

**BUDGET PUBLIC HEARING, SPECIAL SESSION, WORKSESSION,
EXECUTIVE SESSION, SPECIAL SESSION AND EXECUTIVE SESSION
OF THE CITY COUNCIL**

Monday, May 6, 1996

Executive Session 4/29/96 - Moved by Elrich; seconded by Rubin. Council convened in Executive Session by unanimous vote at 9:45 p.m., in the Conference Room. OFFICIALS PRESENT: Sharp, Chavez, Davenport, Elrich, Porter, Rubin, Williams. Council discussed the City Administrator's Evaluation (Authority: Annotated Code of Maryland, State Government Article, Section 10-508(a)(1)(I)).

The City Council convened at 7:38 p.m. on Monday, May 6, 1996, in the upstairs meeting room of the Municipal Building, 7500 Maple Avenue, Takoma Park, Maryland.

MAYOR AND COUNCIL COMMENTS

Mr. Elrich announced that in the absence of Mayor Sharp, who is out-of-town, he will be officiating as Mayor Pro Tempore this evening. Councilmember Davenport is ill and will not be attending.

BUDGET PUBLIC HEARING

#1 Proposed FY97 Budget. Opportunity for citizens to comment on budgets for Library, Special Revenue, Public Works, Stormwater Management, Nondepartmental, Debt Service, Capital Budget and CIP.

The Public Hearing was called to order at 7:40 p.m.

Steven Cort (editor of "Incentive Taxation"), stated that it has been demonstrated in Pennsylvania that those cities which shift their property tax a bit from buildings to land, result in voters paying less. It is also a way to encourage development. He offered further information to anyone interested in this taxation concept.

Jack Mitton, 501 Philadelphia Avenue, addressed the non-departmental budget as related to staff training and awards. He suggested that it is not necessary to budget for implementation of an incentive award plan or a performance for pay plan (including consultant services) this fiscal year. The incentive award plan should pay for itself in savings. Mr. Mitton stated that by removing

these monies from the budget, the proposed tax rate can be lowered.

Faith Horowitz, 319 Boyd Avenue, distributed map illustrating the sidewalk along Boyd Avenue (between Jackson and Carroll Avenues). She said that neighbors would like to see sidewalk repairs/installation for this area added to the budget. She expressed concern for neighborhood children, who currently have to walk in the street--where the sidewalk runs out--to get to the park. She remarked that traffic has increased as a result of the Manor Circle traffic pattern. She noted that neighbors have talked with Councilmembers Williams and Porter about this matter, and that City Engineer Monk was asked to survey the proposal. She commented that Mr. Monk estimated \$5,000 for the project and reported that there are no right-of-way problems. Ms. Horowitz said that the neighbors are submitting this proposal and want to see it added to the Public Works budget.

Erin O'Brian, 345 Boyd Avenue, commented on the difficulty pedestrians have bridging the gap between the sidewalk segments. He supported the remarks of Ms. Horowitz.

John Howard, 318 Boyd Avenue, also in support of the proposal, stated that there are 16 children, 4 pregnant women due in the summer, and a lot of people who walk down the street. With the traffic as dangerous as it has become, everyone is concerned about pedestrian safety.

Benjamin Onyeneke, Maple Avenue, commented on several budget matters: (1) Recreation--need monies for day care and after-school programs; (2) Fire Department--located in a risky location, and emergency vehicles could suffer from delays in response due to the traffic in the intersection; (3) Police Officers--suggested that Mr. Rubin enter into a joint venture with other jurisdictions to locate a police satellite station in the area of the metro; (4) Library--too small for the city, needs expansion; and (5) Cable--needs to improve by engaging in modern technology.

Steven Morse, President of Friends of the Library, spoke in favor and support of the Library budget. He commented on the personal service a patron receives in the library. He said that it has a vibrant collection of books and periodicals for a diverse citizenry, and supported the multi-year investments in the CIP (i.e. system to enhance residents ability to search card catalogue and assist staff in cataloguing). He said that the "Friends" have been exploring security and safety issues, and that a letter to Council will be forthcoming.

The Public Hearing was closed at 7:52 p.m.

SPECIAL SESSION

The Council convened in Special Session at 7:53 p.m.

#2 Resolution re: Prince George's County Volunteer of the Year Award. Moved by Rubin; seconded by Williams. Mr. Rubin commented on Mr. Kohn's exemplary volunteer service and activism, noting some of his accomplishments.

Mr. Elrich remarked that he sees evidence of Mr. Kohn's contributions daily on the recreation fields. He thanked him for his many contributions.

Mr. Kohn stated that the numbers are impressive--more than 2000 kids are involved in soccer, baseball, basketball and football, all being activities run by adult city volunteers. He credited Ms. Bluford and Mr. Corley with much of the recent success of the sports leagues.

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

RESOLUTION #1996-27
(Attached)

#3 2nd Reading Charter Amendment Resolution re: Flower Avenue Annexation. Moved by Elrich; seconded by Rubin. Mr. Elrich explained the resolution and the substantiating need for the city to obtain jurisdiction of the street to enable the city's police to exercise enforcement of traffic laws (i.e. speed limit) on Flower Avenue.

Benjamin Onyeneke, Maple Avenue, said that this is a positive action, and urged Council's support. He asked for clarification regarding what is being annexed.

Mr. Elrich responded that the City is only annexing the road, not the curb, gutter or sidewalk on the other side of Flower Avenue. He explained that if we annex the curb, gutter and sidewalk, we would not gain anything other than additional maintenance expenses. He reiterated that the intention was to gain control of the street to allow the city's police to enforce traffic laws.

The Charter Amendment Resolution was adopted unanimously at second reading (ABSENT: Davenport, Sharp).

RESOLUTION #1996-13
(Attached)

#4 2nd Reading Ordinance re: TQM Consultant. Mr. Rubin proposed amendments to the ordinance: (1) (3rd Whereas clause) delete "in order to continue the total quality management (TQM) and the re-engineering consulting services, on March 1, 1995;" (2) (6th Whereas clause) delete "on the organizational development and staff training in TQM;" and (3) (9th Whereas clause) delete "and the expenditures for staff development and training in TQM made thereunder." The amendments were seconded by Mr. Williams.

Mr. Chavez noted that the reason the comments about TQM are in the ordinance is because they explain the basis for the City Administrator's reasoning. From her point-of-view, these comments are relevant.

Mr. Rubin said that one of the reasons he is calling for the deletions, is that he wants to clear the

way for an upcoming discussion, regarding measures to prevent such contract extensions. He remarked that he would like to hold this discussion out of the realm of TQM, and that therefore, he feels it is best to make it clear that this ordinance is regarding a contract extension.

Mr. Williams noted that he was planning to offer an amendment to the ordinance, but that he likes Mr. Rubin's reasoning better than that which he was going to propose.

Ms. Porter said that while she is not opposed to the deletions, she wonders if it is not helpful to leave the comments in the ordinance.

Mr. Elrich stated that he had wondered the same, but decided that since the title of the ordinance makes reference to "staff development and training in total quality management", there need not be a redundancy.

Ms. Porter remarked that she feels it is appropriate to note that TQM training was the reason for the contract extension.

Mr. Elrich said that what happened would have been wrong regardless of the specific contract, and that the specific contract is not as relevant as the fact that action needs to be taken to clean-up what happened and prevent it from happening again.

The amendments were accepted.

Benjamin Onyeneke, Maple Avenue, supported the ordinance, and commented on the brilliance of the City Administrator in identifying the need for staff training and development. Such training is often appropriate and costly. He spoke in favor of extending the contract.

Jack Mitton, 501 Philadelphia, said that the ordinance presented to Council on April 8th, was not understandable and did not clearly state the details of the action that is being corrected. The ordinance was indeed erroneous. He stated, however, that he is glad that the Council directed staff to make the appropriate amendments. He commented that he is glad that the Council has come to understand and share his concerns.

The ordinance, as amended, was adopted unanimously at second reading (ABSENT: Sharp, Davenport).

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

WORKSESSION

The Council moved into Worksession at 8:12 p.m., and later convened in Executive Session at 9:20 p.m.

EXECUTIVE SESSION

Executive Session 5/06/96 - Moved by Williams; seconded by Rubin. Council convened in Executive Session by unanimous vote at 9:20 p.m., in the Conference Room. **OFFICIALS PRESENT:** Chavez, Elrich, Porter, Rubin, Williams. **OFFICIALS ABSENT:** Sharp, Davenport. **STAFF PRESENT:** Habada, Grimmer, Sartoph, Perlman, Schwartz, Monk, Rosenthal. Council discussed matters related to (1) land acquisition, (2 & 3) purchasing negotiations to two items. The Council provided staff with direction on all three items (Authority: Annotated Code of Maryland, State Government Article, Section 10-508(a)(3) and (14)).

SPECIAL SESSION

The Council reconvened in Special Session to consider an ordinance.

#9 Single Reading Ordinance re: Stormwater Management Consultant Contract. Moved by Rubin; seconded by Williams. Mr. Elrich explained the ordinance. It authorizes the City Administrator to enter into negotiations with CH2M Hill and hopefully sign a contract to set-up a stormwater fee system. The aim is to reduce the fee a single-family home owner currently pays as part of the city tax rate, and spread the obligation to non-residential property owners who are otherwise exempt from the property tax rate.

Ms. Porter noted that the initial system (flat fee) used for the first billing will be changed by the second year. She said that she hopes the initial fee will not be "far off" from the second year fee.

The ordinance was adopted unanimously (ABSENT: Davenport, Sharp).

ORDINANCE #1996-12 (Attached)

ADJOURNMENT

The Council adjourned from Special Session at 10:04 p.m. The Council reached a consensus to postpone the second Executive Session regarding the City Administrator's evaluation. The Council adjourned for the evening.

