

SPECIAL SESSION, WORKSESSION AND EXECUTIVE SESSION  
OF THE CITY COUNCIL

Monday, March 4, 1996

**OFFICIALS PRESENT:**

Mayor Sharp  
Councilmember Chavez  
Councilmember Elrich  
Councilmember Porter  
Councilmember Rubin  
Councilmember Williams

City Administrator Habada  
Deputy City Administrator Grimmer  
Assistant City Administrator Hobbs  
Deputy City Clerk Espinosa  
Senior Planner Schwartz  
Economic Development Coor. Sickle  
Community Planner George  
Planning Center Coordinator Ludlow  
Public Works Team Leader McKenzie

**OFFICIAL ABSENT:**

Councilmember Davenport

The City Council convened at 7:40 p.m. on Monday, March 4, 1996, in the upstairs meeting room of the Municipal Building, 7500 Maple Avenue, Takoma Park, Maryland.

**SPECIAL SESSION**

**#1 Resolution re: Designation of City Representative for Blizzard of '96 Disaster Relief.**

Mr. Sharp explained the resolution will designate Donna McKenzie as the city's representative to apply for and receive funds through the Federal Emergency Management Agency.

Moved by Chavez; seconded by Porter.

The resolution was adopted unanimously (ABSENT: Davenport).

**RESOLUTION #1996-9  
(Attached)**

**WORKSESSION**

The Council moved into Worksession at 7:42 p.m. Following the Worksession, the Council convened in Executive Session to (1) obtain legal advice on a legal matter, and (2) possible land acquisition. The Council later adjourned for the evening.

**EXECUTIVE SESSION**

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Executive Session 3/4/96 - Moved by Elrich; seconded by Rubin. Council convened in Executive Session by unanimous vote at 10:20 p.m., in the Conference Room. OFFICIALS PRESENT: Sharp, Elrich, Porter, Rubin, Williams. OFFICIALS ABSENT: Chavez, Davenport. STAFF PRESENT: Habada, Grimmer, Hobbs, Espinosa, Silber, Schwartz. Council discussed possible land acquisition, and consulted with legal counsel regarding a tax billing matter. Staff was directed to pursue purchase of land, and no action was taken on the tax billing matter (Authority: Annotated Code of Maryland, State Government Article, Section 10-508(a)(3) and (7)).

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Introduced by: Councilmember Chavez

Resolution No. 1996 - 9

Designation of City Representative for  
Blizzard of '96 Disaster Relief

WHEREAS, Takoma Park, along with the entire north east coast suffered a budget hardship due to severe weather storms that began on or about January 6, 1996 and a subsequent storm that began on or about January 12, 1996; AND

WHEREAS, on or about January 9, 1996 Governor Parris Glendening made a formal request, in accordance with the Robert T. Stafford Disaster & Relief Act, to declare a disaster in the State of Maryland; AND

WHEREAS, on January 11, 1996 President Bill Clinton did declare the State of Maryland as a major disaster area; AND

WHEREAS, the Federal Emergency Management Agency has established guidelines for municipalities to apply for aid; AND

WHEREAS, these guidelines require that by resolution, a municipal representative be appointed to apply for and receive funds through their agency.

NOW, THEREFORE, BE IT RESOLVED by the City Council of Takoma Park, Maryland, that Donna McKenzie is hereby designated as the City of Takoma Park's duly authorized representative; AND

FURTHER, that Donna McKenzie is hereby designated to provide information required by FEMA, to apply for funding on behalf of the City to alleviate the burden the City experienced on its budget as a result of the Blizzard of 96.

FURTHER, RESOLVED that Donna McKenzie is hereby designated the City of Takoma Park's authorized representative to apply for any future Federal disaster funds.

Dated this 4th day of March, 1996.

Attest:

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**PUBLIC HEARING, REGULAR MEETING, WORKSESSION  
AND EXECUTIVE SESSION OF THE CITY COUNCIL**

**Monday, March 11, 1996**

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Executive Session 3/4/96 - Moved by Elrich; seconded by Rubin. Council convened in Executive Session by unanimous vote at 10:20 p.m., in the Conference Room. OFFICIALS PRESENT: Sharp, Elrich, Porter, Rubin, Williams. OFFICIALS ABSENT: Chavez, Davenport. STAFF PRESENT: Habada, Grimmer, Hobbs, Espinosa, Silber, Schwartz. Council discussed possible land acquisition, and consulted with legal counsel regarding a tax billing matter. Staff was directed to pursue purchase of land, and no action was taken on the tax billing matter (Authority: Annotated Code of Maryland, State Government Article, Section 10-508(a)(3) and (7)).

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**OFFICIALS PRESENT:**

Councilmember Chavez  
Councilmember Davenport  
Councilmember Elrich  
Councilmember Porter  
Councilmember Rubin

Deputy City Administrator Grimmer  
Assistant City Administrator Hobbs  
Deputy City Clerk Espinosa  
Public Works Team Leader Braithwaite

**OFFICIALS ABSENT:**

Mayor Sharp  
Councilmember Williams

The City Council convened at 7:35 p.m. on Monday, March 11, 1996, in the Council chambers of the Municipal Building, 7500 Maple Avenue, Takoma Park, Maryland.

Following the Pledge of Allegiance, these remarks were made:

**COUNCIL COMMENTS**

Mr. Elrich noted that Mayor Sharp will be absent this evening, and that consequently, he will be serving as Mayor Pro Tempore for tonight's meeting.

The Council reached a consensus to postpone the introductions of Jerry Sanford and Elise Sanchez, and to postpone discussion of the second reading ordinance regarding 1007 University Boulevard Contract Award.

**CITIZEN COMMENTS**

Benjamin Onyeneke, Maple Avenue, commented on violence in schools, and suggested an extension of the school day, observance of a moment of silence in schools, and uniforms for students.

**PUBLIC HEARING**

**#1 Landscape Plan.** Pat Howell and Marion Chambell, landscape architects, presented a proposed plan for landscaping Municipal Building and City Library grounds. Ms. Howel also addressed the matter of pedestrian traffic flow around the buildings.

Ms. Porter noted that diagrams of the proposed plan will be on display in the Municipal Building lobby for the next couple of weeks.

David Bishop, an architectural student, commented on the proposed plan, specifically regarding the foot path design and plantings.

Benjamin Onyeneke, Maple Avenue, supported the proposal.

Mr. Davenport commended the effort put into the proposed plan.

Ms. Porter questioned the next steps, noting that there is no money in the budget for this project, yet.

The public hearing was closed at 8:00 p.m.

## **REGULAR SESSION**

**#2 Single Reading Ordinance re: Purchase of Two (2) Vehicles.** Moved by Porter; seconded by Elrich.

Public Works Team Leader Braithwaite commented on the proposal to purchase two vehicles, one for assignment to Housing & Community Development and one to the Recreation Department.

Ms. Porter expressed concerns about fuel efficiency, compatibility in Public Works' parts inventory, and the vehicles' payback periods. She suggested that a Taurus automobile be purchased for the Recreation Department, and that other models be considered for HCD.

Mr. Elrich proposed that the ordinance be amended to authorize the purchase of only one vehicle (i.e. Taurus for Recreation) (seconded by Porter).

Ms. Porter stated that she would like to include the Police Department vehicles in the discussion of the city's fleet.

Benjamin Onyeneke, Maple Avenue, supported the purchase of a vehicle for the Recreation Department.

Mr. Chavez noted that the Taurus is a 4-door sedan.

Ms. Grimmer added that the Recreation Department also is assigned a minivan.

(NOTE: Staff is to amend the ordinance, and schedule on a future agenda.)

**#3 Single Reading Ordinance re: Retrospective Card Conversion Contract for City Library.** Ms. Grimmer noted that funding for the project is already in the Capital Budget.

Ms. Porter commented that the project has been proposed in two phases.

Library Director Arnold-Robbins remarked about the proposed system, as well as current capacity for the public to access the Internet. The policy is that only patrons 12 years or older are permitted to use the Internet; there may be some instances where younger patrons with parental supervision will be permitted to use the Internet.

The ordinance was adopted unanimously by roll call vote (ABSENT: Sharp, Williams).

**ORDINANCE #1996-6**  
**(Attached)**

**#4 Resolution re: SOSCA Traffic Study--Phase II.** Moved by Porter; seconded by Chavez. Mr. Elrich described the resolution.

Ms. Porter noted Council's adoption of the recommendations of Phase I of the Study, and commented on features of traffic control devices described in Phase II.

The resolution was adopted unanimously (ABSENT: Sharp, Williams).

**RESOLUTION #1996-10**  
**(Attached)**

**#5 Resolution re: Old Philadelphia Avenue Traffic Study.** Moved by Rubin; seconded by Chavez. Mr. Elrich described the resolution.

Mr. Rubin noted that one thrust of the Study was to find ways to make the Old Philadelphia Avenue area more pedestrian friendly.

The resolution was adopted unanimously (ABSENT: Sharp, Williams).

**RESOLUTION #1996-11**  
**(Attached)**

**#6 Resolution re: Speed Hump Guidelines.** Mr. Rubin commented that he will be voting against the resolution, especially as it relates to the change in the guidelines that no longer requires evidence of speeding vehicles on a street being considered for speed hump installation.

Moved by Porter; seconded by Elrich.

Benjamin Onyeneke, Maple Avenue, supported the resolution.

Mr. Rubin noted the portions of the Guidelines that he supports. The slight increase in the petition requirement from 60% to 2/3 of affected residents (i.e. 66 2/3%). He expressed a desire to ensure that there are adequate opportunities for citizen input regarding proposals.

Mr. Elrich acknowledged Mr. Rubin's comments, but supported the resolution. He commented

that the revisions provide the Police Department with greater flexibility for traffic law enforcement.

Mr. Rubin suggested that the Guidelines include an option to require a speed study of streets for which speed humps are requested.

Ms. Porter supported the resolution and Guidelines, stating that the Council has come to use their best judgement when considering speed hump requests.

Mr. Chavez commented in support of the resolution, noting the perception that speed humps contribute to public safety.

The resolution was adopted (NAY: Rubin; ABSENT: Sharp, Williams).

**RESOLUTION #1996-12  
(Attached)**

Ms. Porter noted that the Guidelines are in the form of an Administrative Regulation, and asked for the definition of a "block."

Community Planner Schwartz responded.

