

Regular Meeting of the City Council
Monday, April 8, 1991

CITY OFFICIALS PRESENT:

Mayor Sharp	City Administrator Wilson
Councilmember Douglas	Asst. City Admin. Habada
Councilmember Elrich	City Clerk Jewell
Councilmember Leary	
Councilmember Moore	
Councilmember Porter	
Councilmember Prensky	

ABSENT: Councilmember Hamilton

The City Council convened at 8:07 p.m. on Monday, April 8, 1991, in the Council Chamber at 7500 Maple Avenue, Takoma Park, Maryland.

MAYOR/COUNCIL COMMENTS

Following the Pledge of Allegiance, the Mayor and City Council made the following remarks.

The Mayor announced that he and City Administrator Wilson attended the Montgomery County Public Safety Committee meeting and discussed the Fire Truck issue. Mr. Sharp said that the committee made it very clear that the fire truck should not be removed, that their tentative position, to be voted on next week, would be to recommend to the full County Council that it be retained. There has not been a decision on how it would be paid for.

City Administrator Wilson noted that the Chairperson of Takoma Towers Tenants Association had also attended the meeting with him and the Mayor, and had also submitted a petition which she had brought with her. Mr. Wilson noted that Virginia Pisarra, one of the vice presidents of the Washington Adventist Hospital had also attended the meeting, which had lasted for 4 1/2 hours.

Mr. Prensky said that the citizens who live in and around Spring Park would be sponsoring a Clean-Up on Saturday, April 14th from 10:00 a.m. until 1:00 p.m. and he said that all were urged to attend.

Mr. Douglas announced that on April 9, 1991, there would not be a meeting of the Administration and Finance Committee.

Mr. Prensky congratulated Mr. Moore for running in the 10k race on April 7th, sponsored by Columbia Union College. Mr. Prensky said that he had also participated in the event and Mayor Sharp had been there as well and the event was very enjoyable.

ADOPTION OF MINUTES FROM 1/14/91, 1/28/91 AND 2/11/91

Mr. Sharp moved postponement of 1/14/91 Minutes. Mr. Leary moved adoption of January 28, 1991 and February 11, 1991 Minutes; Mr. Moore seconded, and the both sets were unanimously adopted.

CITIZENS COMMENTS (those directed at items not on Council Agenda)

Gary Lovett, 308 Grant Avenue, said that he was a member of the Coalition for Fire Safety in Takoma Park and proceeded to explain what being a fireman entailed. He presented a petition by the residents of the Takoma Park Volunteer Fire Department first due response area, demanding the retention of the ladder truck and the staffing for it. Mr. Lovett said he also had in his possession a flyer which had the names and addresses of the three key Montgomery County officials to send the letters to.

ADMINISTRATIVE REPORTS

1. Resolution in Support of an Amendment to the Prince George's County Human Relations Code

Ms. Porter moved adoption and it was seconded. Ms. Porter said

that the Prince George's County Human Relations Code currently protected citizens against discrimination based on race, sex, nationality, handicap, political beliefs, personal appearance and other grounds, but it did not protect citizens against discrimination based on sexual orientation. Ms. Porter said that in November, the County Human Relations Commission recommended that the Code be changed to also prohibit discrimination based on sexual orientation; this Bill had been introduced to the County Council and she would like to put the City Council on record in support of that Bill. Ms. Porter further stated that she felt the Bill was important to the City for several reasons; it corrected an inequity that currently affected the citizens of Takoma Park; the citizens of the Montgomery County side of Takoma Park are protected against discrimination based on sexual orientation, while the citizens of the Prince George's side of the City are not. In addition, she believed the issue was in keeping with the Takoma Park tradition of fairness, and celebration of diversity among its citizens. Ms. Porter said that although the issue was often characterized as a special interest issue, she disagreed, because as a woman she was also a member of a group that was subject to discrimination. She said that having been active in the women's movement for over 15 years, she has found that you cannot fight discrimination in just one form and ignore other forms of it. Ms. Porter said if discrimination is allowed against one group, it made it much harder to fight all forms of discrimination.

COUNCIL ACTION: The Resolution passed unanimously. (ABSENT: Hamilton)

RESOLUTION NO. 1991-37
(Attached)

2. Second Reading Ordinance Installing Speed Humps on Larch, Poplar and Park Avenues

Adoption was moved by Mr. Douglas and duly seconded by Mr. Elrich.

City Clerk Jewell read into the record names of citizens who were in favor of speed humps; Laureen and Dean Whittick, 7012 Poplar Avenue; Lanny Sinclair, 114 Park Avenue, and Thomas Yoki, 122 Park Avenue.

CITIZENS COMMENTS:

Randy Kubetin, 7103 Poplar Avenue, said he was reaffirming his support of the speed humps on Poplar Avenue, and that the safety of the children depended on it and he urged the Council to pass the Ordinance.

COUNCIL ACTION: The Ordinance passed unanimously at second reading. (ABSENT: Hamilton)

RESOLUTION NO. 1991-6
(Attached)

3. First Reading Ordinance Installing Speed Humps on Grant Avenue
Adoption was moved by Mr. Leary and seconded by Mr. Douglas.

CITIZEN COMMENTS:

Cathy Oaks, 124 Grant Avenue, said that she had lived at her present address for 16 years and the recommendation was to place one in front of her house and she was opposed to that. Ms. Oaks said her street has been torn up a number of times for various utility work; manhole repairs, water valve access covers and a fire hydrant. Just recently, her street had been torn up to replace pipes directly across from her house and the patch was sinking and it still needed more work. Ms. Oaks stated that her next door neighbor at 120 Grant Avenue had started the petition to support the bumps; she had spoken with him and he had indicated to her he was in favor of placing the speed bump in front of his house instead of hers.

City Clerk Jewell noted one telephone call from Sally Regal, 120 Grant Avenue, who strongly supported the speed humps.

Mr. Douglas said in observing the discussion at worksession, if speed humps were installed on Grant Avenue, and Lee Avenue was the only street between Maple and Carroll in the neighborhood without speed humps, some people in the neighborhood and on Lee Avenue had expressed concern that it would begin to funnel traffic onto Lee Avenue. Mr. Douglas said this matter should be discussed further.

COUNCIL ACTION: The Ordinance was unanimously accepted at first reading. (ABSENT: Hamilton)

ORDINANCE NO. 1991-8
(Attached)

4. First Reading Ordinance Increasing Parking Violation Fines
Adoption was moved by Mr. Douglas and seconded by Mr. Prensky.

Mr. Prensky said that it was the intention of the Council to increase a number of fines. He said the Council's goal was to try to establish the minimum fine that would be in place, which was higher than the conventional fine at the present time, but lower than the maximum limit that had previously been established.

Mr. Moore said that in Section 13-64(a) there was a subsection (a) but there was no subsection (b). He suggested removal of the violations provisions in 6(A) and 10(A) and combining it as one violations provision, to be called subsection (b). Mr. Moore also noted that in Section 13-74, the title "Snow emergency route signs; impounding was confusing. It was suggested that the words of vehicles be added. It was also suggested that in Section 13-64(a) the words [or suffer] be removed.

CITIZEN COMMENT:

Gary Lovett, 308 Grant Avenue, questioned whether there were problems with people paying their fines.

The Mayor responded that there were such problems and that the City had purchased computer software and hardware and were slowly approaching participation in the state flagging program; they had to drop out of the program when the state started rotating renewed licenses because and it had been too much paperwork to do by hand.

COUNCIL ACTION: The Ordinance, as amended, was unanimously accepted at first reading. (ABSENT: Hamilton)

ORDINANCE NO. 1991-8
(Attached)

5. Resolution Supporting Montgomery County Bill No. 5-91 (Re: Cigarette Vending Machines)
Adoption was moved by Mr. Prensky and seconded by Mr. Elrich.

Mr. Prensky noted that Bill No. 5-91 was before the Montgomery County Council, which would restrict cigarette vending machines to placements only in private clubs that did not allow minors in the room where cigarette vending machines existed. He said this had been proposed by Councilmember Adams of the Montgomery County Council and it was supported by public health officials and anti-smoking organizations as well as an entire coalition of groups that were concerned about youth in Montgomery County and limiting their access to experimenting with cigarettes. Mr. Prensky said that if the Bill were to become law, it would be more restrictive than the law in Takoma Park, which restricts cigarette vending machines to a small number of locations. He announced there would be a County public hearing to discuss the Bill on April 18, 1991 at 7:30 p.m.

The Mayor indicated that the first RESOLVED clause urged passing without any of the proposed amendments (a) through (d) and he did not know what the amendments were. Mr. Prenskey responded that there were four proposed amendments, and it was not clear who was proposing them on the Montgomery County Council, but they would exempt restaurants with liquor licenses from the restrictions. Another amendment would allow cigarette vending machines if they were operated with tokens that were sold by a person who could inquire about a buyer's age. A third amendment would allow cigarette vending machines if they had electronic locking devices which would have to be turned off by a person who could ask your age if you were trying to buy cigarettes in a machine.

COUNCIL ACTION: The Resolution passed by unanimous vote. (ABSENT Hamilton)

RESOLUTION NO. 1991-38
(Attached)

6. Resolution Authorizing City's Participation in Prince George's County Consolidated Tax Billing Program

Adoption was moved by Mr. Douglas and seconded by Mr. Leary.

Mr. Sharp explained that at the last Council worksession there was a presentation by Porter Venn, Assistant Finance Director for Prince George's County, who proposed that City participate in the County's Consolidated Tax Billing Program. The Mayor explained that the County would send out the City's tax bills so that a citizen would not receive two tax bills and that the City benefitted by that process.

COUNCIL ACTION: The Resolution passed by unanimous vote. (ABSENT: Hamilton)

Upon motion made and seconded, the meeting adjourned at 8:50 p.m. to reconvene in Regular Session on April 22, 1991.

Introduced by: Councilmember Porter

Date: April 8, 1991

RESOLUTION NO. 1991-37

A resolution in support of an amendment to the Prince George's County Human Relations Code to prohibit discrimination on the basis of sexual orientation

WHEREAS, the Human Relations Code for Prince George's County prohibits discrimination in housing, employment, law enforcement, education, financial lending, public accommodations, and commercial real estate practices on the basis of race, religion, color, sex, national origin, personal appearance, physical or mental handicap, or familial status, but does not prohibit discrimination on the basis of sexual orientation; AND

WHEREAS, the law in Montgomery County does prohibit discrimination on the basis of sexual orientation, so that citizens of Takoma Park living in Prince George's County do not have the same protection from discrimination on the basis of sexual orientation as do citizens of Takoma Park living in Montgomery County; AND

WHEREAS, the City Council of Takoma Park opposes discrimination in any form including discrimination on the basis of sexual orientation; AND

WHEREAS, the Prince George's County Human Relations Commission voted in November to recommend that the Human Relations Code be amended to prohibit discrimination on the basis of sexual orientation; AND

WHEREAS, legislation has been introduced to make such a change in the County Human Relations Code.

NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF TAKOMA PARK, MARYLAND, THAT the Council supports CB-23-1991, amending the Human Relations Code of Prince George's County to prohibit discrimination on the basis of sexual orientation.

BE IT FURTHER RESOLVED THAT the City Administrator is hereby directed to send a copy of this Resolution to the Chair of the Prince George's County Council; to the Prince George's County Executive; and to Prince George's County Councilmember Steve Del Giudice.

Dated this 8th day of April, 1991.