Introduced By: Councilmember Rubin

RESOLUTION #1996 - 27

IN RECOGNITION OF HOWARD KOHN

WHEREAS, Takoma Park resident Howard Kohn has been selected as Prince George's County's 1996 "Volunteer of the Year;" AND

WHEREAS, Mr. Kohn has worked as a volunteer with more than 1,500 youth in the Takoma Park Community; AND

WHEREAS, Mr. Kohn is an active volunteer in many community and recreation events; AND

WHEREAS, Mr. Kohn has volunteered over 1,000 hours of his time to assist the City Recreation Department and community sports associations; AND

WHEREAS, Mr. Kohn, in addition to his volunteer service, has graciously donated his own funds to pay program registration fees for community youth who, otherwise, would be unable to participate in recreation programs; AND

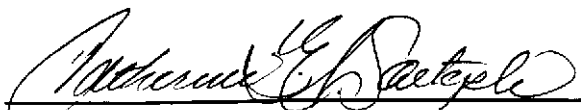
WHEREAS, Mr. Kohn has served as Recreation Committee President, and has provided unwavering support to the City Recreation team; AND

WHEREAS, the Council desires to recognize and congratulate Mr. Kohn on his receipt of the distinguished Prince George's County Volunteer of the Year Award, an award that he certainly deserves.

NOW, THEREFORE BE IT RESOLVED BY THE COUNCIL OF THE CITY OF TAKOMA PARK, MARYLAND, on behalf of the Citizens, Council, and Staff of the City of Takoma Park and, particularly, the community sports associations and the youth of the community, that sincere and profound appreciation and thanks hereby are expressed to Howard Kohn for his many years of untiring and valuable service to his community.

ADOPTED this 6th day of May, 1996.

ATTEST:



Catherine E. W. Sartoph, CMC
City Clerk

Introduced By:
Councilmember Elrich

1st Reading: 3/11/96
2nd Reading: 5/06/96
*Effective Date: 6/20/96

*Unless a referendum petition meeting the requirements of Md. Ann. Code Art. 23A, Sec. 19(g), (h) or (i) is received by 6/20/96 (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 extends only to the fronting edge of the curb line of the easterly side of Flower Avenue and does not include the curbs, grassy strips, or sidewalks on the easterly side of Flower Avenue; 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. The property being annexed extends only to the fronting edge of the curb line of the easterly side of Flower Avenue and does not include the curbs, grassy strips, or sidewalks on the easterly side of Flower Avenue.

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 6th DAY OF MAY, 1996, BY ROLL CALL VOTE AS FOLLOWS:

Aye: Chavez, Elrich, Porter, Rubin, Sharp
Nay: None
Abstained: None
Absent: Sharp, Davenport

Introduced by:
Councilmember Rubin

First Reading: 4/8/96
Second Reading: 5/6/96

Effective Date: 5/6/96

ORDINANCE NO. 1996-9

Authorization for Extension of Contract with Strategies for Success, Inc. for Staff Development and Training in Total Quality Management.

WHEREAS, by Ordinance No. 1994-33 adopted on October 24, 1994, the Council authorized the City Administrator to enter into a contract in the amount of \$39,000.00 with Strategies for Success, Inc. to provide training and development of the City's workforce; and

WHEREAS, that contract had an expiration date of February 28, 1995; and

WHEREAS, the City Administrator extended the contract with Strategies for Success, Inc. until January 1, 1996; and

WHEREAS, Section 9A-15 of the *Takoma Park Code* permits the City Administrator to extend a contract, without competition, when the City Administrator finds that circumstances warrant the extension of an existing contract at the same unit price, provided the extension occurs within one year of the date of the execution of the original contract and does not exceed 25% of the total original price; and

WHEREAS, the contract extension has exceeded the original contract price and Ordinance No. 1994-33 was specific in the amount which was authorized to be spent under the contract with Strategies for Success, Inc.; and

WHEREAS, \$25,900.00 was spent in fiscal year 1995 (this amount was in addition to the original contract amount of \$39,000.00 authorized by Ordinance No. 1994-33) and \$63,098.00 was spent in fiscal year 1996 under the contract extension with Strategies for Success, Inc.; and

WHEREAS, Section 9A-6 of the *Takoma Park Code* requires the City Council, by ordinance, to approve all expenditures of \$5,000.00 or more for professional services and all expenditures of \$10,000.00 or more for any other purchase of goods and services; and

WHEREAS, the City expenditures under the contract extension with Strategies for Success, Inc. have exceeded the amount that the City Administrator is authorized to expend without the Council passing an ordinance approving the expenditure; and

WHEREAS, the City Administrator has brought this matter to the attention of the City Council and has asked the Council to approve and ratify the contract extension with Strategies for Success, Inc.

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

SECTION 1. The Council authorizes and ratifies the extension of the contract, made March 1, 1995, with Strategies for Success, Inc. for TQM and reengineering consulting services for the City's workforce.

SECTION 2. This Ordinance shall be effective immediately.

Adopted this 6th day of May, 1996, by roll-call vote as follows:

Aye: Chavez, Elrich, Porter, Rubin, Williams
Nay: None
Absent: Sharp, Davenport
Abstain: None

Introduced by:
Councilmember Rubin

Single Reading: May 6, 1996

ORDINANCE NO. 1996-12

Award of Contract to CH2M Hill to Assist with Implementation of a City Stormwater Utility Fee System

WHEREAS, for FY 1996, the City received an EPA grant from the State of Maryland to study implementation of a stormwater utility fee system; and

WHEREAS, there is remaining EPA grant money available to assist the City in developing a rate structure and constructing a billing data base system; and

WHEREAS, for FY 1997, the State of Maryland will receive an additional EPA grant which has been designated for the City's Phase II implementation of a stormwater utility fee system; and

WHEREAS, the Phase II study would give the Council information about refining the proposed stormwater utility fee to a fee which is based on the amount of stormwater runoff contributed by each property in the City; and

WHEREAS, in March, 1996, the City sent out a request for proposals (RFP) soliciting unpriced technical proposals from vendors to assist the City with implementation of a stormwater utility fee billing system; and

WHEREAS, the City received three proposals and heard presentations from two offerors; and

WHEREAS, after discussion with both offerors, the proposal of CH2M Hill, an engineering firm based in Reston, Virginia, is recommended as most advantageous to the City; and

WHEREAS, CH2M Hill has extensive experience in assisting jurisdictions with implementation of stormwater utility fee systems and with rate structure recommendations and billing data base system development.

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

SECTION 1. The City Administrator or her designee is authorized to negotiate with and enter into a contract with CH2M Hill to provide assistance to the City in the implementation of a stormwater utility fee system and to develop rate structure recommendations and billing data system development. The contract price shall be paid from the EPA grant funds available for the remainder of FY 1996 and for FY 1997.

SECTION 2. This Ordinance shall be effective immediately.

Adopted this 6th day of May, 1996, by roll-call vote as follows:

Aye: Chavez, Elrich, Porter, Rubin
Nay: None
Absent: Davenport, Sharp
Abstain: None

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

Monday, May 13, 1996

Executive Session 5/06/96 - Moved by Williams; seconded by Rubin. Council convened in Executive Session by unanimous vote at 9:20 p.m., in the Conference Room. OFFICIALS PRESENT: Chavez, Elrich, Porter, Rubin, Williams. OFFICIALS ABSENT: Sharp, Davenport. STAFF PRESENT: Habada, Grimmer, Sartoph, Perlman, Schwartz, Monk, Rosenthal. Council discussed matters related to (1) land acquisition, (2 & 3) purchasing negotiations to two items. The Council provided staff with direction on all three items (Authority: Annotated Code of Maryland, State Government Article, Section 10-508(a)(3) and (14)).

OFFICIALS PRESENT:

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

City Administrator Habada
Deputy City Administrator Grimmer
Asst. City Administrator Hobbs
Deputy City Clerk Espinosa
Police Chief Phillips
Community Development Coor. Sickle

OFFICIAL ABSENT:

Councilmember Chavez

The City Council convened at 7:38 p.m. on Monday, May 13, 1996, in the Council Chambers of the Municipal Building, 7500 Maple Avenue, Takoma Park, Maryland.

Following the Pledge of Allegiance, these remarks were made:

MAYOR AND COUNCIL COMMENTS

Mr. Rubin commented on the Jazz Festival, noting that had the weather been better, the event would have been a huge success. He extended congratulations to the organizers, and wished them luck in years to come.

Mr. Sharp announced that the Takoma Park Police Department will hold its awards ceremony on

Friday, May 17th at 6:00 p.m., here at the Municipal Building.

Mr. Sharp remarked that Mr. Chavez is out of the country, in the Phillipines, on personal business.

Mr. Sharp noted that as part of the concert being presented by the Takoma Park Symphony Orchestra, he will be narrating "Peter and the Wolf." The concert will be held at Eleanor Roosevelt High School, Saturday, May 18th at 8:00 p.m.

ADOPTION OF MINUTES

The minutes from 11/27/95, 12/4/95, 12/11/95, 1/11/96, 1/22/96 and 2/12/96 were adopted unanimously (ABSENT: Chavez).

ADDITIONAL AGENDA ITEM

Proposed Closed Session. Messrs. Williams and Sharp asked that an Executive Session to discuss land acquisition and the City Administrator's evaluation, respectively, be added to the end of the evening's agenda.

CITIZEN COMMENTS

Benjamin Onyeneke, Maple Avenue, commented in regards to the following: (1) training teens for television production, (2) public notification of child molesters and rapists released into community, (3) police satellite station at Metro station, (4) proposed bus fee for high school students and cuts in Head Start programs, (5) "pro choice", and (6) warfare in Liberia.

Rino Aldrighetti, Central Avenue, remarked about the recent Voice article regarding TQM.

PROCLAMATIONS

#1 Buddy Poppy Month. Mr. Sharp read the proclamation designating May 1996, as "Buddy Poppy Month", and presented it to VFW Post 350 Commander, Lou Gignac and Ladies Auxiliary to the Veterans of Foreign Wars President, Claudia Rohrback. Mr. Gignac announced a Memorial Day event that will be held in the Memorial Park on May 27th at 11:00 a.m., and commented on some of the services provided to veterans through the VFW Post.

#2 Stand for Children. Mr. Sharp read the proclamation recognizing the June 1, 1996, "Stand for Children" demonstration--a National Day of Renewal, Celebration and Commitment.

