

CITY OF TAKOMA PARK, MARYLAND

Regular Meeting of the Mayor and Council

May 26, 1987

CITY OFFICIALS PRESENT:

Mayor Del Giudice	City Administrator Wilson
Councilmember Bradley	Asst. City Administrator Habada
Councilmember d'Eustachio	Cable Coordinator Smith
Councilmember Iddings	Div. of Ec. & Comm. Dev. Dir. Neal
Councilmember Levy	Housing Services Director Weiss
Councilmember Sharp	Recreation Director Ziegler
ABSENT: Councilmember Haney	
Councilmember Williams	

The Mayor and City Council convened at 8:00 P.M. on Tuesday, May 26, 1987 in the Council Chamber at 7500 Maple Avenue, Takoma Park, Maryland. Following the pledge, the Mayor asked that a moment of silence be observed in commemoration of the U.S. Navy personnel who recently lost their lives on the U.S. Stark in the Gulf of Persia.

Mayor Del Giudice noted that the current meeting was being video-recorded and would be broadcast on the City's cable channel. He read and presented a Proclamation declaring June 14th Flag Day, in conformance with the national observance of the Pledge to the Flag, urging that all City residents pause at 7 p.m. on that date to honor our country's flag and the Pledge. Councilmember Bradley moved approval of the Proclamation, duly seconded by Councilmember Iddings; the motion carried by unanimous vote.

PROCLAMATION
(attached)

Mayor Del Giudice made announcements concerning a Special Session to be conducted on June 1 for final City Budget adoption and related items, and other meeting schedule modifications due to the annual MML Convention in Ocean City which many of the officials would be attending. He noted vacancies on various county and City committees and commissions for which citizens might be interested in making application for appointment.

ADDITIONAL AGENDA ITEMS:

- (1) Ordinance approving transfer of funds to purchase 2 vehicles for Housing Department
- (2) Ordinance approving purchase of a 3/4 ton van for Public Works

(City Administrator Wilson noted that the above ordinances would require a single reading for adoption as they were budget-approved items.)

- (3) Original agenda item #11 was deleted, with Mr. Wilson noting it would be addressed on June 1.
- (4) Resolution re Montgomery County ZTA 87-008 re Gravel and Sand pits
- (5) Response to B. F. Gilbert Citizens' Association letter re appointments to Takoma Junction Revitalization Committee

Councilmember Iddings commented concerning ongoing delays in commencing construction of the Sheridan-Hancock Neighborhood Park in his ward, despite promises and reassurances from the Planning Board and funds having been allocated for the purpose. He asked that the Mayor send a letter to Mr. Christeller requesting accomplishment of the work within the current construction season. The Mayor agreed that such a letter expressing the City's concerns would be appropriate. Mr. Iddings asked that emphasis be placed on accomplishing the work within the current season so that the park would be available for use in the remaining warm months after its construction and next Spring. Councilmember Bradley raised questions about the delays in Park & Planning projects in the City; Mr. Iddings related that he had been advised that agency had diverted personnel responsible for accomplishing the construction drawings to other projects temporarily - thus the projects could not go to bid until the drawings were finished and available for bidders.

ITEMS FOR COUNCIL ACTION:**1. First Reading of FY 1988 Tax Rate Ordinance**

Councilmember Iddings moved acceptance of the ordinance for First Reading, duly seconded by Councilmember Sharp. Asst. City Administrator Habada briefly summarized the content of the ordinance. Mayor Del Giudice recommended an editorial amendment which would add at the end following the word "management", the phrase "...to be distributed to WSSC." The editorial amendment was accepted. Councilmember Bradley pointed out that last year's adopted tax rate was \$1.785/\$100; she inquired whether, if adjustments were made in the operating budget for the upcoming fiscal year, the tax rate would also be adjusted accordingly. The response from the Mayor was in the affirmative; he stated that the tax rate could be amended (either upward or downward) depending upon any amendments made to the operating budget. Responding to inquiry from Ms. Bradley, Mr. Wilson stated that last year's Constant Yield Tax Rate was \$1.70. Responding to questions raised by Mr. Sharp, Ms. Habada explained that the \$.04 designated for storm water management would appear on the City's tax bills and would be deleted from county tax bills, with Prince George's County picking up all the debt service for WSSC for storm water management improvements for both the Montgomery and Prince George's County debt service. The Mayor commented that at the time the state legislature was considering the bill, it was revealed that citizens on the Montgomery County side were paying \$.06/\$100, while those on the Prince George's side were paying \$.135/\$100 for storm water management -- everyone will now pay a uniform \$.04/\$100 tax for that purpose. He said the varying amounts previously levied were explained as being a variation in the amount citizens were paying on the county's debt service. Mr. Sharp observed that if the amounts required to be levied for fire service and that for storm water management were deducted from the City's tax rate, the basic tax rate had actually decreased by one cent over last year's. Councilmember Iddings remarked on the complexity of the computations for setting the tax rate and said it would probably be informative for citizens if there were Newsletter information published reflecting the history of the base tax rate (minus the add-ons). He suggested that the budget itself be adopted prior to adopting the ordinance setting the tax rate. The ordinance was accepted for First Reading by unanimous vote.

ORDINANCE #1987-
(attached)

2. First Reading of FY 1988 City Budget Ordinance, including Special Revenue Budget

Referring to the Executive Summary of the proposed budget, Mr. Wilson noted some significant items, including the \$386,360 tax rebate the City would be receiving as revenue from Prince George's County as a part of the double taxation relief; he noted the rebate would be an increase of about 8.7% over that of the current year. He noted that revenues in the amount of \$295,000 were slated for lease-purchase financing of capital budget items; said that under expenditures, funds received by virtue of a constant rate tax rate, approximately \$240,000, would be expended primarily on implementation of the 36% pay plan -- approximately \$166,000 in additional funding over FY 1987. He noted that overtime budgets for departments had been cut by 10%, departmental contingency funds had been cut by 25%, capital budget would be funded partially by cash outlay as well as by lease-purchase financing -- the total capital budget outlay would amount to \$379,230 (an approximate 62% increase in spending over last year). Mr. Wilson continued, commenting briefly on a variety of items for which funds were earmarked, primarily for various departmental purposes and goals, noting increases and decreases in specific line items and reasons therefor. Councilmember Iddings pointed out an apparent typographical error on the last page of the budget summary concerning the fire tax -- the additional increase should be \$23,605 (a \$.012 increase); Mr. Wilson assured that figure would be rechecked. Councilmember Levy moved acceptance of the proposed ordinance for First Reading, duly seconded by Councilmember d'Eustachio.

Reid Baron, Editor, City Newsletter: stated that the \$26,000 allocated

in the proposed budget to fund the Newsletter was not a sufficient amount to produce even twelve 8-page editions of the publication, pointing out that in order to provide adequate coverage of newsworthy subjects at least a few 12-page editions would be required. He noted he had submitted a memorandum on the subject dated May 14. Councilmember d'Eustachio related that the issue was discussed in some depth at a worksession at which Mr. Baron was not present and he had proposed additional funding to bring the level up to around \$30,000, however, had not had adequate support for that idea based on current budget concepts. He said, however, he would move to increase the Newsletter budget by \$4,000 to a total of \$30,000. In response to query from Ms. Bradley, the Mayor ruled that amendments to the ordinance being considered would be addressed individually prior to acceptance for First Reading. Responding to Mr. Sharp, Mr. Baron stated that \$30,000 would be adequate to produce at least four 12-page and eight 8-page editions of the Newsletter; he said he felt that arrangement to be a middle-ground compromise and that twelve 12-page editions could be produced and would realistically be desirable, but would also require a higher level of funding. He said it would require approximately \$37,000 to produce twelve 12-page editions. The Mayor, as a point of order, commented he would interpret the motion to add \$4,000 in funding as a motion to amend the budget ordinance by the addition of that amount to the expenditure column. Councilmember Bradley said she would comment unfavorably concerning the amendment -- not because she did not support the Newsletter, but because there were other considerations, such as the fact the Newsletter Evaluation Committee which should have met twice had not done so and were only now convening to commence their work, as well as the debate going on concerning whether or not to accept advertising and whether so doing might generate revenue to help support the publication. She said that, realistically, she felt some lines had to be drawn in order to maintain budget goals. Responding to query from Mr. Sharp, Mr. d'Eustachio pointed out there was a projected \$38,000 surplus in the budget and his intention was not to raise taxes in order to cover the additional \$4,000 for the Newsletter but to reduce the projected surplus by that amount. Councilmember Iddings commented in favor of the amendment, stating he felt the Newsletter was an important vehicle for disseminating information to citizens and \$26,000 simply was not an adequate amount to do the job properly. Councilmember Levy commented she had noted particularly that in the 8-page issues, citizens' comments and letters were not included as they were in 12-page issues. Mr. Baron responded that letters were not excluded, but certain articles which might be considered citizens' viewpoints and other items concerning such things as the arts were, of necessity. The motion to amend carried with Councilmember Bradley voting Nay, balance of Council voting Aye.

Lloyd Johnson, Chair of COLTA: spoke in strong opposition to the proposed budget for Housing Services; said he felt a gross disservice was being done to both landlords and tenants alike in the City in terms of COLTA's duties. He pointed out that the item providing for 20 hours of legal services related to writing of COLTA decisions, etc., had never been discussed with the Commission to allow their input. He said he knew he spoke on behalf of the other Commissioners as well in voicing his strong objections to a specific amount being budgeted without COLTA members being consulted at all. Councilmember Iddings pointed out that the number of hours should read 200 (the "20" was a typographical error). Mr. Johnson commented that the work of the Commission had accelerated considerably over the past year; said that body currently had 2 cases that were in Circuit Court, landlords were coming forth with increasing sophistication with legal support, tenants were also increasingly coming forth with their legal representatives -- the demand for COLTA to conduct hearings that are both fair and in compliance was now more important than ever before. Consequently, he said there are many routine matters that must be addressed and, in all candor, are not being addressed. Specifically, he said, there was a need to get notices out in a timely manner. Mr. Johnson said that while COLTA was the only judicial body in the City to which landlords and tenants had recourse, that body was being treated as a stepchild in that its needs were not being taken seriously and addressed. He pointed out that unless appointments were effected for the

landlord vacancies on COLTA, the Commission would no longer have a quorum at the end of June; however, apparently Housing lacked sufficient staff or had other more pressing priorities which precluded their doing recruitment for persons to fill the vacancies. He said he was both shocked and chagrined that COLTA had not had the opportunity to offer input on the amount being budgeted for their needs.