Introduced by: Councilmember Douglas

1st Reading: 3/25/91

2nd Reading: 4/8/91

Effective: 4/8/91

ORDINANCE #1991-6

INSTALLATION OF SPEED HUMPS

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 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:

- (a) Park Avenue, between Philadelphia Avenue and Carroll Avenue, three (3) speed humps to be placed adjacent to 242, 230 and 118 Park Avenue.
- (b) Poplar Avenue, between Columbia Avenue and Elm Avenue, three (3) speed humps to be placed adjacent to 7110, 7018, and 7009 Poplar Avenue.
- (c) Larch Avenue, between Lincoln Avenue and New Hampshire Avenue, three (3) speed humps to be placed adjacent to 809, 818, and 909 Larch Avenue.

SECTION 2. THAT funds to cover these installations be appropriated from Capital Expenditures, Account 9100-8001.

SECTION 3. THAT this Ordinance becomes effective upon adoption.

ADOPTED BY THE CITY COUNCIL THIS 8th DAY OF April, 1991 BY ROLL CALL VOTE AS FOLLOWS:

AYE: Douglas, Elrich, Leary, Moore, Porter, Prenskey

NAY: None

ABSTAINED: None

ABSENT: Hamilton

Introduced by: Councilmember Prensky

RESOLUTION # 1991-38

WHEREAS, smoking by minors is detrimental to the public health and contrary to public policy, and

WHEREAS, the City Council of Takoma Park, in an effort to discourage minors from experimenting with smoking and to make tobacco products less accessible to minors, unanimously passed Ordinance # 1990-39 on July 23, 1990, and

WHEREAS, Ordinance #1990-39 restricted the placement of cigarette vending machines within the City of Takoma Park to "locations which are not generally accessible to or frequented by minors, such as bars, cocktail lounges, liquor stores and private clubhouses for members of fraternal or civic organizations not operated as public businesses or open to the general public", and

WHEREAS the Montgomery County Council is considering Bill 5-91, "Tobacco Products - Vending Machines", in which the placement of cigarette vending machines would be restricted to private clubs that have alcoholic beverage licenses and do not admit minors to the room where the machine is located, and

WHEREAS, the City Council believes that such restrictions on cigarette vending machines at our borders and throughout Montgomery County will be supportive of our legislation and the concerns for the health and safety of the youth of our community embodied therein,

NOW, THEREFORE, BE IT RESOLVED THAT the City Council of Takoma Park strongly supports Bill 5-91 and urges its passage by the Montgomery County Council without any of the proposed amendments A through D, and

BE IT FURTHER RESOLVED THAT copies of this resolution be forwarded to the President and Members of the Montgomery County Council and be incorporated in the record of the Public Hearing on Bill 5-91.

Adopted this _____8th_____ day of April, 1991.

Introduced by:

1st Reading: 4/8/91
2nd Reading:
Effective:

ORDINANCE #1991-7

INSTALLATION OF SPEED HUMPS

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 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 location:

(a) Grant Avenue, between Hancock Avenue and Maple Avenue, two (2) speed humps to be placed adjacent to 108 and 124 Grant Avenue.

SECTION 2. THAT funds to cover these installations be appropriated from Capital Expenditures, Account 9100-8001.

SECTION 3. THAT this Ordinance becomes effective upon adoption.

ADOPTED BY THE CITY COUNCIL THIS ____ DAY OF _____, 1991 BY
ROLL CALL VOTE AS FOLLOWS:

AYE:
NAY:
ABSTAINED:
ABSENT:

Introduced by:

1st Reading: 4/8/91

2nd Reading:

(Version dated 4/16/91)

ORDINANCE NO. 1991-8

AN ORDINANCE TO AMEND CHAPTER 1, GENERAL PROVISIONS., AND CHAPTER 13, VEHICLES AND TRAFFIC., OF THE CITY CODE TO CHANGE THE FINES FOR PARKING VIOLATION OFFENSES.

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

SECTION 1. AMENDMENTS TO GENERAL PROVISIONS.

Section 1-19 of Chapter 1, of the Code of the City of Takoma Park is amended to read as follows:

(g) Amount of fine.

(1) The amount of the fine is the amount shown in this subsection.

Class of Offense	Initial Offense	Repeat Offense
A	\$400	\$400
B	\$200	\$400
C	\$ 75	\$150
D	\$ 20	\$ 40
<u>M</u>	<u>\$100</u>	<u>\$200</u>
<u>N</u>	<u>\$ 25</u>	<u>\$ 50</u>
<u>O</u>	<u>\$ 10</u>	<u>\$ 20</u>

SECTION 2. AMENDMENTS TO CHAPTER 13, VEHICLES AND TRAFFIC.

Articles 4, 6, and 7 of Chapter 13 of the Code of the City of Takoma Park are amended to read as follows:

Section 13-42. Violations and penalties. (Parking meters)

A violation of this Article is a Class [D] O offense.

Section 13-57. Oil delivery truck requirements.

All oil delivery trucks or tank trailers shall have securely fastened under the taps or faucets attached thereto an absolutely oil or water tight zinc-lined box or tray. In filling any measure or other vessel from these taps or faucets, the measure or other vessel must be held so that any drip or overflow shall fall into the box or tray. In removing the measure, vessel or hose from over the asphalt pavement, no drip or overflow from the hose, measure or vessel shall be permitted to fall upon the pavement. No receptacle for holding oil shall be placed on the asphalt pavement. A violation of the section is a Class [C] N offense.

Section 13-58. Stop restrictions for buses; exceptions.

(d) A violation of this section is a Class [D] N offense.

Section 13-60. Coasting, sliding or skating on roadway prohibited; exceptions.

Except upon those roadways designated by the Chief [Police Officer] of Police from time to time and roped off or protected by signs, no person shall coast, slide or skate on any roadway. A violation of this section is a Class [D] N offense.

Section 13-61. Coasting and bicycle riding on sidewalk prohibited; exception.

(d) A violation of this section is a Class [D] N offense.

Section 13-63.1 Parking permit areas.

(j) A violation of this section is a Class [C] N offense.

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

(a) No person shall cause, allow, or permit [[or suffer]] any vehicle registered in the name of or owned or operated by him to be parked or left standing in any of the following places:

(4) Within fifteen (15) feet of a fire hydrant.

(5) In front of any fire station.

(6) In any fire lane.

[[(A) A violation of this Subsection (a)(b) is a Class M Offense.]]

[6] (7) On any highway or roadway for more than seventy-two (72) consecutive hours.

[7] (8) In any public alley where official signs prohibiting parking have been or shall have been placed except when actually engaged in receiving or unloading merchandise.

[8] (9) In or upon any public highway, street, alley, court or roadway when parking will obstruct the open ingress and egress of other vehicles or in front of or within five (5) feet of a public or private driveway, except when necessary to avoid conflict with other traffic or in compliance with law or upon the direction of a police officer.

[9] (10) Within the front setback area of any lot in a residential zone or side setback area facing a street on a corner or reverse corner lot in a residential zone on any space other than on a permanently constructed driveway within front or side setback areas, provided that any vehicle shall have displayed thereon a current license plate.

[10] (11) On public or private property designated as parking reserved for the physically handicapped with the proper signs posted in conformance with the sign standards in the Maryland Manual, unless said vehicle displays a special registration plate or permit issued by any state or the District of Columbia with the handicap designation.

[[(A) A violation of Subsection [(a)(10)] (a)(11) is a Class [C] M offense.]]

(b) Violations of Subsection (a)(6) (Fire Lanes) and Subsection (a)(11) (Handicapped Parking) are Class M offenses.

Section 13-64.2. Penalty; exception.

Except as provided in Sections 13-63.1, 13-64(a)(6) and [13-64(a)(10)] 13-64(a)(11), a violation of this Article is a Class [D] N offense.

Section 13-74. Snow emergency route signs; impounding of vehicles.

(c) A violation of this section is a Class [C] M offense.

Section 3. THAT this Ordinance shall be effective _____, 1991.

Adopted this _____ day of _____, 1991.

AYES:

NAYS:

ABSTAIN:

ABSENT:

Note: [brackets] indicate language to be deleted from existing Code language and underlining indicates new language to be added.

NOTE: [[double brackets]] indicate language deleted since first reading and double underlining indicates language added since first reading.

Introduced By: Councilmember Douglas
(Drafted by P. Jewell)

RESOLUTION NO. 1991-39

WHEREAS, since July 1988, Prince George's County has been involved in efforts to consolidate municipal tax bills with County tax bills; AND

WHEREAS, the many benefits of County/municipality tax bill consolidation include the elimination of multiple property tax billings, the elimination of the confusion caused by having to pay two tax bills, and the elimination of administrative and mailing costs for municipalities; AND

WHEREAS, currently, 26 of the 28 Prince George's County municipalities participate in the consolidation program and the City Council desires to include Takoma Park in the Prince George's County tax bill consolidation for Fiscal Year 1992 on a trial basis.

NOW THEREFORE BE IT RESOLVED THAT the City Council hereby authorizes Mayor Edward F. Sharp to execute a Letter of Intent (copy attached hereto), electing to have Takoma Park participate in the Prince George's County Consolidated Tax Billing Program for Fiscal Year 1992 under the terms and conditions outlined in the letter of intent; AND

BE IT FURTHER RESOLVED THAT the City Administrator is directed to forward a copy of this Resolution and the signed Letter of Intent to the Assistant Finance Director for Prince George's County.

BE IT FURTHER RESOLVED THAT the City Council will evaluate the success of this consolidated tax billing program prior to adoption of the FY 93 budget and continuance in the Prince George's Consolidated Tax Billing Program for FY 93.

Dated this 8th day of April, 1991

CITY OF TAKOMA PARK MARYLAND (FINAL 7/19/91)
Regular Meeting and Public Hearing of the City Council
Monday, April 22, 1991

CITY OFFICIALS PRESENT:

Mayor Sharp	City Administrator Wilson
Councilmember Douglas	Asst. City Admin. Habada
Councilmember Elrich	City Clerk Jewell
Councilmember Hamilton	Personnel Ofc. Hobbs
Councilmember Leary	Community Planner Silber
Councilmember Moore	DHCD Dir. Grimmer
Councilmember Porter	P.W. Director Knauf
Councilmember Prensky	P.W. Deputy Dir. Laster
	Director of Recreation Ellis
	Recycling Coord. Braithwaite

The City Council convened at 8:05 p.m. on Monday, April 22, 1991 in the Council Chamber at 7500 Maple Avenue, Takoma Park, Maryland.

Following the Pledge of Allegiance, Mayor Sharp made his comments and presentations.

MAYOR, COUNCIL AND STAFF COMMENTS

Mayor Sharp announced the winners of the 1991 Annual Egg Decorating contest in Takoma Park and he and the Council handed out trophies to those winners who were present. The winners of the First Annual Egg Decorating Contest were: Kresimir Tokic, Sophie Strike, Laura Koenig, Christopher Koenig, Mark Koenig, Jake Plant and Tara Egan.

Mr. Sharp announced that the Housing Committee would be meeting on Tuesday, April 23, 1991 at 7:30 p.m. in his office to discuss the rent petition proposals before they were to be presented to the Council for full consideration.

Councilmember Porter announced that the Town Meeting on Education in Prince George's County would be held on May 7, 1991 at 8:00 p.m. in the Council Chambers.

Councilmember Hamilton commended the Takoma Park Police Force and the Takoma Park Fire Department for their assistance and investigation of the homicide (Stigger case) that took place in the Park Ritchie apartment complex.

Mayor Sharp said that the public discussion that was scheduled for May 2nd concerning the Municipal Building renovation had been cancelled.