Ms. Porter commented that the June 1st demonstration has important significance. She remarked that studies show that one out of five American children suffer from poverty.

#3 Peace Officer's Memorial Day. Mr. Sharp read the proclamation commemorating Peace Officers Memorial Day, Wednesday, May 15th.

PRESENTATION

#4 Washington Adventist Hospital (WAH) Special Exception Application. Kiltie Leach, Chief Administrative Officer of WAH, displayed and explained an aerial photo of the WAH campus. He briefly outlined the proposed expansion project. Mr. Leach said he was pleased at the community's response to invitations to review proposals, noting that approximately ten residents met with WAH staff and expressed concern about increased traffic exiting onto Maple Avenue (right turn) in the direction of Erie Avenue. He pointed out that there are signs on the campus encouraging motorists to exit onto Carroll Avenue. He stated that residents were also informed that perhaps an additional nine parking spaces will be needed to accommodate the new facility.

Mr. Sharp noted that the matter of the Special Exception is scheduled to be heard by the Montgomery County Board of Appeals on May 29th, and suggested that the Council consider a resolution regarding the application on May 20th.

In response to questions posed by Councilmembers, Mr. Leach commented on how WAH is addressing long-term facilities planning, the relocation of the maintenance building, parking issues, and staff reductions.

Mr. Elrich said that he believes the Council should consider a resolution in support of the application.

Mr. Sharp requested staff to prepare resolution of support for Council's consideration on May 20th.

Rino Aldrighetti, 7213 Central Avenue, remarked about the difficulty of exiting from the WAH campus onto Carroll Avenue, and suggested that installation of a traffic signal be considered.

Holly Mines, 8004 Maple Avenue, said that she attended the meeting between residents and WAH staff, adding that it seems that WAH is sensitive to the community concerns. She commented on the concern about WAH employee parking.

Mr. Elrich noted that while not all, a large number of employees are shuttled from parking at Takoma Academy.

Ms. Mines asked for assurance that a lot of little projects conducted by WAH do not end-up amounting to a "too great-a-scale" project on the campus.

Mr. Leach thanked the Council for their attention, and said he would be happy to hear from them.

BUDGET PUBLIC HEARING

The Public Hearing was called to order at 8:40 p.m.

#5 Proposed FY97 Budget. Opportunity for citizens to comment on proposed budgets for Housing and Community Development, Police, Recreation and General Government.

Howard Kohn, 16 Jefferson Avenue (President, Recreation Committee), expressed concern about conditions of athletic fields--more specifically: (1) Spring Park field should be improved as a dirt field (i.e. ballfield clay); estimated at \$4000 plus one day of work by field crew; and (2) Lee Jordan and Wilhelm Fields, though not city fields, need the addition of a couple of truckloads of dirt. He spoke of the need for a long-term plan for maintenance of athletic fields, and proposed a task force be established.

| Gary Weinstein, 325 Lincoln Avenue, emphasized the long-term needs. He urged the city to reaffirm and expand its commitment to sports programs, especially with attention to the scholarship program and maintenance of athletic fields. He suggested that the city reach agreements with Columbia Union College and Takoma Academy for use of their fields, and that the city set-up a process for regular inspections of fields. Mr. Weinstein commented on the glass, rocks and high grass at the Lee Jordan field, and proposed that the Council consider an "adopt-a-field" program to facilitate maintenance. He noted the lack of cooperation from the counties in the endeavor to upkeep fields.

Michael Strait added support for the remarks made by Messrs. Kohn and Weinstein. He remarked that sports teams currently travel to the far reaches of Montgomery County and the District of Columbia, and that Nolte field is the only one adequate for the >12 year old youth category. Mr. Strait stated that drainage is a significant issue for fields, and seconded Mr. Kohn's suggestion about a task force.

| Ken Shields, Poplar Avenue remarked that he has visited the area fields, and that with the exception of Nolte, all were substandard. He emphasized the importance and need for the city's support--politically and financially.

| Jack Winters supported the remarks of those who have spoken. He noted the trash left behind from the Jazz Fest and a large hole at Jequie Park. He urged the Council to support increased efforts to maintain athletic fields.

Benjamin Onyeneke, Maple Avenue, suggested that the city explore using the Blair High School field. He asked for additional funds to be allocated for Cable TV, and encouraged the Council to support the efforts of the Recreation Department.

Jack Mitton, 501 Philadelphia Avenue, stated that in regards to the General Government section,

minute details are provided on dues, yet in the HCD Budget there is no information on position grades, etc., and that he is distressed to find an inconsistency in disclosure of positions' grades. He remarked that the provided information is limited, and asked: (1) how is pay scale rated for City Administrator? (2) how many people are in executive grades? and (3) how many executives are residents?

Mr. Sharp asked the City Administrator to provide Mr. Mitton with complete position/grade information. He noted that the City Administrator's salary is set by contract, and that residency is not a requirement for employment with the city.

Rino Aldrighetti, testified in regards to the Police Department budget. He commented on a recent mugging near Nations Bank, stating that in some instances--not this one--victims and/or witnesses may get the license tag number of the assailant. He suggested that the police explore a system whereby they could randomly check license tag numbers from the field as a possible way of identifying suspects through new technology. Mr. Aldrighetti referred to page PD-10, stating that he appreciates the narrative, and asked whether "civic meetings attended by CID" (see performance measures) refers to days in court.

Chief Phillips responded that this measure corresponds to the number of community meetings attended by investigators.

Mr. Williams noted that he is impressed by this outreach.

Mr. Phillips remarked that the police have been looking at different systems, such as a license tag identification system.

The Public Hearing was closed at 9:04 p.m.

REGULAR MEETING

#6 Resolution re: Community Development Block Grant Citizens Advisory Committee (CDBG CAC). Community Development Coordinator Sickie explained the resolution and the concept of reconstituting the CDBG CAC as the Community Advisory Committee with an expanded charge to serve as a channel to Council for recommendations on longer-term community goals (including use of funding resources such as block grant funds). She encouraged residents to volunteer to serve on the committee. Ms. Sickie noted that B.F. Gilbert's Citizens Association and 7611 Maple Avenue Cooperative have suggested successors, but that CASA has not yet recommended a replacement.

Moved by Williams; seconded by Davenport.

Mr. Sharp noted the persons who have been nominated for appointment.

Ms. Porter remarked that some of these persons have served on the CDBG Committee in the past and would be continuing to service on the CAC.

Ms. Sickle stated that the President of B.F. Gilbert Citizens' Association has been asked to name a replacement, and that 7611 Maple Cooperative has also been asked for a replacement. She said that CASA will not have a representative.

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

RESOLUTION #1996-28
(Attached)

BUDGET WORKSESSION

The Council moved into Budget Worksession at 9:10 p.m. Following the worksession, the Council convened in Executive Session at 9:55 p.m., and later adjourned for the evening.

EXECUTIVE SESSION

Executive Session 5/13/96 - Moved by Williams; seconded by Davenport. Council convened in Executive Session by unanimous vote at 9:55 p.m., in the Conference Room. OFFICIALS PRESENT: Sharp, Davenport, Elrich, Porter, Rubin, Williams. OFFICIAL ABSENT: Chavez. STAFF PRESENT: Habada, Espinosa. Council discussed matters related to (1) land acquisition, (2) the City Administrator's Evaluation. The Council authorized a public hearing on the proposed land purchase, and continued work on the City Administrator's Evaluation (Staff not present) (Authority: Annotated Code of Maryland, State Government Article, Section 10-508(a)(3) and (1)(I)).

MAYORAL PROCLAMATION RECOGNIZING "STAND FOR CHILDREN"

WHEREAS, on June 1, 1996, Americans from all backgrounds will come together to take a "Stand For Children" at the Lincoln Memorial in Washington, D.C., and renew our commitment to improving the quality of our children's lives; AND

WHEREAS, on Stand For Children Day and beyond, families, citizens, members of religious congregations, schools, community-based organizations, businesses, and political and cultural groups will join together as a local and national community to recognize our children's unmet needs and rededicate ourselves to addressing them; AND

WHEREAS, the safety, security, and care of our children must be our families', community's, and nation's first priority; AND

WHEREAS, this commitment must begin at the local level -- where children and families live and work and have the potential to thrive, and where all citizens, working together, can make a difference in our children's lives.

NOW, THEREFORE, I, EDWARD F. SHARP, MAYOR OF THE CITY OF TAKOMA PARK, MARYLAND, do hereby proclaim June 1 as "Stand For Children Day" in the City of Takoma Park, and urge all citizens to support this day through their presence in Washington, D.C., and by dedicating ourselves to the task of improving the quality of life for all our children leaving no child behind from this day forward.

Edward F. Sharp

Edward F. Sharp
Mayor

ATTEST:

Catherine E. W. Sartoph
Catherine E. W. Sartoph
City Clerk



MAYORAL PROCLAMATION COMMEMORATING PEACE OFFICERS MEMORIAL DAY


WHEREAS, our Nation's law enforcement officers are dedicated to protecting the public; AND

WHEREAS, the United States Senate and House of Representatives have designated May 12 through 18, 1996, as National Police Week; AND

WHEREAS, one law enforcement officer is killed in the line of duty somewhere in America every 52 hours; AND


WHEREAS, in 1994, the United States Congress adopted, and President Clinton signed into law, Public Law 103-322, requiring the American Flag to be lowered to half-staff on May 15 each year as a special tribute to the more than 14,000 law enforcement officers who have died in the line of duty.

NOW, THEREFORE, I, EDWARD F. SHARP, MAYOR OF THE CITY OF TAKOMA PARK, MARYLAND, do hereby proclaim May 15, 1996, as "Peace Officers Memorial Day" in Takoma Park, and urge all the City to honor the memory of all law enforcement officers who have given their lives in the line of duty.