Councilmember d'Eustachio commented that, with all due respect to COLTA, he felt that it would not be equitable to furnish that body with special notification when other very important committees and organizations in the City which impact decisions involving very large amounts of money were not given similar notice; he pointed out that budget hearings are well advertised and had been going on for a substantial period of time, and coming in at the very tailend to voice objections was an unfortunate situation. He said COLTA's concern appeared legitimate and real and he did not mean to belittle it, but perhaps it should have been brought before the Council earlier. Mr. Johnson, replying to query from Ms. Levy, stated he had not met with either the Housing Director or Mr. Wilson specifically concerning the amount of legal hours to be budgeted for COLTA, but had many times expressed concerns to both about the need for staff time allocation for COLTA. Mr. Johnson said he did not expect his appearance and comments to change what was going to occur, but did feel it important to state publicly for the record what he had previously said in private conversations. Ms. Levy commented that while other organizations mentioned by Mr. d'Eustachio had not been consulted budgetwise, she believed those groups had been meeting and giving City officials recommendations concerning budget needs; she said she felt it was an oversight that the particular item in question had not been discussed either with Mr. Johnson or some other representative of COLTA. She said she recognized how Mr. Johnson felt and remarked that the volunteer members of COLTA do donate extraordinary amounts of their time. Councilmember Iddings noted that Mr. Johnson had never made him personally aware of his concerns about the item in question; Mr. Johnson disputed the comment and said he could relate when the discussion occurred. Mr. Iddings pointed out that the item under discussion was not a new item, but one that had previously been funded out of contingency funds and was now being expanded and made a line item in an attempt to respond to some of COLTA's concerns, which he felt were legitimate. Mr. Johnson related he had specifically made mention to Mr. Iddings of the need for a full-time staff person for COLTA during the Housing Director selection process, stating the exact time and place of his remarks. Ms. Bradley echoed Ms. Levy's comments, saying that she felt the Council should be perhaps responsible for more aggressive outreach to City organizations to ensure their input into budget policies and goals. She said she hoped something could be learned from the omission of COLTA from the prior debate; she said staffing for Code Enforcement Officers was being increased, but no precise debate occurred concerning the merits of a COLTA staff member versus other staffing. Ms. Bradley commented on the need for ongoing discussions following budget adoption concerning the most viable use of budgeted legal time and funds, including COLTA's needs, to keep expenditures within some sort of reasonable bounds. Mr. Johnson thanked the Mayor and Council for their time and support; said he hoped that no one would interpret his remarks as personal criticisms -- said it was the process about which he was concerned, not individuals. The Mayor commented that while he was frustrated about the process question that had arisen, he felt it should be noted that the allocation had been increased over what existed in the past in order to provide ancillary services, auxiliary support to COLTA. He said that if COLTA felt better use could be made of the allocated funding than what had been anticipated, then that body should initiate discussions with the Housing Director and the elected officials -- the money allocated was a contract amount and its use was not set in stone. Mr. Johnson inquired whether COLTA could be given the discretion of using the money as it best saw fit; the Mayor responded that could not occur without the discussions he had already suggested. Councilmember Sharp commented that regardless of whether any formal discussion occurred, everyone involved was aware of the Housing Director's views on the issue as well as Mr. Johnson's, and that all had thought about them; he said he did not think it could be fairly stated that Mr. Johnson's

views were unknown prior to the present meeting. He said what the budget line item provided was 20 hours per week of COLTA-related services (20 hours/week at \$10/hour); he said he felt that was sufficient to serve the function, certainly an improvement over what existed when he personally served on the Commission. Mr. Sharp said in view of some of the improvements he had observed in COLTA's operation during the last year, he was somewhat bemused by Mr. Johnson's opening negative comments.

Mr. Johnson remarked, based on comments made by the Mayor, that if, indeed, COLTA were under the Department of Housing Services rather than being an independent adjudicatory body (as they had viewed themselves), then that was a major policy area that would have to be addressed. Mayor Del Giudice commented he was referring to the structural reality, that COLTA had always been organizationally placed under the Department of Housing, its budget is supported through that department and any staff support comes through that department, however, that did not necessarily indicate he viewed that as being the optimal arrangement, but it was the historical reality. Mr. Johnson said that if COLTA were not an independent adjudicatory body outside of the Housing Department, then he would ask that the Council state that clearly because it differed from the assumption the Commissioners, including himself, were operating under. Mr. Johnson expressed thanks to Councilmember Sharp for all he had done for COLTA, however, said Mr. Sharp's comments sounded as though COLTA should be grateful that the 20 hours/week staff support was more than they had previously; he said he had heard a lot of that sort of comment in his life, and reiterated that the decision was made unilaterally without giving COLTA the opportunity to take part. He said of course COLTA wants the time, but they would like to see the use of it made directly accountable to that body and would respectfully ask that be done. The Mayor responded that what was being requested was an administrative question that would have to be addressed, and that would be done at a more appropriate time.

Ed Hutmire, Recreation Council: asked for clarification of the budget process; spoke in favor of the proposed \$27,000 capital item which would cover reconstruction/rehabilitation of the municipal gymnasium. He referred to and spoke briefly concerning petitions being circulated and the support gained among the citizenry for the return of the gym to community use and its renovation. The Mayor pointed out that the \$27,000 figure represented the minimal estimate furnished by Mrs. Ziegler just to get the gym up to code and into useable condition, including repairing the damaged portion of the floor. Ms. Bradley stated she did not support that project and would be proposing an amendment to delete the \$27,000 allocation from the budget; she moved to delete the said \$27,000 from the capital improvement budget, duly seconded by Councilmember Sharp. Ms. Bradley stated that, on the whole, she supports recreational programs, however, had questions about the gym, i.e., did not think there had been sufficient discussion of longterm projections about recreational uses and programs for that facility, had personal reservations about the location being appropriate for the sort of programs the City would probably want, questioned the longterm costs in addition to the initial \$27,000 investment. She said despite questions about the actual legal ownership of the gym and a feeling that the City probably had verifiable rights to it, she had questions about whether the undertaking would be worthwhile in the long run. She said she would really like to see discussions occur concerning whether a recreation center was needed in the City and, if so, what sort of facility was wanted. She inquired whether the use of other facilities had been researched, such as the gym at Piney Branch School. Mr. Hutmire said the Recreation Council felt the longtime existence of a very active and successful program at the gym in the fire house was a demonstration in fact that the renovation and use of that facility would be both viable and highly desirable for the community. He said the program would have gone on uninterrupted had not the fire department requested and gotten permission for temporary sole use of the gym. He said the possibility of construction of anything comparable in size, scope and facilities was so remote as to be unimaginable -- the sums of money involved would probably be something close to \$2,000,000., versus the \$27,000 that

would be required to bring the facility back within a year to use for the program that previously existed and had been demonstrably successful. Mr. Sharp commented that the approximately \$10,000 amount proposed in last year's budget for this purpose sort of died a quiet death, but that a lot of support had been gained this year and he felt it particularly got a lot of people's ire up when the fire station said they were not going to give the gym back to the City, which probably added to the momentum for the project. He said he was not by any means opposed to supporting and funding recreational programs, however, did agree with Ms. Bradley in that he was not convinced sufficient analysis had been done to prove that there would not be a more reliable way of spending the money for programs. He said he did not think the required investment would be \$27,000 but would end up being a lot more than that sum -- perhaps with a large portion eaten up by legal fees. He said in recent years he had seen the City go down other routes that were initially thought would require only a fairly small investment, only to get so far along in its commitment and realize that the initial amount was going to be only a small portion of the overall total -- his fear was that this situation would be one of those routes. Mr. Hutmire commented that in all fairness, a part of the restoration costs should be borne by the fire department inasmuch as their use contributed to the existing need for the work, and that angle should be addressed in the process.

Judy Heatwole, 7802 Kennebec: said she had resided in the City for 30 years and supported everything Mr. Hutmire had said, submitted signatures of persons she had gotten in support of the project and said she sincerely hoped the allocation would be left in the budget and an equitable arrangement be worked out with the fire department that would satisfy all involved parties.

Kathy Geiger, Recreation Council, Park & Planning employee: said she was staff supervisor for the gym when the City lost use of it; she reiterated how successful and important the program at that location had been for children and young people of all ages, as well as parents who participated and helped. She said there had always been some problems with parking and traffic at the location, but they had been managed and overcome because of the need for the program.

Ned Young, 7320 Willow Avenue: submitted names of persons in his neighborhood who support the project; spoke in favor of the project, hoped something equitable could be worked out with the fire department and that they could perhaps share use of the facility when it was restored; urged that the budget allocation not be deleted.

Opal Daniels: spoke in support of the project; said she had seen some wonderful recreation programs at the gym; was a girl scout troop leader and used the facility for many years; said people of all ages used and enjoyed the gym.