**#7 1st Reading Charter Amendment Resolution re: Annexation of Section of Flower Avenue.** Mr. Elrich explained that the current city boundary runs along the west side curb-line of Flower Avenue from Piney Branch to Maplewood Avenue. Residents are concerned about vehicular speed and current lack of police enforcement. The road itself is under the jurisdiction of Montgomery County, and therefore, the county police are responsible for law enforcement (i.e. traffic violations) on the Flower Avenue. The proposal is to annex the roadbed which would enable the Takoma Park Police to enforce speed limits on the street.

Moved by Elrich; seconded by Rubin.

Janet Pepin conveyed the appreciation of Flower Avenue residents, and explained the traffic law enforcement and sanitation issues that prompted the annexation effort.

Mr. Chavez noted that the same situation exists on Carroll Avenue, just beyond Garland Avenue and heading northeast toward University Boulevard.

Benjamin Onyeneke, Maple Avenue, expressed concern about the city's inability to provide traffic enforcement on Flower Avenue, and supported the resolution.

Ms. Grimmer clarified that the annexation will exclude the street's eastern curb and gutter.

The resolution was accepted unanimously (ABSENT: Sharp, Williams).

**RESOLUTION #1996-13  
(Attached)**

**#8 Resolution re: Legal Requirements--Proposed Annexation of Section of Flower Avenue.**

Mr. Elrich explained the resolution, and briefly outlined the requirements. He noted that a public hearing is scheduled for April 22nd to receive citizen comments on the proposed annexation.

Moved by Elrich; seconded by Rubin.

The resolution was adopted unanimously (ABSENT: Sharp, Williams).

**RESOLUTION #1996-14  
(Attached)**

**#9 Resolution re: Nuclear-Free Takoma Park Committee.** Moved by Rubin; seconded by Porter.

Benjamin Onyeneke, Maple Avenue, spoke in support of the resolution.

Mr. Rubin said that he is very happy with the appointments, and that he is thankful for the many contributions of the city's residents.

The resolution was adopted unanimously (ABSENT: Sharp, Williams).

**RESOLUTION #1996-15  
(Attached)**

**WORKSESSION**

The Council adjourned to Worksession at 8:55 p.m. Following the Worksession, the Council convened in Executive Session to consult with legal counsel.

**EXECUTIVE SESSION**

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Executive Session 3/11/96 - Moved by Porter; seconded by Elrich. Council convened in Executive Session by unanimous vote at 9:30 p.m., in the Conference Room. OFFICIALS PRESENT: Chavez, Elrich, Porter, Rubin. OFFICIALS ABSENT: Sharp, Davenport, Williams. STAFF PRESENT: Habada, Hobbs, Espinosa, Silber. Council consulted with legal counsel regarding (1) the Assistant Attorney General's Opinion regarding the annexation area tax billing, and (2) the willing of 204 Dogwood to the city. Council (1) discussed strategy for discussions with Prince George's County about the tax situation and decided to do further legal research on the taxability issue, and (2) agreed to accept the donation of property (204 Dogwood Avenue) and directed staff to explore future use options. (Authority: Annotated Code of Maryland, State Government Article, Section 10-508(a)(7)).

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Introduced by: Councilmember Elrich

Adopted: 3/11/96  
Single Reading: 3/11/96

Ordinance No. 1996-6

RETROSPECTIVE CATALOG CONVERSION OF THE LIBRARY CATALOG

- WHEREAS, funds in the amount of \$45,000.00 have been allocated in the FY-96 Capital Budget; AND
- WHEREAS, this retrospective conversion project was included in the FY-96 Capital Budget as the first stage in the City Library's automation plan; AND
- WHEREAS, appropriate solicitation of interest through a formally advertised Request for Proposals resulted in the submission of seven proposals; AND
- WHEREAS, the seven proposals were received and publicly opened at 2:00 pm, January 25, 1996; AND
- WHEREAS, based on the selection criteria and in consideration of other qualifications included in the Request for Proposals, staff recommended award of the contract to TALX Corporation; AND
- WHEREAS, the said TALX Corporation was the apparent lowest bidder, and is considered to be responsive and responsible; AND
- WHEREAS, based on the cost of the services to be provided, the allocated funds are sufficient to accomplish the authorized project for the Retrospective Catalog Conversion of the Library Catalog.

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

- SECTION 1: THAT the bid received from TALX Corporation, in the amount of TWENTY SEVEN THOUSAND SIX HUNDRED SEVENTY FIVE DOLLARS AND ZERO CENTS (\$27,675.00) be accepted; AND
- SECTION 2: THAT funds to cover this project in the amount of TWENTY SEVEN THOUSAND SIX HUNDRED SEVENTY FIVE DOLLARS AND ZERO CENTS (\$27,675.00) be charged to the Capital Expenditures Budget Account No. 7000-8000 in the amount of TWENTY SEVEN THOUSAND SIX HUNDRED SEVENTY FIVE DOLLARS AND ZERO CENTS (\$27,675.00).

ADOPTED THIS 11 DAY OF MARCH, 1996.

AYES: Chavez, Davenport, Elrich, Porter, Rubin  
NAYS: None  
ABSTAIN: None  
ABSENT: Sharp, Williams



Introduced By: Council member Porter

RESOLUTION NO. 1996 - 10

Resolution Adopting Phase II: Elm Avenue Area of the South of Sligo Citizens Association traffic study known as the SOSCA Study which recommends:

1. Installing speed humps on Devonshire Avenue;
2. Channelizing the intersections of
  - a. Elm Avenue and Lincoln Avenue, and
  - b. Auburn Avenue and Elm Avenue;
3. Painting Stop Bars at the following intersections:
  - A. Elm Avenue and Larch Avenue, and
  - B. Devonshire Road and Glaizewood Avenue.
4. Installing a STOP sign on Glaizewood Avenue at intersection with Devonshire Avenue; and,
5. Constructing a right turn lane on Sligo Creek Parkway at New Hampshire Avenue (MD 650).

WHEREAS, in 1994, the members of the South of Sligo Citizens Association (SOSCA) requested that the City of Takoma Park arrange for a traffic study for their neighborhood; AND,

WHEREAS, the City's Traffic Consultant coordinated and volunteers from the SOSCA neighborhood carried out a traffic volume study in the spring of 1995; AND,

WHEREAS, the City's Traffic Consultant analyzed and reviewed the collected data, as well as provided recommendations to address the traffic management concerns of this community; AND,

WHEREAS, the City's Traffic Consultant met with the members of South of Sligo Citizens Association to identify problems, discuss alternate solutions, and create the traffic study; AND,

WHEREAS, the members of South of Sligo Citizens Association have endorsed the resulting traffic study recommended proposals which pertain to Phase II : Elm Avenue Area by the City's Traffic Consultant; AND,

WHEREAS, the City has provided public notice and the Council has taken public comment on this matter; AND,

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

MARYLAND, THAT, the City Council hereby Adopts Phase II:  
Elm Avenue Area of the SOSCA Study .

BE IT FURTHER RESOLVED THAT the Council commends the South of Sligo  
Citizens Association for its exemplary contributions to  
the preparation of the traffic study.

BE IT FURTHER RESOLVED THAT the City Administrator or her designee  
is hereby directed to prepare an implementation schedule  
for recommendations one through four of Phase II: Elm  
Avenue Area of the SOSCA Study, and to present to the  
City Council of Takoma Park an estimated cost for the  
preliminary design of the fifth recommendation. Based  
on the estimate, the City Council of Takoma Park will  
determine how the fifth recommendation should be funded  
and implemented. By adopting this recommendation, the  
City Council does not make a commitment to fund the fifth  
recommendation.

ADOPTED THIS 11th DAY OF MARCH, 1996.

Introduced By: Council member Rubin

RESOLUTION NO. 1996 - 11

Resolution Adopting Old Philadelphia Avenue After Study which recommends:

1. Constructing an island and edge markings at the corner of Old Philadelphia and Cedar Avenues;
2. Repainting crosswalk signs;
3. Repainting crosswalks and STOP bars;
4. Adding left turn arrow indications to signal head at Philadelphia and Maple Avenues;
5. Considering the provision of pedestrian signal heads at Philadelphia and Maple Avenues;
6.
  - a. Maintaining DO NOT ENTER signs;
  - b. Removing all ONE Way signs;
  - c. Installing 2-WAY signs at the corner of Old Philadelphia and Maple Avenues;
  - d. Installing a STOP Sign and paint a STOP bar at the intersection of Old Philadelphia and Maple Avenues; and,
  - e. Painting a center line on Old Philadelphia Avenue.

WHEREAS, in 1994, the local residents of Cedar and Old Philadelphia Avenues requested that the City of Takoma Park implement steps to increase pedestrian safety; AND,

WHEREAS, the City's Traffic Consultant coordinated a traffic volume study with the cooperation of the local residents in the spring of 1995; AND,

WHEREAS, the City's Traffic Consultant analyzed and reviewed the collected data, as well as provided recommendations that prohibit motorists traveling eastbound on Philadelphia Avenue from entering onto Old Philadelphia Avenue; AND,

WHEREAS, Some community residents want to exercise the option to make a left turn onto Philadelphia Avenue from Old Philadelphia Avenue; AND,

WHEREAS, the three households of Old Philadelphia Avenue have endorsed the resulting traffic study recommended proposals presented by the City's Traffic Consultant and have requested the option of traveling eastbound in order to exit onto Maple Avenue and to utilize the light at

Philadelphia and Maple Avenues to get onto Philadelphia Avenue; AND,

WHEREAS, the City has provided public notice and the Council has taken public comment on this matter; AND,

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF TAKOMA PARK, MARYLAND, THAT, the City Council hereby Adopts Old Philadelphia Avenue After Study and will permit the three households on Old Philadelphia Avenue the option of exiting onto Maple Avenue.

BE IT FURTHER RESOLVED THAT the Council commends the local residents of Old Philadelphia Avenue for their exemplary contributions to the preparation of the traffic study.

BE IT FURTHER RESOLVED THAT the City Administrator or her designee is hereby directed to prepare an implementation schedule for the recommendations of Old Philadelphia Avenue After Study.

ADOPTED THIS 11th DAY OF MARCH, 1996.