Presentation of Certificates of Completion for Babysitter Course
Assistant Fire Chief James Jarboe explained that the babysitter program was a 5-week program attended by boys and girls and the announced the following students who recently graduated: Jayme Valdez, Patrick Nolan, Nathan Reeves,, Emily Catzva, Jessica McNiece, Catherine Cortright, Sara Morton, Daniel Metcalf, Andrea Rodenberg, Anna Lowery, Ava Steinert, Rachel Cox, Kara Cline, Rebecca Lowery, Rebecca Littlehales, Ebony Myers, Tracy Dunwell, Sarina Johnson, Kimberly Myers, Elizabeth Ferrenz, Anna Mackler, Amanda Simson. Mayor Sharp and Mr. Jarboe presented those graduates who were present with their certificates. Cpl. Coursey of the Takoma Park Police Department who was one of the Course instructors, was also presented with a certificate.

ADOPTION OF MINUTES FROM 1/14/91, 2/25/91 AND 3/11/91

Councilmember Hamilton moved adoption of the minutes dated 2/25/91; and Councilmember Leary seconded. The minutes of 2/25/91 and 3/11/91 were adopted unanimously. The minutes for 1/14/91 will be considered at the Council meeting on April 29, 1991.

ADDITIONAL AGENDA ITEMS

Mayor Sharp announced that there would be a Public Hearing April 23rd on the Prince George's County Historic District project, and said that this matter would be discussed at the end of the meeting.

CITIZEN'S COMMENTS (those directed at items not on Council Agenda)
Tom Anastasia, 32 Columbia Avenue, and David Lurie 614 Elm Avenue, representatives of Takoma Park Peace Network. Mr. Lurie said the Takoma Park Peace Network was proposing to declare Takoma Park a sanctuary for those persons who could not participate in war. He said that Takoma Park had a long history of supporting peace issues, as evidenced by the NFZ Ordinance which had been in effect for 8 years and is one of the most comprehensive and far-reaching Ordinances in the country. Mr. Lurie said there were people who had moral objections to war and would be refugees of conscience, i.e., they found themselves in the military and realized when military action came, they could not bring themselves to participate; they felt the military action was either unjust or immoral. Mr. Lurie concluded by saying that Takoma Park should give consideration to those persons, just as it gave to political refugees.

Mr. Prensky said he and Mr. Elrich had been working with the Takoma Park Peace Network in the development of the proposed Ordinance. The Council will be considering the proposal in Worksession at a future date.

Gary Lovette 308 Grant Avenue, thanked all who had signed the petition to keep the ladder truck in Takoma Park. He also thanked the Newsletter staff for putting together the article and letter on this issue. He said the petition drive resulted in 120 signatures so far.

ADMINISTRATIVE REPORTS

1. Resolution Ratifying Collective Bargaining Agreement

Moved by Mr. Prensky and seconded by Mr. Douglas.

Mr. Sharp said Takoma Park had two unions; one representing sworn officers and the other representing the rest of the employees in the City, and this year a new Collective Bargaining Agreement had been negotiated with the AFSCME union.

Mr. Wilson identified the Collective Bargaining management team: Mr. Hobbs, Ellen Robbins, Lt. Rosenthal, Nancy Grimmer and Donna McKenzie.

Mr. Hobbs said the contract was a joint effort between the management personnel of the City and AFSCME members and was a fair representation of a good agreement that had been produced at a number of sessions. He said it was amenable and he asked the Council to ratify it as being fair for management and labor.

Karen Mitchell, Local 3399 President, acknowledged the presence of the AFSCME bargaining team: Val Vincola, AFSCME Vice President, Inas Ross, Housing and Economic Development representative, Betty Amt, a Library representative, and Rohan Ross representing Public Works. Ms. Mitchell said they felt the contract was fair, and she urged the Council to ratify the Agreement.

COUNCIL COMMENTS:

Mayor Sharp asked Mr. Hobbs about the holiday pay. Mr. Hobbs explained that employees scheduled to work on a designated holiday will be paid their regular hourly rate of pay. In addition, they will be paid one and one-half times their regular hourly rate of pay for each hour worked and two times their regular rate of pay for all overtime hours worked.

Mayor Sharp noted that there was a revision in the first Whereas clause of the Resolution. "The City of Takoma Park" had been changed to "The Negotiating Team of the City of Takoma Park".

Mr. Prenskey moved to eliminate the last two Resolve clauses that referenced authorizing the City Administrator to budget the funds and recommend the necessary legislation to implement the agreement. Mr. Hamilton seconded the motion and it carried unanimously.

Mr. Leary said he was glad the City could afford a generous agreement with City employees, as had been represented by the proposal which represented not only more than a 5% increase in base wages, but also an increase in allowances for additional merit increases by most City employees, as well as increases in fringe benefits, and the total cost of the agreement to taxpayers was an additional 8.6%. He said next year there would be 8.6% more benefits paid and that this year, 8.9% was paid. Mr. Leary questioned whether the City could afford such a generous wage settlement for all of its employees indefinitely into the future.

Mr. Douglas said it was true that the City would probably spend more than \$385,000 next year on salaries and benefits but that it was an overstatement that it would all be attributable to this contract. He said, that the merits, for example, were not tied into the contract, and there were people on staff who were not members of the bargaining unit who would be paid at the same rate that would be negotiated with the union. Mr. Douglas, however noted that the Council would have to be conscious that it is a significant amount of money that was being spent.

Mr. Wilson explained that the management and labor team were aware of that and agreed to a 3% cost-of-living for the second year of the Contract, (FY'92) which could reduce the impact by 2% the next time around.

Mr. Hamilton commented that he felt the union and management teams did a great job compared to the first time a contract had been negotiated when he first became a member of the City Council. He said he wished the pay step scale system was changed because a merit pay scale system was misunderstood by some people.

Mr. Elrich thanked the negotiating team and commended them for their excellent job. He said he felt the settlement was fair because the people in the City worked hard and it was important for people to get cost-of-living increases, and the only way you would keep employees is to have COLA increases.

Mr. Prenskey also thanked the teams who negotiated the contract. He said he did not feel a 5% COLA increase was excessive and he felt that the City should make every effort it could to treat its workers in a fair fashion.

CITIZENS COMMENTS:

Larry Drake 7428 Carroll Avenue, said he was glad to see the two teams had come to a mutual agreement, and he felt Takoma Park should be a model employer. Mr. Drake said this was a very positive agreement.

COUNCIL ACTION: The Resolution passed by unanimous vote.

RESOLUTION NO. 1991-40
(Attached)

2. Budget Public Hearing Re: Public Works; Storm Water Management Budget; Non-Departmental; Debt Service; Special Revenue Budget; Capital Budget

Mr. Douglas moved to convene the Public Hearing; this was seconded by Mr. Prenskey.

City Administrator Wilson announced that those who wished to participate in the discussions could do so, and documents had been made available, including full budget packages, special revenue budget packages, as well as Executive Summaries. He said the

budget was balanced and the Executive Summary contained a brief outline of each department in each section of the budget.

Assistant City Administrator Habada said the 1992 revenues included a number of increases--some substantial; some not so substantial with the most substantial being the revenue raised by the tax rate of \$1.773. Ms. Habada said that the increase in assessments will produce an increase in property taxes. She said due to the state of the economy some revenues stayed the same, and there were efforts made to raise local revenue with increases in permits for certain items. Ms. Habada said that Public Works had recommended a tree inspection fee of \$5.00 per inspection, cutting down trees, as well as an increase in excavation permits and charging a fee for allowing contractors to place dumpsters on public right-of-ways to aid them in their construction efforts. Ms. Habada further said the revenues were proposed very conservatively. She said their experience with the Montgomery County rebates had not been helpful in the past and that they were hopeful the numbers would be more predictable based on the figures provided by Montgomery County OMB. In contrast she indicated that the Prince George's County tax differential was always going to be the number that the OMB personnel from that county gave them. Ms. Habada concluded by saying the conservative revenue estimates matched the expenditure side, so that at the end of the year there would always be a way to make up any of the imbalances within unanticipated revenues.

CITIZEN COMMENT:

Dan Robinson, 120 Grant Avenue said he would like staff to show how other municipalities worked and how Takoma Park fit in, as far as the budget was concerned. He also wanted to know how Takoma Park received its revenues and how the money was spent in relation to other municipalities in Maryland.

COUNCIL COMMENTS:

Mr. Leary commented that it was a good idea to compare the municipalities as to how revenues are spent.

Mr. Prensky said the question was what kind of service the citizens received in Takoma Park that were different in other municipalities and at what cost. He said some of the differences were the fact that Takoma Park had its own police force, rather than relying on the County force and that it created a much quicker response time for the citizens. Mr. Prensky also said there was a proposal in this year's budget for a community-oriented policy initiative that moved the police back into more of a "beat structure" where they were working more consistently within a neighborhood and community.

CITIZEN COMMENT:

Otis Matthews, President of Takoma Park Boys and Girls Club said he was at the meeting on behalf of the Takoma Park Recreation Department. He said he had spoken with Sharon Ellis about obtaining a bus for the Recreation Department that could also be used for the Club's needs. Mr. Matthews then read a letter from the Club's Board of Directors supporting the Recreation Department's proposal for a bus.

COUNCIL COMMENTS:

Mr. Leary asked for an explanation why it was thought that a park/street supervisor was not needed.

Mr. Knauf replied that it was a judgment and opinion made before he came on board. He said he had concurred in that judgment particularly because of the added importance of the position and staff was willing to sacrifice for the contract specialist position. Mr. Knauf said he thought they would be able to perform the functions in the streets and parks area with the existing staff and the Deputy Public Works Director, Mr. Laster would be actively involved in that function as well.

Mr. Douglas asked about the street maintenance position and how could those deficiencies be alleviated.

Mr. Wilson responded by saying the position had been advertised and posted, and they ended up with someone who was strong in some areas and weak in others, and at one point, an in-house employee took the position and only stayed for two days. He also said he and Mr. Laster reviewed the situation and had decided to put more responsibility on each of the foremen in each category so they would become in charge of persons in each of those units. Mr. Wilson asked Mr. Laster to explain what his experience in the field has been.

Deputy Public Works Director Laster said in January 1989, the position was created by Mr. Giancola. He said he had served as the first street supervisor for Takoma Park when he came on board in March. He said the job entailed more than being manager of two divisions; there's a responsibility for the administration and management of several contracts, i.e., parking meter maintenance, collection maintenance, etc. Mr. Laster said to transfer the position to a contract officer's position would give Takoma Park a more professional and centralized approach to contract administration throughout the City. He said with the present situation each department had to delegate all the responsibilities to some of the staff.

Mr. Elrich asked how much work would there be for Public Works and how much was anticipated for the other departments. He said it appeared what was needed was a contract specialist for the whole City as opposed to just a contract specialist for Public Works.

Mr. Wilson responded by saying that it was for the whole City and the figure of 95% represented what was done city-wide in the capital budget areas specifically was Public Work's responsibility. All the things that were purchased within the capital budget, e.g., equipment, construction, etc falls on the Public Works Department. He said additional things such as the public vehicles, wind up in the Public Works Department, and when it came time to do the specs and the RFPs and checking them, that job had been put upon the master mechanic. In summary, Mr. Wilson said it was a primary responsibility of Mr. Laster, and if a complete analysis were to be done it would show that a significant part of their time had been diverted from their primary responsibility because of the diffused contracting process that had been in force.

Mr. Elrich said that it appeared to him that the additional work was getting done without an additional full-time person, and to add another full-time person would take some of the responsibilities off a few people, but he did not see it as doing anything to free-up resources to get more work done in the parks.