Greg Hamilton, 7600 Maple Avenue: commented he was one of the initiators of the movement to reclaim and renovate the gym and had been involved in drawing up the proposal. He said when video games were included in the proposals, some people got a bit upset; however, said he had been up to the fire station 3 times recently and the fire department had video games in the building; said as a member of the revenue committee and looking at ways the gym could be self-supporting, he felt that was one way it could be. He said he did not want the gym to turn into another Park Ritchie situation, where tenants had been fighting for more than 2 years over lack of enforcement of City laws; he pointed out that the City has a lease on the gymnasium and asked whether if he, as a citizen, went up there he could legally make use of it -- response was in the negative. As another option, Mr. Hamilton said citizens could go up there and could do something about it -- said he did not want to take 15 kids he knew that were "ready to go up there and kick butt;" would prefer to handle the issue democratically; however, said that was the only facility the Recreation Department has control over. He said he felt the \$27,000 was a minimal investment for the purpose. Ms. Levy commented her concern about investigating use of school gym facilities was that City Recreation programs would then be subject to the restrictions of the

schools, their hours and closings, and that they already have an after school program that takes up the limited recreation space they have. She said she felt the location of the existing gym was also a plus factor because there is not any sort of recreation or community facility for that particular neighborhood; she said she would continue to support renovation of the gym. Ms. Bradley reiterated she was not against any of the recreational programs, however, continued to question the feasibility of spending the money on a facility the City has done without for a number of years and the wisdom of the investment based on projected longterm needs. The question was called on the motion to amend the budget by deletion of the \$27,000 for gym renovation; the motion failed with Councilmembers Bradley and Sharp voting Aye; Councilmembers d'Eustachio, Iddings and Levy voting Nay. The ordinance, as amended, was accepted for First Reading by unanimous vote.

ORDINANCE #1987-
(attached)

(Copies of the Proposed Budget and Executive Summary are available at the City Office.)

3. Resolution of Appreciation to Attorney Anne DeNovo for Services

The Mayor moved passage of the resolution with an amendment which would add to the second Whereas clause at the end, the language: including her assistance with the recent Park Ritchie bankruptcy proceeding; Councilmember Bradley duly seconded the motion. Councilmember Iddings noted the need to correct the spelling of Ms. DeNovo's name in that section as well. Daniel Neal pointed out that in the first Whereas clause, the third line should read over 16 cases rather than "our" 16 cases. The Mayor commented favorably on Ms. DeNovo's service to the City, particularly during the Park Ritchie proceedings, in conjunction with Mr. Stolker. The resolution, as amended, was passed by unanimous vote.

RESOLUTION #1987-38
(attached)

4. Resolution to establish a Public Hearing Date for consideration of abandonment of a portion of Sheridan Avenue

Councilmember Iddings moved passage of the resolution with the blank in the second Resolve clause to be filled by the number 22, setting the date for the hearing on June 22, 1987. The motion was duly seconded by Councilmember Bradley. It was asked that the resolution be amended editorially to insert the language paper street throughout and preceding instances of the wording "Sheridan Avenue between Hancock Avenue and Carroll Avenue;" the amendment was accepted. The resolution, as amended, was passed by unanimous vote.

RESOLUTION #1987-40
(attached)

5. Resolution of proposed plans for Sister City Park Improvements

Director of Economic & Community Development Division Daniel Neal spoke concerning the history of the property, pointing out that it was cited in the 1982 Master Plan as a property the City ought to acquire for development as a vest pocket urban park, for generally passive use. He noted the Takoma Junction Revitalization Steering Committee concurred with that recommendation and the efforts they put forth in planning for and assisting in acquisition of the property by the City, which occurred last year. Mr. Neal said the parcel was acquired from State Highway Administration for \$49,200 which was reimbursed through Project Open Space. He said actual development of the park would be a part of the larger Takoma Junction Streetscape Improvements Project, which is currently commencing. Using graphic depictions of the site plan, Mr. Neal outlined the development plans, addressing placement of benches, planters, etc. He related that the recommendation of the committee concerning the existing building on the site was that it be gutted, structurally reinforced as necessary, a new roof be put on, and that it become essentially an open pavilion with a 6' high wooden fence constructed at the rear of the property. He noted the site

would serve as a transportation hub, with adjacent bus stops. Mr. Neal noted the presence at the meeting of Paul Treseder, the architect who worked on the park design, and John Fleming of Constructive Alternatives, whose firm assisted with development plans. He noted a letter had been received from the Department of Natural Resources stating that the application for development money to pay for cost of development of the property was approved. He said, with approval from the Mayor and Council, it was hoped construction of the park could commence by mid to late June. The Mayor confirmed that approval had been received from the state and that Open Space funding for the proposed project would be \$79,125.

Councilmember Iddings raised questions concerning 5 parking spaces initially proposed for the site but which were not depicted on the site plan, and also inquired how realistic Mr. Neal thought it would eventually be to take parking out of Takoma Junction. Mr. Neal explained that there had been a lot of controversy between business owners and citizens of the area, both factions of which are represented on the committee, with the business people initially wanting to demolish the building and provide patron parking on the site; the final solution reached was to provide 4-5 temporary metered parking spaces on the property. Mr. Neal said the question of parking in the area had been addressed to some extent in discussions about the development of the Antonelli and Dawes properties, that negotiations will probably occur with the Postal Service about sharing some of the parking on the site of their facility. He said pressure will probably continue, however, for the 4-5 "temporary" spaces provided on the Sister City property to be retained. Responding to query from the Mayor, he said once Barcelona Nuts had completed their move and the property changed hands, there would probably be some parking provided behind that building when there was no longer the need for a loading dock, however, how much actual space for parking there would be was an unknown. Mr. Iddings emphasized the need for adequate parking in the area, but said what he would like to see done, at least temporarily, would be to delete the 4-5 spaces from the Sister City property, move ahead with as much development of the park as possible within the given budget, and see what transpired with the Barcelona Nuts property. He said he feared that if the spaces were once put there, the tendency would be for them to remain, and the property would be better off without them if that were at all possible. Mr. Neal commented that one of the beauties of the proposed site plan was its flexibility, which would allow what Mr. Iddings suggested without creating any major problems.

Ron Albaugh: said it had been a longstanding commitment between the business owners and the citizens on the committee that a few parking spaces be retained on the property when it was developed, until such time as the parking issue was resolved in the entire Takoma Junction area. He said the consensus of the entire committee was that when the existing parking shortage was alleviated, there would no longer be a need for any parking on the park itself and that was what was desired in the longterm.

Susan Tipton, Sycamore Avenue, member of Takoma Junction Committee: said the committee in formulating its recommendation had done substantial homework/research and had attempted to consider and incorporate a lot of varying concerns; she spoke concerning anticipated uses of the park. She said that while early in the process there were concerns about making the existing building into a pavilion and placement of benches on the property due to safety issues, since High's was no longer in the area, the previous problems being experienced appeared to have been resolved. Ms. Tipton said that while there may be other groups who would wish to see other things done on the property, the committee had been very serious in their efforts and had come up with a consensus on their recommendation, which had not been an easy accomplishment. She enumerated various uses proposed by other special interest groups and presented the committee's rationale for opposing those uses.

Rudy Arredondo, 7105 Woodland Avenue: referred to a letter he had sent to the Mayor and Council concerning a proposal by LULAC for use of the

building on the property. He spoke concerning the lack of space in the City for use by special interest groups; said Casa de Maryland would also be interested in using the building and he would be submitting a copy of a letter from them for the record. He said while he would not wish to compromise the work of the committee, there was a need for minimal office space for various groups in the City and the building could provide some, while not much, of that. He urged that the Council conduct public hearings on the issue prior to making any final decision and said he would very much appreciate consideration of his proposal on behalf of LULAC.

Norman Greene, 6712 Westmoreland Avenue: said he was not speaking on behalf of any particular group, but wished to address the question of the building on the Sister City property. He echoed Mr. Arredondo's comments concerning the lack of space in the City for community groups. He said while he really liked the design proposed for the property, it was taking away space that could be put to use by people and was aimed toward development. He emphasized that the building should be retained and the space, while it was not much, put to active use rather than made into a pavilion.

Ed McMahon, 7105 Cedar Avenue, member of Takoma Junction Committee: echoed Ms. Tipton's comments and reiterated that the committee's recommendation was not easily or lightly arrived at; said input from many groups and individuals was accepted and considered for over three years. He concurred with the need for space for community groups and empathized with that need, however, said the committee did not feel this was the particular property that would be appropriate to serve that need. He urged the Mayor and Council to accept the recommendation of the committee.

Councilmember Levy inquired whether the committee had ever presented their recommended plan to the community prior to the present meeting and whether their meetings had been open to the public. Mr. Albaugh, Chair of the committee, stated that the meetings had always been open and that the committee membership was comprised of both community and business representatives of the area. Mr. Albaugh stated that, as Ms. Tipton had related earlier, the committee had considered many times in the course of their deliberations the renovation and use of the building by non-profit community organizations, however, could not in good conscience recommend that option. Mr. Fleming, in response to query, stated that a ballpark figure to properly renovate the building, which has some major problems, would be at least \$40,000. Ms. Bradley inquired whether a public hearing had ever been held on the current plan and whether that was legally required by Project Open Space. Mr. Neal stated that this park was being handled similarly to others, e.g., Boyd, Eastridge, etc., in that the plan was brought before the Council prior to beginning any construction. He said the public hearing comes into play with the plan to acquire property and procure funding, but during his employ with the City, it had not been policy to hold such a hearing in order to approve a site plan. The Mayor stated, and Mr. Neal confirmed, that a public hearing was held on the plan to acquire the property for use as a park, as well as a subsequent public hearing at which initial drawings for the park were presented. Mr. Neal remarked that one of the Council's admonitions to which the committee paid particular heed was for them to look at ways in which to minimize maintenance costs.

John Fleming of Constructive Alternatives spoke, confirming the earlier public hearings held, and said that it was as a result of discussions during one of those that his firm was given the directive to come up with a plan within the given budget for the project that would provide a transportation hub within the passive park setting. The Mayor noted also that the design allocation for the project had been discussed and approved in the course of last year's budget hearings. Ms. Bradley expressed concerns about whether the process had been totally fair and open and whether there was a need for a public briefing on the present proposed plan; she noted she supported the proposed concept and plan, but wanted reassurance. Mr. Fleming commented he did not perceive any pressing need to do so, inasmuch as the open pavilion concept had been the direct result of one of the afore-

mentioned public hearings conducted; he reiterated the numerous open meetings held by the committee over a long period of time. Mr. Neal stated that, in response to Ms. Bradley's question, the answer was negative -- that the present precise drawings which came from Architect Paul Treseder's drawing board had not been presented to the public in a widely advertised public hearing. He said a lot of reliance was placed on the committee based on its membership which is comprised of representatives of 7 citizens' groups throughout the area, as well as area business representatives, and said he had been very careful to ensure that even small changes in the plan were reviewed by the committee.

