempt from the day-time parking restrictions. Stated that she had no difficulty in parking.
2. Charlene Cohen, 7815 Takoma Avenue said that North Takoma residents have been harrassed for 15 years by the staff and students of Montgomery College. The Parking Action Group met in April 1975 and decided that the College should do something to stop this parking problem. After several meetings it was decided that the City would furnish paint and the College would provide the labor to paint yellow lines 5 feet on either side of the driveways. The City also passed an ordinance to provide an officer to ticket cars in violatinn. The College agreed to encourage the students to park in the garage on Fenton Street and within legal spaces. Mrs. Cohen felt it was obvious that this plan has not worked. From August 1975 through March 1976 a total of 724 tickets and 142 warnings were issued in the College area. When the College presented their FY-77 CIP to the County Council no request was made to provide parking for the faculty, staff, or students.

In August of 1975, the Montgomery County Council enacted legislation for parking permit areas which became effective in November 1975. The Parking Action Group asked the City Council to pass a similar legislation for the City which was put into effect on March 22, 1976. April 26, Mrs. Cohen presented the first part of the petition and the parking permit guidelines were approved. May 10, the City Administrator reported in his findings that the petition did meet all the requirements set forth in the guidelines. Mrs. Cohen urged the Council to act favorably on the petition.

3. Maria Stephens, 7906 Takoma Avenue presented a petition on May 10, 1976 signed by all but two families who reside on Takoma Avenue, between Boston Avenue and the City limits; the petition requested that this area be excluded from the restricted parking proposal. She said that there were seven residences in question; 5 of the residents were opposed to restricted parking and of these 5, three have no driveway at all. Mrs. Stephens felt that restricted parking was not only unnecessary at this time, but that it would cause considerable inconvenience for those in the above described area.
4. Todd Lightfoot, 7903 Takoma Avenue said he had no trouble parking in front of his home and would not be in favor of the parking permit where he lives.
5. Wiley D. Boyd, 7904 Takoma Avenue said he had no parking problem even though he had two cars. Mr. Boyd objected to paying taxes for permits to park in front of his own house and obeying laws that prohibit young people from parking when they are only trying to get an education.
6. Mrs. Spiegelberg, 501 Margaret Drive claimed she had no parking space in front of her home during the day until after 4:30 because of students.
7. Maria Stephens said she was home all day and that there are available parking spaces.
8. Michael Sassani, 7907 Takoma Avenue thought that the Parking Permit Ordinance was a good idea but felt that it was not needed where he lived as he has no trouble finding a parking space; asked that he be excluded from the permit area until it is really needed.
9. Princess Chapman, 7902 Takoma Avenue favored permit parking; said she was one of the seven residents described in Mrs. Stephens petition and was never contacted for her opinion. Mrs. Chapman read a letter from Thelma Geraci, 7901 Takoma Avenue, stating that she too was never contacted. Mrs. Geraci wanted to be included in the permit parking. Said she had heard several Silver Spring residents comment that they were waiting to see how the Takoma Park permit parking turns out before applying for their own through the County. Added that the problem will be compounded by Metro users.
10. Maria Stephens apologized saying she did not mean to omit anyone. Noted that both Mrs. Chapman and Mrs. Geraci have two car driveways. In her statement concerning the SSI Gymnasium at the May 10 Council Meeting, Mrs. Stephens explained that those using the facility might have difficulty in finding a parking space. She stated that she would not deny anyone the right to permit parking in front of their home; asked that her petition be considered.
11. Oscar Polinger, 608 Boston Avenue favors permit parking. Said he did not want to see Takoma Park streets become a commuter parking lot.
12. Roderic Davis, 703 New York Avenue asked that parking be returned to the North side of New York Avenue or have provisions made for permit parking. Spoke of large number of cars parked around his home.

13. Dave Weisman, 7701 Takoma Avenue reviewed aerial parking survey done by Skidmore, Owings & Merrill in 1971 of the College area which concluded that all of the offstreet parking was exclusively used by students and personnel of the College.
14. Delores Stowell, 7704 Takoma Avenue felt that it was unfortunate that citizens must revert to permit parking. Spoke of cars parked on both sides of the streets; complications involved; increased air pollution; supported permit parking.
15. Mary Anne Leary, 7301 Takoma Avenue complained of students and Metro Construction workers taking parking spaces. Said she did not want Takoma Park to become a parking lot; supported permit parking.
16. Morelyn Weisman, 7701 Takoma Avenue favored permit parking (including evening hours); reiterated pollution problems. Expressed concern that summer students will park around Jeque Park causing a hazardous situation for children playing in the park.
17. Mrs. Pennifield, 7305 Takoma Avenue urged the Council to approve permit parking and then enforce it. Claimed that permit parking works quite well in other places.
18. Harry Wickline, 7812 Takoma Avenue has problems with students parking on the side and the front of his house; residents should be able to park in front of their own homes.
19. Steven Burke, 520 Albany Avenue was concerned that parking will be heavier when the College gymnasium is completed. The parking situation is hazardous to children and cause pollution. Pointed out the dangers of people using the "pit" as a short cut from Fenton to Takoma Avenue. Mayor Roth promised to look into this problem.
20. Vincent Goudreau, 7427 Baltimore Avenue claimed that Baltimore Avenue is very narrow; passing cars must drive up on the curb. Felt that permit parking would give some relief.
21. Charlene Cohen asked the Council when the record will be closed for additional comments on the parking permit hearing.
22. Kathy Schuman, 7908 Takoma Avenue, S.S. favored permit parking.
23. Maria Stephens felt that it was relevant for her to say that Mrs. Schuman lives in Silver Spring and not in Takoma Park.
24. Princess Chapman stated that there were very few houses that make up the area between Boston and the City limits and Mrs. Schuman who lives just outside the City limits would have a definite concern about the parking situation. Mrs. Chapman said that the Council should have factual reasons or grounds for accepting the "counter-petition" otherwise permit parking should be implemented without alteration. Asked that her house be included in the parking permit area.
25. Eli Ervin, 711 Boston Avenue noted parking problems on his street; urged the use of permit parking.
26. Joe Ferrier, 7417 Maple Avenue was quite concerned with the parking around the parks. Supports permit parking and assumed that the Mayor and Council will keep the record open for 10-14 days for additional comments.

Mayor Roth noted a letter had been received from Muriel Hoover, 7316 Baltimore Ave., requesting permit parking.

There being no further comments to come before the Council the Permit Parking Public Hearing was adjourned at 9:15 PM. The record will be held open for 10 days.

CITIZENS COMMENTS ON OTHER TOPICS

1. Pat Gans, 7502 Flower Avenue, Representative of businesses in the area of 7040 Carroll Avenue, asked for the status of the land next to Takoma Tower on Carroll Avenue and wondered if this could be used for parking. Mayor Roth explained that this land was purchased by Park & Planning Commission to be used for a park (Takoma Urban Park).
2. Donald Stelling, (Proprietor of business on Carroll Avenue) asked if this land could be used for parking until construction begins. Mayor Roth said that the Montgomery County Planning Board is the proprietor of the property and advised him to take up the matter with them. The lack of space for parking was discussed. Corporal Goetz pointed out that the ordinance allowing parking for no more than 18 hours at a time applied to all vehicles including commercial ones.
3. Joe Ferrier, 7413 Maple Avenue agreed that businesses on Carroll Avenue do have a parking problem. Councilman Ricks said he would be opposed to using the Urban Park property as a parking lot; added that plans have been made for that lot. Mr. Ferrier pointed out that many shoppers park in the Takoma Tower parking lot which causes inconvenience for those living there. Said he would like to see the Mayor and Council not oppose temporary parking on the lot if approved by Park & Planning.
4. Ellen Marsh, 7405 Maple Avenue hoped to see the park constructed soon. Pointed out eyesore at 7050 Carroll Avenue and suggested that it be acquired to be used as a parking lot. Complained about properties at 7332 and 7303 Piney Branch Road which are being used as halfway houses for mental patients; yards are littered and full of junk. (Mrs. Pennifield confirmed this statement.) Mr. Gilsdorf said that some of the debris is a result of the breaking up of the use of these properties. Mrs. Marsh previously reported old mattresses on Philadelphia Avenue and was pleased to see that they had been removed.
5. Dave Weisman, 7701 Takoma Avenue reported a small ravine between New York Avenue and Philadelphia Avenue that is filled with stagnant water; asked if the City could spray this area for mosquitoes. Mayor Roth said he would have the City Administrator check into the problem.
6. Mrs. Dawson, 411 Boyd Avenue was disappointed that her husband's letter and request for a meeting was ignored. Felt that if Boyd Avenue was considered too narrow for parking on both sides of the street then Lincoln Avenue would also be too narrow. Councilman Faulkner pointed out that letters were sent out to 72 residents on Boyd Avenue; 27 were in opposition and only 7 favored the removal of parking restrictions. Mrs. Dawson said she would assume that those who did not respond had no objections.
7. Mr. Dawson, 411 Boyd Avenue asked for fair consideration of his request; demanded a recount. Mr. Dawson was asked if he would be willing to go door to door to get the majority vote he needed. He replied in the affirmative. Councilman Faulkner asked that the decision on this matter be deferred for one more Council meeting.
8. Morelyn Weisman, 7701 Takoma Avenue referred to letter she wrote to Mo. Co. Council President Christeller, May 11, requesting that funds for two meeting rooms in the basement of the SSI Gymnasium be put back into the budget. The Area 4 Advisory Committee set up an SSI Committee which reviewed the County's plans for the site. The committee recommended that the two rooms in the SSI building be used by citizens for arts & crafts, Cub Scouts, and various classes. When the County Budget was passed the renovation and upkeep of the two rooms was not included.