Edward F. Sharp
Mayor

ATTEST:



Catherine E. W. Sartoph, CMC
City Clerk



MAYORAL PROCLAMATION IN HONOR OF BUDDY POPPY MONTH

WHEREAS, *the annual sale of Buddy Poppies by the Veterans of Foreign Wars (VFW) of the United States has been officially recognized and endorsed by governmental leaders since 1922; AND*

WHEREAS, *VFW Buddy Poppies are assembled by disabled, needy, and aging veterans in Veterans Administration Hospitals and domiciliaries across the country; AND*

WHEREAS, *the majority of proceeds from sales conducted by VFW Posts and their Ladies Auxiliaries is retained locally to provide for veterans services and welfare; AND*

WHEREAS, *the minimal cost of Buddy Poppies to VFW units provides compensation to the veterans who assemble the poppies, provides financial assistance in maintaining state and national veterans' rehabilitation and service programs, and partially supports the VFW National Home for orphans and widows of our Nation's veterans; AND*

WHEREAS, *the basic purpose of the annual sale of Buddy Poppies by the VFW is eloquently reflected in the desire to "Honor the Dead by Helping the Living;" AND*

WHEREAS, *the wearing of a Buddy Poppy is mute evidence of our appreciation of those who have risked or lost their lives in defense of the principles upon which our Nation was founded.*

NOW, THEREFORE, I, EDWARD F. SHARP, MAYOR OF THE CITY OF TAKOMA PARK, MARYLAND, *on behalf of the Citizens, Council and Staff of the City of Takoma Park, do hereby proclaim the month of May, 1996, as Buddy Poppy Month, which has been set aside for the official distribution of these symbols of sacrifice in the City of Takoma Park by the Members and Auxiliary of Takoma Park Post No. 350 of the Veterans of Foreign Wars.*

DATED *this 22nd day of April, 1996.*

Edward F. Sharp
Mayor

ATTEST:

Catherine Sartoph, CMC
City Clerk

Introduced by: Councilmember Williams

Adopted: 5/13/96

Resolution No. 1996-28

A resolution establishing a committee to collaborate with Council on longer-term community needs and goals.

WHEREAS, the City believes it is important to obtain maximum citizen input in order to develop consensus on short- and longer-term community goals; and

WHEREAS, it is important to have information that can assist in the allocation of scarce resources; and

WHEREAS, the City has found it helpful to obtain community input on the use of special funds such as the Community Development Block Grant; and

WHEREAS, City Council has determined that the establishment of a Community Advisory Committee (CAC) composed of members who bring a wide range of community perspectives provides the most effective body for providing recommendations to Council.

WHEREAS, the names of nominees have been submitted and received to fill expired terms.

NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF TAKOMA PARK, MARYLAND THAT Appointments to the Community Advisory Committee are made as follows for a three-year period:

<u>NAME</u>	<u>REPRESENTING</u>
Cindy Fee	Takoma Junction Business Association
Erwin Mack	Takoma/Langley CDA, Inc.
Dan Robinson	Takoma Community Development Corporation

BE IT FURTHER RESOLVED THAT the City Administrator shall be, and hereby is empowered to appoint additional members who make their desire to participate on the CAC known and are recommended for participation by the Council representative for their respective wards; such additional appointments are to be effected on or before June 10, 1996.

BE IT FURTHER RESOLVED THAT the activities of the CAC shall be conducted in accordance with the "Standards of Participation" attached hereto and made a part hereof by reference.

Adopted this 13th day of May, 1996.

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

Monday, May 20, 1996

Executive Session 5/13/96 - Moved by Williams; seconded by Davenport. Council convened in Executive Session by unanimous vote at 9:55 p.m., in the Conference Room. OFFICIALS PRESENT: Sharp, Davenport, Elrich, Porter, Rubin, Williams. OFFICIAL ABSENT: Chavez. STAFF PRESENT: Habada, Espinosa. Council discussed matters related to (1) land acquisition, (2) the City Administrator's Evaluation. The Council authorized a public hearing on the proposed land purchase, and continued work on the City Administrator's Evaluation (Staff not present) (Authority: Annotated Code of Maryland, State Government Article, Section 10-508(a)(3) and (1)(I)).

The City Council convened at 7:42 p.m. on Monday, May 20, 1996, in the upstairs meeting room of the Municipal Building, 7500 Maple Avenue, Takoma Park, Maryland.

SPECIAL SESSION

#1 Resolution re: Washington Adventist Hospital Special Exception. Mr. Sharp explained the resolution of approval of a modification of a Special Exception Application for Washington Adventist Hospital. He noted that a letter was received from Barbara Shuttleworth, who stated that she is satisfied that the proposed changes will not have damaging effects on her neighborhood.

Mr. Elrich described the "Catch 22"--there is a shift to more out-patient versus in-patient, resulting in more customers and an undesired impact on neighborhood streets; yet, persons would rather undergo preventive medicine (out-patient care) to hopefully avoid hospitalization (in-patient services).

Mr. Rubin said that he believes the traffic created will be within tolerable limits.

Mr. Elrich commented on the desire of residents to see traffic directed to exit onto Carroll Avenue.

Pat Sutton, Vice President WAH, stated that the hospital has had some discussions with Columbia

Union College regarding an entrance to the hospital from Flower Avenue, but that no conclusions have been reached.

Mr. Sharp referred to Ms. Schwartz's memo, suggesting that the resolution might be conditional upon (1) installation of signage to direct traffic to exit via Carroll Avenue rather than Maple Avenue, and (2) the hospital encouraging use of the Carroll Avenue access point in their publications.

Mr. Rubin suggested that language also be added regarding the continuing discussions with the college about access to the hospital from Flower Avenue. Messrs. Sharp and Elrich questioned how such an amendment would be worded since these discussions are "up in the air" according to hospital officials. (NOTE: No amendment language proposed.)

Mr. Williams remarked that he would not support the resolution if it requires traffic to exit onto Carroll Avenue. He commented on the safety concerns.

Mr. Elrich said that on the other hand, the current exit/entrance on Maple Avenue spills traffic immediately into a neighborhood.

Ms. Schwartz reminded the Council of their discussion regarding some language in the resolution about the impact of granting the exception. She proposed "whereas, granting of the special exception modification will encourage outpatient rather than inpatient use without creating significant adverse traffic impact."

The amendments were accepted. A Resolved clause will be added re: (1) signage on the WAH campus (Opposed: Williams), and (2) publications; and a Whereas clause (see above).

Senior Planner Schwartz is to amend the resolution.

Benjamin Onyeneke, Maple Avenue (Generation X), supported the resolution. He commented on the benefits of out-patient services to the community.

Holly Mines, 804 Maple Avenue, said that in addition to her own testimony, she would like to speak on behalf of Bill Mallari who is unable to attend this meeting. She said that the neighbors met with the WAH representatives and for the most part were satisfied with the discussions. Generally, the hospital has been generous in letting residents use the open space area across from the parking garage (i.e. children sledding). The hospital is always friendly and is a good neighbor. Ms. Mines remarked, however, that while she does not want to be an alarmist, there is still a concern about the WAH being a "business" desirous of offering more patient services, and the residents wanting to live in a quiet neighborhood. She recalled the history of hospital renovations and expansions and the consequential effects. She noted that every time the Montgomery County

Board of Appeals has approved a Special Exception for the hospital, there has been the caveat that the WAH will present a long-term development plan. Ms. Mines stated that the hospital representative repeatedly respond that it is difficult for them to develop a long-range plan because of the unpredictability of the rapidly changing health care industry. She said, however, that there needs to be some plan to halt continual expansions on the campus. If there cannot be a long range plan in terms of building on the site, there at least needs to be a plan about the traffic. Ms. Mines remarked that she does not want to see neighborhood pitted against neighborhood, resulting from a shift of traffic from Maple Avenue to Carroll Avenue. She distributed copies of minutes from the Board of Appeals hearings regarding the hospital “being put on notice that no further modifications will be granted unless they are part of a long-term (about 10 years) plan.”

On behalf of Bill Mallari, she stated that he was satisfied with the discussions between the neighborhood and hospital representatives, and that he supports outpatient services. However, the hospital should be encouraged to perhaps look for another location if it wants to expand in the future.

Mr. Elrich asked how the WAH would respond to being asked to do a traffic study of the Carroll Avenue exit/entrance.

Ms. Sutton said that the WAH has not done a traffic survey of this area, and that they would consider doing so if asked by the City Council. She stated that some of the WAH employees and services have been moved off of the campus to the old Adventist Building on Eastern Avenue.

In response to Ms. Mines’ comments, Mr. Davenport asked the hospital representatives whether they look at location options when considering placement of additional outpatient services.

Ms. Sutton responded in the affirmative. Studies are done to determine what is best for the patients.

Mr. Elrich proposed two additional Resolved clauses:

(1) be it further resolved that as a condition of our approval, the WAH will agree to perform a traffic study of the Carroll Avenue entrance to the hospital; and

(2) be it further resolved that this City Council states its intention not to recommend approval of future modifications to the hospital unless the hospital develops a long-term growth plan.

Mr. Onyeneke, stated that the hospital is a community asset, and again expressed his support for the resolution.

Ms. Mines said that she would even be happy with a 5-year growth plan, reiterating that such a plan has been called for by the Board of Appeals since 1994.

The amendment to add two additional Resolved clauses was accepted unanimously.

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

RESOLUTION #1996-29

(Attached)

#2 Resolution re: Land Acquisition (Lake Street Lots). Mr. Sharp explained the resolution, and noted that this acquisition concludes the purchase of property that was included in the city's Open Space Plan.

Mr. Williams stated that the neighborhood will be very glad to know that this has been adopted.

Mr. Rubin said the purchase has been the result of long negotiations.

Mr. Sharp commented about the private contribution that went into the purchase, helping to make it possible.

Kathleen Backer, 214 Spring Avenue (on behalf of the Circle Woods Civic Association) expressed her happiness. She referred to a letter she wrote in 1987 regarding the matter with Mr. Hoobler, adding that over the years there has been a series of letters and petitions regarding the matter of the Lake Street lots. She recognized the enormous amount of work that has gone into making the purchase a reality. Residents have been involved long-term and want to be involved in the future.

Benjamin Onyeneke, Maple Avenue, supported the resolution, and asked for clarification about the use of the property. He expressed concern that undeveloped space will attract crime.

Mr. Sharp responded that the lots have been purchased as "open space", and that there will be no development of the land. He noted specific open space lots in the city.