Mr. Wilson said the fact had been identified that the parks and street supervisor had been spending a significant part of his time doing contract work and not doing what needed to be done in the field. He said in addition to that, every supervisor in Public Works has had time diverted from their primary responsibilities in order to accomplish this. Mr. Wilson said there was a gap in the whole organization of managing the money that was in the budget for contract services, and it was probably one of the largest items next to salaries. Mr. Laster said he had been doing a lot of the contract administration for the Public Works Department, which took away from his position of managing the supervisors in his division.

Mr. Moore asked where in the Public Works structure the contract specialist would be placed and questioned if the contract specialist's supervisor should be assigned to the City Administrator rather than the Public Works Director. Mr. Wilson responded that staff would be discussing that issue, and that initially it would be coordinated by Public Works, but in due time

it may well be that it would better placed closer to the center of things.

Mr. Hamilton asked how would the contract specialist would free-up time in community development functions and would that person take away some of those responsibilities from that department so that the department would not have deal with that process.

Mr. Wilson responded in the affirmative and said they would remove a significant portion of what CDBG people were doing at the present time. He said what they should be doing was monitoring and coordinating the effort with the County counterparts and making sure that files were straight when they come down for reviews. He said they should not have to follow-up and try to find out if a particular contract was done or make site visits to see what kind of shape it was in.

Mr. Sharp said he would like to have a discussion as to why this was a full-time position and if there was a way to demonstrate it, he would appreciate seeing it because it was not reflected in the budget.

Mr. Douglas said one of the issues that was discussed at the Tree Ordinance Public Forum was the capability of the City to implement the Tree Ordinance. He said he noticed in the Park's budget, the Park's Division was responsible for supporting the Tree Commission, and he wondered who implemented the Tree Ordinance in the Public Work's Department.

Mr. Laster said he had been doing this duty. He explained the procedures for securing permission to go out and inspect trees.

Mr. Douglas asked Mr. Laster about his qualifications to inspect trees; Mr. Laster outlined for Mr. Douglas what they were.

Mr. Sharp reminded everyone that the City Administrator recommended the budget; there was a "wish-list" that the departments had presented that the City Administrator had cut and he said when staff spoke about the budget, they should make a distinction between the two.

Mr. Douglas said there were a number of increases in the street budget having to do with street sweeping and line painting, etc. but there were no details. He said that information was needed to tell how much was done and how much increase would be received. He said the Council had been discussing the need for an inventory of street maintenance items and it was his understanding that the Council was to receive a report in terms of the maintenance inventory as well as recommended criteria on setting priorities on addressing those maintenance matters. Mr. Douglas said he would like to know what the status of that information was.

Mr. Wilson responded that the work had been done.

Mayor Sharp asked if a change in the landfill mix had been proposed. Mr. Wilson responded in the affirmative and that he would recommend doing a summer study on it.

Daryl Braithwaite, Recycling Coordinator, said she sent information to the City Administrator which indicated that vendors who could handle the mixture of bottles and cans would be able to handle plastics as well, and there was no need to have an RFP because staff could talk to the vendors and find out their prices. She said she visited Baltimore and found they were in the process of creating the largest waste paper processing facility in the country. Ms. Braithwaite said she would recommend putting out an RFP for waste paper and there was a month-to-month vendor who processed the bottles and cans. She said they were waiting for Montgomery County's processing facility to open, which would be economical at this point, for the City to participate in, and it should be opening as soon as August and maybe the materials could

be taken there as early as July; the cost is \$10.00 per ton more to process the materials, from \$20.00 to \$30.00 per ton.

Mr. Douglas said he felt the budget should not be the decision-making device on the recycling program because programmatic discussion and updated status report was needed first to discuss the entire situation. He said that he was concerned with putting \$4,800 in paper bags and \$2,000 in promotion and it appeared to him that this should be reversed. Mr. Douglas said a way was needed to give people more information and he would like to discuss it more in detail at a worksession.

Mr. Prensky asked Mr. Wilson if the purchase of the recycling vehicle which was proposed in the budget was in lieu of the purchase of a trash vehicle, because he read last year's budget and the trash vehicle was scheduled in FY'93 and not FY'92.

Mr. Sharp said that he was not aware that there was a shortage of trash trucks that needed to be replaced in two and three years. Mr. Wilson said that he would do a report on the recycling vehicles.

CITIZEN COMMENT:

Gary Lovette, 308 Grant Avenue said he used to live in Annapolis, Maryland, and knew a gentleman who made his living through recycling, a business made by going door-to-door. He said he did not understand why the municipalities were getting into recycling. Mr. Lovette said we were in a recession period and jobs could be created by letting people start their own businesses--let them come to the City and pick up glass bottles and other recyclables. Mr. Lovette questioned spending \$50,000 for a fancy truck and paying salaries for people to pick up the trash when you can have someone do it as their own business, and said this would save the City money.

Mr. Sharp responded that was not likely to happen. He said the County had a recycling program where it bid out to companies to do that and people were not willing to do it for free; they wanted to be paid.

Ed Hutwire, Holly Avenue, Takoma Park Recreation Council, said the Recreation Department's capital budget list contained a lot of items which could be useful and it also reflected directions which the department could use, and there were opportunities also.

Kay Dellinger, tenant, Hampshire Towers Apartments asked if the City had come into compliance with the NFZ law and had it transferred its funds into socially responsible investment organizations. Mayor Sharp responded that the Council was waiting for recommendations from the Nuclear Free Takoma Park Committee.

Mr. Prensky noted that they were waiting for the City Administrator's RFP and guidelines on the socially responsible investment policy.

Belle Ziegler, 109 Sheridan Avenue said she supported the bus proposal by the Recreation Department, and she felt there was a great need for it and she hoped that the Council would give it consideration. She also said she hoped the Council would consider putting Parks and Recreation together because that was a big problem in Takoma Park, and if Parks and Recreation were combined, Parks would come first (before the Public Works activities).

Mr. Hamilton commented on Ms. Ziegler's statements and said he had brought up that issue in worksession a month ago and the City Administrator was supposed to have made a recommendation in the budget as to whether Parks would stay under Public Works. Mr. Hamilton said he would make a recommendation for it to stay.

Mr. Wilson responded that it was not a dead issue; the Public Works

Director, Recreation Director and himself had been trying to schedule meetings to discuss what the ramifications would be to make such a move.

Mr. Hamilton asked about the cost of buying versus purchasing a used bus or leasing one.

Sharon Ellis responded by saying in 1983 while she was working for the City of Tamarack, located in Broward County, Florida, the City purchased a bus from a company in Miami, Florida, and she therefore felt by purchasing a used bus at the present time was more cost-efficient than purchasing a new one because it would cost the City more money than is available at the present time. She indicated that there were buses available that cost less than \$12,000.

Mr. Prenskey asked about the comparison cost of a used bus versus the number of trips the department could get by paying a bus driver's hourly rate plus the mileage.

Mr. Douglas said he was not sure whether this was cost-effective. He said that he would have to see the specifics on the whole concept.

Regarding the equipment in Jackson-Boyd Park, Mayor Sharp said he heard comments from different citizens who said the selection process in prior years ended up with equipment that did not suit the needs of the children and he felt that part of the capital purchases which were made in the future, should be carefully scrutinized by professionals so as not to waste money.

Ms. Ellis said that she was aware of that and she had made recommendations to the City Administrator. She also said a committee was needed to have a consensus of opinion as to what was needed or wanted by the Public Works Department and the Recreation Department.

Ms. Porter concurred with the Mayor and said she agreed with Ms. Ellis that working with the neighborhood association was a good idea. She said the neighborhood associations in her Ward had been active in talking with the Recreation Department about the park equipment they wanted.

Mr. Douglas asked how the project would be reflected in the budget and questioned whether it would get done in 1991.

Ms. Ellis responded that they had met with members of the community and the problem was the climber. She said Public Works was going to modify it. She also said there was another piece of equipment that would work well for the younger children. Instead of trying to modify and adapt the piece to fit younger children, they were recommending additional funding and that particular piece of equipment be for the younger children and she showed it to the community and received good feedback.

Mr. Sharp said that the Stormwater Management Budget proposed spending \$46,000 for capital items out of the capital reserve, but that there was only \$35,000 budgeted for capital expenditures. He said if the intention was to use some of the money for ongoing expenses, he asked what specifically was the \$35,000 designated for.

Kay Dellinger said that Paul Plant asked her to speak for him because he could not attend the meeting. She said he had worked with the Boys and Girls Clubs and he felt that the bus should be purchased because the Club needed it for their activities.

Mayor Sharp brought the Public Hearing to a close at 10:17 P.M.

3. Second Reading Ordinance Installing Speed Humps on Grant Avenue
Moved by Mr. Leary and seconded by Mr. Douglas. Mr. Douglas noted that the Ordinance had been amended to move one of the speed hump locations from 124 to 130 Grant Avenue.

CITIZEN COMMENT:

Dan Robinson, 120 Grant Avenue said he checked with Mr. Zeroth who lives at 130 Grant Avenue and was told he agreed to have the speed bump in front of his house.

City Clerk Jewell read into the record a phone call received from Jamal Nassau, 116 Grant Avenue who said he was in favor of the speed hump which was needed to protect the children.

COUNCIL ACTION: The Ordinance was unanimously adopted at second reading. (ABSENT: Elrich and Hamilton).

Mr. Douglas asked when would the citizens know when the speed humps would be installed. Mayor Sharp responded within the next 4 to 5 weeks.

ORDINANCE NO. 1991-7
(Attached)

4. Second Reading Ordinance Increasing Parking Violation Fines
Mr. Moore moved adoption of the ordinance with its amendments and Mr. Leary seconded.

Mr. Moore explained that the Ordinance created categories of fines for parking violations and separated them out from other classes of offenses. Mr. Moore said the reason for doing so was because parking violation fines needed to be tailored more directly for the nature of the offense, and they did not fit into the other categories of municipal infractions.

COUNCIL ACTION: The Ordinance was unanimously adopted at second reading. (ABSENT: Elrich and Hamilton).

ORDINANCE NO. 1991-8
(Attached)

5. Resolution Supporting Santa Marta Companion Cities Project Fundraiser Campaign

Adoption was moved by Mr. Prensky and seconded by Mr. Leary.

Mr. Prensky said that the Takoma Park Santa Marta Companion Cities Project had been around for 4 years, helping the citizens of Takoma Park learn more about the situation in El Salvador through the use of a companion city relationship, which was established by a former City Council over three years ago. Mr. Prensky said he went to Santa Marta last June as a representative of Takoma Park in conjunction with a delegation from the Companion Cities Project. He said in the past, Takoma Park had supported a number of worthy projects in Santa Marta; created a workshop for the production of shoes, and made contributions toward creating a daycare facility and to assist working women to be able to work outside their homes. Mr. Prensky also said the recent delegation that travelled to Santa Marta was given the idea of another project and brought it back to the Companion Cities Project in Takoma Park. He said this project would help to increase the self-sufficiency of the people of Santa Marta and increase the nutrition level of the population, mainly children and pregnant and nursing mothers, by helping them purchase a herd of 20 cows, materials for the fences, 60 acres of land to graze the animals, and a construction of a barn to shelter the animals and to be able to feed the animals for the first six months, and provide vaccines to protect the animals from diseases. Mr. Prensky concluded by saying that the Companion Cities Project came to a Council Worksession and discussed their proposal and the Council expressed its willingness to consider supporting it.