Mrs. Weisman brought this to the County Council's attention and found that they were interested in the citizens rooms. A report was submitted requesting that this be placed back into the budget; the County Council is ready to make a decision; and Mrs. Weisman asked that the City Council support the replacement of the two rooms. There was some discussion concerning the maintenance of the rooms. Mayor Roth said there were meeting rooms in the Municipal Building but as long as the Park & Planning Commission runs the operations then he would have no objections. He was concerned that the City would have to provide more staff for maintenance purposes but Mrs. Weisman assured him that this would not be the case. Delores Stowell stated that this would be an opportunity to have a recreational area. Councilwoman Medina suggested that this subject be placed on the Agenda.

FINANCIAL SUMMARY

Bank balances as of May 31, 1976
 Receipts.....\$162,191.04
 Disbursements.....\$216,002.94
 which include.....\$ 92,179.62 for payroll
 Investments in Certificate of Deposit and Treasury Bills
 total.....\$340,388.28
 with maturity value...\$352,875.00

ITEMS FOR COUNCIL CONSIDERATION

Communications

Muriel Hoover - letter discussing the permit parking petition for North Takoma Park & Planning Commission, Special Exception #3030, Olive M. Kreinbuhl, day care nursery at 1011 Elm Avenue. The Council will be notified of the date scheduled for Public Hearing. Mayor Roth recalled steps taken to ascertain reactions of neighbors to a similar case on Sycamore Avenue; asked Councilmembers Faulkner and Medina to advise the Council at the next meeting on whether to follow the same steps.

Park & Planning Commission, Special Exception #3031, Hechinger Company, University Blvd. & Riggs Road, request for outdoor display and location of merchandise

Mr. Gilsdorf said he would advise the Council of the hearing date when scheduled. Mayor Roth referred this to Councilmembers Medina and Faulkner to keep the Council informed of activities pertaining to this request.

Administrative response to Mrs. Kirkpatrick's complaint at the last council meeting.

The City Administrator reported that the matter has been thoroughly investigated and it has been found that the facts do not support the allegations made.

Administrative Reports and Recommendations for Council Action

Status report on Takoma Urban Park

The City Administrator reported that the site has been set aside for park use; a contract has been accepted and construction should get underway by August. The delay was due to a retaining wall which must be rebuilt.

Reminder of Public Forums on Task Force Reports (Zoning and Land Use; Housing and Code Enforcement) set for June 16, 1976, at 7:30 PM, with continuance to June 17, at 7:30 PM if needed.

Action on citizen request to permit parking on both sides of Boyd Avenue

Councilman Faulkner asked that he be allowed time to talk with Mr. Dawson before the next council meeting. The Mayor noted that Mr. Dawson requested further consideration and would contact citizens for their opinion. It was decided to delay decision on the matter until the next council meeting.

Action on recommendations of Landlord-Tenant Committee (See Council Meeting minutes 5-10-76, pp. 3-5.) After having been advised of legalities by the Corporation Counsel, Councilwoman Medina proceeded to explain the recommendations drawn up by the committee members.

ITEM 1. She moved that an ordinance be prepared stating that owners be required to post second notices until violations have been abated and cleared by code enforcement office. After some discussion of sanctions for violations the motion was seconded and passed by voice vote.

ITEM 2. Councilwoman Medina moved that information on BOCA and the City Code Enforcement standards and procedures be made available in all apartment units and the City Office. Councilman Ricks seconded and the motion was passed unanimously by voice vote.

ITEM 3. After lengthy discussion about Councilman Ricks desire to report second notices and extensions, Councilwoman Medina moved for a policy requiring that the Code Enforcement officer report at the Council Meetings any code violation that has gone beyond second notice and are to be turned over to the Corporation Counsel for legal action. Councilman Ricks asked that the motion be amended to say that the Council will be notified after the second notice, but before it is sent to the Corporation Counsel and be informed of any second notice extension. The amendment to the motion was defeated; the original motion was passed by voice vote.

ITEM 4. Councilwoman Medina recommended that the Council favor the Mediation Committee to be appointed by the Mayor. The Council had no objection to this proposal.

ITEM 5. Councilwoman Medina moved that the City institute an aggressive campaign to inform tenants of rights and responsibilities, Code Enforcement standards, and services offered by the counties. The Council unanimously favored this motion.

ITEM 6. The Council did not favor legislating a rent increase grid but would encourage the negotiati^on of voluntary agreements either by contract (lease modification) or verbal understanding as to the rate and frequency of increases.

Approval of planned use of Federal Revenue Sharing Funds

Councilman Ricks moved that the proposed plan be approved. Councilman Garcia seconded. Mayor Roth asked that the motion be amended to transfer the funds for two police cruisers (\$8,400) from Public Safety to the General Government category; that such items be purchased from regular budget funds, with Revenue Sharing funds to be used only when necessary. Councilman Forshee seconded and the amended motion was passed unanimously as follows:

Public Safety.....	\$ 3,900
Environmental Protection.....	1,125
Recreation.....	5,121
Library.....	124
Multi-purpose and General Government.....	18,377
Social Development.....	13,500
TOTAL.....	\$42,147

Ordinance to authorize expenditure from Revenue Sharing Funds of \$60,800 for street, curb & gutter, and sidewalk improvements After some discussion Councilman Forshee moved that Section 1, Item C. be eliminated, saying he did not subscribe to the policy of building sidewalks at City expense. The motion failed due to lack of a second. Upon motion, seconded by Councilwoman Medina the below quoted ordinance was adopted by roll call vote as follows: AYE: Councilmembers Faulkner, Garcia, Medina, Ricks and Webb; NAY: Councilman Forshee; EXCUSED: Councilman Nishimoto.

ORDINANCE #2384

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

SECTION 1. THAT the Public Works Department is hereby authorized to perform the following street, curb and sidewalk repairs during Fiscal Year 1976-77, with funds to be appropriated from the Federal Revenue Sharing Funds Account in the amounts indicated:

A. Resurfacing:

	<u>Estimated Cost</u>
1. Glenside (from Anne to Wildwood)	\$12,050
2. Kingwood (from Glenside to N.H.)	4,550
3. Merwood (from Glenside to Wildwood)	2,500
4. Lancaster (from Glenside to Wildwood)	3,525
5. Hammond (from Holton to Jackson)	2,045
6. Jackson (from Hammond to Wildwood)	2,160
7. Old Carroll (from Carroll to Sl. Creek)	1,910
8. Larch (from Hopewell to Glaizewood)	4,550
9. Linden Service Drive	1,325
10. Jefferson (from Lincoln to Carroll)	5,225
11. Mississippi (from Hilltop to Piney Br.)	11,360
Subtotal:	\$51,200

B. Curbs and Gutters:

1. Baltimore (from Philadelphia to New York) (West side only)	1,800
2. Willow (from Carroll to Tulip)	4,000
3. Holly (from Eastern to Tulip)	2,000
Subtotal:	7,800

C. Sidewalks:

1. Philadelphia (from Cedar to Chesnut)	1,800
Subtotal:	1,800

TOTAL: \$60,800 AND

SECTION 2. THAT the Public Works Department is hereby authorized to solicit bids on the work described in Section 1.A., above; AND

SECTION 3. FURTHER THAT funds in the amount of \$60,800 be transferred from the Federal Revenue Sharing Fund Account to the appropriate Public Works Accounts.

Ordinance to approve 1976-77 Budget

Mayor Roth recommended that the clerical services for code enforcement be placed under Code Enforcement instead of Government Administration. He also recommended that the position of Parking Enforcement Officer not be considered part of the permanent police force, explaining that this position was created in response to parking problems that, hopefully, in the future can be solved. The Mayor further directed that personnel records reflect the temporary nature of this position and when the need no longer exists - the position will be eliminated. He also expressed concern with the growing costs, particularly personnel, which are increasing at a greater percentage rate than revenues. Councilman Forshee moved that the 1976-77 Budget be adopted with the above-described changes. Councilwoman Medina seconded and the below quoted ordinance was passed unanimously by roll call vote as follows: AYE: Councilmembers Forshee, Faulkner, Garcia, Medina, Ricks, and Webb; NAY: none; EXCUSED: Councilman Nishimoto.