Introduced BY: Councilmember Porter

Resolution No. 1996- 12

**Resolution Adopting Administrative Regulation Revising  
Guidelines and Procedures for Speed Hump Installations**

WHEREAS, the City is seeking to revise the Guidelines and Procedures for Speed Hump Installations in order to bring the Guidelines into conformance with the City of Takoma Part Transportation Plan: Phase I - Traffic Management Plan; AND

WHEREAS, the proposed regulation was advertised and public comments were solicited in the December issue of the City Newsletter pursuant to Article 5, Sections 2-50 through 2-65 of the City Code (Administrative Regulations); AND

WHEREAS, a public hearing on the proposed regulation was advertised in the February issue of the City Newsletter; AND

WHEREAS, the Council held the public hearing and took public comments on the proposed regulation on February 26;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF TAKOMA PARK, MARYLAND, THAT, the Council hereby ADOPTS the administrative regulation revising the City's Guidelines and Procedures for Speed Hump Installations, with the following modifications:

1. In Section I.B.3., sentence 2, strike the phrase, "area covered by the citizens' association" and add the phrase, "affected 'traffic impact area' as defined by the Traffic Impact Areas map that is adopted as part of these regulations. The traffic impact area includes the residential arterial roads within and immediately surrounding the area."
2. In Section I.B.3, sentence 3, strike the phrase, "and shall consult with the Clerk about the area within which residents should be notified of the meeting."
3. In Section I.B.4., sentence 3, strike the phrase, "the residents of the citizens' association and to any additional". Also in sentence 3, strike the

phrase "by the Traffic Impact Areas map that is adopted as part of these regulations" and add the phrase "in Section I.B.3."

BE IT FURTHER RESOLVED THAT the City Administrator or her designee is hereby directed to publish notice of final action on this regulation in the April issue of the City Newsletter with the modifications indicated above, and that this regulation shall become effective on April 8, 1996.

ADOPTED THIS 11th DAY OF March, 1996.

sphmprev.res

DRAFT REVISIONS: November 9, 1995

Note: Proposed additions are highlighted, and proposed deletions are struck out.

**CITY OF TAKOMA PARK  
GUIDELINES AND PROCEDURES FOR SPEED HUMP INSTALLATIONS**

Pursuant to Sec. 13-2(a)(14.1), Sec. 13-2(a)(14.2), and Sec. 13-75 of the Code of Takoma Park, Md., 1972, as amended, the following guidelines and procedures for Speed Humps Installations are hereby adopted:

**I. Request for Speed Hump Installation.**

A request for a installation of one or more speed humps installation can be made by petition.

**A. Petition Request.**

1. Residents of one or more blocks of a street can submit a petition to the Administrator indicating that the residents of at least ~~sixty percent (60%)~~ two-thirds (2/3) of the households want speed humps to be installed on that street. This petition shall also include a description of the specific locations of the proposed speed humps. Proposed locations of speed humps shall comply with the requirements of Sec. 13-2(a)(14.1) and Sec. 13-2(a)(14.2) of the Code of Takoma Park, Md., 1972, as amended, and shall not obstruct manholes or other accesses to utilities.
2. If a speed hump installation is being requested for only a ~~portion~~ one block of a street, the petition must also be circulated to the residents living on the street within one (1) block of the requested installation site.
3. The City Clerk will validate the petition, will determine the total number of eligible households residing on the street, and will compute the percentage of households signing the petition. If that percentage is ~~sixty percent (60%)~~ two-thirds (2/3) or greater, and after the requirements of Section I.B. have been complied with, the City Clerk will so inform the Mayor Council, who shall schedule a public hearing.

**B. Citizens' Association Meeting/Information Sheet.**

1. When a speed hump request is made by petition, and after the petition is verified by the City Clerk, the City Clerk shall notify the citizens' association or associations in whose area the request is located, and shall instruct the petitioners to contact the citizens' association most affected by the proposed speed hump installation to request that the association place a discussion of the speed hump request on the association's next meeting agenda.

2. If the citizens' association most affected by the proposed speed hump installation meets within 60 days of the date the association is notified, the petitioners shall ask the citizens' association to discuss the proposed speed hump at that meeting. The citizens' association may submit a letter to the City Clerk within the 60 days, either supporting, opposing, or taking no position on the proposed speed hump. If the citizens' association does not submit a letter, no assumption shall be made about the position of the citizens' association on the speed hump.

3. If the affected citizens' association does not meet within 60 days of the date the association is notified, or if there is no citizens' association covering the area where the proposed speed hump would be located, the petitioners shall call a meeting to discuss the proposed speed hump. The president of the affected citizens' association, if one exists, shall be consulted about the time and place of the meeting, but petitioners shall be responsible for notifying residents of the area covered by the citizens' association. If there is no citizens' association in the area of the proposed speed hump, the petitioners shall advise the City Clerk about the time and place of the meeting and shall consult with the Clerk about the area within which residents should be notified of the meeting. The petitioners shall provide a letter to the City Clerk indicating the number of people attending the meeting and the sentiment of the attendees toward the proposed speed hump.

4. In order to advertise the meeting, petitioners are encouraged to prepare a one-page information flyer concerning the request. This flyer should include a sketch and description of the proposal, including the specific locations of the proposed speed humps.



as indicated in the petition, and a phone number of one of the petitioners to call for more information. Petitioners are encouraged to distribute this flyer to the residents of the citizens' association and to any additional residents of the affected "traffic impact area" as defined by the Traffic Impact Areas map that is adopted as part of these regulations.

**B.C. City Clerk Authorized to Develop Standard Forms.**

1. To assist residents in petitioning for speed humps, the City Clerk is authorized to develop and distribute a standard "Request for Speed Hump Installation" petition form and, in consultation with Planning Center staff, a standard "Information Sheet" form.

**II. Procedures for Public Hearing on Speed Hump Installations.**

**A. Conduct of Public Hearing.**

1. After having been notified by the City Clerk that a valid petition requesting a speed hump installation has been received, and after the requirements of Section I.B. have been complied with, the Mayor and Council will schedule a public hearing to solicit the opinions of the entire neighborhood and the City at large.
2. The City Clerk shall send notice of the public hearing to all residents of the street which is proposed to receive a speed hump installation, to the local neighborhood citizen association, and to adjoining neighborhood citizen associations. The public hearing shall be advertised in the Takoma Park Newsletter as well as in a paper of general circulation newspaper of record.
3. After conducting the public hearing and declaring the hearing record closed, the Mayor and Council shall announce its decision within fifteen (15) days of the close of the hearing record. Under extraordinary circumstances, this time limit may be extended by majority vote of the Council.
4. The Mayor and Council may approve, approve with modifications, or deny the requested speed hump installation.
5. The City Clerk shall notify the petitioners, and their neighborhood or civic association of the

Mayer and Council's decision, which shall also be published in the Newsletter.

#### B. Guidelines for Evaluating the Public Hearing.

The following criteria are intended to guide the Mayer and Council in determining whether a request for a speed hump installation is reasonable and justified. These should not be considered exclusive criteria.

- ~~1. The street proposed for a speed hump installation has an identified speeding problem which cannot be alleviated in any other way than by a speed hump installation. Such a problem can be identified through a combination of resident complaints, police radar surveillance and ticketing practices, accident statistics, and a history of previous efforts to control speeding on the street.~~
- ~~2. The street carries a higher volume of non-residential traffic than would normally be expected. In particular, in the absence of other extraordinary circumstances, speed humps may not be appropriate for streets with a traffic volume of less than five hundred (500) vehicles per day.~~
- 3-1. The street has not been identified and is not used by the Takoma Park Volunteer Fire Department as a primary fire and rescue route into a neighborhood.
- ~~4. The installation of speed humps be assessed for impact on public transportation.~~
- 5-2. The impact of speed humps on adjacent neighborhoods be assessed.
3. The petitioners have made efforts to provide broad notification to potentially affected residents.

### III. Procedures for Removing a Speed Hump Installation

#### A. Removal of Speed Hump Installations.

1. Upon request of ~~sixty percent (60%)~~ two-thirds (2/3) of the households of a street containing a speed hump installation, and after six months have elapsed from the initial installation of the speed humps, the Mayer and Council may consider removing the speed hump installation.

2. The request for removal must be made by petition, subject to the procedures specified in Sections I.A. and I.B. above.

#### IV. Miscellaneous.

##### A. Placement of Speed Humps near Parks and Playgrounds.

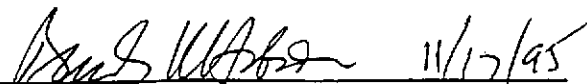
The ~~Mayor and~~ Council may initiate the installation of speed humps on streets adjacent to neighborhood parks, playgrounds, and schools.

##### B. Authority of City Over Speed Humps.

1. Nothing in these guidelines shall be construed as preempting the City at its initiative from installing, altering, maintaining, or removing a speed hump or speed hump installation. The City ~~Administrator~~ Clerk will notify the appropriate neighborhood association and the affected residents of any proposed new speed hump installations or changes to an existing speed hump installation. The residents and the association will have an opportunity to discuss the proposed changes with the ~~Mayor and~~ Council at a regular Council meeting before the changes are adopted and implemented.

ADOPTED BY THE MAYOR AND COUNCIL NOVEMBER 13, 1984.

REVISED BY ADMINISTRATIVE REGULATION , 1995.