Councilmember Iddings moved passage of the resolution endorsing the plan. Councilmember Bradley commented that despite liking the plan very much, she would be voting in the negative based on the feeling that the process had been lacking; said she felt it would in no way adversely impact the progress of the project to hold one more public hearing or briefing on the final plan being considered. She moved that the resolution be tabled pending a public briefing on the final design drawings for the park. The Mayor noted that a motion to table was not debatable, that it was a motion to table for a definite time. The motion failed with Councilmembers Bradley and Levy voting Aye, balance of Council voting Nay. Following commentary by Mr. Iddings in which he pointed out that public briefings/hearings were not conducted in connection with the park in Ward 5, Ms. Bradley's ward, and that he felt the process in relation to the Sister City property had been extremely fair, complete and open, the question was called on the motion for passage of the resolution. The resolution was passed with Councilmember Bradley voting Nay, Councilmember Levy Abstaining, balance of Council voting Aye.

RESOLUTION #1987-41
(attached)

Mr. Albaugh empathized with Ms. Bradley's concerns, however, said the committee had adhered to the direction given by Council, to the concept set forth in the Master Plan, and it was late in the process for individuals to be coming forward with concerns.

Councilmember d'Eustachio asked that the additional agenda item concerning a request from B. F. Gilbert Citizens' Association be addressed so that it could be done consecutively with the prior item.

6. Response to B. F. Gilbert Citizens' Association letter re appointments to Takoma Junction Revitalization Committee

Councilmember d'Eustachio moved that the Council accept B. F. Gilbert Citizens' Association's request for the appointment of Roland Weiss and David Pollack as representatives to the Takoma Junction Revitalization Committee, with Ken Shields to be appointed to serve as an alternate; the motion was duly seconded by Councilmember Sharp. Councilmember Iddings inquired whether the appointees would share one seat on the committee.

William Eckert, Chair of Post Office Subcommittee of B. F. Gilbert Citizens' Association: clarified that the request was that both Mr. Weiss and Mr. Pollack be appointed to full membership with an alternate, to replace Lori Weinstein who is moving from the area. He said the reason that was being asked was that a critical time is upcoming on the committee when their primary issue will be the post office and the people most likely to be affected by the development at the site are those that are being proposed to sit on the committee. He explained that Roland Weiss' property is adjacent to the site and Dave Pollack's is directly across the street, with Ken Shields being a neighbor of both of the aforementioned individuals. Councilmember Iddings pointed out that the enabling resolution which set up the committee required that there be an equal number of citizen and business representatives on the committee and said he did not feel there was a legitimate reason to deviate from that requirement; he proposed that Mr. Pollack and Mr. Weiss share a single seat on the committee, with Mr. Shields as an alternate. Following brief discussion, Mr. d'Eustachio accepted Mr. Iddings' proposal as clarifi-

cation of his motion. The Mayor ruled that would be the case -- that Mr. Weiss and Mr. Pollack would share a committee seat, with Mr. Shields as their alternate. It was noted that it would not be a new practice on the committee for more than one individual to share a seat and that the committee functioned more by consensus than by vote. The motion effecting the appointments carried by unanimous vote.

RESOLUTION #1987-37
(attached)

7. Resolution supporting creation of the Takoma/Langley Crossroads Development Authority (CDMA) by Prince George's County

Passage of the resolution was moved by Councilmember Bradley, duly seconded by Councilmember Sharp. For the record, the Mayor noted the presence at the meeting of Mr. Erwin Mack and Mr. Matt Dorman of the Takoma/Langley Business & Professional Association. He said the county will, hopefully, be considering and adopting legislation which will allow for the creation of a Commercial District Management Authority and the City, by its resolution, is encouraging the county to do so. Councilmember Bradley inquired whether it was true that if the county failed to proceed on this, the City could do so on its own in that portion of the commercial area that is within the city; response was in the affirmative. For the record, the Mayor noted receipt of a copy of a letter that Tony Glaconio of Tony's Villa sent to County Executive Glendening expressing support for creation of the CDMA. Upon request, Erwin Mack, President of the Takoma/Langley Business & Professional Association briefly summarized the purpose of the legislation and what it would accomplish for the business district. He said it was hoped that Prince George's County would pass legislation encompassing the entire shopping Takoma/Langley business area, since the whole complex does lie within that county, however, should there be any delay in passage and implementation of the legislation, then the business association would certainly strongly urge that the City do as Ms. Bradley had mentioned and perhaps a precedent would be set that other municipalities would follow and take advantage of. He urged passage of the proposed resolution, as drafted, and asked that, additionally, urgency be expressed by the Mayor to Mr. Glendening in some appropriate form because there was really pressure timewise to get the legislation enacted for financial reasons. He expressed appreciation from the association to the City for its efforts in support of passage of the legislation. The resolution was passed by unanimous vote.

RESOLUTION #1987-39
(attached)

The Mayor noted that Matt Dorman had put in a great number of hours organizing the local business people and said he deserved credit for his efforts and accomplishments in that area.

8. Ordinance to Purchase a Cable TV Switcher (single reading required)

Councilmember Bradley moved adoption, duly seconded by Councilmember d'Eustachio. The ordinance was adopted by roll call vote as follows: AYE: Councilmembers Bradley, d'Eustachio, Iddings and Sharp; NAY: None; ABSENT: Councilmembers Haney, Levy and Williams.

ORDINANCE #1987-20
(attached)

9. Second Reading of an Ordinance Placing Parking Meters on Takoma Avenue and on the Sister City Property

Councilmember Iddings moved that Section 13-32.(a)(5) [referring to the Sister City Property] be deleted; he noted his intention was to at a later date present an ordinance to place meters at that location with a sunset provision on them. Councilmember d'Eustachio duly seconded Mr. Iddings' motion to amend. The motion to amend passed by unanimous vote. Councilmember Iddings moved adoption of the ordinance, as amended, duly seconded by Councilmember d'Eustachio. The ordinance was adopted by roll call vote as follows: AYE: Councilmembers Bradley, d'Eustachio, Iddings and Sharp; NAY: None; ABSENT:

Councilmembers Haney, Levy and Williams.

ORDINANCE #1987-21
(attached)

10. Second Reading of an Ordinance Establishing Speed Humps on Sherman Avenue

Councilmember Iddings moved adoption of the ordinance, duly seconded by Councilmember d'Eustachio. Mr. Iddings noted for the record that there was strong sentiment in the unit block of Sherman Avenue that there was legitimate reason for two speed humps in that block rather than a single one due to its length, however, said he did not think the Council supported installation of two speed humps there. The ordinance was adopted by roll call vote as follows: AYE: Councilmembers Bradley, d'Eustachio, Iddings and Sharp; NAY: None; ABSENT: Councilmembers Haney, Levy and Williams.

ORDINANCE #1987-22
(attached)

11. First Reading of an Ordinance Amending Code Section 6-80.2 - Commission On Landlord and Tenant Affairs

Councilmember Bradley moved acceptance for First Reading, duly seconded by Councilmember Sharp. Mr. Sharp noted there were some items he would wish to discuss, but not necessarily at the present meeting. The Mayor suggested that those persons who had been waiting to comment on this item be allowed to do so, and that Council consider their comments and discuss the matter at a worksession prior to second reading.

Norman Gleichman, 7113 Central Avenue, member of COLTA and Chair of the Rules Committee: related that the current effort to amend the Code in respect to COLTA began in the Fall of last year, and concurrently consideration of changes to the Rules of the Commission commenced. He said the Code appeared to contain a lot of unnecessary language, some of which could get the City and COLTA into trouble at some point, and also the desired Rules changes could not be effected without changing certain provisions of the Code. He remarked the committee had undergone an exhaustive process, had held a public hearing which was very well advertised and attended; said the ordinance now before the Council was the product of a long and serious effort on the part of COLTA. He remarked the document contained quite a number of typographical errors, a portion of which he would accept the responsibility for, but said quite a number were someone else's mistakes. He commented on what he said he felt to be some surprisingly caustic comments contained in a memorandum authored by Paula S. Jewell, whom he said he did not know existed until he saw the memorandum. He noted the memorandum was in regard to some of the more substantive changes COLTA was proposing. The Mayor suggested that it might be best for Mr. Gleichman to save his comments related to the memo until a later meeting on the subject when Ms. Jewell could be present to respond to some of the issues she had raised in her missive. Mayor Del Giudice commented he shared some of Mr. Gleichman's concerns about some of the comments and the drafted language of Ms. Jewell's memo, but hoped that when the subject was discussed, attention could be directed more at the substance of the communication than the other two issues. Following additional brief discussion in which it was agreed the proposed ordinance would be considered and discussed at the next worksession, the ordinance was unanimously accepted for First Reading.

ORDINANCE #1987-
(attached)

Mr. Johnson asked that copies of any memoranda concerning the proposed ordinance and proposed Code and Rules changes be disseminated to COLTA in a timely fashion, allowing them adequate opportunity for consideration and input.

The Mayor noted that original agenda item #11, First Reading of an Ordinance regarding construction of Hayward Avenue Roadway, had been postponed until the June 1 session.