Mr. Onyeneke, questioned the rationale of purchasing a "blank" space of land.

Mr. Sharp commented that the city's contribution towards the acquisition price is monies from State open space funds. The city is not taking an amount of money that could be used for another department and spending it on land; these funds can only be used to purchase open space.

The resolution was adopted unanimously (ABSENT: Chavez).

**RESOLUTION #1996-30
(Attached)**

BUDGET WORKSESSION

The Council moved into Budget Worksession at 8:23 p.m. Following the worksession, the Council convened in Executive Session at 10:30 p.m.

EXECUTIVE SESSION

Executive Session 5/20/96 - Moved by Williams; seconded by Davenport. Council convened in Executive Session by unanimous vote at 10:30 p.m., in the Conference Room. OFFICIALS PRESENT: Sharp, Davenport, Elrich, Porter, Rubin, Williams. OFFICIAL ABSENT: Chavez. STAFF PRESENT: Habada, Grimmer, Hobbs, Espinosa. Council discussed matters related to (1) Union negotiations, (2) the City Administrator's Evaluation. The Council reviewed the negotiation position, and continued work on the City Administrator's Evaluation (Staff not present) (Authority: Annotated Code of Maryland, State Government Article, Section 10-508(a)(9) and (1)(I)).

Introduced By: Councilmember Elrich

Resolution No. 1996-29

**Resolution of Approval
of a Modification of a Special Exception Application
for Washington Adventist Hospital,
7600 Carroll Avenue, Takoma Park**

WHEREAS, Washington Adventist Hospital has submitted an application for modification of a special exception to the Montgomery County Board of Appeals for the Hospital property, located at 7600 Carroll Avenue, Takoma Park (S-238-C), AND

WHEREAS, the applicants are seeking a modification to their existing special exception in order to permit renovation of the plant operations building; AND

WHEREAS, renovation plans include a 1,700 square foot second story addition and interior renovations to permit the structure to be used for various clinical functions; AND

WHEREAS, this property is located in the City of Takoma Park and the application has therefore been referred to the City for review and comment; AND

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

WHEREAS, granting of the special exception modification will encourage outpatient rather than inpatient use without creating significant adverse traffic impact;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF TAKOMA PARK, MARYLAND, THAT, the City Council hereby **Supports** the requested modification of the special exception and recommends that the Board of Appeals **Approve** the application.

BE IT FURTHER RESOLVED THAT the Council places the following conditions on its approval of the resolution:

- 1) that the Hospital construct signage on its campus directing vehicles to use Carroll Avenue; and
- 2) that the Hospital ensure that its publications encourage use of the Carroll Avenue access point.

BE IT FURTHER RESOLVED THAT as a condition of our approval the Washington Adventist Hospital will agree to perform a traffic study of the Carroll Avenue entrance to the Hospital.

BE IT FURTHER RESOLVED THAT the City Council states its intention not to recommend approval of future modifications to the Hospital unless the Hospital develops a long-term growth plan.

BE IT FURTHER RESOLVED THAT the City Administrator is hereby directed to transmit a copy of this Resolution to the appropriate Montgomery County authorities.

ADOPTED THIS 20TH DAY OF MAY, 1996.

Introduced By: Councilmember Williams

Resolution Date: May 20, 1996

RESOLUTION NO. 1996-30

(A Resolution Authorizing the City to Purchase Lake Street Lots owned by Carey E. and Marilyn E. Hoobler for the Purpose of Preserving this Property as Open Space)

WHEREAS, preserving greenery and open space are important to the residents of the City of Takoma Park; and

WHEREAS, the City's adopted Open Space Plan recommends the acquisition of property along the Lake Street paper street in Prince George's County; and

WHEREAS, the property along the Lake Street paper street is an undeveloped wooded area; and

WHEREAS, the City wishes to preserve the property along the Lake Street paper street in its natural state in order to provide passive recreational open space for the pleasure and use of the residents of the City; and

WHEREAS, Carey E. and Marilyn E. Hoobler, the owners of the east 28 feet of Lot 12, Lots 13, 14, 15, and Lot 16 except the east 5 feet, Block 11, "Gibbs and Kosack's Addition to Takoma Park", along the Lake Street paper street, are willing to sell these lots to the City for the sum of \$60,000.00; and

WHEREAS, the City's purchase of this property will be funded with money from the State of Maryland Open Space Program and from a private donation of funds to the City; and

WHEREAS, the City declares that the acquisition of the east 28 feet of Lot 12, Lots 13, 14, 15, and Lot 16 except the east 5 feet, Block 11, "Gibbs and Kosack's Addition to Takoma Park", along the Lake Street paper street promotes a public purpose by preserving an undeveloped area of significant aesthetic value to the community.

NOW, THEREFORE BE IT RESOLVED BY THE COUNCIL OF THE CITY OF TAKOMA PARK, MARYLAND THAT the City of Takoma Park shall purchase the east 28 feet of Lot 12, Lots 13, 14, 15, and Lot 16 except the east 5 feet, Block 11, "Gibbs and Kosack's Addition to Takoma Park", Prince George's County, Maryland, along the Lake Street paper street.

BE IT FURTHER RESOLVED THAT the City Administrator is authorized to enter into a contract to purchase the east 28 feet of Lot 12, Lots 13, 14, 15, and Lot 16 except the east 5 feet, Block 11, "Gibbs and Kosack's Addition to Takoma Park", Prince George's County, Maryland, along the Lake Street paper street, from Carey E. and Marilyn E. Hoobler for the sum of \$60,000.00 and to take all actions deemed necessary to accomplish the purchase and settlement on the purchase of this property.

THIS RESOLUTION IS ADOPTED THIS 20TH DAY OF MAY, 1996.

lakeshb.res

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

Tuesday, May 28, 1996

Executive Session 5/22/96 - Moved by Williams; seconded by Rubin. Council convened in Executive Session by unanimous vote at 10:00 p.m., in the Conference Room. OFFICIALS PRESENT: Sharp, Davenport, Elrich, Porter, Rubin, Williams. OFFICIALS ABSENT: Chavez. Council continued discussion of the City Administrator's Evaluation (Authority: Annotated Code of Maryland, State Government Article, Section 10-508(a)(1)(i)).

OFFICIALS PRESENT:

Mayor Sharp

Councilmember Elrich

Councilmember Porter

Councilmember Rubin

Councilmember Williams

City Administrator Habada

Deputy City Administrator Grimmer

Assistant City Administrator Hobbs

City Clerk Sartoph

OFFICIAL ABSENT:

Councilmember Chavez

Councilmember Davenport

1 The City Council convened at 7:52 p.m. on Tuesday, May 28, 1996, in the Council Chambers in the Municipal Building, 7500 Maple Avenue, Takoma Park, Maryland.

Following the Pledge of Allegiance, these remarks were made:

CITIZEN COMMENTS

Tom Anastasio, 32 Columbia Avenue, noted that he received some materials from the Silver Spring Advisory Committee regarding the development project, and that he is concerned about the developer's "gambling" proposal.

Mr. Elrich stated that basically, any form of gambling permitted by state law can be instituted in the development, and that there would have to be legislation adopted to prohibit gambling at the site. The developer does not want there to be any possibility of this happening. He suggested that Mr. Anastasio contact Montgomery County Councilmember Berlage and ask whether he

would like to introduce legislation to prohibit gambling on the site.

Benjamin Onyeneke, Maple Avenue, commented on public safety, called for federal assistance to address closings of District schools, and asserted his belief that same-sex marriage is a human rights issue.

REGULAR MEETING

#1 Resolution re: Gay Pride Month. Mr. Williams noted the attendance of some members of the Gay and Lesbian Interest Consortium of Montgomery County. After reading the resolution for the record, Mr. Sharp presented the resolution to Bonnie Berger.

Ms. Berger, past president of the Consortium and resident of Takoma Park, thanked the Council for again recognizing Gay Pride Month, and noted that as part of the month's events, there will be an art show at Savory. She also invited everyone to attend an event being held at Lake Needwood this weekend. On another front, as a leader of the "Coalition to End Prejudice in Schools", she commented that a "rally of hate" was scheduled to be held this evening (i.e. going on now), and that she hopes to encourage the school board to keep intact and implement the policy to address prejudice in schools.

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

RESOLUTION #1996-31 (Attached)

#2 Resolution of Appreciation--Joyce Rivers. Mr. Sharp read the resolution for the record, and declared the resolution adopted. Councilmembers expressed their thanks and congratulations, and extended their best wishes to Ms. Rivers in her retirement. Mr. Sharp presented Ms. Rivers with the resolution.

Ms. Rivers thanked the Council and said that she is overwhelmed with the kind remarks that have been made. She noted that this will be her second retirement--she retired from Federal Government in 1980, worked for a short period of time as a temporary for the city's Public Works Department in 1983, and later came on board full-time with the city in 1984. She promised that she "will go home and stay home" this time (smiles), and that she has enjoyed her employment here at the city.

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

RESOLUTION #1996-32 (Attached)

PUBLIC HEARING

#3 Constant Yield Tax Rate. Mr. Sharp noted that we have scheduled a public hearing for something that we are now not going to do, and that notice of the public hearing prompted one letter from a concerned citizen. He explained the state requirement for the Constant Yield Tax Rate (CYTR) public hearing, and on another note, clarified that what was published in the Newsletter about the tax rate was based on the proposed budget originally presented by the City Administrator. Since that time, the Council has discussed the budget, made amendments, and decided on a final budget that does not exceed the CYTR.

Ms. Porter noted that the tax rate does not exceed the CYTR, but that it is 1 cent higher than the originally proposed rate that was published in the Newsletter. The additional monies will be used for ball field improvements, street lights, and traffic control devices. The Council has attempted to propose a FY97 tax rate that, when added to an estimate of what the FY96 stormwater tax will translate into for a FY97 stormwater utility fee, will not exceed the FY96 tax rate (included stormwater tax).

Mr. Rubin said that we are lowering the tax rate 5.7 cents from last year.

The Public Hearing was opened at 8:12 p.m.