Nancy Chisholm introduced Companion Cities Project Members: Deb Tyler, Jan Walker, Fran Heaps, George Taylor, and Fran Tall. Ms. Chisholm said they were asking the Council to endorse the Campaign; to acknowledge major gifts, and to grant permission to post one wooden cow on the City Hall's lawn for every \$1,500.00 that was raised. She also said the proposal for the cow campaign came from the Women's Committee for Life and Dignity in Santa Marta, and it was their initiative and their priority.

Mr. Douglas asked if there was a time-frame for how long the campaign would be carried out. Ms. Chisholm said they were hoping to complete the campaign in late Fall and be able to send the money down before October 10th, which is Santa Marta's 4th anniversary. However, she said they would continue until they had reached their goal if they did not reach the deadline by that date.

Mr. Sharp said he was concerned because that was a lot of money to try to raise in Takoma Park and he told Ms. Chisholm that they needed to expand their fundraising efforts beyond the City. He also said he was reluctant to have the campaign open-ended and a time frame was needed. It was proposed and agreed upon by the Council that the campaign would end on October 10th.

George Taylor said that they would expand fundraising efforts beyond Takoma Park, and they would accept gifts outside of Takoma Park, but they felt they could raise the \$30,000 within a reasonable time.

Mr. Prensky commented that he would like the final Resolve clause of the Resolution to read: "Be it further resolved that the City Council shall recognize and thank appropriately major individuals and organizational donors to the campaign. He said the word "appropriately" modified how they would be thanked, it did not mean that they would "only" thank appropriately major donors of the campaign. He said it would also be a good idea to mention major sponsors of the fund raising effort.

COUNCIL ACTION: The Resolution, as amended passed unanimously.

RESOLUTION NO. 1991-41
(Attached)

6. Resolution Supporting Prince George's County Proposal to Increase Taxes For Additional Funding for Education
Adoption was moved by Ms. Porter and seconded by Mr. Hamilton.

Ms. Porter said the Resolution was very timely because the parents on the Prince George's side of the City were very concerned about the quality of education their children have been receiving for some time. She said in the coming fiscal year, budget cuts threaten to undermine the existing quality of educational service to the kids. Ms. Porter said the quality of schools affect the stability of the neighborhoods as well as the investments that the people who have lived in the neighborhood had in their homes. She said Parris Glendening had informed her that he would propose a tax increase in Prince George's County to cover some of the deficits that were present in the Education budget.

Mr. Moore commented that education was one of the issues in which the City Council had virtually no control, but as representatives of their constituents, they could realize the importance of education by not cutting back on it at a time when times were not as flush as in the past by recognizing the importance of maintaining the current level of service and supporting a tax increase of that sort when they go towards the protection of education.

Mr. Elrich announced that on Wednesday, April 24th at 7:30 P.M., there would be a meeting on the education issue pertaining to Montgomery County, and that the Montgomery County residents said

they were willing to pay higher taxes for quality education also.

CITIZEN COMMENT:

Kay Dellinger said there was a waste of money in Prince George's County. She elaborated by saying Parris Glendening had his own limousine and chauffeur and other items which were a waste. Ms. Dellinger said that before increasing the taxes of Prince George's County residents, why not recommend to Mr. Glendening and the County Council, to eliminate all of the wastes in County government.

COUNCIL ACTION: The Resolution passed unanimously.

RESOLUTION NO. 1991-42
(Attached)

Additional Discussion Items

7. Public Hearing on April 23, 1991 Prince George's County Historic District Project

Mayor Sharp asked who would be attending--staff or Council. Ms. Habada responded by saying it would be better to send a Councilmember rather than a staff person. It was decided that a staff person would be attending because Councilmembers would not be available to attend.

8. Fire Truck Issue

Mr. Wilson said they had received two documents from staff; one related to Council and the other to the operating budget of the Fire Department, and there was nothing in the area that concerned Council but it did concern the Fire Department. He said the committee moved into Volume II and dealt with the Fire Engine and Ladder Truck. The staff recommendation and committee recommendation were to keep the fire truck and to return to reinstate 29 of the 53 positions which had been removed from the budget of the fire service. Also included in the 29 was item No. 7 (Takoma Park's position for the Fire truck) along with 1,2,3,4, and 5, which would restore \$1.2 million of that the \$291810.00 which appeared in the total column on page 2. Mr. Wilson said the OMB staff raised the question of the negotiable situation with Takoma Park in putting some \$50,000.00 forward to insure the maintenance of their truck and a document should be coming from Neal Potter's office to reflect the possibility of such. Mr. Wilson said that he also indicated to Ms. Krahnke that it was not the position of the Council. He said he explained to her that they were concerned about restoring the truck and if it were restored in the normal course, anything that the City would be asked to put forward (as additional funding) would be an unfair request, because no one else would be asked to do that. Mr. Wilson said that as a committee, he would make a recommendation as it appeared; the fire truck and the four positions for the truck. However, he said you may be in a better position with the County Council if you consider providing the additional \$50,000.00 to support restoring the cuts.

Mr. Prenskey asked if they were restoring FY'91 suggested increase of two positions and did it put to use the not full-staffing, to be able to maintain 2-person ambulance, 2-person fire truck and 3-person ladder truck. Mr. Wilson responded the present situation is the same as it had been. Mr. Prenskey asked if the Fire Tax Rate was still maintained at 27.8 cents. Mr. Wilson responded no, it was 22.3 cents. He said the committee was prepared to make their recommendations and the County Council would be meeting on Wednesday, April 24th and would continue to meet through May 8th.

Mr. Elrich commented that he would like to concur to not pay 2 cents on the tax rate, and if the rate was raised to 24.3 instead of 22.3, they could restore all the cuts and do some of the increases in which people identify as necessary.

Mr. Sharp said the proposal to remove the truck was unfair. Mr. Douglas said that he did not want to spend money that did not

need to be spent, and he particularly agreed with the Mayor that there should be more concern about the future than the present year. He said if we did care about this year we should consider the fact that most of the Council committees would be coming to the Council with proposals and restorations, and the Council would not be able to take all of the committee recommendations from all the committees. Mr. Douglas said that it may be the interest of the Council to do such.

Mr. Sharp said that the only real list was the one constructed before the question of \$50,000.00 in original cuts came up. He said if the committee proposed a list now after the City offered to pay an additional amount for the fire station, then that would be suspicious.

Mr. Leary said that he agreed with Mr. Douglas and to not do anything until it is clear what the options were.

Upon motion made and seconded, the Council Meeting adjourned at 11:07 P.M. to reconvene in Regular Session on April 29, 1991.

Introduced By: Councilmember Prensky

RESOLUTION # 1991-40

RATIFICATION OF COLLECTIVE BARGAINING AGREEMENT - AFSCME

WHEREAS, the Negotiating Team representing the City of Takoma Park and the Union representing employees of Unit Two (2), American Federation of State, County, and Municipal Employees, AFL-CIO, have culminated negotiations with a two-year collective bargaining agreement; AND

WHEREAS, both parties have executed the written agreement; AND

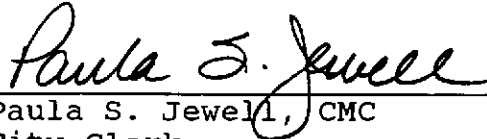
WHEREAS, both parties request that funds necessary to implement the Agreement be approved by the Council pursuant to Section 8B-206 (g) of the Takoma Park Code; AND

WHEREAS, both parties request Council Approval of any provisions of this agreement which conflict with City Code, rule, or regulation, pursuant to Section 8B-206 (g) of the Takoma Park Code.

NOW, THEREFORE, BE IT RESOLVED, that the Council ratifies the Collective Bargaining Agreement, effective July 1, 1991 to June 30, 1993 between the City of Takoma Park and the American Federation of State, County, and Municipal Employees, Council 67, Local 3399.

Dated this 22nd Day of April, 1991.

ATTEST:


Paula S. Jewell, CMC
City Clerk

Introduced by: Councilmember Leary

1st Reading: 4/8/91
2nd Reading: 4/22/91
Effective: 4/22/91

ORDINANCE #1991-7

INSTALLATION OF SPEED HUMPS

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 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 location:

(a) Grant Avenue, between Hancock Avenue and Maple Avenue, two (2) speed humps to be placed adjacent to 108 and 130 Grant Avenue.

SECTION 2. THAT funds to cover these installations be appropriated from Capital Expenditures, Account 9100-8001.

SECTION 3. THAT this Ordinance becomes effective upon adoption.

ADOPTED BY THE CITY COUNCIL THIS 22nd DAY OF APRIL, 1991 BY ROLL CALL VOTE AS FOLLOWS:

AYE: Douglas, Leary, Moore, Porter, Prensky

NAY: None

ABSTAINED: None

ABSENT: Elrich, Hamilton

Introduced by: Councilmember Moore

1st Reading: 4/8/91
2nd Reading: 4/22/91

ORDINANCE NO. 1991-8

AN ORDINANCE TO AMEND CHAPTER 1, GENERAL PROVISIONS., AND CHAPTER 13, VEHICLES AND TRAFFIC., OF THE CITY CODE TO CHANGE THE FINES FOR PARKING VIOLATION OFFENSES.

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

SECTION 1. AMENDMENTS TO GENERAL PROVISIONS.

Section 1-19 of Chapter 1, of the Code of the City of Takoma Park is amended to read as follows:

(g) Amount of fine.

(1) The amount of the fine is the amount shown in this subsection.

Class of Offense	Initial Offense	Repeat Offense
A	\$400	\$400
B	\$200	\$400
C	\$ 75	\$150
D	\$ 20	\$ 40
<u>M</u>	<u>\$100</u>	<u>\$200</u>
<u>N</u>	<u>\$ 25</u>	<u>\$ 50</u>
<u>O</u>	<u>\$ 10</u>	<u>\$ 20</u>

SECTION 2. AMENDMENTS TO CHAPTER 13, VEHICLES AND TRAFFIC.

Articles 4, 6, and 7 of Chapter 13 of the Code of the City of Takoma Park are amended to read as follows:

Section 13-42. Violations and penalties. (Parking meters)

A violation of this Article is a Class [D] Q offense.

Section 13-57. Oil delivery truck requirements.

All oil delivery trucks or tank trailers shall have securely fastened under the taps or faucets attached thereto an absolutely oil or water tight zinc-lined box or tray. In filling any measure or other vessel from these taps or faucets, the measure or other vessel must be held so that any drip or overflow shall fall into the box or tray. In removing the measure, vessel or hose from over the asphalt pavement, no drip or overflow from the hose, measure or vessel shall be permitted to fall upon the pavement. No receptacle for holding oil shall be placed on the asphalt pavement. A violation of the section is a Class [C] N offense.

Section 13-58. Stop restrictions for buses; exceptions.

(d) A violation of this section is a Class [D] N offense.

Section 13-60. Coasting, sliding or skating on roadway prohibited; exceptions.

Except upon those roadways designated by the Chief [Police Officer] of Police from time to time and roped off or protected by signs, no person shall coast, slide or skate on any roadway. A violation of this section is a Class [D] N offense.

Section 13-61. Coasting and bicycle riding on sidewalk prohibited; exception.

(d) A violation of this section is a Class [D] N offense.

Section 13-63.1 Parking permit areas.

(j) A violation of this section is a Class [C] N offense.

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

(a) No person shall cause, allow, or permit [[or suffer]] any vehicle registered in the name of or owned or operated by him to be parked or left standing in any of the following places:

- (4) Within fifteen (15) feet of a fire hydrant.
- (5) In front of any fire station.

(6) In any fire lane.

[[(A) A violation of this Subsection (a)(b) is a Class M Offense.]]

[6] (7) On any highway or roadway for more than seventy-two (72) consecutive hours.