12. Ordinance Approving Transfer of Funds to Purchase 2 Vehicles for Department of Housing Services

Councilmember Bradley moved adoption, duly seconded by Councilmember Iddings. Councilmember Sharp inquired whether bids were solicited from other than Chrysler dealers. Ms. Habada explained that several bids were received, all of which exceeded budget limitations and were rejected. She said the decision was then made to go to Thrifty Rent-a-Car to see what they had available, and Chryslers only were looked at. She said the bids were from a Nissan dealer and Chrysler dealers for Reliant K cars. Ms. Weiss commented she also looked at some Nissans at Thrifty Rent-a-Car's lot. The ordinance was adopted by roll call vote as follows: AYE: Councilmembers Bradley, d'Eustachio, Iddings and Sharp; NAY: None; ABSENT: Councilmembers Haney, Levy and Sharp.

ORDINANCE #1987-18
(attached)

13. Ordinance Approving Purchase of a 3/4-ton Van for Public Works

Councilmember d'Eustachio moved adoption, duly seconded by Councilmember Bradley. Councilmember Iddings inquired why so few responses were being received to Invitations to Bid from the City. Ms. Habada responded that one possibility was because the process was occurring in the off-season, actually at the end of the season for vehicles, at which time there are not a whole lot left on the lots and 1987 models were specified. Ms. Bradley concurred with Ms. Habada's comments; Mr. d'Eustachio noted that the price was pretty favorable. The ordinance was adopted by roll call vote as follows: AYE: Councilmembers Bradley, d'Eustachio, Iddings and Sharp; NAY: None; ABSENT: Councilmembers Haney, Levy and Sharp.

ORDINANCE #1987-19
(attached)

Mr. Iddings noted for the record that the City's vehicle fleet, largely due to the requirements of the Nuclear Free Zone Ordinance, was finally being standardized with Chryslers, which would enhance the ability to maintain them well.

14. Resolution re Montgomery County Zoning Text Amendment 87-008 re Gravel and Sand Pits

The Mayor moved passage, duly seconded by Councilmember Bradley. At the request of Councilmember d'Eustachio, the Mayor explained that Park & Planning had requested legislation, which is now pending before the County Council, that would allow the off-loading and development of transfer sites for sand, gravel and rocks in industrial zones, particularly the I-1 zone, by Special Exception. He said currently those sites are only allowed in I-2 zones. He said this legislation was of particular concern to Washington Grove, Gaithersburg and Rockville, because there are a number of these zones along railroad tracks. He said there is one such zone along Takoma Avenue, a small part of which is within the City; the City does not want such a transfer zone there and while the likelihood is slight due to its proximity to Montgomery College, the City also wishes to express solidarity with the other aforementioned governmental entities. The resolution passed by unanimous vote.

RESOLUTION #1987-36
(attached)

Upon motion by Councilmember Bradley, duly seconded by Councilmember Sharp, and voted upon favorably by all present, the meeting adjourned at 11:43 P.M., to reconvene in Special Session and for a Public Hearing on June 1, 1987, at 7:30 P.M.

PLEASE NOTE THAT THE AGENDA ITEM TIMES INDICATED BELOW ARE SUGGESTED TIMEFRAMES. ITEMS MAY BE TAKEN UP SOONER OR LATER THAN THE TIMES INDICATED, BASED ON COUNCIL DELIBERATIONS.

CITY OF TAKOMA PARK, MARYLAND
Tuesday, May 26, 1987

whress

AGENDA

- 8:00 CALL TO ORDER: Mayor Del Giudice
ROLL CALL: Councilmember Bradley
Councilmember d'Eustachio
Councilmember Haney
Councilmember Iddings
Councilmember Levy
Councilmember Sharp
Councilmember Williams
- 8:02 PLEDGE
8:05 MAYOR DEL GIUDICE'S COMMENTS AND PRESENTATIONS
8:10 ADDITIONAL AGENDA ITEMS
8:20 CITIZENS' COMMENTS (those not directed at items on Council Agenda)

ADMINISTRATIVE REPORTS

- 8:30 (1) 1st Reading of FY 1988 Tax Rate Ordinance
Citizens comments
Council action
- (2) 1st Reading of FY 1988 City Budget Ordinance, including
Special Revenue Budget
Citizens comments
Council action
- 9:00 (3) Resolution - Appreciation to Attorney Anne DeNovo for Services
Citizens comments
Council action
- 9:05 (4) Resolution to establish a Public Hearing Date for consideration
of abandonment of a portion of Sheridan Avenue
Citizens comments
Council action
- 9:15 (5) Resolution of proposed plans for Sister City Park Improvements:
Action by Mayor and Council. Staff Recommendation: Approval
(Oral presentation will be made)
Citizens comments
Council action
- 9:30 (6) Resolution supporting creation of the Takoma/Langley Crossroads
Development Authority (CDMA) by P.G County
Citizens comments
Council action
- 9:45 (7) One Reading Ordinance to Purchase Cable TV Switcher
Citizens comments
Council action
- 10:00 (8) 2nd Reading Ordinance "Placing Parking Meters on Takoma Avenue and
Administrative Procedures/Ordinance Modification re Parking Meters"
Citizens comments
Council action
- 10:05 (9) 2nd Reading Ordinance "Establishing Speed Humps on Sherman Avenue"
Citizens comments
Council action
- 10:15 (10) First Reading Ordinance Amending Code Section 6-80.2
"Commission On Landlord and Tenant Affairs"
Citizens comments
Council action
- 10:45 (11) 1st Reading Ordinance "Construction of Hayward Avenue Roadway
Citizens comments
Council action
- 11:00 ADJOURN

REMINDEES: Monday, June 1, 7:30 p.m. - Special Session and Public Hearing
on Proposed Use of Federal Revenue Sharing Funds, Adoption of
FY 1987-88 Tax Rate, City Budget and Special Revenue Budget

P R O C L A M A T I O N

NATIONAL FLAG DAY June 14, 1987

WHEREAS, by Act of the Congress of the United States dated June 14, 1777, the first official flag of the United States was adopted; AND

WHEREAS, by Act of Congress dated August 3, 1949, June 14 of each year was designated "National Flag Day;" AND

WHEREAS, the Congress has requested the President to issue annually a proclamation designating the week in which June 14 occurs as National Flag Week; AND

WHEREAS, on December 8, 1982 the National Flag Day Foundation was chartered to conduct educational programs and to encourage all Americans to PAUSE FOR THE PLEDGE of Allegiance as part of National Flag Day ceremonies; AND

WHEREAS, the President of the United States at the national ceremony held in Baltimore, Maryland on June 14, 1985, led the Pledge of Allegiance; AND

WHEREAS, the year 1987 will be dedicated to the commemoration of the Bicentennial of the United States Constitution; AND

WHEREAS, Flag Day celebrates our nation's symbol of unity, a democracy in a republic, and stands for our country's devotion to freedom, to the rule of all, and to equal rights for all:

NOW, THEREFORE, I Stephen J. Del Giudice, do hereby proclaim June 14, 1987 as Flag Day in the City of Takoma Park, Maryland and urge all citizens of the City of Takoma Park, Maryland to pause at 7:00 p.m. EDT on this date for the Eighth annual PAUSE FOR THE PLEDGE and recite with all Americans the Pledge of Allegiance to our Flag and Nation.

May 26, 1987

ATTEST:

Stephen J. Del Giudice
Mayor

James S. Wilson, Jr.
City Administrator

Item 1

Introduced by:

1st. Reading:

2nd Reading:

ORDINANCE NO. 1987-

WHEREAS, the City Council is charged by Sec. 1.9 of the City Charter to establish a tax rate on or before the last day of June in each year.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF TAKOMA PARK, MARYLAND

SECTION 1. THAT Sec. 11A-2 and 11A-3, Chapter 11A, "Taxation, of the Code of Takoma Park, Maryland, 1972 as amended, be further amended to read as follows:

SEC. 11A-2. Annual tax levy on real and personal property .

(a) Effective July 1, 1987, all real and personal property which is subject to taxation by the City of Takoma Park shall be subject to a tax on the assessed value of such real and personal property, as such value is determined by the State Department of Assessments and Taxation, at the rate of \$1.825 per \$100.00 assessed valuation, including an equivalent of 28.1 cents per \$100.00 assessed valuation for fire service reimbursement to Montgomery County and 4 cents for storm water management.

Adopted _____, 1987

Item 1

Introduced by:

1st Reading:

2nd Reading:

ORDINANCE NO. 1987-

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Adopted _____, 1987

Introduced by:

Adopted:

ORDINANCE NO. 1987-

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

SECTION 1. THAT in accordance with Sec. 1.14 of the Charter of Takoma Park, Maryland, the budget for Fiscal Year 1987-88 is hereby approved and adopted for the year beginning July 1, 1987, said budget providing estimated revenues of SIX MILLION, TWO HUNDRED FORTY-SEVENTY THOUSAND, SEVEN HUNDRED FIFTY-TWO DOLLARS (\$6,247,752), and an expenditure appropriation as follows:

Public Works	\$ 1,584,281
Police Department	1,488,996
Non-Departmental	1,467,333
Government Administration	654,738
Library	295,053
Housing	257,574
Recreation	229,731
Debt Service	186,578
General Fund Transfer to Special Revenue Fund	45,000

\$ 6,209,284

Including a General Contingency Account in the amount of ONE HUNDRED TWENTY-THREE THOUSAND, FOUR HUNDRED AND EIGHT DOLLARS (\$123,408); THIRTY EIGHT THOUSAND, FOUR HUNDRED SIXTY EIGHT DOLLARS (\$38,468) in Unappropriated Surplus; and a Capital Improvement Reserve Fund in the amount of SIXTY TWO THOUSAND, FOUR HUNDRED SEVENTY-EIGHT DOLLARS (\$62,478) as designated Unappropriated Reserve.

SECTION 2. THAT a Special Revenue Fund is authorized for receipt of and expenditure of Federally or State-funded community development projects with Revenues of SIX HUNDRED TWENTY-EIGHT THOUSAND, SEVEN DOLLARS (\$628,007), and an Expenditure Appropriation of SIX HUNDRED TWENTY EIGHT THOUSAND, SEVEN DOLLARS (\$628,007); AND

SECTION 3. THAT the City Administrator is hereby authorized to compute salaries for all City employees as related to various departments and disburse accordingly; to pay all rentals on the first of each month and bills monthly, discounting such bills as possible; AND

SECTION 4. THAT all capital outlay items be expressly authorized by the Council with the exception of professional services costing less than one thousand dollars (\$1,000) and items costing less than two thousand five hundred dollars (\$2,500), funds for which shall be properly authorized.