ORDINANCE #2385

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

SECTION 1. THAT in accordance with Sec. 73-8 of the Montgomery County Code (1972 ed.), and Sec. 74-10 of the Prince George's County Code (1963 ed.), the budget for 1976-77 is hereby approved and adopted for the fiscal year beginning July 1, 1976, providing estimated revenue of ONE MILLION, NINE HUNDRED FORTY-FOUR, SIX HUNDRED EIGHTY-TWO DOLLARS (\$1,944,682), less five percent (5%) charter emergency reserve fund of NINETY-SEVEN THOUSAND, TWO HUNDRED THIRTY-FOUR DOLLARS, (\$97,234), and appropriations of TWO MILLION, NINETEEN THOUSAND, FOUR HUNDRED ELEVEN DOLLARS (\$2,019,411), and transfers of ONE HUNDRED SEVENTY-ONE THOUSAND, NINE HUNDRED SIXTY-THREE DOLLARS (\$171,963); AND

SECTION 2. THAT the City Treasurer be hereby authorized to compute salaries for all City employees in accordance with past practices as related to various departments and disburse accordingly; to pay all rentals on the first of each month and all bills monthly, discounting such bills as possible; AND

SECTION 3. THAT all Capital Outlay items be expressly authorized by Council, with the exception of items costing less than FIVE HUNDRED DOLLARS (\$500), funds for which shall be properly authorized; AND

SECTION 4. THAT the City Treasurer be hereby authorized to transfer funds to the 1976-77 budget from the following fund balances:

- (a) Anticipated prior year's (1975-76) operating surplus..\$45,000
- (b) General Fund Surplus..... 41,648
- (c) Unappropriated Reserve Fund (1975-76)..... 85,315

TOTAL.....\$171,963

NOTE: The budget is a separate document.

Ordinance to approve 1976-77 Pay Scale Plan

Upon motion by Councilman Ricks, seconded by Councilwoman Medina, the below quoted ordinance was approved unanimously by roll call vote as follows: AYE: Councilmembers Forshee, Faulkner Garcia, Medina, Ricks, and Webb; NAY: none; EXCUSED: Councilman Nishimoto.

ORDINANCE #2386

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

SECTION 1. WHEREAS, Section 2-65 of Article 5, entitled Personnel, of the City of Takoma Park Code, 1972, provides that pay scales may be changed from time to time by resolution duly adopted by the City Council; AND

SECTION 2. THAT Section 8 of ordinance No. 1400, and subsequent amendments thereto known as the Pay Scale Plan for the City of Takoma Park, has been thoroughly reviewed; AND

SECTION 3. THEREFORE THAT Section 8 be revised to provide new salary scales in accordance with the schedule below, to be effective July 1, 1976.

POLICE DEPARTMENT:		STEP A	B	C	D	E	F	G
Crossing Guard	6	1,897	2,068	2,243				
Clerk/Dispatcher	7	7,577	7,938	8,318	8,717	9,137	9,577	10,039
Parking Enforcem. Officer	10	8,717	9,137	9,577	10,039	10,525	11,033	11,569
Private	16	11,569	12,131	12,723	13,360	14,029	14,731	15,467
Private First Class	17	12,131	12,723	13,360	14,029	14,731	15,467	16,243
Corporal	18	12,723	13,360	14,029	14,731	15,467	16,243	17,054
Sergeant	20	14,029	14,731	15,467	16,243	17,054	17,906	18,803
Lieutenant	23	16,243	17,054	17,906	18,803	19,744	20,731	21,767
PUBLIC WORKS DEPARTMENT:								
Custodial Worker	6	7,232	7,577	7,938	8,318	8,717	9,137	9,577
Laborer	7	7,577	7,938	8,318	8,717	9,137	9,577	10,039
Assistant Driver	8	7,938	8,318	8,717	9,137	9,577	10,039	10,525
Driver Foreman	9	8,318	8,717	9,137	9,577	10,039	10,525	11,033
Equipment Operator I	9	8,318	8,717	9,137	9,577	10,039	10,525	11,033
Equipment Operator II	10	8,717	9,137	9,577	10,039	10,525	11,033	11,569
Equipment Operator III	11	9,137	9,577	10,039	10,525	11,033	11,569	12,131

ES

250

PUBLIC WORKS con't.		STEP A	B	C	D	E	F	G
Mechanic	12	9,577	10,039	10,525	11,033	11,569	12,131	12,700
Bldg. Maintenance Supervisor	18	12,723	13,360	14,029	14,731	15,467	16,243	17,054
Auto Equipment Supervisor	18	12,723	13,360	14,029	14,731	15,467	16,243	17,054
Parks Supervisor	18	12,723	13,360	14,029	14,731	15,467	16,243	17,054
Sanitation Supervisor	18	12,723	13,360	14,029	14,731	15,467	16,243	17,054
Streets Supervisor	20	14,029	14,731	15,467	16,243	17,054	17,906	18,803

RECREATION DEPARTMENT:

Recreation Attendant	1	5,738	6,009	6,293	6,590	7,000	7,232	7,577
Recreation Aide	6	7,232	7,577	7,938	8,318	8,717	9,137	9,577
Recreation Counselor	9	8,318	8,717	9,137	9,577	10,039	10,525	11,033
Recreation Supervisor	12	9,577	10,039	10,525	11,033	11,569	12,131	12,723

CODE ENFORCEMENT DIVISION:

Code Enforcement Officer I	14	10,525	11,033	11,569	12,131	12,723	13,360	14,029
Code Enforcement Officer II	17	12,131	12,723	13,360	14,029	14,731	15,467	16,243

FIRE PREVENTION DIVISION:

Fire Prevention Officer	18	12,723	13,360	14,029	14,731	15,467	16,243	17,054
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LIBRARY DEPARTMENT:

Library Assistant	8	7,938	8,318	8,717	9,137	9,577	10,039	10,525
Librarian	14	10,525	11,033	11,569	12,131	12,723	13,360	14,029
Asst. Library Director	18	12,723	13,360	14,029	14,731	15,467	16,243	17,054

ADMINISTRATIVE STAFF:

Clerk/Typist	7	7,577	7,938	8,318	8,717	9,137	9,577	10,039
Secretary	9	8,318	8,717	9,137	9,577	10,039	10,525	11,033
Administrative Aide	10	8,717	9,137	9,577	10,039	10,525	11,033	11,569
Accounting Clerk I	10	8,717	9,137	9,577	10,039	10,525	11,033	11,569
Accounting Clerk II	11	9,137	9,577	10,039	10,525	11,033	11,569	12,131

ADMINISTRATIVE STAFF:		STEP A	B	C	D	E	F	G
Accounting Supervisor	12	9,577	10,039	10,525	11,033	11,569	12,131	12,723
Assistant to City Administrator	18	12,723	13,360	14,029	14,731	15,467	16,243	17,054
City Clerk	18	12,723	13,360	14,029	14,731	15,467	16,243	17,054
Recreation Director	18	12,723	13,360	14,029	14,731	15,467	16,243	17,054
Library Director	21	14,731	15,467	16,243	17,054	17,906	18,803	19,744
Treasurer	24	17,054	17,906	18,803	19,744	20,731	21,767	22,856
Public Works Director	25	17,906	18,803	19,744	20,731	21,767	22,856	23,999
Police Chief	25	17,906	18,803	19,744	20,731	21,767	22,856	23,999
City Administrator	28	20,731	21,767	22,856	23,999	25,200	26,460	27,784

First Reading of a proposed Ordinance to delete provision for certain standing committees from City Code (second reading to be held at the next Council Meeting).

FIRST READING OF A PROPOSED ORDINANCE (Code amendment)

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

SECTION 1. THAT Secs. 2-10 through 2-18, of Chapter 2, entitled "Administration", of the Code of Takoma Park, Md., 1972, as amended, shall be repealed in its entirety; AND

SECTION 2. THAT Sec. 2-10 of the above-referenced Chapter 2, shall be reenacted to read as follows:

Sec. 2-10. Council Committees

There shall be such special and standing committees as may be deemed by the Mayor or Council as needed, with duties prescribed by the Mayor or Council at the time of their establishment or subsequently.

SECTION 3. THAT this ordinance shall become effective upon the date of enactment by the Mayor and Council on second reading.

The Mayor proposed the following Resolutions which were moved, seconded by Councilman Ricks and passed unanimously by voice vote:

RESOLUTION

WHEREAS, the Honorable John J. Garrity, Prince George's County Delegate to the Maryland General Assembly representing the 22nd District, was strongly supportive of the Maryland Municipal League-sponsored legislation during the recently concluded Session.

NOW, THEREFORE, BE IT RESOLVED THAT the Mayor and Council of the City of Takoma Park, Maryland hereby join the Maryland Municipal League in expressing their gratitude to Delegate Garrity for his efforts on behalf of Maryland municipalities.