[7] (8) In any public alley where official signs prohibiting parking have been or shall have been placed except when actually engaged in receiving or unloading merchandise.

[8] (9) In or upon any public highway, street, alley, court or roadway when parking will obstruct the open ingress and egress of other vehicles or in front of or within five (5) feet of a public or private driveway, except when necessary to avoid conflict with other traffic or in compliance with law or upon the direction of a police officer.

[9] (10) Within the front setback area of any lot in a residential zone or side setback area facing a street on a corner or reverse corner lot in a residential zone on any space other than on a permanently constructed driveway within front or side setback areas, provided that any vehicle shall have displayed thereon a current license plate.

[10] (11) On public or private property designated as parking reserved for the physically handicapped with the proper signs posted in conformance with the sign standards in the Maryland Manual, unless said vehicle displays a special registration plate or permit issued by any state or the District of Columbia with the handicap designation.

[[(A) A violation of Subsection [(a)(10)] (a)(11) is a Class [C] M offense.]]

(b) Violations of Subsection (a)(6) (Fire Lanes) and Subsection (a)(11) (Handicapped Parking) are Class M offenses.

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Section 13-64.2. Penalty; exception.

Except as provided in Sections 13-63.1, 13-64(a)(6) and [13-64(a)(10)] 13-64(a)(11), a violation of this Article is a Class [D] N offense.

Section 13-74. Snow emergency route signs; impounding of vehicles.

(c) A violation of this section is a Class [C] M offense.

Section 3. THAT this Ordinance shall be effective April 22, 1991.

Adopted this 22nd day of April, 1991.

AYES: Douglas, Leary, Moore, Porter, Prensky

NAYS: None

ABSTAIN: None

ABSENT: Elrich, Hamilton

Note: [brackets] indicate language to be deleted from existing Code language and underlining indicates new language to be added.

NOTE: [[double brackets]] indicate language deleted since first reading and double underlining indicates language added since first reading.

Introduced by: Councilmember Prensky

RESOLUTION 1991-41
IN SUPPORT OF THE "COWS FOR KIDS" CAMPAIGN OF THE
TAKOMA PARK-SANTA MARTA COMPANION CITIES PROJECT

WHEREAS, the City of Takoma Park joined with Santa Marta, El Salvador, as companion cities in 1988; AND

WHEREAS, almost half the 600 children under the age of seven in Santa Marta are malnourished, and the supply of milk is totally inadequate for the children, and for nursing and pregnant women; AND

WHEREAS, the Women's Committee for Life and Dignity of Santa Marta has requested assistance for their project to buy 20 cows, as well as land and materials for construction of a barn and fencing, totalling approximately \$30,000; AND

WHEREAS, members of the community of Santa Marta have experience in the management of a cow herd, including expertise in veterinary medicine; and land is available for sale for pasturage; AND

WHEREAS, Santa Marta is a democratically governed community, working hard toward economic growth and self-sufficiency.

NOW THEREFORE, BE IT RESOLVED THAT the City Council endorses the campaign in support of the request from the Women's Committee of Santa Marta, which campaign is known as "Cows for Kids"; AND

BE IT FURTHER RESOLVED THAT the City Council authorizes the Companion Cities Project to place cow replicas on City property at Maple and Philadelphia Avenues in a highly visible place, each cow representing funds pledged to support the purchase of one cow for Santa Marta; AND

BE IT FURTHER RESOLVED THAT the City Council shall recognize and thank appropriately major individual and organizational donors to the campaign.

Adopted this 22nd day of April, 1991.

RESOL\COW.REE

Introduced by: Councilmember Porter
(Drafted by P. Jewell and Councilmember Porter)

RESOLUTION 1991-42

WHEREAS, the Takoma Park City Council is concerned about the education of the children in the City; AND

WHEREAS, potential reduction in the Prince George's and Montgomery County education budgets would result in serious cuts in school educational programs and threaten to reduce the number of teachers, teacher aides, educational tools and extracurricular activities, while increasing classroom sizes; AND

WHEREAS, the City Council understands that, in order to maintain the level of educational services in our schools, the Prince George's County Executive has proposed certain tax increases.

NOW THEREFORE BE IT RESOLVED THAT the Takoma Park City Council hereby re-affirms its concern that educational services in Prince George's County Schools be maintained and supports the proposal by the Prince George's County Executive to raise county taxes in order to fund these services.

Dated this 22nd day of April, 1991.

CITY OF TAKOMA (FINAL 7/19/91)
Special Session and Budget Public Hearing
Monday, April 29, 1991

CITY OFFICIALS PRESENT:

Mayor Sharp	City Administrator Wilson
Councilmember Douglas	Asst. City Admin. Habada
Councilmember Hamilton	City Clerk Jewell
Councilmember Leary	Personnel Ofc. Hobbs
Councilmember Porter	Police Chief Fisher
Councilmember Prensky	Capt. Wortman
ABSENT: Councilmember Elrich	Lt. Rosenthal
Councilmember Moore	Lt. Gowin
	Pub. Works Dir. Knauf
	Corporation Counsel Silber
	DHCD Director Grimmer
	Recreation Director Ellis

The City Council convened at 7:40 p.m. on Monday, April 29, 1991, in the Council Chambers at 7500 Maple Avenue, Takoma Park, Maryland.

Following the Pledge of Allegiance, the Mayor made his comments and presentations.

MAYOR/COUNCIL COMMENTS:

Mayor Sharp commented that Councilmember Elrich was absent because he was attending a Park and Planning meeting and Councilmember Moore was absent due to an illness.

He announce that on May 7th there would be a budget discussion with the Montgomery County Council in reference to the fire truck. He said the latest word was that the County Council would supply the truck and the staff people that were needed to man the truck back into the budget.

Mr. Hamilton congratulated the City employees and residents who participated in this weekend's "Christmas in April" Program which benefited two households in Takoma Park.

ADOPTION OF MINUTES FROM January 14, 1991

Adoption was moved by Mr. Hamilton and seconded by Mr. Prensky, and the minutes were unanimously adopted.

ADMINISTRATIVE REPORTS

1. Resolutions Honoring Police Officer of The Year, Honorable Service Medal, Command Recognitions, Length of Service Awards, and Special Acknowledgement

Moved by Mayor Sharp and seconded by Mr. Hamilton. Mayor Sharp proceeded to read the names of the recipients: Honorable Service Medal, Officer Mark Gardner; Command Recognition, Officer Dan Frishkorn; Command Recognition, Dispatcher Raven Matthews; Administrative Recognition, Cpl. Daniel Parker; and Acknowledgement of Appreciation to Retiring Special Officer, Kenneth E. Jones. The Resolutions carried unanimously (ABSENT: Elrich and Moore).

RESOLUTION NO. 1991-43 (Cynthia Creamer)
RESOLUTION NO. 1991-44 (Mark Gardner)
RESOLUTION NO. 1991-45 (Dan Frishkorn)
RESOLUTION NO. 1991-46 (Raven Matthews)
RESOLUTION NO. 1991-47 (Daniel Parker)
RESOLUTION NO. 1991-48 (Kenneth E. Jones)
(Attached)

SPECIAL RECOGNITION FOR LENGTH OF SERVICE (20 Years)

Sgt. John Duvall
Crossing Guard Doris Rodgers
Cpl. Paul Wilson
Capt. Dan Wortman

SPECIAL RECOGNITION FOR LENGTH OF SERVICE (15 Years)

Sgt. Dennis Bonn
Sgt. Cindy Creamer
Cpl. Al Hernandez
Sgt. George Hubbard
Crossing Guard Gloria Sheckels

2. Single Reading Ordinance Awarding Bid for Replacing Department of Public Works Shop Doors

Moved by Mr. Douglas and seconded by Mr. Hamilton.

The Mayor asked the Public Work's Director if the bidders were responsible bidders. Mr. Knauf that they were.

COUNCIL ACTION: The Ordinance was adopted unanimously (ABSENT: Elrich and Moore).

ORDINANCE NO. 1991-9

(Attached)

3. Update on Westmoreland Avenue Stormwater Issue

Public Works Director Knauf said in summary he felt an extension of the stormwater system was needed and it had been needed for quite some time. He also said that parking lots in the Westmoreland area contributed somewhat to the problem, but if they did not, there would be a basic problem because the stormwater system did not extend that far and even with an acceptable drainage system for the parking lots there was no place for the drainage water to go. In essence, he said the absence of a stormwater system in that area was a major issue and he would strongly recommend that appropriate action be taken.

Mr. Sharp asked if there was any permit control as part of zoning that should have dealt with this problem. Mr. Knauf said there should have been an application through the county. He said the problem was a deficient stormwater system in that area and it needed addressing.

Mr. Wilson said there were actions taken at the time the interpretations were given. He said that it was taken as merely a parking area that was being resurfaced and not a new action, and in both instances there had been an opportunity given and initiatives were taken on the part of the individual owners and the responses they received did not indicate that there was anything special that they had to do. Mr. Wilson said even if they had done something special, the whole area showed there was no intermediate services, and that all of the surface declined at the center of the square block. He also said Corporation Counsel would be looking into the problem and he had not heard all the report as of yet.

Mr. Prensky said it had been his understanding that the issue would be considered in worksession and it was acceptable to him. He said that he also was pleased with the Public Works Director's report which recommended the action. Mr. Prensky said he was confused with the revised budget request; a number of items had been decreased from the current budget request as well as others being increased. Mr. Knauf explained the initial budget had \$30,000 for capital improvements, and at the last meeting he had promised additional information; manhole improvements, screening, and grates in various areas, but all of those things were not essential so he scaled back some of the intended, and came up with \$75,000 for improvements in upper Westmoreland and \$20,000 for odds and ends.

Mr. Douglas asked if the existing system might be clogged or going into collapse. Mr. Knauf replied he had spent considerable time in the lower Westmoreland area and the area was clear.

Mr. Hamilton asked about the scheduled completion date of December 1st, and questioned would the winter time cause a problem if the weather was bad. Mr. Knauf responded that weather would not be a

factor and his hope would be if he received early approval to do this, he would move quickly on it and have it all completed before winter time.

Mr. Prensky asked if the bulk of the construction to the stormwater system would be taking place in the backyards of houses that face Eastern Avenue and Westmoreland. Mr. Knauf responded yes, and he hoped that it would resolve the problem. He also said there should not be a problem with the property owners because it would be more costly to tear up the main roads.

Arthur Karpas, President of WACO, 6916 Westmoreland Avenue. Mr. Karpas said that he had not seen the Director's report yet. He said there was a sanitary sewer line that ran part of the way down the center between the properties and the connection to the sewer at the street on Westmoreland, ran on the edge of his property. Mr. Karpas also said the lower level parking lot on the Carleton property had been changed; a grating and a collector had been installed which did not have an outlet, and it had a very oily appearance.

Mr. Wilson said staff had already been out and dealt with the trash situations on both levels and the property owners had until April 30th to rectify the situation, after which time fines would be imposed.

Ms. Porter asked Mr. Knauf if it were usual for houses not to have any storm drainage piping. Mr. Knauf responded that there were lots of houses that did not have it, because they were designed that way.

Mr. Douglas asked if crossing private property were recommended, what kind of easements would be required and what would be involved in putting in a larger distribution system. Mr. Knauf said he would see if he could gather information on that matter.

Mr. Prensky said he was gratified to see the responses developing from the Public Works Department, City Engineer and City Administrator. He said that he was interested in seeing the Westmoreland problem resolved.

4. Budget Public Hearing (Department of Housing and Community Development; Police; Library; Recreation; Government Administration)

Motion to convene into Public Hearing was made by Mr. Hamilton and seconded by Mr. Douglas.