SECTION 5. THAT Federal Revenue Sharing Funds of \$45,000 will be earmarked for the following Capital Projects:

Street Improvements/Carroll Avenue \$45,000

Item 3

Introduced by:

RESOLUTION NO. 1987

WHEREAS, Ms. De Novo provided the Takoma Park Housing Rehabilitation Program with high-quality professional legal services for over two years, assisting in the settlement of our 16 cases and in so doing fairly representing the interests of the City and those citizens who received assistance through the Housing Rehabilitation Program; AND

WHEREAS, Ms. De Novo provided the City with other important legal services over a period of several years.

NOW THEREFORE, BE IT RESOLVED, that the M & C of the City of Takoma Park of Maryland do hereby express their gratitude and recognition for the significant contribution to the City by Anne De Novo.

Adopted this _____ day of _____, 1987.

Item 4

5-15-87

Introduced by:

Adopted:

RESOLUTION NO. 1987-

WHEREAS, the Maryland National Capital Park and Planning Commission owns lots abutting Sheridan Avenue between Hancock Avenue and Carroll Avenue in Takoma Park, and plan to construct a public park on the property; AND

WHEREAS, the City of Takoma Park supports the construction of a park on the property; AND

WHEREAS, in order to construct the park, it is necessary to abandon part of the portion of Sheridan Avenue between Hancock Avenue and Carroll Avenue; AND

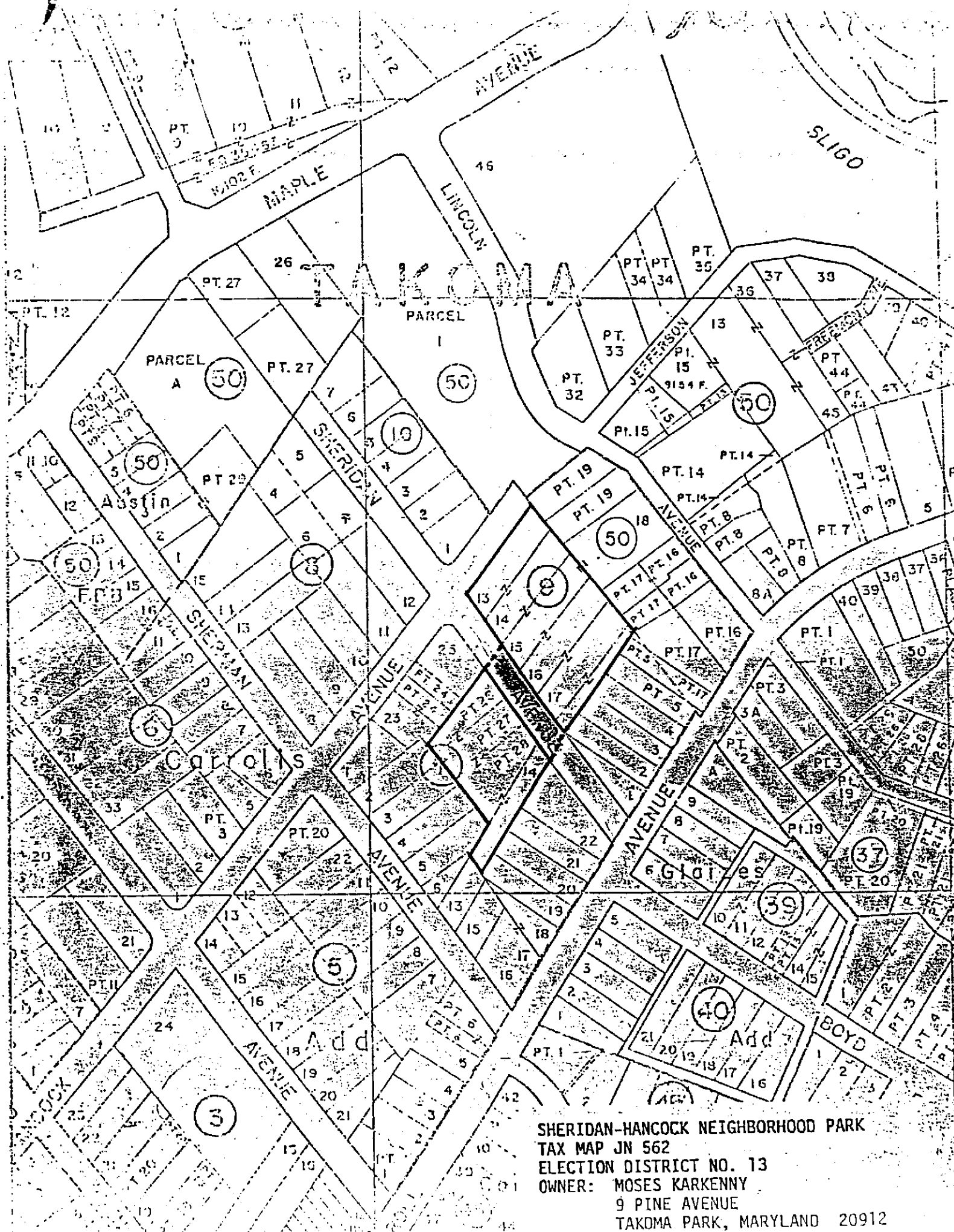
WHEREAS, Ordinance No. 1987-13, adopted on April 27, 1987, authorizes the Mayor and Council to initiate consideration of the abandonment of a right-of-way by resolution.

NOW, THEREFORE, BE IT RESOLVED THAT the Mayor and Council of the City of Takoma Park hereby initiate consideration of abandoning the portion of Sheridan Avenue between Hancock Avenue and Carroll Avenue that lies between S.S. Carroll Subdivision, Block 9, Lots 15, 16, 17, 18, and S.S. Carroll Subdivision, Block 7, Lots part 26, part 27, part 28, and Lot 14, more particularly described and located on the plat attached hereto; AND

BE IT FURTHER RESOLVED THAT a public hearing on the proposed abandonment will be held on June _____, 1987.

Attachment: Sheridan Avenue Land Plat

ADOPTED THIS _____ DAY OF MAY, 1987.



SHERIDAN-HANCOCK NEIGHBORHOOD PARK
TAX MAP JN 562
ELECTION DISTRICT NO. 13
OWNER: MOSES KARKENNY
9 PINE AVENUE
TAKOMA PARK, MARYLAND 20912

Introduced By: Bradley
Drafted By: D. Neal

Adopted: May 26, 1987

RESOLUTION NO. 1987- 39

WHEREAS, Article 25A, Section 5(FF) of the Annotated Code of Maryland gives County governments the power to create Commercial District Management Authorities ("CDMA"); AND

WHEREAS, CDMA's have proven to be an effective means whereby merchants and property owners can work together to implement a program of enhanced security, improved maintenance, promotional events, marketing strategies and the provision of public amenities in older commercial districts; AND

WHEREAS, such programs have made older commercial districts more competitive, more profitable for business owners, safer and more attractive for citizens, and more productive revenue-producing areas for local governments; AND

WHEREAS, CDMA's represent the best form of self-help now available to merchants and property owners in older commercial districts suffering from decline and the sharper competitive edge maintained by shopping malls that already have coordinated management programs; AND

WHEREAS, the Takoma/Langley Park Business and Professional Association ("the Association"), Inc. has been working responsibly in conjunction with State, County and local governments for over two years to develop a broad base of popular support for the institution of the Takoma/Langley Crossroads Development Authority in the Takoma/Langley Crossroads commercial district; AND

WHEREAS, the Association has demonstrated to the Mayor and Council of Takoma Park that there is substantial support among the businesses and property owners of the Takoma/Langley Crossroads commercial district for the creation of a CDMA there; AND

WHEREAS, the Association has requested that the Prince George's County government adopt certain legislation necessary to create the Takoma/Langley Crossroads Development Authority CDMA;

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

THAT the City hereby expresses its support for the concept of CDMA's in general and for the institution of a CDMA in the Takoma/Langley Crossroads business district in particular.

BE IT FURTHER RESOLVED, THAT the City hereby strongly encourages the Prince George's County government to adopt that legislation necessary to create the Takoma/Langley Crossroads Development Authority CDMA.

BE IT FURTHER RESOLVED, THAT the Mayor of Takoma Park is hereby authorized to transmit this Resolution on behalf of the City Council to the appropriate officials of the Prince George's County government and to urge them to adopt appropriate legislation.

ADOPTED THIS 26th DAY OF MAY 1987.

Item 7

ORDINANCE NO. 1987 - 20

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

- SECTION 1. THAT the Montgomery County Council 1986-87 Cable Communications Plan earmarked \$14,000 for the City of Takoma Park to purchase television production equipment; AND
- SECTION 2. THAT bids for a portable production package and wiring of the Takoma Park City Council Chamber to to cable television control room were solicited from qualified dealers and advertised in two weekly newspapers for two consecutive weeks; AND
- SECTION 3. THAT no bids were received by the 3:00 p.m., February 7, 1987 deadline, the reason being that vendors were reluctant to undertake the wiring of the Council Chamber; AND
- SECTION 4. THAT separating the wiring of the Council Chamber from the equipment package and reevaluation of the package has resulted in purchase of a video switcher separately from other equipment covered by the Montgomery County 1986-87 Cable Communications Plan; AND
- SECTION 5. THAT the cost of the switcher is under \$5,000 which constitutes a small purchase pursuant to Section 2-44(a) of the Takoma Park Code; AND
- SECTION 6. THAT price quotes for the switcher were solicited by telephone from area dealers; AND
- SECTION 7. THAT Professional Products had the low quote at \$4,277.00; AND
- SECTION 8. THAT the quote from Professional Products is hereby accepted; AND
- SECTION 9. THAT funds to cover this purchase in the amount of FOUR THOUSAND, TWO HUNDRED SEVENTY SEVEN DOLLARS (\$4,277.00) be charged to the Cable Equipment Account, #3600.00.