RESOLUTION

WHEREAS, Honorable Myer M. Emanuel, Jr., State Senator from Prince George's County, rendered great assistance to the Maryland Municipal League during this year's Session, particularly in his co-sponsorship of the League bill to change the formula by which municipalities' share of State taxes is computed.

NOW, THEREFORE, BE IT RESOLVED THAT the Mayor and Council of the City of Takoma Park, Maryland hereby join with the Maryland Municipal League in an expression of appreciation to Senator Emanuel for his outstanding work on behalf of Maryland municipalities.

ADDITIONAL AGENDA ITEMS

Report on SSI (Councilwoman Medina)

asked that the Council support the inclusion of the two rooms to the SSI Gymnasium with the understanding that this is not to apply any additional obligation to the City toward the building. She felt that it would be better to renovate the rooms and use them rather than leave them open for possible vandalism.

ADJOURNMENT: 12:35 AM - Council to reconvene June 28, at 8:00 PM.

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

APPROVED: John D. Roth
John D. Roth
Mayor

THE CITY OF TAKOMA PARK, MARYLAND

ANNUAL BUDGET

1976-77 FISCAL YEAR

AS ADOPTED BY THE MAYOR AND CITY COUNCIL

June 14, 1976

SUMMARY OF REVENUE ANALYSIS, RESERVES AND ASSESSMENTS

CCT. CODE NO.	REVENUE SOURCE	1975-76 ADOPTED BUDGET	1976-77 ADOPTED BUDGET
1.0	Taxes--Local (Rate: \$1.30, 1975; \$1.30, 1976)	\$1,043,230	\$1,132,747
1.5	Taxes--State Shared	95,300	98,300
2.0	Licenses and Permits	8,350	11,150
3.0	Revenue from Other Agencies	441,700	572,825
4.0	Service Charges for Current Services	70,250	72,550
5.0	Fines and Forfeitures	12,000	15,400
6.0	Miscellaneous Revenues	35,460	41,710
		<u>\$1,706,290</u>	<u>\$1,944,682</u>
	Less: Emergency Fund (5%)	85,315	97,234
	NEW FUNDS AVAILABLE	\$1,620,975	\$1,847,448
	Add: Anticipated Prior Year's Surplus	55,000	45,000
	Transfer Surplus (General Fund)	94,000	41,648
	Unappropriated Reserve Fund	70,000	85,315
	TOTAL FUNDS AVAILABLE FOR APPROPRIATIONS	\$1,839,975	\$2,019,411

TAX RATE: \$1.30 per \$100 assessable base.

ASSESSABLE BASE

	1975-76	1976-77
MONTGOMERY COUNTY:		
Real Property	\$42,800,000	\$43,592,157
Railroad and Public Utilities	4,010,000	4,900,000
PRINCE GEORGE'S COUNTY:		
Real Property	33,400,000	36,573,000
Public Utilities	1,700,000	1,800,000
	<u>\$81,910,000</u>	<u>\$86,865,157</u>

CODE NO.	REVENUE DETAIL	1975-76	1976-77
		ADOPTED BUDGET	ADOPTED BUDGET

TAXES--LOCAL

1.11	Real Property, Montgomery Co. (\$1.30, \$43,592,157)	\$556,400	\$ 566,698
1.12	Real Property, Pr. Geo. Co. (\$1.30, \$36,573,000)	434,200	475,449
1.13	Railroad & Public Utilities (\$1.30, \$6,700,000)	74,230	87,100
1.2	Penalties and Interest--Delinquent	3,000	3,000
1.32	Tax Credit for Elderly	(25,000)	--
1.43	Admission and Amusement	400	500
TOTAL: TAXES--LOCAL		<u>\$1,043,230</u>	<u>\$1,132,747</u>

TAXES--STATE SHARED

1.51	Franchise Tax	\$ 300	\$ 300
1.53	Horse Racing	15,000	15,000
1.56	Highway	80,000	83,000
TOTAL: TAXES--STATE SHARED		<u>\$ 95,300</u>	<u>\$ 98,300</u>

LICENSES AND PERMITS

2.11	Street Privileges and Permits	\$ 1,000	\$ 1,200
2.191	Excavation and Driveway Permits	200	200
2.23	Traders' Licenses	6,500	9,100
2.24	Occupational	600	600
2.391	Taxicab Badge Deposits	50	50
TOTAL: LICENSES AND PERMITS		<u>\$ 8,350</u>	<u>\$ 11,150</u>

REVENUE FROM OTHER AGENCIES

3.101	LEAA Grant	\$ --	\$ 57,000
3.304	Police Protection	62,500	77,396
3.319	WIN Program	10,000	--
3.501	Bank Share Tax	6,450	6,450
3.5091	Montgomery County--Library Aid	18,800	22,000
3.5092	Montgomery County--in lieu of Police	56,000	60,000
3.5093	Montgomery County--Refuse Disposal Credit	2,100	2,450
3.5094	Mo. & Pr. Geo. Counties--Revenue Sharing	55,600	55,600
3.5095	Mo. & Pr. Geo. Counties--CETA Program	20,000	59,629
3.601	Income Taxes	200,000	219,000
3.701	Montgomery County Revenue Auth.-- in lieu of Taxes	10,250	13,300
TOTAL: REVENUE FROM OTHER AGENCIES		<u>\$ 441,700</u>	<u>\$ 572,825</u>

CODE NO.	REVENUE DETAIL	1975-76 ADOPTED BUDGET	1976-77 ADOPTED BUDGET
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SERVICE CHARGES FOR CURRENT SERVICES

4.102	Fines--Library	\$ 2,800	\$ 2,580
4.1091	Local Cards	400	420
4.1092	Non-resident Cards	400	400
4.1093	Telephone Booth	50	50
4.23	Protective Inspection Fees	22,000	22,000
4.291	Animal Warden Fees	100	100
4.33	Public Parking Facilities	3,500	4,000
4.43	Waste Collection and Disposal Charges	41,000	43,000
TOTAL: SERVICE CHARGES FOR CURRENT SERVICES		<u>\$ 70,250</u>	<u>\$ 72,550</u>

FINES AND FORFEITURES

5.91	Parking Meter Violations	\$ 1,000	\$ 1,300
5.92	Summons and Forfeitures	11,000	14,100
TOTAL: FINES AND FORFEITURES		<u>\$ 12,000</u>	<u>\$ 15,400</u>

MISCELLANEOUS REVENUES

6.1	Interest and Dividends	\$ 30,000	\$ 36,000
6.2	Rents and Concessions	360	360
6.91	Sale of Impounded Property	2,000	2,000
6.92	Xerox	500	700
6.93	Cash Discount Earned	400	450
6.94	Miscellaneous--Other	2,200	2,200
TOTAL: MISCELLANEOUS REVENUES		<u>\$ 35,460</u>	<u>\$ 41,710</u>

SUMMARY OF APPROPRIATIONS

CODE NO.	ACCOUNT NAME	1975-76	ADOPTED BUDGET 1976-77		TOTAL
		ADOPTED BUDGET	OPERATING EXPENSE	PERSONAL SERVICES	
10.0	Government Administration	\$ 188,540	\$ 72,740	\$ 130,432	\$ 203,172
10.9	Government Buildings	91,221	49,525	45,000	94,525
11.1	Police Department	481,787	40,570	511,417	551,987
11.2	Fire Prevention	17,908	1,970	17,100	19,070
11.3	Code Enforcement	36,880	1,880	34,168	36,048
11.4	Animal Warden	5,600	1,800	3,800	5,600
12.1	Public Works--Office	33,624	3,950	33,890	37,840
12.32	Public Works--Streets	201,613	92,000	115,000	207,000
12.39	Public Works--Repair Shop	107,132	77,670	37,500	115,170
12.4	Public Works--Sanitation	214,315	44,000	170,000	214,000
18.3	Public Works--Parks	46,301	8,620	45,000	53,620
18.1	Recreation Department	66,007	10,460	68,000	78,460
19.1	Library Department	103,630	22,627	90,000	112,627
24.2	Miscellaneous	185,785	212,500	--	212,500
24.9	Debt Service	59,632	77,792	--	77,792
TOTAL		<u>\$1,839,975</u>	<u>\$718,104</u>	<u>\$1,301,307</u>	<u>\$2,019,411</u>