City Administrator Wilson said there was pertinent information located on the table in reference to the various budgets that would be discussed.

CITIZEN COMMENTS:

Myer D. Eudell, 7301 Ceder Avenue said the City could not operate without the Police. He said he had lived in the area for 32 years and anytime he had made a call to the Police, they would be there within minutes, and it was very important to keep the service and to also add some. He said officer training courses were needed and additional officers were needed. Mr. Eudell said since there were more police cars on the street, he noticed there hadn't been any crime to speak of and the police should receive all the recognition with they deserved.

Ronald Mitchell, 7600 Maple Avenue said he supported the Police Department and he agreed with Mr. Eudell. Mr. Mitchell said he was a business owner in his building, and his major concern was the delicatessen on Maple Avenue with the kids hanging around it. He mentioned a Career Day which was held at Blair High School, and one of the kids from Blair told him that they were afraid to come to his place of business because of the kids on Maple Avenue. He said extra community service was needed to help train police officers

to deal with the kids, and he was afraid someone would get hurt before anything was done.

Neil Greentree, 7807 Garland Avenue said he was in support of Cable TV and he was a volunteer having taken part in the student program that Cable TV offered. He said Channel 54 was an important part of Takoma Park.

Rebekah Metzler, 7611 Maple Avenue said she worked with HOC and had lived in the area since the early 1970s. She said there had been lots of changes in the neighborhood since she had lived there and many of those were attributable to the Police Department. She also said that she was agreeable to any increase in the Police budget.

Samuel Allicock, 3572 Dean Drive said he was in support of Montgomery Cable 54 and he was a graduate of Columbia School of Broadcasting, an announcer and a volunteer talent coordinator.

Michael Leccese, 321 Lincoln Avenue asked the City Administrator if there was money this year for DHCD to pursue a City master plan for traffic in Takoma Park. Mr. Wilson responded yes and that the Director, Ms. Grimmer could give further details. Mr. Leccese went on to say that he was on the S.S. Carroll Committee Citizen's Group to try and bring a coop to Takoma Park Junction and he appreciated the support that people were willing to give.

Mayor Sharp said there were several budget items from different commercial districts in the City and he would like to propose the Council consider scheduling a block of time to focus on those economic commercial areas and the budget implications for those areas.

Fred Zimmerman, Resident of Landover Maryland and Volunteer for Takoma Park Cable 54 said he supported Takoma Park's Cable TV.

Denise Jacobs, 735 Sligo Avenue said she was there on behalf of Cable TV, which was a very important part of the community and an opportunity for those who otherwise did not have an opportunity to be able to communicate with their people and be able to share their cultures with their community. Ms. Jacobs said it was also an opportunity for the kids.

Elizabeth McGraw, Resident of in Takoma Park said she was at the meeting on behalf of Cable TV also. She also said she was going to be an instructor to people who wanted to come in and learn to use video equipment; she got involved in Cable because she believed in community access television.

Mary Jacobs, Maple Avenue Resident said that she was there on behalf of Cable TV. She said she was proud of the different shows which were provided. She also said that the organization was young and she felt very proud to be a producer with Channel 54.

Carol Coney, 6701 Little Eastern Avenue said she was there in support of Channel 54 Cable TV. She went on to say that she had previous experience managing community access radio in Pittsburgh, Pennsylvania and had come to value accessible media for communities. Ms. Coney said that a lot of people did not realize the importance of access television. She said that Cable TV was an answer to the needs of specialized communities, and it also provided information which was very valuable. She also said the programming was healthy and wholesome and an alternative to regular television. She concluded by saying the bulletin board was a good service, and that Cable was doing an excellent job, but it needed more financing.

Barbara Beelar, 7112 Maple Avenue said the notice in the Takoma Park Newsletter was confusing to someone who didn't know the different City department abbreviations, and there was no way they would know what would be discussed at the budget meetings. She

suggested next year to have the budget schedule and department descriptions more explanatory and appearing on the front page. She also said that tremendous progress had been made as far as alleviating the crime wave in her neighborhood and the community and the police had begun to work closer together, but the challenge would be when winter came. She also said she was expressing her support for Cable TV. She also said she was glad to see that DHCD would be meeting next week with the various commercial groups. Ms. Beelar said that the overall development of the Takoma Junction area was very important. She said staff time was needed to update the business mailing list because it reflected the status of the City and the progress in community development. She said it was important to put money into the budget this year to help people plan things, as was done on the Gypsy Moth Task Force. The money could be generated by increasing the fees of people who cut down the trees, and she would like for Council to find out how much it would cost to retain an tree specialist.

Barbara Littman, 721 Auburn Avenue said she was at the meeting in support of the Library. She said that her children were grown, but she remembers the Library as being the only safe place where she felt comfortable because it was hard to walk the street because she had a mixed child and people called her names and threw stones at her during the 1960s. Ms. Littman said she now uses the library to broaden her views, and when issues came up which she did not understand, she goes to the library which helps her to interact with other people and to understand different issues. She said she hoped the fire truck stayed in Takoma Park--her son grew up and became a fireman--and the Fire Department needed those ladder trucks.

Paul Ngo, 204 Southampton said last year he came alone to the Council meetings to plead that Cable TV should be kept, and today, there is now a Vietnamese TV program for the Vietnamese community. He said he had a very good rapport with Councilmember Hamilton, Chief Fisher and Mr. Wilson and he loves the station. Mr. Ngo said he was glad that his friends can tune in to the Vietnamese programs. He said he was also a volunteer for the Vietnamese TV programs which kept the Vietnamese informed, and helped them to understand their native communities, cultures, and values.

Thelma Davis Smith said she was at the meeting representing Cable TV and it was great. She said Takoma Park was a great City and she had lived in the City all her life, and Cable TV added pizzazz to the City and gave it class. She said the television station should be kept because it was doing a great job.

Robin Chappell, 707 Devonshire Road said he had lived in Takoma Park for 12 years and he had been an active person of the volunteer staff of Channel 54 for four years, and had been working on a variety of programs. He also said that he hoped by next year, he would be a feature film maker. Mr. Chappell said he got his start through Cable Channel 54. He said if Channel 54 were lost, it would put Takoma Park back into the 18th century.

George Mitchell said he was at the meeting to show his support for Takoma Park television. He also said the advances in the technology that were becoming available allowed them to go further with better programs and better quality and in the long run, the services would be increased.

Dolly Davis, 7819 Piney Branch Road, Takoma Park Community Cable Coordinator said she was proud to be at the meeting in support of Cable TV. She said 7 months ago when she came to be a part of Cable TV she knew nothing about it, but now she had several dreams, and she was very excited about the things that have been done for Cable TV. Ms. Davis said that Cable TV had allowed her access to different nationalities of people and her job was to provide a "soapbox" for any group who wanted to come out and support the community. She also said that she hoped she would be able to tell

her children how wonderful Takoma Park was, just as her family had who have been members of the Takoma Park community for almost 100 years.

Montez Boatman, 133 Ritchie Avenue said she was speaking on behalf of all the departments whose budgets were coming up. She said as a resident of Takoma Park and President of the Ritchie Citizens' Association, she commended the Police Department. She said she was pleased with the proposal for the community-oriented policing program, and she felt the program would be valuable in strengthening community and police relations. She also said the Recreation Department had provided a great deal of assistance to the community.

Jean Vivens, 7333 New Hampshire Avenue said he was the producer and host of the Haitian show on Takoma Park's Cable TV. He said the program was the only bridge between what was happening here and in Haiti. He explained the program consisted of news, music, etc., and that different people had approached him and told him that they liked the show. He thanked Cable TV and said he had taken his classes there. He also thanked the Recreation Department.

Linda McKnight, 7205 Cedar Avenue said the past year on Cedar Avenue there had been an increase in crime and the citizens had been busy trying to organize street patrols and the police had been helpful in informing the citizens as to what was going on. She said she was interested in the police community/oriented services.

Rita Marth, 7308 Cedar Avenue thanked the Police Department for continuing their support and she hoped it would continue. She also said she hoped their budget would increase so as to increase their presence.

Herb Kaufman, 214 Tulip Avenue thanked the City Council for allowing the citizens to voice their opinions. He said he was supporting the police and their budget increase.

Jill Raymond, 8401 Greenwood Avenue said everyone always said good things about libraries and that they should always be funded. She expressed her appreciation that the library budget had not been cut. She also said the Takoma Park library was very efficient and the staff worked well with little resources.

Enid Hodes 7418 Hancock Avenue said she had lived in Takoma Park for 13 years and found the library to be a very good one and she commended the library staff on its efficient services. She also commented that she had heard the Washington Adventist Hospital was considering putting in a "helipad" and she was not in favor of that proposal because of the noise factor.

Mayor Sharp said that in regard to the Hospital's request for the "helipad" for emergency services, there would be a Council worksession on the matter on Monday, June 3rd.

Kay Dellinger, Hampshire Towers Tenant said that former Mayor Abbott watched Council meetings on Cable TV when he was too ill and not able to attend a Council meeting. She said Cable TV was good for the senior citizens also and it was a very important tool for Takoma Park, just as the Newsletter and the Takoma Voice were, and that it should be supported in every way. She also said Takoma Park should be united instead of part being in Montgomery County and the other part in Prince George's County. Ms. Dellinger said that the community side of Cable should be supported with tax dollars just as the city side of it was and the whole community should be funding it. She also said there should be a foot patrol of police in Takoma Park, and that the police should use other means of transportation than cars; e.g., bicycles and motorcycles.

Deborah Sossen, 6809 Allegheny Avenue said Cable TV was a gift and should be appreciated and not wasted. She also said that some type of network was needed so community organizations could share Cable services. Ms. Sossen said that she felt Takoma Park and Montgomery County should be merged and that it was important to balance a City. She said if you looked at the structure in Takoma Park as it was now in Montgomery County, there you'd see houses combined with business, which was unhealthy. Ms. Sossen also said that two police departments were not needed--the Silver Spring Police Department was far more effective than the Takoma Park Police Department. She said the Housing Department was ineffectual and "cliquish", and the Montgomery County Housing Department was far more effective. She said that the money on hand now could be used to restructure Takoma Park to give the people education and learning, and then a shift could be made to Montgomery County and accept the services that they have to offer to Takoma Park.

Adriane Patmagrian, 202 Spring Avenue said she was representing the Circle Woods Community Association and she wanted to offer assistance on behalf of the association in accessing resources for alternative funding and grants for the City's purchase of the Lake Street property. She thanked the Council for their continuing support and interest in obtaining the property for the purpose of an open-space conservation area. She said that her association would like to help the City in applying for grants which were available in any way in which they could; many of the members were in business and had a lot of information on alternative sources.

Dick Howes, 7403 Buffalo Avenue said he supported Takoma Park Cable Television. Mr. Howes also said that he understood from the people at Takoma TV that the first few years had been spent in getting the station going, to begin the programming, and train volunteers, and they had done a great job. He said there were some very good programs on Takoma TV. He urged support of Takoma Park TV, and to give ideas on how it could function better. He also said that if the library services were changed to Montgomery County, it would not work because they were cutting the budget and also the hours at the Takoma Park library were better.

Karen Fishman, 7103 Cedar Avenue said that she was at the meeting to urge support of the library's proposed budget. She also said she had lived in Takoma Park for over 11 years and she used the library a lot, the staff were wonderful, it was a great resource. Ms. Fishman said that her children also used the library. She said that with the increase in crime in Takoma Park, the increased funding would be well-deserved to the Police Department so the residents of Takoma Park would be safer.