Benjamin Onyeneke, 7667 Maple Avenue, commented in support of the tax rate, especially as related to improvements to parks and other services that will benefit children in the community.

The Public Hearing was closed at 8:15 p.m.

PRESENTATION

#4 Takoma Junction Development Plan. Mr. Sharp noted that the city purchased the vacant lot at Takoma Junction, and that over the last six months, a consultant has been working with citizens and staff to address some issues regarding revitalization of Takoma Junction. The Council will be receiving a briefing this evening.

Mr. Williams introduced Cliff Henry and Elliott Rhodeside.

Cliff Henry noted that they have been working in the city since the end of January, and that they have enjoyed the process--"a creative tension." He stated the vision "to develop a viable, mixed use, village center linked to Old Town that responds to the diversity of needs of Takoma Park residents." He elaborated on objectives and key challenges, introduced the recommended village center development program outline, introduced the revitalization strategy. Elliott Rhodeside distributed and explained the details of the Takoma Junction Revitalization Plan design drawing.

In response to Ms. Porter's query, Mr. Rhodeside pointed to the location of the traffic light at Ethan Allen and Carroll, and an auxiliary light at Sycamore and Ethan Allen.

Mr. Elrich received clarification that the building "footprint" is located at 30 ft. set-back from curb line, with two rows of parking in the rear--in 60 feet area backing building.

Mr. Rhodeside commented on the difference between Schemes "A" and "B". Scheme "B" presupposes that the neighboring property is not available for acquisition, and does not meet City Code parking requirements (i.e. lacking by 14 spaces). Scheme "A" would offer better traffic flow and exceed the parking requirement by one space.

Mr. Williams asked about the recommendations regarding parking behind Carroll Avenue businesses.

Mr. Rhodeside said that the recommendation does not call for any acquisition of the parking lots but only minor changes to the parking areas.

Mr. Elrich asked whether the option of a second floor with housing versus office space was considered.

Mr. Henry responded in the affirmative, adding that housing was considered, especially with the concern about viability of office space. However, with the evening and night deliveries it was thought that the housing and food market proposals would not be compatible (as far as being attractive to potential tenants).

Ms. Porter asked if there was also concern about trucks getting into the lot if there were vehicles parked overnight.

Mr. Henry stated that he believes they resolved the access problem, and reiterated that the concern was more focused on the potential noise.

Mr. Rhodeside noted that Scheme "A" provides for better traffic flow. In response to Mr. Williams' request, he described the traffic flow through the Ethan Allen, Grant and Carroll Avenues intersection for Scheme "A".

Mr. Williams said that he recalled mention during a previous presentation that the proposal regularized the intersection as a 4-way intersection. Mr. Rhodeside confirmed.

Ms. Porter also recalled that since the food market would not be open in the early morning hours, the signal could be adjusted to keep traffic flowing and changed, later in the day, to allow motorists to turn in and out of the lot more freely.

A citizen asked the consultants to speak more about pedestrian crossings.

Mr. Rhodeside commented that it was raised in discussions that pedestrian needs have to be addressed. He remarked that at each intersection and throughout the junction it is clear that street

scape improvements need to be made--special pavings, painting on street, "safe pedestrian areas". The pedestrian areas will be demarcated. He noted that there is not a cross-walk light at all crossings, but there are at the two key intersections and on Carroll Avenue.

Charlotte Sobel asked if the plan addresses widening the sidewalks.

Mr. Rhodeside responded in the negative, and restated that the proposal suggests improving the street scape through lighting and plantings.

Tom Anastasio requested clarification about the transitional health units.

Mr. Henry said that the idea was raised by citizens as a way to provide temporary housing for persons in transitional health conditions. There are some homes on Carroll Avenue (across from Fire Station) that might be used for this use either long or short term until other uses can be determined for these properties.

Benjamin Onyeneke asked if there is room in the plan for a satellite police station, stating that if the Junction is developed to draw more pedestrians, crime will become more prevalent.

Mr. Henry stated that the consultants did not try to identify any space for a satellite police operation, and that from his experience, one of the ways you improve safety is by getting more people out on the street. One of the goals was to create a plan that would foster more pedestrian activity.

Paul Huebner, Carroll Avenue, questioned whether the hook-and-ladder fire truck can make a right-hand turn out of the station if the proposed median is installed on Carroll Avenue.

Mr. Rhodeside responded that the nose of the median is set far enough back to accommodate the turning trucks.

The citizen expressed his skepticism.

Mr. Henry noted that the plan was sent to the State Roads Commission for review, and that currently, the only outstanding issue is the question of signalization of the lights at Carroll and Ethan Allen Avenues. No concerns about the medians and curb cuts were raised by the Commission. He commented that the design drawing is only a concept plan, which can be modified.

Mr. Henry concluded with a summarization of the presentation, noting that the final report will contain some recommendations regarding the policy issue. The report will be provided to Council by June 14th.

Ms. Porter clarified that during Mr. Henry's preliminary presentation a response was provided to

the concern about whether the city can make money on the development, and that it was explained that the largest benefit to the city will be improving and making the junction a more viable business area.

Mr. Henry said that he would hesitate to say that there are no other benefits, but agreed that her recollection of the comments made at the previous presentation is accurate.

Mr. Sharp questioned the next step.

Mr. Williams suggested that after the Council receives the final report, there needs to be a discussion about the next steps and funding sources.

Mr. Sharp noted that the Council has had some discussions about the involvement of Montgomery County in this process. He asked the consultant his view about the capacity the city has to "go the distance", and in what areas do we need county involvement as part of the revitalization of this area.

Mr. Henry responded that in his opinion "it is your house". What we are talking about is an investment in your [the city's] house [tax base]. The city needs to be aggressive, and not wait for anyone else's approval, i.e. county, state. The County and state should be viewed as resources. He remarked that the city needs to develop the mind-set that it has a game plan and then identify who the "partners" are. The city should initiate the development process.

Mr. Williams said that Mr. Sharp's point is also that Takoma Junction "is the county's house"--a source for county tax revenue.

Mr. Henry said that he understands, but cautioned the Council in thinking this way because it is saying, in effect, that the city is willing to wait until the county does something. He remarked that the city cannot afford to wait until Montgomery County decides that it is in their interest to develop the area. He strongly advised the Council to take the initiative here, and let the county use the city as an example.

Mr. Sharp stated that the Council will need to sort out what parts of the briefing on the final report will be public/closed session. He thanked the consultants.

Ms. Porter suggested that the design drawing be displayed in the Municipal Building lobby.

Mr. Sharp asked if it would be appropriate to publish a summary of the briefing document in the Newsletter and possibly on the city's home page.

REGULAR MEETING

#5 1st Reading Ordinance re: FY97 City Budget & CIP. Mr. Sharp commented on this year's process, noting that the Council has moved over the years from a line-by-line review of the budget to a programmatic discussion of the budget. He noted the tax decrease.

Mr. Williams noted that the tax decrease is off-set by the stormwater utility fee (not yet billed).

Mr. Sharp said that the Council expects to discuss the proposed stormwater utility fee figures in the next few weeks.

Mr. Elrich commented that in regards to the five-year CIP, FY98 still looks like a big "blip" (\$817,700). He remarked that the Council had wanted to avoid committing to unrealistic figures. He noted that the FY98 total includes \$450,000 for street improvements, and suggested that FY98 street improvements be budgeted for \$300,000.

Mr. Williams said that when the new items were taken out of the CIP, the Council indicated that it wanted to have a discussion of these items after adoption of the FY97 budget, adding that if the Council decides to add-back any of these items the total funding levels will likely become more level in the out-years.

Mr. Sharp recalled Mr. Elrich having made this proposal last week--i.e. drop the FY98 street improvements to \$300,000 making the FY98 Capital Line \$667,700 (Moved by Elrich; seconded by Sharp).

Ms. Porter asked what assumptions this would make about the CIP.

Mr. Elrich said that his hope is that the Council will have a very serious discussion about street improvements and the other items.

Ms. Porter clarified that he is establishing a baseline for that discussion.

Mr. Elrich concluded that it will be harder to delete items from the CIP than to add them.

Mr. Sharp reiterated that he wants the Council to take the out-years seriously, and that he does not think that anyone on the Council believes that there is enough funded for street improvements.

Mr. Williams said that he likes where this discussion is going, because it may lead to having to seriously think about other items in the CIP.

Mr. Sharp agreed, saying that it might not be right that there has to be this trade-off, but that this is the reality.

The amendment was accepted (ABSENT: Davenport, Chavez).

Ms. Porter noted that in three years, funding for three grant officers will run out, and that consequently, there will be implications for that year's budget and tax rate. She commented on the Council's ability to make some limited predictions about future budgets.

Mr. Elrich noted a concern expressed by the new commissioner of the Babe Ruth Baseball League--if we wait until the new budget year to get started on the field improvements, most of the playing season will have past. He encouraged the City Administrator to use the roll-over of unappropriated reserves from the FY96 budget to get started.

Mr. Sharp stated that the Council will need to have a discussion about any proposed field improvements.

Benjamin Onyeneke, Maple Avenue, suggested that the Council consider more funding for media operations (i.e. replacement of microphones, cable operator, etc.).

The ordinance, as amended, was accepted unanimously (ABSENT: Chavez, Davenport).

ORDINANCE #1996-13
(Attached)

#6 1st Reading Ordinance re: FY97 Tax Rate. Mr. Sharp noted that the ordinance establishes a tax rate that covers all of the items in the budget. Stormwater management will be funded by a fee under a process that is still being determined. The tax rate for city services will be \$1.51, and the fire service rate is \$0.25. (Moved by Rubin; seconded by Williams)

Mr. Rubin noted that we are lowering the tax rate from what it was in FY96.

Ms. Porter explained that the stormwater rate will be assessed differently than a property tax rate. She stated that last year's stormwater tax rate was \$0.03/\$100 assessment.

Mr. Elrich stated that the FY97 tax rate added to the FY97 stormwater utility fee is basically maintaining about the same constant yield tax rate as in FY96.

Mr. Rubin stated that it is remarkable that the city is neither raising the tax rate nor cutting services.