CODE NO.	APPROPRIATIONS	1975-76 ADOPTED BUDGET	1976-77 ADOPTED BUDGET
<u>GOVERNMENT ADMINISTRATION</u>			
10.111	Mayor and Council Salaries	\$ 8,850	\$ 15,000
10.112	Mayor and Council Expense	6,000	7,000
10.391	Salaries--City Administrator & Staff	65,550	65,432
10.3921	Office Supplies--City Administrator	1,250	1,250
10.3922	Telephone and Telegraph	2,580	2,300
10.3923	Contingent Fund--City Administrator	1,800	1,800
10.3924	Car Allowance--City Administrator	600	720
10.3925	Maintenance--Office Machines (City Adm.)	150	150
10.3926	Postage	1,850	2,400
10.3927	Car Allowance--Asst. Admin.	600	720
10.421	Election Expense	3,100	--
10.511	Salaries--Treasurer and Staff	47,060	50,000
10.5121	Office Supplies--Treasurer	1,250	1,250
10.5122	Telephone and Telegraph	1,650	1,650
10.5123	Printing Tax Bills	800	800
10.5124	Contingent Fund--Treasurer	300	600
10.5125	Collection Expense (Transfer)	300	200
10.5126	Maintenance--Office Machines (Treasurer)	250	250
10.5127	Office Equipment--Lease	3,000	3,500
10.5129	Postage	1,850	2,400
10.542	Independent Auditing	6,000	8,000
10.611	Retainer--Legal Counsel	12,500	12,500
10.6921	Codification of City Laws	500	2,000
10.6922	Legal Counsel Expense	1,500	1,000
10.10121	Advertising, Notices, etc.	1,000	1,000
10.10122	City Newsletter	12,000	15,000
10.10321	Association Dues	6,250	6,250
TOTAL: GOVERNMENT ADMINISTRATION		<u>\$188,540</u>	<u>\$203,172</u>

CODE NO.	APPROPRIATIONS	1975-76 ADOPTED BUDGET	1976-77 ADOPTED BUDGET
<u>GOVERNMENT BUILDINGS</u>			
10.921	Salaries--Building Maintenance & Custodial	\$ 42,671	\$ 45,000
10.9121	Repair Materials	2,200	2,200
10.9122	Subcontract Work	5,200	4,000
10.9123	Custodial Supplies	4,400	5,500
10.9124	Uniform Rental, Laundry, Clothing Allowance	450	925
10.9125	Electricity	29,500	32,000
10.9126	Gas for Heat and Water	6,000	3,700
10.9127	Water	600	1,000
10.9129	Maintenance Contract--Elevator	200	200
TOTAL: GOVERNMENT BUILDINGS		<u>\$ 91,221</u>	<u>\$ 94,525</u>

CODE NO.	APPROPRIATIONS	1975-76 ADOPTED BUDGET	1976-77 ADOPTED BUDGET
<u>POLICE DEPARTMENT:</u>			
11.111	Salaries--Personnel	\$418,775	\$420,000
11.1121	Contingent Fund	600	700
11.1122	Membership Dues	120	120
11.1123	Car Allowance--Chief	600	720
11.1124	Bicycle Registration Materials	--	150
11.1125	Maintenance--Office Machines	150	150
11.1224	Office Supplies	1,200	1,300
11.1225	Detective Bureau Supplies	600	600
11.1226	Expendable Supplies	500	700
11.12261	Motor Vehicle Flagging Program	--	200
11.1227	Court Expense and Transporting Prisoners	300	300
11.1228	Clothing Allowance--Police	9,840	10,800
11.1229	Rain Equipment	300	300
11.12210	Photographic Expense	1,800	1,800
11.131	Salaries--Crossing Guards	24,180	26,200
11.1322	Crossing Guards and Clerical Clothing	1,200	1,300
11.1323	Leather Boots, Badges, Hardware, Holsters, etc.	400	400
11.1324	Safety Patrol Dinner	200	200
11.1325	Traffic Light Expense	2,000	3,300
11.1326	Removal of Junk Vehicles	750	900
11.1421	Ammunition	600	600
11.1521	Car Washing	400	400
11.1522	Service Radio	2,400	2,400
11.1523	Telephone and Telegraph	9,600	9,600
11.1524	Special Police	500	100
11.1525	Wales Project	2,200	2,200
	Subtotal	<u>\$479,215</u>	<u>\$485,440</u>

CODE NO.	APPROPRIATIONS	1975-76 ADOPTED BUDGET	1976-77 ADOPTED BUDGET
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POLICE DEPARTMENT, CONTINUED

Concentrated Crime Reduction Team

11.121	Salaries	\$ --	\$ 56,500
11.1221	Publications	--	300
11.1222	Hot Line Telephone	--	180
	Subtotal	\$ --	\$ 56,980

Parking Meter Maintenance Patrol

12.371	Salaries	\$ 1,922	\$ 8,717
12.372	Parking Meter Maintenance	600	600
12.373	Parking Meter Parts/Installation	50	250
	Subtotal	\$ 2,572	\$ 9,567
	TOTAL: POLICE DEPARTMENT	\$481,787	\$551,987

CODE NO.	APPROPRIATIONS	1975-76 ADOPTED BUDGET	1976-77 ADOPTED BUDGET
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FIRE PREVENTION

11.231	Salary	\$ 15,938	\$ 17,100
11.2321	Contingent Fund	200	200
11.2322	Office Supplies	350	350
11.2323	Photographic Supplies	650	650
11.2324	Telephone	600	600
11.2325	Postage	50	50
11.2326	Association Dues	120	120
TOTAL: FIRE PREVENTION		<u>\$ 17,908</u>	<u>\$ 19,070</u>

CODE ENFORCEMENT

11.311	Salaries	\$ 34,845	\$ 34,168
11.3121	Office Supplies	400	200
11.3122	Contingent Fund	240	500
11.3123	Printing	220	200
11.3124	Postage	220	180
11.3125	Maintenance--Office Machines	55	50
11.3126	Telephone	900	750
TOTAL: CODE ENFORCEMENT		<u>\$ 36,880</u>	<u>\$ 36,048</u>

ANIMAL WARDEN

11.451	Salaries	\$ 3,800	\$ 3,800
11.4521	Operating Expense	100	100
11.4522	Truck Expense	1,700	1,700
TOTAL: ANIMAL WARDEN		<u>\$ 5,600</u>	<u>\$ 5,600</u>

CODE NO.	APPROPRIATIONS	1975-76 ADOPTED BUDGET	1976-77 ADOPTED BUDGET
<u>PUBLIC WORKS--OFFICE</u>			
12.101	Salaries	\$ 30,179	\$ 33,890
12.1021	Office Supplies	100	180
12.1022	Dues	55	55
12.1023	Telephone	1,400	1,670
12.1024	Car Allowance--Director	600	720
12.1025	Contingent Fund	325	325
12.1026	Maintenance--Office Machines	80	70
12.1027	Postage	130	150
12.1028	Printing	55	55
12.1029	Radio Maintenance	400	250
12.10210	National Public Works Conference	300	475
TOTAL: PUBLIC WORKS OFFICE		<u>\$ 33,624</u>	<u>\$ 37,840</u>
<u>PUBLIC WORKS--STREETS</u>			
12.311	Salaries--Street Supervisor and Labor	\$110,288	\$115,000
12.3221	Road Materials	21,000	22,500
12.3222	Road Equipment Repair	2,200	1,000
12.3223	Clothing Allowance, Uniform Rental, Laundry	1,500	2,400
12.3224	Equipment Rental	900	200
12.3225	Small Tools and Supplies	325	700
12.3226	Subcontracts	400	200
12.3227	Street Lights	65,000	65,000
TOTAL: PUBLIC WORKS--STREETS		<u>\$201,613</u>	<u>\$207,000</u>
<u>PUBLIC WORKS--REPAIR SHOP</u>			
12.391	Salaries and Labor	\$ 41,662	\$ 37,500
12.3921	Outside Labor and Parts	10,000	8,500
12.3922	Gas, Oil and Grease	30,000	30,000
12.3923	Auto Parts	19,320	32,000
12.3924	Tire, Tubes and Batteries	4,800	5,500
12.3925	Shop Equipment Repair and Small Tools	400	400
12.3926	Clothing Allowance, Uniform Rental and Laundry	330	650
12.3927	Wipers and Fender Covers	200	200
12.3928	Car Allowance--Auto Supervisor	420	420
TOTAL: PUBLIC WORKS--REPAIR SHOP		<u>\$107,132</u>	<u>\$115,170</u>

CODE NO.	APPROPRIATIONS	1975-76 ADOPTED BUDGET	1976-77 ADOPTED BUDGET
<u>PUBLIC WORKS--SANITATION</u>			
12.411	Sanitation Supervisor and Labor	\$158,165	\$170,000
12.4321	Refuse Disposal Fee	50,000	36,000
12.4322	Supplies--Burlap, etc.	4,200	4,000
12.4323	Clothing Allowance, Uniform Rental, Laundry	1,950	4,000
TOTAL: PUBLIC WORKS--SANITATION		<u>\$214,315</u>	<u>\$214,000</u>

<u>PUBLIC WORKS--PARKS</u>			
18.321	Parks Supervisor and Labor	\$ 42,411	\$ 45,000
18.3221	Parks Supplies	2,330	5,000
18.3225	Water Fountains	60	100
18.3226	Subcontract Projects	200	1,050
18.3227	Clothing Allowance, Uniform Rental, Laundry	550	900
18.3228	Tools	150	250
18.3229	Car Allowance--Parks Supervisor	--	720
18.3421	Street Lights--Parks and Special	600	600
TOTAL: PUBLIC WORKS--PARKS		<u>\$ 46,301</u>	<u>\$ 53,620</u>

CODE NO.	APPROPRIATIONS	1975-76 ADOPTED BUDGET	1976-77 ADOPTED BUDGET
<u>RECREATION DEPARTMENT</u>			
18.111	Salaries	\$ 53,817	\$ 68,000
18.1121	Office Supplies	600	660
18.1122	Telephone	1,600	1,760
18.1123	Maintenance--Office Machines	150	200
18.1124	Contingent Fund	400	1,000
18.1126	Postage	300	400
18.1221	Gym--Expendable Supplies	200	200
18.1222	Special Community Programs	2,500	2,500
18.1224	Equipment Maintenance	300	500
18.1227	Fireworks	1,000	--
18.1321	Playground--Expendable Supplies	1,300	1,400
18.1323	Car Allowance--Summer Counselors	140	140
18.191	Fourth of July Expense	3,700	1,700
	TOTAL: RECREATION DEPARTMENT	<u>\$ 66,007</u>	<u>\$ 78,460</u>

CODE NO.	APPROPRIATIONS	1975-76 ADOPTED BUDGET	1976-77 ADOPTED BUDGET
<u>LIBRARY DEPARTMENT</u>			
19.101	Salaries	\$ 82,870	\$ 90,000
19.1021	Adult Books	8,760	9,600
19.1022	Children's Books	4,500	4,500
19.1023	Periodicals; Magazines	1,650	1,897
19.1024	Records	1,050	1,050
19.1025	Binding	600	600
19.1026	Supplies and Materials	2,300	2,530
19.1027	Display Materials	100	100
19.1028	Service Rentals	100	150
19.1029	Telephone	750	825
19.10210	Postage	400	500
19.10211	Cleaning Supplies	100	--
19.10212	Contingent	100	100
19.10213	American Library Association Conference	250	500
19.10215	Maintenance--Office Machines	100	100
19.10216	Microfilming of Shelflist Cards	--	175
TOTAL: LIBRARY DEPARTMENT		<u>\$103,630</u>	<u>\$112,627</u>

CODE NO.	APPROPRIATIONS	1975-76 ADOPTED BUDGET	1976-77 ADOPTED BUDGET
<u>MISCELLANEOUS</u>			
24.2021	Social Security (except Police)	\$ 46,300	\$ 46,000
24.2022	General Retirement Fund	51,385	52,000
24.3021	Group Hospitalization	18,500	30,500
24.3022	Workmen's Compensation Insurance	24,500	22,000
24.3023	Group Life Insurance	9,000	6,750
24.9021	Treasurer's Office Fidelity Bonds	1,000	1,150
24.9022	Municipal Bldg. & Contents--Fire Insurance	4,500	6,000
24.9023	Motor Vehicles--Comprehensive & Fire Insurance	3,000	4,000
24.9024	Special Contractors	100	150
24.9025	Motor Vehicles--General Liability Insurance	11,000	18,900
24.9026	City Property--Streets, Sidewalks--Liability Ins.	9,000	8,750
24.9027	Excess Liability Umbrella Policy	1,500	7,000
24.9028	Police Professional Liability Insurance	2,500	3,300
24.9029	Education and Training	3,500	3,500
24.9030	Public Official Liability Insurance	--	2,500
	TOTAL: MISCELLANEOUS	<u>\$185,785</u>	<u>\$212,500</u>

DEBT SERVICE

24.9031	Interest on Building Debt	\$ 25,070	\$ 23,230
24.9032	Due to Other Agencies:		
	Montgomery County	2,345	2,345
	Prince George's County	2,217	2,217
24.9033	Principal Payment on Building Debt	<u>30,000</u>	<u>50,000</u>
	TOTAL: DEBT SERVICE	<u>\$ 59,632</u>	<u>\$ 77,792</u>

THE CITY OF TAKOMA PARK, MARYLAND
Meeting of the Mayor and Council
June 28, 1976

City Officials Present:

Mayor Roth	City Administrator Gilsdorf
Councilman Faulkner	Asst. to the City Administrator
Councilman Garcia	City Clerk Pusti
Councilwoman Medina	Corporal Goetz
Councilman Ricks	Recreation Director Ziegler
Councilman Webb	Corporation Counsel Gingerich
	Asst. Corporation Counsel Culpepper

EXCUSED: Councilmen Forshee and Nishimoto.

The Mayor and Council met on June 28, 1976 at 8:00 PM in the Council Chambers, 7500 Maple Avenue, Takoma Park, Maryland. Following the Invocation by Reverend Robert P. Wummer, Our Lady of Sorrows Catholic Church, and the Pledge of Allegiance to the Flag, a motion to approve the minutes of the June 14 meeting was made, seconded and approved unanimously.

MAYOR ROTH'S COMMENTS AND PRESENTATIONS

The Mayor presented the following resolution of appreciation which was moved, seconded by Councilwoman Medina and passed unanimously by voice vote:

R E S O L U T I O N

WHEREAS, Robert E. Anastasi, who has served as Principal of Takoma Park Elementary School for the past four years, is departing Takoma Park for a year's academic leave at the University of Southern Mississippi; AND

WHEREAS, Mr. Anastasi, during his tenure at Takoma Elementary, not only maintained high scholastic standards during a critical period, but also instituted innovative programs particularly suited to the unique character of the school, while at the same time spearheading a community-wide effort to uphold the integrity and the very existence of Takoma Park Elementary School.

NOW, THEREFORE, BE IT RESOLVED THAT THE Mayor and Council of the City of Takoma Park, Maryland, hereby convey their appreciation to Mr. Anastasi for his superb work in our community, wishing him well in his new undertaking, and expressing the hope that future generations of Takoma Park children may have the pleasure of attending a school under his leadership.

ADOPTED THIS TWENTY-EIGHTH DAY OF JUNE, NINETEEN HUNDRED SEVENTY-SIX.

Mayor Roth read a resolution in recognition of Charles H. Howe, Jr.'s retirement. The following resolution was moved, seconded by Councilman Faulkner and approved unanimously by voice vote:

R E S O L U T I O N

WHEREAS, Charles H. Howe, Jr., who was Montgomery County's first Fire Marshal, will retire on June 30 after having served some twenty-six years in various capacities with Montgomery County's fire services, the most recent of which was the post of Fire Safety Engineer in the Department of Environmental Protection; AND

WHEREAS, Mr. Howe is also a life member of the Takoma Park Volunteer Fire Department, Inc., and a member of Takoma Park Historical Society; AND

WHEREAS, Mr. Howe and his family are long-time residents of the City, and their home at 7013 Sycamore Avenue is one of the oldest in Takoma Park.

NOW, THEREFORE, BE IT RESOLVED THAT the Mayor and Council of the City of Takoma Park, Maryland hereby congratulate Mr. Howe on his retirement and express their appreciation for his many years of dedicated service to the County and for his helpfulness to Takoma Park in Fire Prevention activities, as well as for his participation in community activities.

ADOPTED THIS TWENTY-EIGHTH DAY OF JUNE, NINETEEN HUNDRED SEVENTY-SIX.

ADDITIONAL AGENDA ITEMS

Status report on Longbranch Playground

Property at Eastern Avenue

Commercial areas on Maple Avenue (Councilman Ricks)

Sp. Ex. #3030, 1011 Elm Avenue, Operation of Day Care Center (Councilman Faulkner)

CITIZEN'S REMARKS

1. Frances Phipps, 7210 Holly Avenue was disturbed by an article she read in the June 21 Sentinel which referred to a halfway house for homeless mothers at 7055 Eastern Avenue. She stated that County agencies did this without proper permits, which is illegal. She pointed out that the County contract expires the first of August and asked the City Council if they plan to close down this place. The City Administrator said the City had been unaware that this M-3 registered property was being operated as suggested by the Sentinel; if true the City will have to investigate what legal action must be taken. Mrs. Phipps cited a place for sale on Holly and Eastern Avenues that is under constant violation; it is licensed for three apts. and she was sure that when it is sold it will not be used as a single family dwelling. She expressed concern over the continued use of property zoned for single family dwellings as apartments and the effects it has on the community. Brought to the Council's attention the fact that many places are assessed as single family dwellings when in reality are income producing properties; the City is not benefiting from these businesses. Mentioned properties on Piney Branch and Eastern Ave. that have deteriorated because of this type of use. Mayor Roth said that the Master Plan Housing and Code Enforcement Task Force Committee covered this problem and has made some recommendations. Mrs. Phipps said there was some differences between proposals made by this task force and those submitted by the Land Use Task Force. She added that the Master Plan will not take effect until 1977; urged the Council to set up a procedure to do something about this type of non-conforming use of property before 1977. Mayor Roth said he would accept this as a late testimony for the Task Force Hearing on Housing and Code Enforcement.

2. Allen Marsh, 7405 Maple Avenue shared Mrs. Phipps concern and is aware that the City has this problem under consideration. Suggested that the fee charged for rental units be raised to \$50 per unit per year. Felt that the life style of many citizens was one which meant renting out every portion of their home. This could be handled by stricter zoning laws. Mr. Marsh requested, back in March, the amount of property owned by Churches in the City; recommended the summer months for collecting this information. Suggested introduction of milkspore disease to control Japanese Beetles. The City Administrator was directed to find the right people to contact and report this information to Mr. Marsh.

3. Elaine LaVaute, 240 Park Avenue reported in March that the porch roof of 239 Park Avenue was infested with squirrels. Said she did receive a reply from the City but it concerned items other than the squirrels. Mrs. LaVaute wondered if the CIB had noted this place. Mr. Gilsdorf said that was out of the CIB's authority and it is possible that when the BOCA Inspection was made the squirrels were not there. Mrs. LaVaute agreed with Mr. Marsh on raising rental unit fees but felt that the fee should be \$100 per unit. Responding to Mrs. LaVaute's concern about illegal use of rental units, Councilman Ricks suggested that citizens report questionable places. She agreed with Mrs. Phipps about the home at 7055 Eastern Avenue; noted that when the Salvation Army wanted to build a halfway house for alcoholics they were denied as a result of citizen opposition. She said she would prefer this legal and useful operation to that of 7055 Eastern Avenue.

4. Dr. Stanley Evans, 7520 Maple Avenue appreciated statements made by homeowners but tenants would not be in favor of the increased fee for rental units since rents would probably be raised to cover the increase. Hoped that the recommendations made by the Landlord/Tenant Committee will force landlords to bring up standards of their buildings. Actions taken by the State, County, or City are passed on to the tenants rather than landlords. Favored regulations that allow everyone to share; providing harmony between homeowners and renters. Mayor Roth said that there is a proposed ordinance to be presented for the Council's consideration that will require posting of Second Notices until housing violations are abated. Dr. Evans urged the Council to pass this ordinance; asked for an aggressive campaign to notify not only tenants of their rights but others living in the community.

5. Ellen Marsh, 7405 Maple Avenue sorrowfully announced the passing on of Dr. Henry Robinson, who served on the Metro Board of Directors. She said that the problem of illegal apartments has been around for years. Thought that it would be nice to take some Block Grant money to buy 7055 Eastern Avenue and convert it to single family. Urged the Council not to wait for the Master Plan to control this problem.

6. Elaine LaVaute - People are not aware of the regulations on apts. in homes. She suggested that the City post notices stating that this is wrong. Councilman Ricks said that many times people have unique ways of hiding violations. The Council is very active when they hear about these violations. Citizens should report these places as soon as they hear about them.

7. Phil Vogel, 7117 Garland Avenue felt that there was a lot discussion about Code Enforcement; concerned that people are getting away with violating the codes. There must be more done than neighbors reporting each other. Pointed out problems of homes being licensed for apts.

- Mr. Vogel asked that the record reflect that the Housing and Code Enforcement Task Force Subcommittee on Non-Conforming Use was chaired by a person that did not live in the City. Mayor Roth said that the Subcommittees and their chairmen were set up by the Task Force Chairman. He added that the above mentioned person had lived in the City for most of his life and had a sincere interest in Takoma Park.

- Mr. Vogel said the Council should investigate programs that make funds available to the City for improvements. He read an article about a community that received large amounts of money from different Federal programs.

- He was disturbed by the way money was allocated for streets, gutters, and sidewalks in the City Budget; stated that less than \$10,000 was for curbs, gutters and sidewalks. He felt that more attention should be given to this rather than streets. The City Administrator explained that curbs are taken care of by City forces which is reflected in the operating budget. The streets are big jobs where the City must contract outside help. Mr. Gilsdorf volunteered to obtain a copy of the construction schedule for Mr. Vogel. Councilman Faulkner said that resurfacing was needed to avoid excessive deterioration. Mr. Vogel noted that curbs and gutters deteriorate too.

- Understood from Mrs. Phipps' remarks that Montgomery County set up a halfway house in Takoma Park without obtaining permits or notifying the City; felt that the City should make clear to the County Council and associated agencies that actions of this type will not be tolerated. The County has violated laws that they are charged with enforcing. Mayor Roth agreed with Mr. Vogel on being displeased with the County's action with the home on Eastern Avenue. The Mayor spoke with the Acting County Executive informing her of the City Council's displeasure with their actions and will send a letter confirming these feelings.

- Asked if Park and Planning Commission notified the City of Preliminary Plan 1-76026 on Sligo Creek Parkway. Mr. Gilsdorf replied in the affirmative adding that this is not a major change but a resubdivision. Responding to Mr. Vogel's concern with increased density in this area, Mayor Roth directed the City Administrator to get more information on this matter.

ITEMS FOR COUNCIL CONSIDERATION: City Administrator Gilsdorf

Communications

In response to citizen's inquiry about the Historic District, Mr. Gilsdorf reported that he received a call from Nancy Miller, Maryland Historic Trust, saying that all State reviews and comments have been concluded and are favorable; materials have been forwarded to Federal Authorities for their consideration for the National Register. Mrs. Miller felt sure she would hear from them in a month with definite information.

Petition from residents in the 7800-7900 block of Wildwood Drive indicating speeding and disregard for stop signs. This has been discussed with Acting Chief of Police Dalrymple and the City Administrator hopes to report at the next council meeting some positive results. Councilman Garcia noted an absence of posted speed limit signs on this street.

Prince George's District Council - Special Exception #2977, 6360 New Hampshire Avenue request for rental U-Haul display was granted with the condition that the front portion be used for access only, not for the display or storage of vehicles. Councilman Faulkner noted there was a provision to provide screening from residential areas.

Administrative Reports and Recommendations For Council Action

(1) Proposed amendment to BOCA Code requiring posting of Second Notices until housing violations are abated The City Administrator explained that under the present code notices must be posted but there is no provision for it to stay in a conspicuous place as a reminder. Councilwoman Medina moved that this amendment be adopted adding that it is important to give public notice and give people the opportunity to be aware of the conditions in which they live. The motion was seconded. Councilman Ricks favored the posting of second notices but wanted the Council to be made aware of the violations before the point of turning the matter over to the Corporation Counsel. He was concerned that people might be deprived of housing standards because the council was not informed

before a case has gone on for legal action. He pointed out that if the City has to serve a second notice on a landlord then that violation was not abated in the reasonable amount of time given by the first notice; it costs a lot of money to enforce this type of violation. A procedure must be set up whereby the Council is notified long before it goes to legal action. Councilman Faulkner asked if it would be possible to reassess inspection fees before serving the second notices; proposed that the City Administrator speak with the Corporation Counsel about additional fees for second notice inspections. After some discussion the motion was approved by roll call vote as follows: AYE: Councilmembers Faulkner, Medina, Garcia, Webb, and Ricks; NAY: none; EXCUSED: Councilmen Forshee and Nishimoto.

ORDINANCE #2387

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

SECTION 1. THAT Sec. 6-14 (H-140.11) of Article 2, entitled "Housing Code," of Chapter 6 of the Code of Takoma Park, Md.. 1972, as amended, be amended to read as follows:

Sec. 6-14. Section H-140.11

A new Section numbered H-140.11 is added and reads as follows:

H-140.11. SECOND NOTICE. At the end of the period of time allowed for the correction of any violation alleged, the Building Official shall reinspect the dwelling, dwelling unit or rooming unit described in the notice. If upon reinspection of violations alleged, they are determined by the Building Official not to have been corrected, he shall issue a second notice of violation which shall constitute an order requiring that the then existing failures to meet the requirements of this Code or of applicable existing rules or regulations issued pursuant thereto, shall be corrected within a reasonable time allowed, but not to exceed sixty (60) days after the date of such reinspection. The building Official shall cause a copy of the second notice to be posted in a conspicuous place in or about the dwelling, dwelling unit or rooming unit where the violations are alleged to exist, and shall serve it in the manner provided in Section H-140.0. THE SECOND NOTICE SHALL REMAIN POSTED IN THE SAID CONSPICUOUS PLACE UNTIL ALL ALLEGED VIOLATIONS ARE ABATED AND CLEARED BY THE BUILDING OFFICIAL.

SECTION 2. THAT the penalty for violation of this ordinance shall be as stated in Sec. 6-16 (Section H-140.3).

Note: ALL CAPS indicates additions.

It was the concensus of the Council to request people who own rental property to continue to observe voluntary rent control; notify them of the ordinance; give them an idea of what has been recommended by the Landlord/Tenant Committee. Councilwoman Medina asked that the Council review the package prior to mailing of the items to be used to inform tenants and landlords of their rights and responsibilities, Code Enforcement standards, etc.

(2) Second Reading of a proposed ordinance to delete from the City Code provision for certain standing committees Councilman Faulkner moved that the ordinance be adopted. Councilman Webb seconded. Mayor Roth explained that the current code requires the establishment of seven committees with the intention of each Councilmember serving as Chairman. It was the system the Council followed up until 1974. Those Council committees supervised City Departments and the system

resembled a commissioner-type^{government}, which was not intended. Two years ago the Council decided to put all the departments under the City Administrator to unify the supervision. This system has worked well during the trial period; the code change will give it a legal basis. Councilman Ricks hoped that under the new ordinance the Mayor would organize a Council committee to look at the codes used by Code Enforcement; emphasized that this committee was not to oversee a department. The motion was carried by roll call vote as follows: AYE: Councilmembers Faulkner, Garcia, Medina, Ricks, and Webb; NAY: none; EXCUDED: Councilmen Forshee and Nishimoto.

ORDINANCE #2388

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

SECTION 1. THAT Secs. 2-10 through 2-18, of Chapter 2, entitled "Administration," of the Code of Takoma Park, Md., 1972, as amended, shall be repealed in its entirety; AND

SECTION 2. THAT Sec. 2-10 of the above-referenced Chapter 2, shall be reenacted to read as follows:

Sec. 2-10. Council Committees

There shall be such special and standing committees as may be deemed by the Mayor or Council as needed, with duties prescribed by the Mayor or Council at the time of their establishment or subsequently.

SECTION 3. THAT this ordinance shall become effective upon the date of enactment by the Mayor and Council on second reading.

(3) Action on citizen request to permit parking on both sides of Boyd Avenue
Councilman Faulkner reported that after thorough investigation and surveying it was found that the majority of the community opposed the addition of parking on both sides of Boyd Avenue. In view of the opposition he recommended and moved that the city deny this request. Councilwoman Medina seconded. Councilman Garcia pointed out that Mr. Dawson was given extra time to obtain additional signatures for his petition but did not receive adequate response. Mayor Roth stated that as a general rule the Council agrees with what the majority prefers. Councilman Garcia asked that there be some surveillance of short-cutting and possibly use posted speed limit signs in that area. Mayor Roth asked the City Administrator to consult with the Police Dept. on this matter. After some discussion the motion to deny Mr. Dawson's request was passed unanimously by voice vote.

(4) Administrative Reports

- Sediment Control On December 13, 1971, by Ordinance (#2185), the City authorized Montgomery and Prince George's Counties to enforce their Sediment Control ordinances in Takoma Park. A letter was received April 15, 1976 from the State Dept. of Natural Resources advising that this ordinance is current for 1976. Mr. Barile reported that the Counties' enforcement of Sediment control was satisfactory.

- 7219 Garland Avenue has received a 1946 notice this year. The owner was asked to paint his home, which he plans to begin.

- 16 Sherman Avenue Although there is some erosion in the driveway, there was question as to whether this place was in violation of the Code. It is a matter of degree and ability to enforce. Mayor Roth asked that each Councilmember look at this place before considering how to proceed; asked that the Code Enforcement Officer observe the condition during the next rain. It was explained that the owner is desirous of complying, but has limited funds; however, he is seeking a

solution. Councilman Faulkner felt that the codes were not negotiable and violators should be notified. Councilman Webb said that the owner has been contacted about his driveway and should be given the opportunity to correct the situation.

- Fair Share Housing COG developed a fair share housing program and each municipality was informed of their share for housing development. Takoma Park's share would be \$14,000 for the purpose of expanding low to moderate income housing. Not needing housing of this type the City took no action to acquire the funds. Mayor Roth pointed out that this money was not for remodeling or repairing the present housing but to expand the number of rental units; it has been the consensus of the Council that the City already has its "fair share" of housing in this category.

- Community Development Block Grants Urban Renewal and several other programs were combined a few years ago under this block grant via the Housing Community Development Act of 1974. Cities that had major on-going Federal Programs in 1974 were allowed to continue their projects as community development block grants. Cities like Takoma Park that did not have a history of Urban Renewal, that have no housing authority or public housing were not in the front of the line to gain any of these block grants. It is just now that there are enough funds for those cities with no background in spending federal funds; now is the time to consider obtaining these funds. The reason the City opted with Montgomery and Prince George's Counties was to get a better entitlement for the Counties, since it was doubtful that the City could qualify on its own for these funds. Mayor Roth, Councilmen Ricks and Garcia were part of a committee that helped the Counties decide how to spend the money. As a result Takoma Park was included in an over-all commercial area study. Places included were Flower Ave. & Piney Branch Road Shopping Center and Laurel Avenue Shopping Center. This summer would be a good time to develop citizen interest to put together an application requesting funds. Mayor Roth pointed out that these grants are very competitive. He asked Councilman Garcia to concentrate on the Prince George's area and Councilman Ricks to look over the Montgomery area of the City to report places that are feasible for applying the funds; they were asked to work with the City Administrator on planning for a future application.

ADDITIONAL AGENDA ITEMS

Status report on Longbranch Playground WSSC has been constructing a relief sewer line along the Longbranch Creek which meant the temporary closing of the Longbranch playground. The City Administrator received a letter from WSSC saying that they would be past the point of the park before the summer season. As scheduled, construction was to have moved past the park 30 days ago. Belle Ziegler, Recreation Director, reported that the park basketball court will be replaced and grass has been planted; the park will possibly be finished by the end of July. The children have been asked to go to Sligo Terrace until the Longbranch Park is opened. A flyer will be sent out explaining the situation. The Mayor asked that they be distributed on Longbranch, Wildwood, Glenside and down to Anne Street. He asked that a letter be sent to Park & Planning Commission, WSSC, and the Montgomery County Director of Recreation expressing dissatisfaction that the park has not been completed when stated.

Mrs. Ziegler reminded the citizens of the July 4 Parade and fire works display. Mayor Roth expressed appreciation to the Independence Day Committee and thanked them for their hard work.

7055 Eastern Avenue Councilmembers expressed surprise over this matter, particularly emphasizing their concern over the allegation that Montgomery County was, through financial support, encouraging a violation of the zoning ordinance. Mayor Roth advised that he had discussed this matter with the Acting County Executive and had requested information relative to other similar uses of property in Takoma Park, and further, he would expect the County to seek abatement of this violation at the earliest possible date. It was the consensus agreement of the Mayor and Council that a followup letter be sent to the County Executive emphasizing the Mayor and Council's displeasure at the number of illegal group housing projects in Takoma Park, interest in knowing of any other (as yet undiscovered) facilities of this type, and the request for advance notice of any pending or future plans for properly licensed facilities for Takoma Park. Councilman Faulkner said he understood work was being done on legislation that would allow such nonconforming uses in an R-60 zone; he moved that the City Council oppose this change. Councilman Ricks seconded. The Mayor and Council unanimously agreed to oppose such legislation and asked to be supplied with information on its status. Councilman Ricks requested the City Administrator to explore the possibility of revoking owner's M-3 status, on the basis that she has forfeited her nonconforming status by violating a section of the Montgomery County Code.

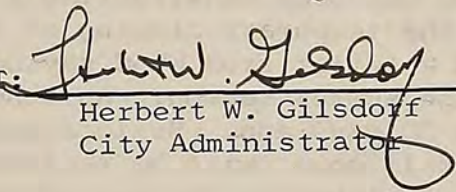
Commercial Areas on Maple Avenue Councilman Ricks reported that he received a lot of complaints about trash in front of the Maple Deli. He felt that conditions could improve if the owner informed and encouraged patrons to use trash containers and swept the front entrance 2 or 3 times a day. He noted problems with delivery trucks filling City trash cans with large boxes rather than disposing of them in the rear of the building. The July 4 parade is drawing near and it is important that this area be cleaned up. Mr. Barile said that crews will be checking for trash on the parade route and will make a trash pick up early Sunday morning on July 4.

Special Exception, #3030, 1011 Elm Avenue, Day Care Nursury (Kreinbihl)

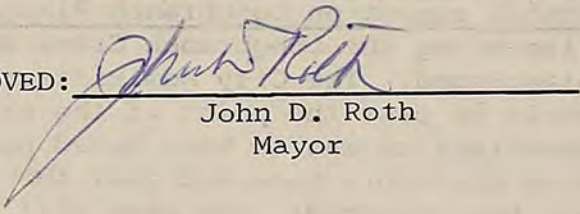
In keeping with past policies and practices, Councilman Faulkner requested that people in the neighborhood be polled by letter for their opinion. The Council concurred. Councilman Faulkner asked that parts of Heather and Linden Avenues be included.

ADJOURNMENT: 11:41 PM - Council to reconvene July 12, 1976.

ATTEST:


Herbert W. Gilsdorf
City Administrator

APPROVED:


John D. Roth
Mayor