Julie Wyatt, Co-producer for Green Show explained what the Green Show was all about. She also urged continued support for Cable.

Leslie Meeds, Co-producer for Green Show urged support for the Green Show and Cable and said more people were watching it.

Janice Barns, Co-producer for Green Show said she also endorsed the program and that it was a good service, and it was getting better because the audience was growing. She urged the Council's support of the Cable.

Clarence Boatman, 133 Ritchie Avenue said he had lived on Ritchie Avenue for 39 years. Mr. Boatman said that as long as he had been in Takoma Park, Cable had been very popular and he did not come to the meeting as often as he used to because he could watch the Council meetings on Cable TV at home. He also said that he supported the Police Department's budget and he felt that the police needed to visit the Cable station sometime with some of their personnel to discuss the new community-oriented policing because people did not really know what was to be done according to the report. He also expressed his praise for the Library.

City Clerk Jewell read into the record a phone call she received from Bill Oaks at 124 Grant Avenue who voiced his support for the Police Department's budget.

COUNCIL COMMENTS

Mr. Prenskey said that a lot of people had expressed their support for the TV station and all of the exciting and positive things that it did for the community, and he did not question their enthusiasm, but he wondered how it was that the discussions for the future of Cable had not been focused on the funding with the exception of Ms. Dellinger's comments and he knew that full public funding was not the current majority view of the Council. He said over a year ago, the Council passed a Resolution which went on record as only being willing to support in FY'92, seventy-five percent of the salary of the Municipal Cable Coordinator.

Mr. Wilson said the budget had been put together over a period of time after the Resolution and considerations were taken in it had to do with priorities, fund availability, and the operation of the various programs and in their opinion, he could not find the justification for cutting a quarter of the Cable Coordinator's salary, and he recommended that it not happen.

Mayor Sharp said that the Council made a motion which said that it would be cut - that was the justification. He said if there were a proposal to leave it in since the earlier resolution on the part of the Council was not addressed in the budget, a justification needs to be given.

Mr. Douglas said that he was curious where the long-awaited report from the City Administrator was on the future of the Cable Television station, because the Council had asked for it by the first of the year, and they had received only a sketchy, conceptual document which they asked to be fleshed out in time for consideration and adoption by the time of the budget. Mr. Douglas requested that the Council receive the report before they act on the budget.

Mr. Wilson responded they had done a review of the first step of the process which was to establish a corporation with which they could do business, and that corporation and those papers had been reviewed by corporation counsel and he had turned back to the principals of the Community Cable group that information, with direction to them to go and get themselves incorporated so that we could move forward with establishing a contract with them for the specific services that they had proposed they would do with and for us.

Mr. Douglas said that he did not think that the issue should be dependent on response from the community group because the Council had specifically asked for the City Administrator's plan on a variety of fronts and not just what the organizational relationship might be, and if the Council was waiting for a group to come back to the Council rather than the City Administrator, they were waiting for the wrong thing.

Mr. Wilson said that it may not be perfectly clear, but all the data was available to give the focus for which the Council was asking.

Mr. Leary said he needed an explanation why, in the City Administrator's opinion, the sentiment expressed by the Council a year ago should be overridden. He said it was essential to have an explanation why the Council could not have any reliable cable coordination unless they paid for a full-time coordinator. In addition, he said, some explanation was needed as to why in spite of the sentiment expressed by the Council on at least three different occasions, it was still impossible for the cable

television operation to generate any income that would pay the difference between a \$30,000 contribution to the salary of a full-time coordinator and a \$40,000 contribution by City taxpayers to the salary of a full-time coordinator.

Mr. Wilson said he would respond to those questions.

Mr. Douglas asked whether there was funding with DHCD to work on a traffic management plan and what actually had been done in FY'91 to work on a city-wide traffic and transportation management plan, and what assurances did we have that this would actually happen in FY'92 given that there was similar language in FY'91.

Mr. Wilson said that he would not attempt to answer the question at the present time, but he would get an answer in the written report.

CITIZEN COMMENT:

Kay Dellinger said she supported Mr. Wilson on all aspects and she did not care if the City Council voted on it 10 times, they voted the wrong way which was not unusual. She said that the Council should rescind all of the previous votes and vote the right way. She also said the cable coordinator did an outstanding job; he works very hard and nobody was going to do that work for 3/4 of a salary and the whole idea was just ridiculous. Ms. Dellinger said it was an extremely valuable service with 100,000 dollars worth of equipment in the cable office that they had purchased from the cable company and the equipment should be used and used well and the coordinator should be paid a full-time salary and Council should vote to do so. She said that Mr. Wilson was correct and whoever voted the other way was wrong - rescind the vote and do the right thing, for a change. She said cable was a valuable community service and that the community side of Cable TV was not rich and the residents of Takoma Park were not rich and Cable TV was never supposed to be an elitist thing. She said the best groups were the ones who would not have the money to give to cable to have their event put on cable and they were the very ones who should have their event put on cable. She said the basic needs of the Cable TV should be paid for by taxpayer dollars.

Mayor Sharp said on Monday, May 6th at 8:00 p.m. there would be a Budget worksession. He called the Public Hearing to a close.

Upon motion duly made and seconded the Council meeting adjourned at 10:07 p.m. to reconvene in Regular Session on May 13, 1991.

RESOLUTION 1991-43

WHEREAS, Police Chief A. Tony Fisher has selected **DETECTIVE SERGEANT CYNTHIA CREAMER** to be the **1990 POLICE OFFICER OF THE YEAR**, AND

WHEREAS, Sergeant Creamer performs excellent criminal investigations with exhaustive thoroughness; AND

WHEREAS, She demonstrates outstanding skill and patience in training new detectives; AND

WHEREAS, The police department was helped to make a quick and good arrest in the STIGGER murder case by her dedication and fine leadership.

NOW, THEREFORE, BE IT RESOLVED THAT the City Council hereby commends and offers congratulations and a \$100 Savings Bond, to the **1990 POLICE OFFICER OF THE YEAR**,

DETECTIVE SERGEANT CYNTHIA CREAMER

Dated this 29th
day of April, 1991.

Edward F. Sharp
Mayor

ATTEST:

Paula S. Jewell, CMC
City Clerk

RESOLUTION 1991-44

WHEREAS, Police Chief A. Tony Fisher has selected **OFFICER MARK GARDNER** to be the recipient of the **1990 HONORABLE SERVICE MEDAL**; AND

WHEREAS, **OFFICER GARDNER** is being honored for exceptional devotion to duty; AND

WHEREAS, His exceptional diligence and good spirits are commented on by fellow officers; AND

WHEREAS, He led the Department in 1990 over-all enforcement.

NOW, THEREFORE, BE IT RESOLVED THAT the City Council hereby commends and offers congratulations and a \$50 Savings Bond, to

OFFICER MARK GARDNER

Dated this 29th
day of April, 1991.

Edward F. Sharp
Mayor

ATTEST:

Paula S. Jewell, CMC
City Clerk

RESOLUTION 1991-45

WHEREAS, Police Chief A. Tony Fisher has selected **OFFICER DAN FRISHKORN** to be the recipient of **1990 COMMAND RECOGNITION**; AND

WHEREAS, In handling a dangerous, violent incident in a New Hampshire Avenue parking lot which involved several persons, one of whom continued to swing a machete after being ordered to stop, **OFFICER FRISHKORN** chose to demonstrate courage and maturity by not firing his weapon, although he was probably justified in doing so; AND

WHEREAS, The suspect was then apprehended without further incident.

NOW, THEREFORE, BE IT RESOLVED THAT the City Council hereby commends and offers congratulations and a \$50 Savings Bond, to

OFFICER DAN FRISHKORN

Dated this 29th day of
April, 1991.

Edward F. Sharp
Mayor

ATTEST:

Paula S. Jewell, CMC
City Clerk

RESOLUTION 1991-46

WHEREAS, Police Chief A. Tony Fisher has selected **DISPATCHER RAVEN MATTHEWS** to be the recipient of **1990 COMMAND RECOGNITION**; AND

WHEREAS, Her outstanding professionalism in dispatching police calls is recognized by all, as are her impeccable calm and courtesy even in situations of extreme stress; AND

WHEREAS, She is highly skilled in training new dispatchers; AND

WHEREAS, She is known for her willingness to go beyond job requirements to assist however she can.

NOW, THEREFORE, BE IT RESOLVED THAT the City Council hereby commends and offers congratulations and a \$50 Savings Bond, to

DISPATCHER RAVEN MATTHEWS

Dated this 29th day
of April, 1991.

Edward F. Sharp
Mayor

ATTEST:

Paula S. Jewell, CMC
City Clerk

RESOLUTION 1991-47

WHEREAS, Police Chief A. Tony Fisher has selected **CORPORAL DANIEL PARKER** for **1990 ADMINISTRATIVE RECOGNITION, AND**

WHEREAS, His achievement in D.W.I. and other enforcement activities is consistently high, as is his general devotion to duty; AND

WHEREAS, The Department is aided substantially by his ability to carry out multiple assignments in a highly professional manner; AND

WHEREAS, In 1990, he performed in the capacities of Assistant Shift Supervisor, Field Training Officer, and PR-24 Instructor.

NOW, THEREFORE, BE IT RESOLVED THAT the City Council hereby commends and offers congratulations and a \$50 Savings Bond, to

CORPORAL DANIEL PARKER

Dated this 29th
day of April, 1991.

Edward F. Sharp
Mayor

ATTEST:

Paula S. Jewell, CMC
City Clerk

RESOLUTION 1991-48

WHEREAS, **KENNETH E. JONES**, City Sanitation Supervisor, has also faithfully served Takoma Park in the ancillary capacity of Special Police Officer for 25 years; AND

WHEREAS, During his years of assisting the police, **SPECIAL OFFICER JONES** was called upon to undergo weapons qualification, to assist on short notice, and on occasion, to place himself in unpleasant and/or dangerous situations; AND

WHEREAS, This month he is retiring from police officer duties.

NOW, THEREFORE, BE IT RESOLVED THAT the City Council hereby express deep appreciation for his services, and offer congratulations to

SPECIAL POLICE OFFICER KENNETH E. JONES

Dated this 29th
day of April, 1991.

Edward F. Sharp
Mayor

ATTEST:

Paula S. Jewell, CMC
City Clerk

Introduced by: Councilmember Douglas

Adopted: 4/29/91
(Single Reading)

ORDINANCE NO. 1991-9

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

WHEREAS, the Fiscal Year 1990-91 City Budget earmarked \$11,000.00 in the Capital Budget for the purpose of Replacing Shop Doors for the Public Works Department; AND

WHEREAS, in accordance with City procurement procedures, bids were solicited and received from three (3) qualified bidders as follows:

Metropolitan Rolling Door	\$ 17,500.00
Overhead Door Co., of Washington	\$ 13,780.00
Beltway Garage Door Inc.	\$ 10,682.00

WHEREAS, the low bid of TEN THOUSAND SIX HUNDRED AND EIGHTY TWO DOLLARS (\$10,682.00) was received from Beltway Garage Doors, Inc.

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

SECTION 1. That the low bid of \$10,682.00 for the Replacement of Shop Doors is hereby accepted; AND

SECTION 2. That the funds to cover this purchase in the amount of TEN THOUSAND SIX HUNDRED AND EIGHTY TWO DOLLARS (\$10,682.00) be charged to the Capital Expenditures Account, #9100-8001.

AYE: Douglas, Hamilton, Leary, Porter, Prensky

NAY: None

ABSTAIN: None

ABSENT: Elrich, Moore