Adopted this 26th day of May, 1987

Item 9

[5/8/87]

Introduced by:

1st Reading: 5/11/87
2nd Reading:

ORDINANCE NO. 1987-

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

SECTION 1. THAT Ordinance No. 2676, adopted June 27, 1983, be amended by the addition of new subsections (m) and (n) to Section 1, as set forth below:

Section 1. That speed hump installations, as defined in Sec. 13-2(a)(14.2) of the Code of Takoma Park, Md., 1972, as amended, be installed at the following locations:

- (m) Sherman Avenue, between Carroll and Hancock Avenues there will be one speed hump installed at No. 12;
- (n) Sherman Avenue, between Hancock and Maple Avenues there will be one speed hump installed at No. 110.

SECTION 2. THAT funds to cover this work be appropriated from the capital expenditures account, #995.

ADOPTED BY THE CITY COUNCIL _____.

5-15-87

SUGGESTED TIMEFRAME FOR SHERIDAN AVENUE ABANDONMENT

Mon., May 18, WORKSESSION	Review and Discussion of resolution to establish a Public Hearing date for the Sheridan Avenue Abandonment.
TUES., May 26, COUNCIL MEETING	Adoption of Resolution and Establishment of a Public Hearing date.
Mon., June 8, COUNCIL MEETING	FIRST Possible Public Hearing Date and First Reading of an Ordinance to abandon Sheridan Avenue -- allowing for two weeks of legal ad publication between adoption of resolution which establishes the Public Hearing Date and the actual Public Hearing.
Mon., June 22, COUNCIL MEETING	Second Reading and adoption of Ordinance.

ORDINANCE #1987-18

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

- SECTION 1. THAT the Takoma Park City Council passed Budget Amendment #4 on April 10, 1987; AND
- SECTION 2. THAT Budget Amendment #4 permitted the transfer of \$8000 surplus Department of Housing funds, from the Salary account to add to the \$6000 previously allocated for the purchase of 2, new 1987 Chrysler Horizon vehicles; AND
- SECTION 3. THAT all bids resultant from the RFP's were rejected as they did not meet City specifications and/or budget restrictions; AND
- SECTION 4. THAT price quotes were solicited after bids were rejected, from Thrifty Rent-a-Car, 628 Massachusetts Avenue, Washington, D.C.; AND ..
- SECTION 5. THAT THRIFTY presented price quotes of \$7000 per low-milage, used 1987 Reliant K cars; AND
- SECTION 6. THAT THRIFTY's quotes are hereby accepted; AND
- SECTION 7. THAT the funds earmarked for the purchase of two new 1987 Horizons be used to purchase two, used 1987 low-milage Reliant K cars.

Adopted this 26th day of May, 1987.

(Deputy Clerk's Note - This Ordinance is also referred to as #1987-18a)

Approved 5/26/87

INTRODUCED BY: Councilmember Iddings
DRAFTED BY: _____

First Reading: 5/11/87
Second Reading: 5/26/87

ORDINANCE NO. 1987-21

BE IT ORDAINED by the Council of the City of Takoma Park, Maryland:

Section 1. AMENDMENTS TO THE CODE. Sections 13-30, 13-31, 13-32, 13-32.1 and 13-33 of the Takoma Park Code (1972), are amended to read as follows:

Section 13-30. Parking meter zones; thirty-minute limit.

Amend to: (a) Thirty-minute limit meters shall require one quarter (\$0.25) for 30 minutes, from 7:00 a.m. to 7:00 p.m. except Sundays and holidays at the following locations:

Add: (5) Carroll Avenue, north curb, directly in front of 6950 Carroll Avenue: three (3) meters.

Section 13-31. Parking Meter Zones; one-hour limit.

Amend to: (a) One-hour limit meters shall require one quarter (\$0.25) for one half-hour and two quarters (\$0.50) for one hour, from 7:00 a.m. to 7:00 p.m. except Sundays and holidays at the following locations:

Amend to: (a)(1) Laurel Avenue, east curb, Eastern Avenue to Carroll Avenue: nine (9) meters.

Amend to: (a)(6) Carroll Avenue, west curb, Grant Avenue to Lee Avenue: seven (7) meters.

Add: (a)(8) Carroll Avenue, east curb, in front of 7003 Carroll Avenue: two (2) meters.

Add: (a)(9) Lee Avenue, west curb, Carroll Avenue to driveway entrance: two (2) meters.

Section 13-32. Parking Meter Zones; two-hour limit.

Amend to: (a) Two-hour limit meters shall require one-quarter (\$0.25) for one half-hour, two quarters (\$0.50) for one hour and four quarters (\$1.00) for two hours, from 7:00 a.m. to 7:00 p.m. except Sundays and holidays at the following locations:

Amend to: (a)(1) Carroll Avenue, east curb, Laurel Avenue to Eastern Avenue: thirteen (13) meters.

Amend to: (a)(2) Laurel Avenue, west curb, Carroll Avenue to Eastern Avenue: seven (7) meters.

Amend to: (a)(4) Westmoreland Avenue, south curb, from center radius of the turn at the intersection with Carroll Avenue to a

point two hundred sixty (260) feet southward: seven (7) meters.

Delete: -(a)(5) Maple Avenue, east curb, between entrance to 7611 Maple Avenue: four (4) meters.

~~Add: (a)(5) 7321 Carroll Avenue (the "Sister City Property"), more precisely described as Lot 34, Block 45 of Carroll Manor Addition to Takoma Park: four (4) meters.~~

Section 13-32.1. Twenty-minute limit.

Amend to: Twenty-minute limit meters shall require one quarter (\$0.25) for 20 minutes, from 7:00 a.m. to 7:00 p.m. except Sundays and holidays at the following locations:

Add: Section 13-33. Parking meter zones: 12-hour limit.

(a) Twelve-hour limit meters shall require one quarter (\$0.25) for two hours, four quarters (\$1.00) for eight hours, and so forth, up to twelve hours, from 7:00 a.m. to 7:00 p.m. except Sundays and holidays at the following locations:

(1) Takoma Avenue, west curb, from Albany Avenue south to Baltimore Avenue: thirty-eight (38) meters.

(2) Takoma Avenue, north curb, from New York Avenue to Fenton Street: twelve (12) meters.

Adopted: May 26, 1987

AYE: Bradley, d'Eustachio, Iddings and Sharp.

NAY: None.

ABSENT: Haney, Levy and Williams

INTRODUCED BY:
DRAFTED BY: D. Neal

ADOPTED: 5/26/87

RESOLUTION NO. 1987- 41

WHEREAS, THE City of Takoma Park has acquired the so-called "Sister City Property" at the northeast corner of the intersection of Carroll and Ethan Allen Avenues for the purpose of developing the property as a public "vest-pocket" park; AND

WHEREAS, the Takoma Junction Revitalization Steering Committee ("the Committee") has spent over three years planning for the proper development of this property in conjunction with the overall revitalization of Takoma Park; AND

WHEREAS, the Committee has worked closely with a professional design and engineering team through the City's Division of Economic and Community Development to produce specific park development plans; AND

WHEREAS, these plans have been formally presented to the Mayor and City Council, who collectively find that these plans meet the goals of the revitalization of Takoma Junction and the recommendations of the Takoma Park Master Plan (May, 1982);

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

THAT, the plans for development of the "Sister City Property" as a public park presented this day and dated May 26, 1987 are hereby approved; AND

FURTHER THAT City staff is hereby directed to proceed with development of the "Sister City Property" in accordance with these approved plans and the adopted City budget.

ADOPTED THIS 26th DAY OF MAY, 1987.

[5/8/87]

Introduced by: Iddings

1st Reading: 5/11/87
2nd Reading: 5/26/87

ORDINANCE NO. 1987- 22

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

SECTION 1. THAT Ordinance No. 2676, adopted June 27, 1983, be amended by the addition of new subsections (m) and (n) to Section 1, as set forth below:

Section 1. That speed hump installations, as defined in Sec. 13-2(a)(14.2) of the Code of Takoma Park, Md., 1972, as amended, be installed at the following locations:

- (m) Sherman Avenue, between Carroll and Hancock Avenues there will be one speed hump installed at No. 12;
- (n) Sherman Avenue, between Hancock and Maple Avenues there will be one speed hump installed at No. 110.

SECTION 2. THAT funds to cover this work be appropriated from the capital expenditures account, #995.

ADOPTED BY THE CITY COUNCIL May 26, 1987.

Introduced By:

1st Reading: 5/26/87

2nd Reading:

ORDINANCE 1987-_____

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

SECTION ONE: AMENDMENTS TO THE CODE. The following subsections of Section 6-80 of the Takoma Park, Maryland Code (1972), are amended to read as follows:

Sec. 6-80.2 Commission of On Landlord-Tenant Affairs

Sec. 6-80.2(d)(e)(1). Three-member panels

(1) When found warranted by the size of the caseload or length of required hearings, the Chairperson of the Commission following a majority vote of those Commissioners present, is hereby authorized to designate three (3) members of the Commission, one (1) of whom shall be a tenant member, one (1) of whom shall be a landlord member and one (1) of whom shall be a general public member, to sit as a panel to conduct a hearing on any complaint or appeal petition pending before the Commission. The Chairperson shall designate one (1) panel member to serve as the panel's presiding officer. Depending upon the extent to which panels are used. The Chairperson of the Commission will endeavor to rotate panel membership from time to time among members of the Commission.

Sec. 6-80.2(d)(e)(4).

Stricken in its entirety and replaced with the following:

The opinion and order of a hearing panel shall be final and binding upon the parties, unless a member of the hearing panel dissents from the opinion and order. Should a member of a hearing panel dissent from the panel's opinion and order, the matter shall be referred to the full Commission for consideration and disposition.