The ordinance was accepted unanimously (ABSENT: Chavez, Davenport).

ORDINANCE #1996-14
(Attached)

Mr. Sharp noted that the Council was late beginning the meeting this evening because of a discussion of a personnel matter.

ADJOURNMENT

The Council convened in Executive Session to discuss the City Administrator's evaluation at 9:36 p.m., and later adjourned for the evening.

EXECUTIVE SESSION

Executive Session 5/28/96 - Moved by Williams; seconded by Porter. Council convened in Executive Session by unanimous vote at 9:40 p.m., in the Conference Room. OFFICIALS PRESENT: Sharp, Elrich, Porter, Rubin, Williams. OFFICIALS ABSENT: Chavez, Davenport. STAFF PRESENT: Habada. Council continued discussion of the City Administrator's Evaluation (Authority: Annotated Code of Maryland, State Government Article, Section 10-508(a)(1)(i)).

Introduced By: Councilmember Williams

RESOLUTION #1996 - 31
DESIGNATING JUNE, 1996, AS LESBIAN, BISEXUAL, TRANSGENDER, AND GAY
PRIDE MONTH

WHEREAS, the lesbian, bisexual, transgender, and gay communities are a significant part of the City of Takoma Park's population and contribute morally, financially, culturally, and spiritually to its wealth; and

WHEREAS, the lesbian, bisexual, transgender, and gay communities have contributed to the diversity and enrichment of our City; and

WHEREAS, the laws of the City of Takoma Park protect our citizens from discrimination on the basis of race, color, religious creed, ancestry, national origin, handicap, age, or sexual orientation; and

WHEREAS, the national theme for this year's pride events is "Pride Without Borders;" and


WHEREAS, June is a time to acknowledge and celebrate the many accomplishments of the lesbian, bisexual, transgender, and gay communities.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF TAKOMA PARK, MARYLAND, that the month of June, 1996, is hereby designated as "Lesbian, Bisexual, Transgender, and Gay Pride Month" in the City of Takoma Park; AND

BE IT FURTHER RESOLVED, THAT all our citizens are encouraged to join in recognizing the contributions made by lesbian, bisexual, transgender, and gay individuals.

Adopted this 28th day of May, 1996.

ATTEST:


Catherine E. W. Sartoph
City Clerk



**RESOLUTION 1996-32
IN APPRECIATION OF JOYCE S. RIVERS**

WHEREAS, Joyce Rivers is retiring from service with the City of Takoma Park on June 1, 1996; AND

WHEREAS, Mrs. Rivers began her service with the City of Takoma Park Public Works Department on August 14, 1984 and has served the City for twelve years; AND

WHEREAS, she has served both the Public Works Department and the City Administrator's Office in an exemplary manner; AND

WHEREAS, she has demonstrated a high standard of public service in her direct assistance to the Citizens, Council and staff of Takoma Park; AND

WHEREAS, she provided valuable support and assistance to all City Staff; AND

WHEREAS, Mrs. Rivers brought extensive knowledge to the City as a result of her 30 years of experience in the Federal Government and which has proven invaluable to the City; AND

WHEREAS, she may be leaving the employment of the City, she never-the-less is remaining in the City and she will still be seen in the City, especially when one travels down Ethan Allen Avenue.

NOW , THEREFORE, BE IT RESOLVED THAT the Council, on behalf of the Citizens and employees of the City of Takoma Park, commends and thanks Joyce S. Rivers for her exemplary contributions and dedicated service to the citizens, staff and Council of the City of Takoma Park, Maryland; AND

BE IT FURTHER RESOLVED THAT the Council expresses its wishes that Joyce and "Rivers" enjoy their retirement as citizens of Takoma Park for many years to come.

Introduced by: Councilmember Williams

1st Reading: 5/28/96

2nd Reading:

ORDINANCE NO. 1996-13

AN ORDINANCE APPROVING AND ADOPTING A BUDGET FOR THE FISCAL YEAR 1997, BEGINNING JULY 1, 1996 AND ENDING JUNE 30, 1997.

WHEREAS, in accordance with Article IX of the Charter of the City of Takoma Park, it is the determination of the City Council that the annual appropriation Ordinance should be enacted to budget and appropriate funds for the several objects and purposes for which the City must provide in the fiscal year beginning July 1, 1996 and ending June 30, 1997 (FY97);

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

SECTION 1. THAT from and out of the monies and balances known to be in the General Fund of the City of Takoma Park, Maryland, and from all monies anticipated to come into all funds during the twelve (12) month period ending June 30, 1997 there shall be, and hereby are appropriated General Fund revenues of ELEVEN MILLION ONE HUNDRED FORTY FOUR THOUSAND FIVE HUNDRED SIXTY-THREE DOLLARS (\$11,144,563) and a transfer of prior year surplus and/or Unappropriated Reserve balance to the FY97 budget as follows:

Taxes-Local	\$ 5,753,764
Taxes-State Shared	1,334,260
License & Permits	20,300
Revenue from other Agencies	2,128,085
Service Charges	426,400
Fines & Forfeitures	183,000
Miscellaneous	<u>266,254</u>
	SUBTOTAL \$10,112,063
Prior year surplus/unappropriated reserve	780,000
Equipment replacement reserve	<u>252,500</u>
	TOTAL \$11,144,563

SECTION 2. THAT the City Administrator is hereby authorized to transfer funds to the FY97 budget from the prior year surplus and/or Unappropriated Reserve in the amount of \$780,000.

SECTION 3. THAT there shall be, and hereby are appropriated the following sums for use by the several departments and offices of the City, and for the objects and purposes for which the City must provide during the 1996-97 Fiscal Year:

Public Works	\$2,710,751
Police Department	\$2,915,153
Non-Departmental	\$1,279,127
Capital Expenditures (General Fund)	\$ 637,975
Capital Expenditures (Equipment Reserves)	\$ 252,500
General Government	\$1,095,194
Housing & Community Development	\$ 740,898
Recreation	\$ 575,346
Library	\$ 500,209
Media	\$ 94,000
Debt Service	\$ 114,149
General Fund Transfer to Special Revenue Fund	<u>\$ 28,500</u>

TOTAL EXPENDITURES **\$10,943,802**

AUTHORIZED FY97 EXPENDITURES

SECTION 4. THAT in accordance with Article IX of the City Charter, Section 903, there is included in the NonDepartmental Budget, a General Contingency Account appropriation of THIRTY EIGHT THOUSAND DOLLARS;

SECTION 5. THAT a Special Revenue Fund is authorized for receipt of and expenditure of Federal or State funded projects, with Revenues of SEVEN HUNDRED NINETY-THREE THOUSAND ONE HUNDRED SEVENTY-ONE DOLLARS (\$793,171) inclusive of a General Fund Transfer of TWENTY EIGHT THOUSAND FIVE HUNDRED DOLLARS (\$28,500), and an Expenditure appropriation of SEVEN HUNDRED NINETY-THREE THOUSAND ONE HUNDRED SEVENTY-ONE DOLLARS (\$793,171).

SECTION 6. THAT a five year Capital Improvements Program, intended to plan for large capital expenditures and their impact on the annual property tax rate, is adopted in the following amounts:

FY97	\$637,975
FY98	[817,700] <u>667,700</u>
FY99	683,500
FY00	654,700
FY01	630,800

- SECTION 7. THAT the Council hereby ratifies the stormwater management budget for FY97 adopted by the Stormwater Board by Ordinance #1996-__.
- SECTION 8. THAT the approved FY97 Budget Document and the FY97-01 Capital Improvements Program are to be made a part of this Ordinance by reference.
- SECTION 9. THAT stormwater management projects that are declared to be emergencies as defined by the City Council, in accordance with the City Charter, may be funded through the Emergency Reserve or as otherwise directed by the City Council.
- SECTION 10. THAT should any section of this Ordinance be determined to be invalid, such invalidity shall not affect any other sections.
- SECTION 11. THAT this Ordinance shall become effective July 1, 1996.

Adopted this ____ day of June, 1996, by Roll Call Vote:

AYES:

NAYS:

ABSTAIN:

ABSENT:

EXPLANATORY NOTE: In this Ordinance, [brackets] denotes language deleted and underlining denotes language added at 1st reading.

Capital Improvement Program
FY97 - 01

CITY OF TAKOMA PARK, MD

N = New
Equipment

		FY97	FY98	FY99	FY00	FY01
	<u>Equipment</u>					
	Citywide - automation systems	unap resrv				
	General Government					
2	copier replacement		10,000			
3	replace postage meter			7,000		
	replacement furniture	op budget				
	Police					
5	NCIC computer (ERR*)		ERR: 20,000			
6	replacement vehicles	UAR**:49,000	100,000	78,750	82,700	86,800
7	radio system	8,000		ERR: 200,000		
8	vehicle equipment	12,600	7,200			
9	computer software - replace CAD/add GIS		35,000			
	Public Works - General:					
10	small dump truck (ERR*)	ERR:2 trucks	ERR: 1 truck			
11	radios - base station & trucks	23,000				
	tire changer - heavy trucks	7,000				
	replace sedan/vans to ERR				ERR: 20,000	ERR: 20,000
	large dump truck (ERR*)				ERR: 46,000	
	pickup truck (ERR*)				ERR: 25,000	
	Streets and Parks:					
12	leaf collection vacuum (ERR)	ERR (2)	ERR (1)	ERR (1)	ERR (1)	
13	riding mowers (2)		20,000			
14	salt spreaders (2)	10,000				
16	bobcat attachments: auger/tiller/blower/blade	5,000	5,000			
17	plow blades (5)	10,500				
18	rebuild parking meters (then to ERR)		8,500			
19	voicemail	7,000				
20	leaf collection boxes		5,000	5,000	5,000	5,000
	tractor (to ERR)		ERR: 20,000			
	Recreation					
27	replace sedan				18,000	
	replace van					
	Housing and Community Development					
28	replacement vehicles	11,500	15,000	15,000		17,000
	Library					
29	automation: convert manual catalogue/public access/ automated circulation system/ theft detection system	ERR:63,000				
	Subtotal - Equipment	94,600	205,700	105,750	105,700	108,800
	Streets					
30	Old Town median (brick/landscape) DELETE					
31	misc street lighting, residential	10,000	10,000	10,000	10,000	10,000
31	decorative street lights, commercial	5,000	5,000	5,000	5,000	5,000
32	street rehab (FY97: some money from stormwater)	265,000	300,000	450,000	450,000	450,000
	tree planting TO OPERATING BUDGET					
33	traffic devices/controls	44,000	18,000	18,000	15,000	15,000
34	street light upgrade	20,000	25,000	25,000	25,000	25,000
	Subtotal - Streets	344,000	358,000	508,000	505,000	505,000
	Subtotal - page 1	438,600	563,700	613,750	610,700	613,800