  
Beverly K. Habada  
City Administrator

PROPOSED ADMINISTRATIVE REGULATION - Issued November 17, 1995

spdhmpg.nrv

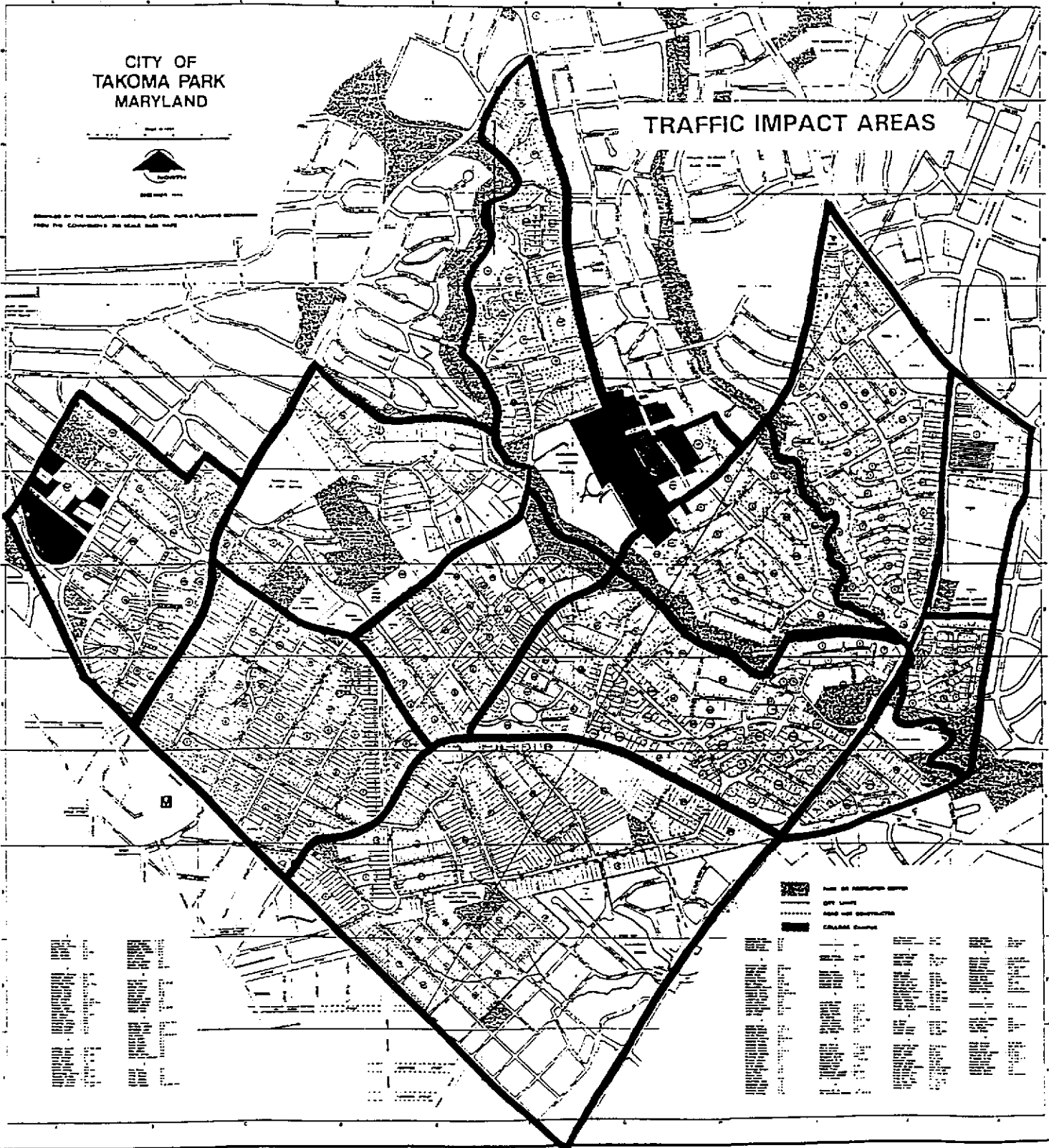
CITY OF  
TAKOMA PARK  
MARYLAND

Scale: 1" = 100'



PREPARED BY THE HANCOCK ENGINEERING GROUP, INC. A PLANNING DIVISION  
FROM THE CORPORATION'S 2003 ANNUAL BUDGET REPORT

TRAFFIC IMPACT AREAS



Legend for map features:

- City Limits
- Major Thoroughfare
- Local Street
- Water
- Public Transit

Legend for Traffic Impact Areas:

- Area of Maximum Impact
- City Limits
- Major Thoroughfare
- Local Street
- Water
- Public Transit

Introduced By: Councilmember Elrich

1st Reading: 3/11/96

2nd Reading:

\*Effective Date:

\*Unless a referendum petition meeting the requirements of Md. Ann. Code Art. 23A, Sec. 19(g), (h) or (i) is received by \_\_\_\_\_ (within 45 days following final enactment of the annexation resolution).

ANNEXATION RESOLUTION NO. 1996 -13

A RESOLUTION TO ENLARGE THE CORPORATE BOUNDARIES OF THE CITY OF TAKOMA PARK BY ANNEXING PROPERTY KNOWN AS FLOWER AVENUE (STATE ROUTE 787) FROM PINEY BRANCH ROAD TO A POINT OPPOSITE THE NORTH LINE OF B.L. PALMER'S TRACT (THE CORPORATE BOUNDARY OF THE CITY), IN MONTGOMERY COUNTY, WHICH IS CONTIGUOUS AND ADJOINING THE EXISTING CORPORATE BOUNDARIES OF THE CITY.

WHEREAS, the Council of the City of Takoma Park, a municipal corporation of the State of Maryland, wishes to annex into the City certain property, located in Montgomery County, known as Flower Avenue (State Route 787) from Piney Branch Road to a point opposite the north line of B.L. Palmer's Tract (the corporate boundary of the City), as more particularly described in Exhibit "A" attached hereto and incorporated herein by reference; and

WHEREAS, the property proposed to be annexed is contiguous to and adjoining the present corporate boundaries of the City; and

WHEREAS, the property proposed for annexation (i.e., Flower Avenue) is owned by the State of Maryland and the State is not subject to taxation by the City; and

WHEREAS, the statutory requirement of Section 19(b) of Article 23A of the Annotated Code of Maryland for consent from the owners of at least twenty-five percent (25%) of the assessed valuation of the real property located in the property to be annexed applies only to property subject to taxation; and

WHEREAS, there are no residents of the property proposed for annexation; and

WHEREAS, pursuant to the provisions of Section 19(b) of Article 23A of the Annotated Code of Maryland, the Council of the City of Takoma Park has initiated this resolution proposing to enlarge the corporate boundaries of the City to include the property known as Flower Avenue (State Route 787) from Piney Branch Road to a point opposite the north line of B.L. Palmer's Tract (the corporate boundary of the City), as more particularly described in Exhibit "A" to this resolution.

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

Section 1. The corporate boundaries of the City of Takoma Park shall be enlarged to include property in Montgomery County, which is contiguous and adjoining to the existing corporate boundaries of the City of Takoma Park, known as Flower Avenue (State Route 787) from Piney Branch Road to a point opposite the north line of B.L. Palmer's Tract (the corporate boundary of the City), as more particularly described in Exhibit "A" attached hereto and incorporated herein by reference as if fully set forth in this resolution.

Section 2. This annexation resolution shall become effective forty-five (45) days after its final enactment (i.e., second reading of this resolution), unless within said forty-five (45) day period following the final enactment of this resolution, one or more petitions for referendum are filed pursuant to the provisions of Section 19(f), (g) or (h) of Article 23A of the Annotated Code of Maryland.

Section 3. All of the property annexed to the City of Takoma Park and any persons residing thereon shall, after the effective date of the annexation provided by this resolution, be subject to the Charter, laws, ordinances, and regulations of the City of Takoma Park.

Section 4. As soon as the annexation provided by this resolution shall become effective, the Mayor shall promptly register the new boundaries of the City with the City Clerk of Takoma Park, with the Clerk of the Circuit Court for Montgomery County, with the Maryland-National Capital Park and Planning Commission, and shall send, or cause to be sent, separately by certified mail, return receipt requested, one copy of this resolution to the Department of Legislative Reference.

THIS ANNEXATION RESOLUTION IS ADOPTED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 1996, BY ROLL CALL VOTE AS FOLLOWS:

Aye:  
Nay:  
Abstained:  
Absent:

COUNCILMEMBERS OF THE CITY OF  
TAKOMA PARK, MARYLAND

\_\_\_\_\_  
Edward F. Sharp, Mayor

\_\_\_\_\_  
Larry Rubin, Councilmember, Ward 1

\_\_\_\_\_  
Kathy Porter, Councilmember, Ward 2

\_\_\_\_\_  
Bruce Williams, Councilmember, Ward 3

\_\_\_\_\_  
Anthony Davenport, Councilmember, Ward 4

\_\_\_\_\_  
Marc Elrich, Councilmember, Ward 5

\_\_\_\_\_  
Reggie Chavez, Councilmember, Ward 6

ATTEST:

\_\_\_\_\_  
City Clerk

\_\_\_\_\_  
Date

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# EXHIBIT "A"

## CITY OF TAKOMA PARK

Beginning for the same at the point of intersection of the westerly line of Flower Avenue and the southerly line of Piney Branch Avenue (previously known as Blair Road); thence across Flower Avenue to the fronting edge of the curb line of the easterly side of Flower Avenue; thence with the easterly curb line of Flower Avenue to intersect the extension line from B. L. Palmer's tract of fourteen and one-fourth acres to the westerly side of Flower Avenue (previously described as Corporate Boundary of the City of Takoma Park); thence across Flower Avenue (previously described as Corporate Boundary of the City of Takoma Park) to intersect the westerly line of Flower Avenue; thence with the westerly line of Flower Avenue (previously described as Corporate Boundary of the City of Takoma Park); to the point of the beginning.



Introduced By: Councilmember Elrich

Resolution Date: 3/11/96

RESOLUTION NO. 1996 - 14

A RESOLUTION PROVIDING FOR PUBLIC HEARING, PUBLICATION, SERVICE EXTENSION AND PUBLIC FACILITIES OUTLINE, AND PUBLIC NOTICE TO THE COUNTY GOVERNING BODY AND REGIONAL AND STATE PLANNING AGENCIES IN CONNECTION WITH THE PROPOSED ANNEXATION OF PROPERTY IN MONTGOMERY COUNTY, KNOWN AS FLOWER AVENUE (STATE ROUTE 787) FROM PINEY BRANCH ROAD TO A POINT OPPOSITE THE NORTH LINE OF B.L. PALMER'S TRACT (THE CORPORATE BOUNDARY OF THE CITY).

WHEREAS, a resolution has been introduced into the Council of the City of Takoma Park proposing the annexation of property in Montgomery County, known as Flower Avenue (State Route 787) from Piney Branch Road to a point opposite the north line of B.L. Palmer's Tract (the corporate boundary of the City), as more particularly described in Exhibit "A" to Annexation Resolution No. 1996-13; and

WHEREAS, the property proposed to be annexed is contiguous to and adjoining the existing corporate boundaries of the City; and

WHEREAS, Flower Avenue is one of the City's primary border streets, and annexation of this road into the City would permit the City Police Department to enforce traffic and other laws on Flower Avenue; and

WHEREAS, by this resolution, the Council desires to provide for public notice, publication, and a public hearing on the proposed annexation and for a proposed outline for the extension of services and public facilities to be made available to the public and copies to be provided to the county governing bodies and to regional and state planning agencies, all in accordance with the provisions of Section 19 of Article 23A of the Annotated Code of Maryland.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF TAKOMA PARK, MARYLAND THAT the City Clerk is instructed to cause a public notice of the annexation resolution which has been introduced and which, if adopted, would annex the property described in Annexation Resolution No. 1996-13 to be published not fewer than four times at not less than weekly intervals in a newspaper of general circulation in the City of Takoma Park and the property to be annexed which briefly and accurately describes the proposed change of the City boundary. The public notice shall further specify that a public hearing will be held by the Council on the annexation resolution on April 22, 1996, at 7:30 p.m. (or as soon thereafter as the matter may be heard), in the Council Chambers of the City of Takoma Park Municipal Building, 7500 Maple Ave., Takoma Park, MD 20912.

BE IT FURTHER RESOLVED, that the City Clerk is instructed to provide outlines of the extension of services and public facilities into the areas proposed to be annexed by the annexation resolution to the County Executive of Montgomery County, the Secretary of the State Department of Planning, and the Chairman of the Maryland-National Capital Park and Planning Commission at least thirty (30) days prior to the holding of the scheduled public hearing.

BE IT FURTHER RESOLVED, that immediately upon the first publication of the public notice of the annexation resolution, the City Clerk is instructed to provide a copy of said public notices to the County Executive of Montgomery County, the Secretary of the State Department of Planning, and the Chairman of the Maryland-National Capital Park and Planning Commission.

THIS RESOLUTION IS ADOPTED THIS 11 DAY OF March, 1996.

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Introduced By: Councilmember Rubin

RESOLUTION #1996-15  
APPOINTING MEMBERS OF THE NUCLEAR-FREE TAKOMA PARK COMMITTEE

WHEREAS, Takoma Park's Nuclear-Free Zone Act established a seven-member Nuclear-Free Takoma Park Committee; AND

WHEREAS, currently, there is one (1) vacancy on the Committee due to one term that has expired; AND

WHEREAS, currently, there is one (1) vacancy on the Committee arising from the incumbent's incapacity; AND

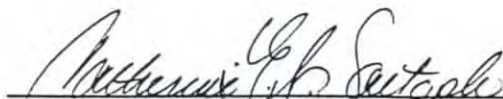
WHEREAS, Council has interviewed Takoma Park residents whom have expressed an interest in serving on the Committee.

NOW, THEREFORE, BE IT RESOLVED THAT the following persons are hereby appointed to serve on the Nuclear-Free Takoma Park Committee with the terms assigned opposite the appointee's name, with the appointments effective immediately:

<u>Name/Address</u>	<u>Term Expires</u>
Joan Jacobs 7428 Carroll Avenue	March 11, 1998
Angelia Smith 7411 Hancock Avenue	March 11, 1998

ADOPTED this 11th day of March, 1996.

ATTEST:

  
Catherine E. W. Sartoph, CMC  
City Clerk

**SPECIAL SESSION, WORKSESSION AND EXECUTIVE SESSION  
OF THE CITY COUNCIL**

**Monday, March 18, 1996**

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Executive Session 3/11/96 - Moved by Porter; seconded by Elrich. Council convened in Executive Session by unanimous vote at 9:30 p.m., in the Conference Room. OFFICIALS PRESENT: Chavez, Elrich, Porter, Rubin. OFFICIALS ABSENT: Sharp, Davenport, Williams. STAFF PRESENT: Habada, Hobbs, Espinosa, Silber. Council consulted with legal counsel regarding (1) the Assistant Attorney General's Opinion regarding the annexation area tax billing, and (2) the willing of 204 Dogwood to the city. Council (1) discussed strategy for discussions with Prince George's County about the tax situation and decided to do further legal research on the taxability issue, and (2) agreed to accept the donation of property (204 Dogwood Avenue) and directed staff to explore future use options. (Authority: Annotated Code of Maryland, State Government Article, Section 10-508(a)(7)).

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**OFFICIALS PRESENT:**

Mayor Sharp

City Administrator Habada

Councilmember Chavez

Deputy City Administrator Grimmer

Councilmember Porter

Deputy City Clerk Espinosa

Councilmember Rubin

Councilmember Williams

**OFFICIALS ABSENT:**

Councilmember Davenport

Councilmember Elrich

The City Council convened at 7:42 p.m. on Monday, March 18, 1996, in the upstairs meeting room of the Municipal Building, 7500 Maple Avenue, Takoma Park, Maryland.

**SPECIAL SESSION**

**#1 Resolution re: Resubdivision of Kessler Property.** Mr. Sharp explained the resolution supporting the application for resubdivision (VAR 96-16) of the Kessler property, and asked staff whether the adoption of this resolution is too late to be added to the Montgomery County Planning Board's record.

Ms. Grimmer responded in the negative.

Moved by Williams; seconded by Rubin.

The resolution was adopted unanimously (ABSENT: Davenport, Elrich)

**RESOLUTION #1996-16  
(Attached)**

**WORKSESSION**

The Council moved into Worksession at 7:47 p.m., and later convened in Executive Session at 10:40 p.m.

**EXECUTIVE SESSION**

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Executive Session 3/18/96 - Moved by Williams; seconded by Chavez. Council convened in Executive Session by unanimous vote at 10:40 p.m., in the Conference Room. OFFICIALS PRESENT: Sharp, Chavez, Porter, Rubin, Williams. OFFICIALS ABSENT: Davenport, Elrich. STAFF PRESENT: Habada, Hobbs, Espinosa, Silber, Perlman. Council consulted with legal counsel regarding the tax implications for annexed area. Direction was given to staff on the legal issue (Authority: Annotated Code of Maryland, State Government Article, Section 10-508(a)(7)).

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Introduced By: Councilmember Williams

RESOLUTION #1996 - 16

IN SUPPORT OF VAR 96-16, KESSLER PROPERTY

WHEREAS, a request for resubdivision has been submitted to the Montgomery County Planning Board, whereby the so-called "Kessler Property" on Carroll Avenue would be affected; AND

WHEREAS, the resubdivision has been requested to facilitate the expansion of a business in the Takoma Junction area, namely, "Knee-High To A Grasshopper" AND

WHEREAS, the Council of the City of Takoma Park has been informed that neighboring civic associations are supportive of the application; AND

WHEREAS, it is Council's opinion that the resubdivision is in keeping with the City's economic development objectives for the Takoma Junction area.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF TAKOMA PARK, MARYLAND, that support is hereby expressed for the resubdivision described in VAR 96-16; AND

BE IT FURTHER RESOLVED, THAT the Council of the City of Takoma Park, Maryland, urges approval, by the Montgomery County Planning Board, of VAR 96-16.

ADOPTED this 18th day of March, 1996.

REGULAR MEETING AND WORKSESSION  
OF THE CITY COUNCIL

Monday, March 25, 1996

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Executive Session 3/18/96 - Moved by Williams; seconded by Chavez. Council convened in Executive Session by unanimous vote at 10:40 p.m., in the Conference Room. OFFICIALS PRESENT: Sharp, Chavez, Porter, Rubin, Williams. OFFICIALS ABSENT: Davenport, Elrich. STAFF PRESENT: Habada, Hobbs, Espinosa, Silber, Perlman. Council consulted with legal counsel regarding the tax implications for annexed area. Direction was given to staff on the legal issue (Authority: Annotated Code of Maryland, State Government Article, Section 10-508(a)(7)).

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**OFFICIALS PRESENT:**

Mayor Sharp  
Councilmember Davenport  
Councilmember Elrich  
Councilmember Porter  
Councilmember Rubin  
Councilmember Williams

City Administrator Habada  
Deputy City Clerk Espinosa  
Asst. Corporation Counsel Perlman  
Code Enforcement Officer Sanford  
Volunteer Coordinator Sanchez  
Planning Center Coordinator Ludlow  
Construction Specialist Kowaluk  
Economic Development Coordinator Sickle

**OFFICIAL ABSENT:**

Councilmember Chavez

The City Council convened at 7:45 p.m. on Monday, March 25, 1996, in the Council chambers of the Municipal Building, 7500 Maple Avenue, Takoma Park, Maryland.

Following the Pledge of Allegiance, these remarks were made:

**CITIZEN COMMENTS**

Montez Boatman, 130 Ritchie Avenue, asked for a time frame for renovation or demolition of an abandoned building at 127 Ritchie Avenue.

Mr. Sharp responded by noting city procedures relating to abandoned buildings.

Mr. Davenport commented that staff has been unable to locate the property owners.

Mr. Sharp recognized the related safety hazards, and directed staff to keep the neighborhood informed as to the progress in resolving the matter.

Benjamin Onyeneke, Maple Avenue, commented on the rise in youth crime, prevalence of assault weapons, and tobacco use by young people.

Condie Clayton, Maple Avenue, reported that there is no seating available at any of the Maple Avenue bus stops. He asked the Council to direct staff to investigate installation of benches in the bus stops.

## **INTRODUCTIONS**

Staff introduced recently appointed Volunteer Coordinator Elise Sanchez and Code Enforcement Officer Jerry Sanford.

## **REGULAR MEETING**

**#1 Resolution of Condolence--Gaby O'Brien.** Mr. Williams read the resolution for the record.

Mr. Sharp remarked that he had known Ms. O'Brien, noting that she was very serious and committed to housing issues. He expressed his personal condolences to her family.

Mr. Williams commented about her work on affordable housing issues.

Tom Gagliardo recognized Ms. O'Brien's contributions to the community, and acknowledged the deep sense of loss of those who survive her, especially her daughters.

Benjamin Onyeneke, Maple Avenue, expressed his regret.

The resolution was adopted unanimously (ABSENT: Chavez).

### **RESOLUTION #1996-17 (Attached)**

(NOTE: Staff is to forward a copy of the resolution to the family.)

**#2 Resolution re: Fair Housing Month.** Mr. Sharp explained the resolution designating April 1996 as "Fair Housing Month" in the city. Moved by Porter; seconded by Williams.

Mr. Davenport noted the importance of a commitment to fair housing.

Dolly Davis, 7611 Maple Avenue, on behalf of the Maryland Fair Housing Coalition, commended the city on its fair housing initiatives.

Benjamin Onyeneke, Maple Avenue, questioned what constitute discrimination other than race and color. He suggested that this be noted in the resolution, and that initiatives to expel drug abusers and law violators should be supported.

Mr. Sharp remarked that people, without regard to their behavior, are discriminated against.

The resolution was adopted unanimously (ABSENT: Chavez).

### **RESOLUTION #1996-18 (Attached)**



**#3 Resolution re: 204 Dogwood Avenue.** Mr. Rubin described the resolution accepting a legacy of land under the Will of Phoebe Kelly, with the proviso that the land will be preserved as open space. Moved by Rubin; seconded by Porter.

Mr. Williams questioned whether there is a sidewalk fronting the property, and if so, how will snow shoveling be handled.

Mr. Rubin stated that he does not believe there is a sidewalk.

Ms. Porter emphasized that the city will commit to keeping the property as open space.

Priscilla Lapidis, 7303 Birch Avenue, testified that Ms. Kelly often said that it was her wish that the property remain open space.

Mr. Sharp added that Ms. Kelly made it clear a number of years ago that she wanted the property preserved as open space.

Assistant Corporation Counsel Perlman noted that Ms. Kelly's Will provides that the property be open space. She proposed three amendments to the resolution (1) (1st Resolved clause) change "local property" to "real property", (2) (Title) delete "Estate", and (3) (1st Whereas clause) change "bequeath" to "bequeathed." The amendments were accepted.

The resolution, as amended, was adopted unanimously (ABSENT: Chavez).

**RESOLUTION #1996-19  
(Attached)**

**#4 1st Reading Ordinance re: FY96 Budget Amendment #2.** Mr. Sharp explained the items covered by the budget amendment. Moved by Williams; seconded by Porter.

Ms. Habada noted the proposal for a mid-week Farmers' Market. She said that to date, six farmers have expressed interest in the proposal, and that staff is still exploring the possibility of operating a market on Wednesday evenings on the city's lot.

Mr. Sharp asked about the city's fire service payment.

Ms. Habada noted that because Montgomery County established a fire service rate slightly lower than anticipated, the city yielded approximately \$5,000 in savings.

Mr. Elrich commented that there is a shortfall of funding for Jequie Park.

Ms. Habada pointed out that originally, there were no monies budgeted for Jequie Park.

Benjamin Onyeneke, Maple Avenue, remarked about funding for a citizens patrol in North Takoma.

Mr. Sharp asked Mr. Rubin about the North Takoma citizens patrol.

Mr. Rubin and Ms. Porter noted that the city received a grant on behalf of the citizens patrol.

The ordinance was unanimously accepted at first reading (ABSENT: Chavez)

**ORDINANCE #1996-7**  
**(Attached)**

**#5 Single Reading Ordinance re: Recreation Department Vehicle.** Moved by Williams; seconded by Porter. Mr. Sharp explained the ordinance, and noted that there will be an upcoming Worksession discussion of the city's fleet vehicle replacement policy.

Benjamin Onyeneke, Maple Avenue, supported adoption of the ordinance.

Mr. Williams questioned whether the city gets a better deal through cooperative purchasing.

Ms. Habada responded in the affirmative. She confirmed for Ms. Porter, however, that this is not an option for this purchase, since no one else is in the market to buy a vehicle right now.

The ordinance was unanimously adopted by roll call vote (ABSENT: Chavez).

**ORDINANCE #1996-8**  
**(Attached)**

**#6 Resolution re: Fire Service Agreement.** Moved by Mr. Rubin; seconded by Ms. Porter. Mr. Sharp explained the history of the Fire Services Agreement.

Deputy City Clerk Espinosa reported that Montgomery County Executive Duncan has signed the proposed Extension of Fire Services Agreement, and that Prince George's County Executive Curry has referred the same to the Prince George's County Attorney for review.

Benjamin Onyeneke, Maple Avenue, supported the resolution.

The resolution was adopted unanimously (ABSENT: Chavez).

**RESOLUTION #1996-20**  
**(Attached)**

**#7 1st Reading Charter Amendment Resolution re: Stormwater Fee System.** Moved by Davenport; seconded by Porter. Mr. Sharp described the resolution, noting that this is a pilot program for which the city has received federal funding.

Ms. Porter commented that the proposal does not change the city's management of stormwater management or WSSC sewer management, but serves to clarify the city's authority.

Mr. Sharp noted that the current Charter language implies the city's involvement in the management of sewer systems.

Ms. Perlman pointed out the proposed amendments to the Charter.

Ms. Porter noted that there will be a public hearing on this matter.

Mr. Rubin clarified that the Council will remain the Stormwater Management Board.

Mr. Williams referred to Section 1214, and questioned whether a violation of the section should be classified as a “misdemeanor.”

Ms. Porter made a motion to amend Section 1214 to change “misdemeanor” to “municipal infraction.” The amendment was accepted.

The resolution, as amended, was accepted unanimously at first reading (ABSENT: Chavez).

**RESOLUTION #1996-21**  
**(Attached)**

**WORKSESSION & ADJOURNMENT**

The Council moved into Worksession at 8:30 p.m. Following the Worksession, the Council adjourned for the evening at 10:40 p.m.

## RESOLUTION OF CONDOLENCE

#1996 - 17

**WHEREAS,** it was with sorrow that the City Council learned of the death of Gaby O'Brien, a longtime resident and outstanding citizen of Takoma Park; AND

**WHEREAS,** Ms. O'Brien served as a Commissioner on the City's Commission on Landlord-Tenant Affairs and as a member of the City's Affordable Housing Committee; AND

**WHEREAS,** through her active volunteer involvement in community organizations dedicated herself to landlord-tenant rights and fair and affordable housing; AND

**WHEREAS,** Ms. O'Brien will long be remembered for her selflessness and kind-heartedness; and her memory will be cherished by her colleagues and many friends who share with her family a deep sense of loss.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of Takoma Park, Maryland, on behalf of its employees and the citizens of the community, that we hereby extend to Ms. O'Brien's family, this expression of heartfelt sympathy.

Adopted this 25th day of March, 1996.

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Edward F. Sharp  
Mayor

Introduced by: Councilmember Porter

RESOLUTION NO. 1996- 18

SUPPORTING AND PROMOTING APRIL 1996 AS FAIR HOUSING MONTH

WHEREAS, April marks the 28th anniversary of the federal Fair Housing Law, which was passed in 1968 to eliminate discriminatory housing practices; AND

WHEREAS, the City of Takoma Park, Maryland has been a leader in its commitment to ensuring equal opportunity for all and joins with other governmental entities and local civil rights organizations in promoting fair housing and fair lending practices; AND

WHEREAS, the City of Takoma Park strongly upholds the principles of fair housing and fair lending and strives to maintain the culturally diverse population that the city desires and stands for; AND

WHEREAS, the City of Takoma Park finds that discrimination in housing and in other areas adversely affects the health, welfare and peace of the community and the dignity of individuals; AND

WHEREAS, the City of Takoma Park recognizes that the fight against discrimination is an ongoing struggle.

NOW THEREFORE, THE MAYOR AND COUNCIL OF TAKOMA PARK, MARYLAND hereby resolve that the month of April 1996 is recognized as Fair Housing Month in Takoma Park, thereby enhancing the tradition of cultural diversity in our neighborhood and promoting the rights of all people to live free of housing discrimination.

ADOPTED THIS 25th DAY OF MARCH, 1996.

Introduced By: Councilmember  
Rubin

Resolution Date: March 25, 1996

**RESOLUTION NO. 1996 - 19**

**A Resolution Authorizing the City to  
Accept the Estate Bequest of Real Property  
located at 204 Dogwood Avenue**

**WHEREAS**, the Will of Phoebe R. Kelly, who died on December 14, 1995, bequeath<sup>ved</sup> to the City of Takoma Park, Maryland, the real property described as Lot 8 and part of Lot 9 adjoining Lot 8, Block 6-A, "Takoma Park" located at 204 Dogwood Avenue, Takoma Park, MD. 20912, to be used as an open space, for tree preservation and historic preservation for the enjoyment of the people of Takoma Park, and environs; and

**WHEREAS**, the property contains an underground stream traversing the property from the east to the west, many rose bushes, and mature trees, and with ivy as the predominant ground cover; and

**WHEREAS**, the City wishes to preserve the property in its natural state to provide passive recreational open space for the pleasure and use of the residents of the City; and

**WHEREAS**, the preservation of greenery and open spaces are important to the residents of the City of Takoma Park; and

**WHEREAS**, the City declares that the acceptance of this property promotes a public purpose by preserving an undeveloped area of significant aesthetic value to the community; and,

**NOW, THEREFORE BE IT RESOLVED BY THE COUNCIL OF THE CITY OF TAKOMA PARK, MARYLAND THAT** the City of Takoma Park will accept under the Will of Phoebe R. Kelly the bequest of the local<sup>real</sup> property described as Lot 8 and part of Lot 9 adjoining Lot 8, Block 6-A, "Takoma Park", located at 204 Dogwood Avenue, Takoma Park, MD. 20912 .

**BE IT FURTHER RESOLVED THAT** the City Administrator or her designee is authorized to take all actions deemed necessary to accept the bequest of this property from the Estate of Phoebe R. Kelly, Estate No. 1995 - 3112 RE, Register of Wills for Montgomery County.

**THIS RESOLUTION IS ADOPTED THIS 25 DAY OF MARCH, 1996.**

NOTE: Language to be deleted is [bracketed] ; and language to be added is underlined.

Introduced By: Councilmember Rubin

RESOLUTION #1996 - 20

AUTHORIZING MAYOR TO SIGN EXTENSION OF FIRE SERVICE AGREEMENT

WHEREAS, by City of Takoma Park, Maryland, Council Resolution #1992-35, the City agreed to and confirmed the terms and conditions set forth in the Tri-party Agreement among Montgomery and Prince George's Counties, and Takoma Park, pertaining to fire service for the City of Takoma Park; AND

WHEREAS, by the aforesaid Resolution, the Mayor of the City of Takoma Park was authorized to execute the agreement on behalf of the Council; AND

WHEREAS, pursuant to Paragraph One of said Agreement, the parties thereto have agreed to an extension of the current Agreement on the same terms and conditions through June 30, 1997, a copy of which is attached hereto and made part of this Resolution ("Extension of Fire Service Agreement"); AND

WHEREAS, subject to the conditions of Paragraph Two of said Agreement, Montgomery County agrees to operate from Station 2 at Philadelphia and Carroll Avenues until June 30, 1988, with all other provisions of Section 2.a-b of the Agreement remaining in full force and effect, as per the attached copy of the Extension of Fire Service Agreement.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF TAKOMA PARK, MARYLAND, THAT the Council of the City of Takoma Park, Maryland, agrees to and confirms the terms and conditions of the Extension of Fire Service Agreement among Montgomery and Prince George's Counties, and the City of Takoma Park, Maryland; AND

BE IT FURTHER RESOLVED, THAT the Mayor of the City of Takoma Park, Maryland, is hereby authorized to execute the Extension of Fire Service Agreement on behalf of the Council.

ADOPTED this 25th day of March, 1996.

EXTENSION OF FIRE SERVICE AGREEMENT

THIS EXTENSION OF FIRE SERVICE AGREEMENT is made by and among the City of Takoma Park, Maryland ("City"), a Maryland municipal corporation; Montgomery County, Maryland ("Montgomery County"), a chartered County of the State of Maryland; and Prince George's County, Maryland ("Prince George's County"), a chartered County of the State of Maryland.

WHEREAS, the City, Montgomery County, and Prince George's County entered into a four-year Agreement effective on July 1, 1992 to provide first-due response fire and rescue services to the entire City and to provide partial reimbursement to Montgomery County for the cost of providing these services (hereinafter referred to as "Agreement"); and

WHEREAS, section 1 of the Agreement states that the Agreement may be extended for an additional four-year term by written agreement of the parties made on or before March 1, 1996; and

WHEREAS, section 9 of the Agreement also provides that the Agreement shall terminate as of June 30 of the taxable year in which unification of the City into either County takes effect; and

WHEREAS, the City will unify into Montgomery County effective July 1, 1997; and

WHEREAS, the parties wish to extend the Agreement for a one-year term, through June 30, 1997; and

WHEREAS, notwithstanding the extended Agreement termination date of June 30, 1997, Montgomery County is willing to further extend its agreement to operate from Station 2 at Philadelphia and Carroll Avenue until June 30, 1998.

NOW, THEREFORE, in consideration of the mutual promises and covenants of the parties, and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the City, Montgomery County, and Prince George's County agree as follows:

1. TERM OF AGREEMENT. Except as stated in section 2 hereof, the term of the Agreement is extended for an additional one-year term ending on June 30, 1997.

2. LOCATION OF FIRE STATION. Montgomery County agrees to operate from Station 2 at Philadelphia and Carroll Avenue until June 30, 1998. All other provisions of section 2.a-b of the Agreement shall remain in full force and effect.



3. BINDING EFFECT. All terms and conditions of the Agreement not expressly modified by this Extension of Fire Service Agreement shall remain in full force and effect and be binding on the parties, their successors, and assigns.

- IN WITNESS WHEREOF, the City, Montgomery County, and Prince George's County have entered into this Extension of Fire Service Agreement to take effect on July 1, 1996.

FOR THE CITY OF TAKOMA PARK:

\_\_\_\_\_ Date: \_\_\_\_\_  
Edward F. Sharp, Mayor  
City Council approval  
Resolution No. \_\_\_\_\_ dated \_\_\_\_\_

FOR MONTGOMERY COUNTY:

Douglas M. Duncan Date: 2/5/96  
Douglas M. Duncan, County Executive  
County Council approval  
Resolution No. \_\_\_\_\_ dated \_\_\_\_\_

FOR PRINCE GEORGE'S COUNTY:

\_\_\_\_\_ Date: \_\_\_\_\_  
Wayne K. Curry, County Executive  
County Council approval  
Resolution No. \_\_\_\_\_ dated \_\_\_\_\_

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APPROVED AS TO FORM AND LEGALITY  
OFFICE OF COUNTY ATTORNEY  
BY [Signature]  
DATE MARCH 4, 1996

Introduced By:  
Councilmember Davenport

1st Reading: 3/25/96  
2nd Reading:  
Posted:  
\*Effective Date:

Drafted By: Linda Perlman  
Asst. Corporation Counsel  
Draft Date: 3/27/96

\*Unless a petition for a referendum meeting the requirements of Sec. 602 of the Municipal Charter and Md. Ann. Code Art. 23A, Sec. 13 is received by \_\_\_\_\_ (within 40 days following final passage of the Charter Amendment Resolution).

**CHARTER AMENDMENT RESOLUTION NO. 1996-21**

AMENDING THE MUNICIPAL CHARTER, ARTICLE XII, TO CHANGE THE TITLE OF THE ARTICLE FROM "WATER AND SEWERS" TO "STORMWATER MANAGEMENT" AND TO MAKE MINOR CHANGES TO SECTIONS 1201, 1203, 1204, 1205, 1206, 1207, 1209, 1210, 1212, 1213, 1214, AND 1216 FOR THE PURPOSE OF MORE ACCURATELY REFLECTING THE CITY'S POWERS OVER STORMWATER MANAGEMENT.

WHEREAS, the Council wishes to change the title of Article XII of the Municipal Charter from "Water and Sewers" to "Stormwater Management" and to make minor changes to various sections of Article XII to more accurately reflect the powers and purposes of the Stormwater Management Board for Takoma Park.

**SECTION 1.** NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF TAKOMA PARK, MARYLAND THAT, pursuant to Article VI, Amendment Procedures, of the Municipal Charter and Article 23A of the Annotated Code of Maryland that the title of Article XII and the following sections of the Municipal Charter of the City of Takoma Park are hereby amended as follows:

**ARTICLE XII**

**WATER AND SEWERS STORMWATER MANAGEMENT**

Section 1201 **The Council Designated Stormwater Management Board Power to Construct Facilities, etc.**

The Council of Takoma Park shall by ordinance, be designated the Stormwater Management Board for Takoma Park, and may establish such rules and procedures as it may deem necessary for its operation. The Board is authorized and empowered to construct a storm water drainage system and storm water sewers; to construct, maintain, reconstruct, enlarge, alter, repair, improve, or dispose of all parts, installations, and structures of the above plans and systems; to have surveys, plans, specification, and estimates made for any of the above plans and systems or parts thereof or the extension thereof; and to do all things it deems necessary for the efficient operations and maintenance of the above plants and systems. It is thereby vested with all the rights and powers necessary for the

introduction of water into and the distribution thereof throughout said City and for the collection and disposal of storm waters. In addition, the Board shall have the power to implement stormwater management programs, including the following:

- (a) Reviewing stormwater management plans;
- (b) Inspection and enforcement activities;
- (c) Watershed planning;
- (d) Planning, design, land acquisition, and construction of stormwater management systems and structures;
- (e) Retrofitting developed areas for pollution control;
- (f) Water quality monitoring and water quality programs;
- (g) Operation and maintenance of facilities; and
- (h) Program development of these activities.

**Section 1203 Title to Property: Purchase and Condemnation of Property**

The title to said plants and systems, and all lands, estates, waterways, conduit pipes, buildings, structures, machinery and all other parts thereof whatever, and all property belonging and pertaining thereto shall, when completed or acquired, vest in the Board City. The Board City is hereby authorized and empowered to acquire by purchase, gift, bequest, devise, lease, or condemnation, in accordance with the procedure provided in the Charter and in the Annotated Code of Maryland, any land, or property situated wholly or partly in the City of Takoma Park or Montgomery County or Prince George's County, or any interest, franchise, easement, rights or privileges therein which may be required for the purpose of constructing, establishing and maintaining said plants and systems or extensions thereof.

**Section 1204 Water and Sewer Stormwater Management Bonds**

\* \* \* \*

**Section 1205 Annual Levy for Maintenance; Service Charges**

The Board is hereby empowered to provide by ordinance for raising sufficient annual revenue to provide for the construction, maintenance, operations, and repair of its said water, sewerage and storm water ~~drainage plants management facilities, structures, and systems, and for stormwater management programs.~~ In addition to its power to levy an ad valorem tax on the assessable property within the corporate limits of said City, it shall have the power to charge and collect such service rates, ~~stormwater utility fees, user charges,~~ water rents, ready to service charges, or other charges as it deems necessary for water supplied and for the removal of sewage and also for ~~stormwater management programs and the maintenance, repair, and improvement of the stormwater system.~~ ~~If after being billed, such charges are unpaid within thirty (30)~~

~~days, the service may be discontinued.~~ All such charges shall be a lien on the property ~~served by said systems,~~ for which the tax, fee, or charge is imposed, collectible in the same manner as annual municipal taxes or by suit at law.

**Section 1206 Adjustment: Removal of Private Facilities; Enforcement; Penalties**

All individuals and corporations ~~lawfully~~ having buildings, structures, works, conduits, mains, pipes, tracks, or other physical obstructions in, over or under the streets, alleys, highways or any public way in the City, which shall block or impede the progress of water, sewerage, and storm and surface water ~~management system, facilities or drainage systems, when in progress or constructions and establishment,~~ shall, upon reasonable notice from the ~~Water and Sewer Board,~~ properly so shift, adjust, accommodate, or remove the same at their own cost and expense, as to meet fully the exigencies occasioning such notice; and if any such individual or corporation shall refuse, neglect, or fail, after such reasonable notice, to discharge any duty imposed by this section, said individuals or corporation shall, in addition but not in substitution for any other remedy or remedies that the ~~Stormwater Management Water and Sewer Board~~ may have in the premises, be subject to a fine set by ordinance; said fines to be collected as other fines in the City of Takoma Park are collected.

**Section 1207 Placing Public Service Structures**

Any public service corporation, company, or individual, before beginning any construction of, or placing of, or changing the location of any main, conduit, pipe, or other structure in the public ways of the City, shall submit plans to the ~~Stormwater Management Water and Sewer Board~~ and obtain written approval upon such conditions and subject to such limitations as may be imposed by the Board or officers acting on its authority. Any public service corporation, company or individual violating the provisions of this section shall be guilty of a misdemeanor. If any unauthorized main, conduit, pipe, or other structure interferes with the operation of the water, sewerage, or storm water systems, the Board may order it removed.

**Section 1209 Charges**

The Board may make a reasonable charge for each connection made to the City's water, storm water ~~sewers system, drainage control facilities,~~ or sewer mains. ~~This charge shall be based on a uniform schedule of rates to be applied throughout the City, and may be changed from year to year.~~ Arrangements for the payment of this charge shall be made before the connection is made.

**Section 1210 Changes in Plumbing, etc., to Prevent Waste or Improper Use**

In order to prevent any degradation of water quality, pollution, flooding, erosion, leakage or waste of water or other improper use of the City's stormwater system, water system or sewage disposal system, the Board may require such changes in plumbing, fixtures, ~~or~~ connections, or facilities as it deems necessary to prevent such pollution, flooding, erosion, waste or improper use.

**Section 1212 Extensions Beyond Boundaries**

The Board of ~~Takoma Park~~ shall have the power to extend its stormwater system or water or sewerage systems beyond the City limits.

**Section 1213 Right of Entry**

Any employee or agent of the Board while in the necessary pursuit of official duties with regard to the stormwater systems and facilities or water or sewage disposal systems operated by the said Board, shall have the right of entry, for access to all stormwater management systems, structures, and facilities or water and sewer installations, at all reasonable hours, and, after reasonable advance notice to the owner, tenant, or person in possession, upon any premises and into any building in the City or in the County served by the City's ~~water or sewage disposal~~ stormwater system. Any restraint or hindrance offered to such entry by any owner, tenant, or person in possession, or the agent of any of them, may, by ordinance, be made a municipal infraction or a misdemeanor.

**Section 1214 Pollution of Water Supply**

No person shall do anything which will discolor, pollute, or attempt to pollute any water used or to be used in the City stormwater or water supply system. Any violation of the provisions of this section shall be a municipal infraction or a misdemeanor.

**Section 1216 Special Assessments**

The Board shall have the power to levy and collect taxes in the form of special assessments upon property in a limited and determinable area for special benefits conferred upon such property by the installation or construction of stormwater systems, storm and surface water management facilities, water mains, sanitary sewer mains, storm water sewers, curbs, and gutters, and to provide for the payment of all or any part of the above projects out of the proceeds of such special assessment. The authority to levy and collect such assessments shall be carried out in accordance with the procedures established for the

making of similar assessments for other public improvements by the Council of Takoma Park and shall include the authority to provide for the financing of said projects in the same manner and subject to the same restrictions.

**SECTION 2.** AND BE IT FURTHER RESOLVED BY THE COUNCIL OF THE CITY OF TAKOMA PARK, MARYLAND, THAT the date of adoption of this Resolution is \_\_\_\_\_ and the amendment of the title of Article XII and the amendments to Sections 1201, 1203, 1204, 1205, 1206, 1207, 1209, 1210, 1212, 1213, 1214, and 1216 of the Municipal Charter of the City of Takoma Park hereby enacted shall become effective on \_\_\_\_\_ unless a proper petition for referendum hereon shall be filed as permitted by the Annotated Code of Maryland, Article 23A, Section 13, provided that a complete and exact copy of this Charter Amendment Resolution shall be continuously posted on the bulletin board of the Municipal Building until \_\_\_\_\_ (a period of at least 40 days following its adoption) and provided further that a fair summary of this Charter Amendment Resolution shall be published in a newspaper of general circulation in the City of Takoma Park once a week for four weeks.

**SECTION 3.** AND BE IT FURTHER RESOLVED BY THE COUNCIL OF THE CITY OF TAKOMA PARK, MARYLAND, THAT the City Clerk is hereby specifically directed to carry out the provisions of Section 2 hereof, and, as evidence of such compliance, the City Clerk shall cause to be maintained appropriate certificates of publication of the newspaper in which the fair summary of the Charter Amendment Resolution shall have been published. If a favorable referendum is held on the proposed amendment, the Council shall proclaim the proposed Charter Amendment hereby enacted to have been approved by the voters and the Charter Amendment shall become effective on the date provided by law.

**SECTION 4.** AND BE IT FURTHER RESOLVED BY THE COUNCIL OF THE CITY OF TAKOMA PARK, MARYLAND, THAT, as soon as the Charter Amendment hereby enacted shall become effective, either as provided herein or following a referendum, the City Clerk shall send by registered mail, to the Department of Legislative Reference of Maryland, a complete certified copy of this Charter Amendment Resolution showing the number of votes, whether in the Council or in a referendum, for and against the Charter Amendment hereby enacted, and the effective date of the Charter Amendment.

**SECTION 5.** The above Charter Amendment was enacted by the foregoing Resolution which was passed at a meeting of the Council of the City of Takoma Park, Maryland, on \_\_\_\_\_, 1996, \_\_\_\_\_ members of the Council voting in the affirmative, \_\_\_\_\_ members of the Council voting in the negative, \_\_\_\_\_ members of the Council abstaining, and \_\_\_\_\_ members of the Council absent, and the said Charter Amendment Resolution becomes effective in accordance with the law on the \_\_\_\_\_ day of \_\_\_\_\_, 1996.

ADOPTED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 1996, BY ROLL CALL  
VOTE AS FOLLOWS:

Aye:  
Nay:  
Abstained:  
Absent:

**EXPLANATORY NOTE:** In this Resolution, ~~striketrough~~ denotes language to be deleted and ~~shading~~ denotes language to be added to the current Municipal Charter. \* \* \* \* denotes language from the current Municipal Charter which is not being changed and is not set forth herein.

**COUNCILMEMBERS OF THE CITY OF  
TAKOMA PARK, MARYLAND**

\_\_\_\_\_  
Edward F. Sharp, Mayor

\_\_\_\_\_  
Larry Rubin, Councilmember, Ward 1

\_\_\_\_\_  
Kathy Porter, Councilmember, Ward 2

\_\_\_\_\_  
Bruce Williams, Councilmember, Ward 3

\_\_\_\_\_  
Anthony Davenport, Councilmember, Ward 4

\_\_\_\_\_  
Marc Elrich, Councilmember, Ward 5

\_\_\_\_\_  
Reggie Chavez, Councilmember, Ward 6

ATTEST:

\_\_\_\_\_  
City Clerk

\_\_\_\_\_  
Date

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Introduced By: Councilmember Williams

First Reading: 3/25/96

Second Reading:

**ORDINANCE NO. 1996-7  
FY96 BUDGET AMENDMENT NO. 2**

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

SECTION 1. The Fiscal Year 1996 Budget be amended as follows:

**General Fund - Revenues**

- a. Appropriate \$1,000 into account 3600.3650 for additional vendor fees related to the initiation of a midweek Farmers Market.
- b. Appropriate \$2,200 into account 0001.3312 for State grant funds for the north Takoma area citizens patrol.
- c. Appropriate \$315,000 into account 0001.3605 for loan funds for the acquisition of the Takoma Junction site.
- d. ~~Appropriate \$9,945 in account 3500.3540 for additional drug forfeiture monies.~~

**General Fund - Expenditures**

- a. Appropriate \$1,000 into account 5000.7205 for additional management costs related to the initiation of a mid-week Farmers Market.
- b. Appropriate \$2,200 into account 2100.8802 for expenditures relating to the north Takoma area citizens patrol.
- c. Appropriate \$315,000 into account 9100.8001 for the purchase and related legal costs to acquire the Takoma Junction site.
- d. ~~Appropriate \$3,975 into account 2500.4010 for 2 months salary for a police clerk position.~~
- e. ~~Appropriate \$1,685 into account 2500.4020 for 2 months salary for a police clerk position.~~

**Special Revenue Fund - Revenues**

- a. Appropriate \$32,715 into account 0010.3728 for Ritchie Avenue sidewalks.



- b. Appropriate \$15,000 into account 0010.3905 for State funds for the Takoma Junction study.
- c. Appropriate \$39,071 into account 0010.3726 for New Hampshire Avenue/East West Highway traffic improvements.
- d. Appropriate \$54,000 into account 0010.3833 for Jequie Park.
- e. Appropriate \$10,625 from Capital Budget account 9100.8000 into account 0010.3385 for Jequie Park.
- f. Appropriate an additional \$43,010 into account 0010.3820 for Program Open Space acquisition; Glengary Place and Lake Street, Phase II

**Special Revenue Fund - Expenditures**

- a. Appropriate \$32,715 into account 0010.6836 for expenditures relating to Ritchie Avenue sidewalks.
- b. Appropriate \$15,000 into account 0010.7242 for expenditures relating to the Takoma Junction study.
- c. Appropriate \$39,071 into account 0010.6837 for expenditures relating to New Hampshire Avenue/East West Highway traffic improvements.
- d. Appropriate \$72,000 into account 0010.7191 for expenditures relating to Jequie Park.
- e. Appropriate an additional \$43,010 into account 0010.7180 for expenditures relating to New Hampshire Avenue/East West Highway traffic improvements.

**General Fund - Transfers to Expenditure Accounts**

- a. Transfer \$20,000 from Unappropriated Reserves into account 2100.8000 in order to resolve police radio deadspot in the annexation area.
- b. Transfer \$8,784 from Unappropriated Reserves into account 1120.6405 for annexation election expenses.
- c. Transfer \$6,134 from Unappropriated Reserves into account 1140.6121 for annexation legal work.
- d. Transfer \$4,011 from Unappropriated Reserves into account 6000.7030 for Newsletter expenses to the annexation area.

- e. Transfer \$11,486 from Unappropriated Reserves into account 3500.7100 for refuse disposal fees for the annexation area.

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

Adopted this \_\_\_\_\_ day of \_\_\_\_\_ by Roll Call vote as follows:

**AYE:**

**NAY:**

**ABSTAIN:**

**ABSENT:**

**Strikeout denotes deletions.**

**O-96ba2.**

Introduced by: Councilmember Williams

Single Reading: 3/25/96

Ordinance No. 1996- 8

PROCUREMENT OF RECREATION DEPARTMENT VEHICLE

WHEREAS, the FY-96 budget identifies funds to purchase one (1) vehicle for Recreation Department;  
AND

WHEREAS, these purchases were requisitioned pursuant to the Takoma Park Vehicle Replacement Policy; AND

WHEREAS, no cooperative bid was available through the Council of Governments for the purchase or these vehicles; AND

WHEREAS, bids were advertised in the Washington Post and mailed to 10 prospective vendors; AND

WHEREAS, low bid was received from Sheehy Ford of Springfield for one (1) four door Taurus Sedan at a price of \$14,868; AND

WHEREAS, the bid received from Sheehy Ford of Springfield is conconsidered to be both responsive and responsible; AND

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

SECTION 1: that authorization be granted to purchase one (1) 4-door Sedan from Sheehy Ford of Springfield for FOURTEEN THOUSAND EIGHT HUNDRED AND SIXTY EIGHT DOLLARS (\$14,868); AND

SECTION 2: funds for this purchase be charged to Recreation Department Account No.4000-8000 in the amount of FOURTEEN THOUSAND EIGHT HUNDRED AND SIXTY EIGHT DOLLARS (\$14,868).

Adopted this 25th day of March, 1996.

AYE: Sharp, Davenport, Elrich, Porter, Rubin, Williams

NAY: None

ABSTAINED: None

ABSENT: Chavez