Sec. 6-80.2(h)

In adjudicating complaints filed under this Article and pursuant to the Landlord - Tenant Coordinator's initial determination, the Commission may shall initiate a fact-finding hearing to compile additional information necessary in making a determination of the merits of a case. [The remainder of this section is left unchanged].

Sec. 6-80.2(i)(h)

The hearing shall be open to the public. In conducting hearings, the Commission shall have the power to summon subpoena all witnesses. Summons must be signed by the Chairperson of the Commission and shall require the attendance of named persons and the production of relevant documents and records. Any party to the hearing may request the issuance of a summons subpoena, which shall be in a form prescribed by the Commission. The Commission also may request from the landlord such additional information and documents as it considers relevant. Any party to a hearing, at the party's option, may appear in person before the Commission in person, or may appear by a duly authorized representative and may have the assistance of an attorney.

Sec. 6-80.2(i)(j), (3)

(i) Commission of on Landlord-Tenant Affairs hearings.

* * * * *

(3) The Commission may admit and consider give probative effect to evidence which ...affairs. It shall give effect ... law. It may exclude incompetent, irrelevant, immaterial and unduly repetitious evidence.

Sec. 6-80.3(b) and Sec. 6-80.4(a)

Strike out the words "Office of Landlord-Tenant Affairs" and replace with "Commission".

Sec. 6-80.9 Tenant complaints of defective tenancy.

If any affected tenant has ... the affected tenant may file with the City Office of Landlord-Tenant Affairs Commission, a complaint...

Sec. 6-80.10 Landlord complaints of defective tenancy.

If any landlord has reason to believe that a defective tenancy has been created or permitted to exist by a tenant, has given the tenant written notice of the complaint alleging ..., the landlord may file with the Commission on Landlord Tenant Affairs a complaint in writing, which shall state the name...

Sec. 6-80.11 Filing of complaints other than defective tenancy.

If any affected tenant or landlord has reason to believe that a violation of any provision of this ordinance exists which does not create a defective tenancy, he or she may file a complaint with the Commission on Landlord Tenant Affairs in writing, giving the particulars of the alleged violation. [rest of section is stricken out].

Sec. 6-80.14(b) and (c)

(b) Where the Commission or Commission panel finds that a landlord has caused a defective tenancy, all affected tenants may be entitled to one (1) or more or all or part of the following remedies as ordered by the Commission or Commission panel:

* * * * *

(c) Where the Commission or Commission panel finds that a tenant has caused a defective tenancy, the landlord may be entitled to one (1) or more of all or part of the following remedies as ordered by the Commission or Commission panel:

* * * * *

Sec. 6-80.15(a), (b)

Sec. 6-80.15 Failure to comply with order or ~~summons~~ subpoena; other remedies

(a) Any person who fails to comply with any Commission order or issued pursuant to this Article shall be subject to a municipal infraction for which the fine is two hundred and fifty dollars (\$250.00). Any person who fails to comply with a ~~summons~~ subpoena issued pursuant to this Article shall be subject to a municipal infraction for which the fine is one hundred dollars (\$100.00).

(b) Where a person, rather than comply with the Commission order, chooses to cease the ~~conduction~~ or operation of a rental facility, . . . [remainder of this section to remain unchanged].

Sec. 6-80.16, (a), (b), (c), (d), (e), (f)

Sec. 6-80.16 Appeals

Any person aggrieved by a final action order of the Commission rendered under this Article may appeal to the Circuit Court of the appropriate county a court of competent jurisdiction within thirty (30) calendar days of receipt of notification of service or posting of the Commission's final order. Receipt shall be presumed to have occurred following the passage of four (4) working days from the date of posting for delivery by first class mail. An additional three (3) days will be allowed if service is by first class mail. The date and manner of such posting service shall be made a matter of record at the time it is effected. When the total of the thirty day appeal period and additional days allotted for postal delivery has passed, any subsequent appeal shall be deemed to be untimely. The appeal will be heard on the record as compiled by the Commission. The Commission's order shall be upheld if supported by substantial evidence in the record. The standard shall be:

(a) [all stricken out]

(b) [all stricken out]

(c) [all stricken out]

(d) [all stricken out]

(e) [all stricken out]

(f) [all stricken out]

Sec. 6-80.17 Rent guidelines.

(g) Proposed increases of more than four percent (4%).

(1) Whenever a landlord proposes a rent increase of more than four percent (4%), the landlord shall provide an affidavit file a petition on a form provided by the Commission setting forth the justification for the increase. Upon receipt of the affidavit petition, the Commission shall review the justification presented by the landlord and determine whether the rent increase is reasonable based on the landlord's presentation. The Commission shall have the authority to determine how often a landlord may make application each year.

[delete subsection (g)(6)]

Sec. 6-80.19 Tenants' rights.

(a) Tenants shall have the right to self-organization; to form, join, meet ... to engage in other concerned activities for the purpose of ...activities.

SECTION TWO: That all strikeouts shall denote deletions and all underlines shall denote additions.

SECTION THREE: This ordinance shall become effective upon enactment.

Adopted this _____ day of _____.

Dated: 5/26/87

ORDINANCE #1987-19

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

- SECTION 1. THAT the Fiscal Year 1986-87 City Budget earmarked \$13,000 in the Capital Budget for the purchase of a ONE-HALF TON CARGO VAN for the Public Works Department; AND
- SECTION 2. THAT bids were solicited from qualified dealers and advertised for two consecutive weeks in two weekly newspapers of local circulation; AND
- SECTION 3. THAT there were no responses to these bids, hence bids were solicited verbally from additional qualified dealers; AND
- SECTION 4. THAT the low verbal bid of \$11,500 having been received from Herb Gordon Dodge; AND
- SECTION 5. THAT the bid of Herb Gordon Dodge for a ONE-HALF TON CARGO Van is hereby accepted; AND
- SECTION 6. FURTHER that Herb Gordon Dodge has submitted the required notarized statement certifying that company is not involved in the nuclear weapons industry or the sale of merchandise produced by companies so involved; AND
- SECTION 7. THAT funds to cover this purchase in the amount of ELEVEN THOUSAND, FIVE HUNDRED DOLLARS (\$11,500.00) be charged to the Capital Expenditures Account, #995.

Approved 5/26/87

(Deputy Clerk's Note: This is also referred to as #1987-19a)

Introduced By: Mayor Del Giudice
Drafted By: D. Neal

Adopted: 5/26/87

RESOLUTION NO. 1987- 36

WHEREAS, The District Council for Montgomery County is considering Zoning Text Amendment Number 87-008 to clarify the distinctions between light industrial and heavy industrial uses; AND

WHEREAS, Zoning Text Amendment Number 87-008 includes an alternative specifying that off-loading and transfer sites for storage of sand, gravel or rocks would be permitted only in the I-2 (Heavy Industrial) zone; AND

WHEREAS, the City of Takoma Park is vitally concerned that such a use not be permitted in the I-1 (Light Industrial) zone;

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

THAT, the Mayor and Council do hereby oppose the permitting of off-loading and transfer sites for storage of sand, gravel or rocks in the I-1 (Light Industrial) zone and support the permitting of this use only in the I-2 (Heavy Industrial) zone; AND

FURTHER THAT, the City Administrator is hereby directed to convey this resolution to the District Council for Montgomery County as the City's official position in this matter.

ADOPTED THIS 26th DAY OF MAY, 1987.

RESOLUTION NO. 1987-37

Appointments to the Takoma Junction Revitalization Committee:

Mr. Roland Weiss

Mr. David Pollack

Mr. Ken Shields (Alternate)

(Note: Mr. Weiss and Mr. Pollack will share a Committee Seat)

Adopted this 26th day of May, 1987.

Introduced by: Mayor Del Giudice

RESOLUTION NO. 1987-38

WHEREAS, Ms. De Novo provided the Takoma Park Housing Rehabilitation Program with high-quality legal services for over two years, assisting in the settlement of over 16 cases and in so doing fairly representing the interests of the City and those citizens who received assistance through the Housing Rehabilitation Program;
AND

WHEREAS, Ms. De Novo provided the City with other important legal services over a period of several years, including her recent assistance with the Park Ritchie bankruptcy case.

NOW THEREFORE, BE IT RESOLVED, that the the Mayor and council of the City of Takoma Park, Maryland, do hereby express their gratitude and recognition for the significant contribution to the City by Anne De Novo.

Adopted this 26th day of May, 1987.

P R O C L A M A T I O N

NATIONAL FLAG DAY June 14, 1987

WHEREAS, by Act of the Congress of the United States dated June 14, 1777, the first official flag of the United States was adopted; AND

WHEREAS, by Act of Congress dated August 3, 1949, June 14 of each year was designated "National Flag Day;" AND

WHEREAS, the Congress has requested the President to issue annually a proclamation designating the week in which June 14 occurs as National Flag Week; AND

WHEREAS, on December 8, 1982 the National Flag Day Foundation was chartered to conduct educational programs and to encourage all Americans to PAUSE FOR THE PLEDGE of Allegiance as part of National Flag Day ceremonies; AND

WHEREAS, the President of the United States at the national ceremony held in Baltimore, Maryland on June 14, 1985, led the Pledge of Allegiance; AND

WHEREAS, the year 1987 will be dedicated to the commemoration of the Bicentennial of the United States Constitution; AND

WHEREAS, Flag Day celebrates our nation's symbol of unity, a democracy in a republic, and stands for our country's devotion to freedom, to the rule of all, and to equal rights for all:

NOW, THEREFORE, I Stephen J. Del Giudice, do hereby proclaim June 14, 1987 as Flag Day in the City of Takoma Park, Maryland and urge all citizens of the City of Takoma Park, Maryland to pause at 7:00 p.m. EDT on this date for the Eighth annual PAUSE FOR THE PLEDGE and recite with all Americans the Pledge of Allegiance to our Flag and Nation.

May 26, 1987

ATTEST:

Stephen J. Del Giudice
Mayor

James S. Wilson, Jr.
City Administrator