*ERR: Equipment Replacement Reserve fund
**Unappropriated Reserves
page 1 CIP97-01

Capital Improvement Program
FY97 - 01

CITY OF TAKOMA PARK, MD

			FY97	FY98	FY99	FY00	FY01
		Parks					
		(only city share shown; 75% POS match on parks)					
	35	City bldg - rear slope					
	36	Hodges Field retaining wall	storm: 10,000				
	37	Eastringe park	15,375				
	37	Forest park		15,000			
	38	Jackson Boyd park			11,250		
	39	Spring park				9,000	
	40	Misc furn/landscaping (no POS match eligible)	4,000	4,000	5,000	5,000	5,000
		Heffner park					
		Jequie park					
		Colby park					
		Ballfield improvements	7,500				
		Subtotal - Parks	26,875	19,000	16,250	14,000	5,000
		Facilities					
		Public Works:					
	41	-replace windows		8,000			
	43	-renovate PW bldg	15,000				
N	44	-fence compost facility/gates	21,000				
	46	-ADA bathroom and front door	9,500				
	47	-heating system repair	20,000				
	48	-roof repair	10,000				
	51	- Greenhouse and watering system				10,000	
	52	-HVAC				15,000	
		-EPA compliance-gas tanks	10,000				
		City Bldg:					
	53	-elevator (ERR*)	ERR: 35,000				
	54	-kitchen: renovate/replace equipment		8,000			
	56	-fire protection	9,000				
	57	-basement renovation(phone room)	15,000				
	58	- fence & lights -rear City Bldg.	7,000				
	60	- interior paint	5,000	5,000			
	61	-partitions(wood & ctr)-2nd flr (to ERR*)		ERR: 20,000			
	62	-replace window blinds			10,000		
		-carpet replacement (to dept'l operating)					
	64	-repave parking lot (partial WSSC/FY95)					
	66	-HVAC controls(addtl phases)(then to ERR?)	20,000	14,000	20,000		
		Police:					
	67	-security door	5,000				
	68	- dispatch ofc expansion/for communc equip			10,000		
		Library:					
	70	-replace windows		10,000			
	71	-renovate restroom		10,000			
		- Air handler (ERR*)					
	72	- exterior soffit			5,500		
	73	-renovate rear entrance			8,000		
		-entrance door					
	74	-duct cleaning				5,000	
		-carpet replacement (to ERR*)				ERR: 20,000	
		- mtg room/archives/storage					
	75	All bldgs -					
		-energy reduction/interior lights	20,000	30,000			
		-security -city bldg+Library					
		municipal gym					
		Subtotal - Facilities	172,500	85,000	53,500	30,000	12,000
		CIP TOTALS	637,975	667,700	683,500	654,700	630,800

*ERR: Equipment Replacement Reserve fund
page 2 97-01CIP2

Capital Improvement Program
FY97 - 01

CITY OF TAKOMA PARK, MD

N = New
Equipment

		FY97	FY98	FY99	FY00	FY01
	<u>Equipment</u> Citywide - automation systems	unap resrv				
2	General Government copier replacement		10,000			
3	replace postage meter replacement furniture	op budget		7,000		
5	Police NCIC computer (ERR*)		ERR: 20,000			
6	replacement vehicles	UAR**:49,000	100,000	78,750	82,700	86.80
7	radio system	8,000		ERR: 200,000		
8	vehicle equipment	12,600	7,200			
9	computer software--replace CAD/add GIS		35,000			
10	Public Works - General: small dump truck (ERR*)	ERR:2 trucks	ERR: 1 truck			
11	radios -base station & trucks tire changer - heavy trucks replace sedan/vans to ERR large dump truck (ERR*) pickup truck (ERR*)	23,000 7,000			ERR: 20,000 ERR: 46,000 ERR: 25,000	ERR: 20,000
12	<u>Streets and Parks:</u> leaf collection vacuum (ERR)	ERR (2)	ERR (1)	ERR (1)	ERR (1)	
13	riding mowers (2)		20,000			
14	salt spreaders (2)	10,000				
16	bobcat attachments:auger/tiller/blower/blade	5,000	5,000			
17	plow blades (5)	10,500				
18	rebuild parking meters (then to ERR)		8,500			
19	voicemail	7,000				
20	leaf collection boxes tractor (to ERR)		5,000 ERR: 20,000	5,000	5,000	5,000
27	Recreation replace sedan replace van				18,000	
28	Housing and Community Development replacement vehicles	11,500	15,000	15,000		17,000
29	Library automation: convert manual catalogue/public access/ automated circulation system/ theft detection system	ERR:63,000				
	Subtotal - Equipment	94,600	205,700	105,750	105,700	108,800
30	<u>Streets</u> Old Town median(brick/landscape)DELETE					
31	misc street lighting, residential	10,000	10,000	10,000	10,000	10,000
32	decorative street lights, commercial	5,000	5,000	5,000	5,000	5,000
32	street rehab(FY97:some money from stormwater tree planting TO OPERATING BUDGET	265,000	300,000	450,000	450,000	450,000
33	traffic devices/controls	44,000	18,000	18,000	15,000	15,000
34	street light upgrade	20,000	25,000	25,000	25,000	25,000
	Subtotal - Streets	344,000	358,000	508,000	505,000	505,000
	Subtotal - page 1	438,600	563,700	613,750	610,700	613,800

*ERR: Equipment Replacement Reserve fund
**Unappropriated Reserves
page 1 CIP97-01

Capital Improvement Program
FY97 - 01

CITY OF TAKOMA PARK, MD

			FY97	FY98	FY99	FY00	FY01
		Perks					
		(only city share shown; 75% POS match on parks)					
		City bldg - rear slope					
	35	Hodges Field retaining wall	storm: 10,000				
	36	Eastridge park	15,375				
	37	Forest park		15,000			
	38	Jackson Boyd park			11,250		
	39	Spring park				9,000	
	40	Misc furn/landscaping (no POS match eligible)	4,000	4,000	5,000	5,000	5,000
		Hefner park					
		Jeque park					
		Colby park					
		Ballfield improvements	7,500				
		Subtotal - Parks	26,875	19,000	16,250	14,000	5,000
		Facilities					
		Public Works:					
	41	-replace windows		8,000			
	43	-renovate PW bldg	15,000				
	44	-fence compost facility/gates	21,000				
	46	-ADA bathroom and front door	9,500				
	47	-heating system repair	20,000				
	48	-roof repair	10,000				
	51	-Greenhouse and watering system				10,000	
	52	-HVAC				15,000	
		-EPA compliance-gas tanks	10,000				
		City Bldg:					
	53	-elevator (ERR*)	ERR: 35,000				
	54	-kitchen: renovate/replace equipment		8,000			
	56	-fire protection	9,000				
	57	-basement renovation(phone room)	15,000				
	58	-fence & lights -rear City Bldg.	7,000				
	59	-humidifier	6,000				
	60	-interior paint	5,000	5,000			
	61	-partitions(wood & ctr)-2nd flr (to ERR*)		ERR: 20,000			
	62	-replace window blinds			10,000		
		-carpet replacement (to dept'l operating)					
	64	-repave parking lot (partial WSSC/FY95)					
	65	-duct cleaning					12,000
	66	-HVAC controls(addtl phases)(then to ERR?)	20,000	14,000	20,000		
		Police:					
	67	-security door	5,000				
	68	-dispatch ofc expansion/for communc equip			10,000		
		Library:					
	70	-replace windows		10,000			
	71	-renovate restroom		10,000			
		- Air handler (ERR*)					
	72	-exterior soffit			5,500		
	73	-renovate rear entrance			8,000		
		-entrance door					
	74	-duct cleaning				5,000	
		-carpet replacement (to ERR*)				ERR: 20,000	
		-mtg room/archives/storage					
	75	All bldgs -					
		-energy reduction/interior lights	20,000	30,000			
		-security-city bldg+Library					
		municipal gym					
		Subtotal - Facilities	172,500	85,000	53,500	30,000	12,000
		CIP TOTALS	637,975	667,700	683,500	654,700	830,000

*ERR: Equipment Replacement Reserve fund
page 2 97-01CIP2

Introduced by: Councilmember Rubin

1st Reading: 5/28/96

2nd Reading:

ORDINANCE NO. 1996-14

AN ORDINANCE TO ESTABLISH THE TAX RATE FOR THE FISCAL YEAR 1997 BEGINNING JULY 1, 1996 AND ENDING JUNE 30, 1997.

WHEREAS, in accordance with Section 6-303 of the Tax Property Article of the Annotated Code of Maryland, the City Council is mandated to establish a municipal incorporation tax rate on or before the first day of July of each year; AND

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

SECTION 1. THAT Section 11a-2, Chapter 11a, "Taxation", of the City Code of Takoma Park, Maryland, 1972 as amended, be further amended as follows:

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

(a) Effective July 1, 1996, all real and personal property which is subject to taxation by the City of Takoma Park shall be subject to taxation by the City of Takoma Park shall be subject to a tax on the assessed value of such real and personal property as such value is determined by the State Department of Assessments and Taxation, at the rate of:

General City services:	\$1.51
Fire service (Montgomery County rate):	<u> .25</u>
	\$1.76

Per \$100.00 of assessed valuation.

SECTION 2. THAT this Ordinance shall be effective July 1, 1996.

ADOPTED THIS _____ DAY OF JUNE, 1996.

AYES:

NAYS:

ABSTAIN:

ABSENT: