

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

Monday, June 2, 1997

Executive Session 5/27/97 - Moved by Chavez; seconded by Davenport. Council convened in Executive Session by unanimous vote at 10:20 p.m., in the Conference Room. OFFICIALS PRESENT: Sharp, Chavez, Davenport, Porter, Rubin, Williams. OFFICIAL ABSENT: Elrich. STAFF PRESENT: Grimmer, Hobbs, Perlman, Sartoph. (1) Staff reported on Union negotiations; Council reached consensus to proceed with staff's recommendation. (2) Staff reported about on-going litigation; Council provided direction for next steps. (NOTE: Staff members left the conference room.) (3) Council discussed the City Administrator's contract. (Authority: Annotated Code of Maryland, State Government Article, Section 10-508(a)(9), (8) and (1)(i)).

OFFICIALS PRESENT:

Mayor Sharp

Councilmember Davenport

Councilmember Elrich

Councilmember Rubin

Councilmember Williams

City Administrator Habada

City Clerk Sartoph

Construction Specialist Kowaluk

Forester Busciano

Community Planner George

Planning Center Coordinator Ludlow

Senior Planner Schwartz

OFFICIALS ABSENT:

Councilmember Chavez

Councilmember Porter

The City Council convened at 7:40 p.m. on Monday, June 2, 1997, in the upstairs meeting room of the Municipal Building, 7500 Maple Avenue, Takoma Park, Maryland.

The following remarks were made:

ANNOUNCEMENTS

Mayor Sharp announced that Councilmember Porter is out of town at a college reunion this evening, and that Councilmember Elrich is attending a Silver Spring meeting tonight but hopes to arrive later.

INTERVIEWS

#1 Commission on Landlord-Tenant Affairs (COLTA). The Council interviewed Mary Forrest-Doyle and Lora Meisner who have expressed interest in reappointment to the Commission.

Mr. Sharp stated that the Council will be interviewing other persons who are interested in reappointment, and that he expects the Council to make reappointments by the end of the month.

SPECIAL SESSION

#2 1st Reading Ordinance re: Gateway Designated Area (NBDP). Mr. Sharp explained the ordinance.

Construction Specialist Kowaluk stated that he has nothing to add to information provided in the memo.

Moved by Davenport; seconded by Rubin.

Councilmember Williams said that he would like to hear from the individuals present in the audience tonight whether the proposed language meets their previously expressed concerns.

Charles Martin, Kansas Lane, stated that it was his understanding from a staff presentation a few weeks ago that the boundaries for “designated” areas were drawn according to census tracts. Since that time, he explained that he has talked to staff and submitted a letter regarding the boundaries of the Gateway area. The census data reflects the political boundaries of the area. The Gateway area does not include all of the annexation area. He remarked about the currently proposed boundaries. The amendment would still excludes the left side of Circle Avenue, the back of Lake Street, and a portion of the Gude Drive area. Mr. Martin explained that according to the published guidelines, the boundary should follow the former City boundary. He requested that the boundary be expanded to include all of the annexation area up to the former City boundary in the “designated” area.

Mr. Sharp questioned why the boundary has to follow the annexation area boundary.

Mr. Martin responded that staff said that the boundary was drawn in accordance with census data, and surely such date reflects political boundaries.

Councilmember Rubin expressed disagreement.

Mr. Martin requested evidence to the contrary. He commented about persons in the excluded areas who would like to be included within the boundary. The lines appear to be arbitrary and capricious rather than following the census lines.

Mr. Rubin began by saying that he is not taking a position one way or another, but explained that the reason for the original boundary lines and the reason for including the new areas, is that these areas qualify under the program. These are not political boundaries. He recalled that two weeks ago, staff explained the criteria for inclusion in the designated area.

Mr. Martin said that there are areas he knows would qualify, and people who meet the low income and home business criteria. He restated that he would like to see the line follow the former City boundary in the area of Circle Avenue.

Mr. Sharp thanked Mr. Martin for his remarks.

Mr. Williams requested that Mr. Kowaluk speak to how the boundaries get drawn. He said that he knows that including half a block does not make sense, so instead, the line tends to go across front yards instead of back yards. He asked whether the triangular area at the top of the map is a census tract unto itself.

Mr. Kowaluk described the proposed boundaries, noting that the line does not follow census tracts. He explained that the County line splits a number of lots in half, and that the State has asked the City repeatedly to use streets--not lots, political lines, county lines, etc.--when defining areas. This is the primary reason that the half block on Circle Avenue is not included. He referred to the map, pointing out that the boundary runs along streets. Political boundaries are not relevant at all. As is, the proposed boundary is a stretch from meeting the actual criteria for a designated area. The make-up does not meet the low-mod criteria for Prince George's County. It should be 30%, but is 37%. In Montgomery County, the requirement is 45%; so the 37% ratio will not be a problem.

Mr. Williams questioned whether there are any other adjacent blocks, not within the proposed boundaries, that would qualify in Montgomery County.

Mr. Kowaluk responded that there are not many, if any at all. He said that the City could certainly put forth a proposal to the State with half blocks, but this has been tried before and the application was returned.

Mr. Martin thanked staff for their responsiveness in this matter.

Mr. Williams requested that staff provide Council with census block eligibility numbers for the proposed area and adjacent blocks prior to second reading of the ordinance.

Ordinance #1997-25 was accepted unanimously, amending the boundaries for the 650/410 Gateway designated neighborhood originally approved by Council by Ordinance #1997-16 (VOTING FOR: Sharp, Davenport, Rubin, Williams; ABSENT: Chavez, Elrich, Porter).

ORDINANCE #1997-25

(Attached)

The Council will briefly discuss the information provided by staff in Worksession on June 9, and consider the ordinance at second reading on June 16.

#3 Resolution re: Application for State “Live Near Your Work” Program. Mr. Sharp explained the resolution and briefly described the program. Funds are made available to persons who want to purchase homes near their place of employment. It is a State program that the City has determined would be important to apply for jointly with Montgomery County.

Moved by Rubin; seconded by Davenport.

Councilmember Davenport said that he would still like to see a list of “designated” employers when it is compiled.

Nellie Moxley, Eastern Avenue, requested further explanation of the program.

Mr. Sharp responded, explaining that to be eligible, an individual must work and buy a home in a designated area. The aim is to provide people with incentive to live near their place of employment. He noted that there are other designated areas in Montgomery County, but clarified that a person would have to live and work within the same designated area to be eligible.

Mr. Rubin added that if Ms. Moxley, as the owner of a home business, wanted to encourage someone to work for her, she could put up a \$1,000 matching fund as an incentive for the person to live in the area.

Mr. Williams noted that there is no income eligibility associated with the program.

Resolution #1997-36 was adopted unanimously, approving the City’s participation with Montgomery County in an application to the Maryland Department of Housing and Community Development for the “Live Near Your Work” Program (VOTING FOR: Sharp, Davenport, Rubin, Williams; ABSENT: Chavez, Elrich, Porter).

RESOLUTION #1997-36
(Attached)

#4 Resolution re: Land Acquisition (8600 Flower Avenue). Mr. Sharp explained the resolution. Moved by Davenport; seconded by Williams.

Mr. Sharp clarified that the purchase money is coming through Project Reclaim a CDBG program. He asked how much will it cost to rehabilitate the home.

Mr. Kowaluk responded that it will cost approximately \$60,000-70,000.

Mr. Sharp questioned what will happen with the new home, once built.

Mr. Kowaluk stated that he has been talking to Police Chief Anderson who came from a City where there was an incentive program for officers to buy homes in the City. It was positive and successful.

Mr. Williams asked whether a single or two-unit building is being considered.

Mr. Kowaluk said that the current building has two units, but that in the re-build, the home will probably be converted to a single unit building. He described the current structure, explaining the reason for the conversion.

Mr. Sharp asked if a police officer were to buy the home, what would happen if the officer leaves the Police Department, and questioned whether the officer would then have to sell the home.

Mr. Kowaluk commented that the program would need to be thought out.

City Administrator Habada agreed that staff would have to work out all of the options. While a program to sell the property and home would be preferred, leasing the home could be an option.

Nellie Moxley, Eastern Avenue, asked why the property is so expensive.

Mr. Kowaluk explained that as is, the property and home was appraised at \$94,000. Staff has already worked to bring the sale price down from \$99,000 to \$86,000, the price proposed in the resolution.

Susan Hodges, President of Between the Creeks, expressed her delight in the Council taking this action, and urged adoption of the resolution. She described the house as having been in varying states of disrepair over the last several years. She commented on the advantages of creating a program that would place a police officer in the home and neighborhood. It would be beneficial, go toward stabilizing an 80% rental neighborhood, provide police presence in an area where there are problems with drug trafficking, and give children exposure to a positive influence. She said that she can think of nothing negative that would come from a program to locate police officers in the City. Ms. Hodges expressed her personal support and that of the association for the resolution to purchase 8600 Flower Avenue.

Mr. Davenport asked again what would happen in a police location program if the officer were to leave employment with the City.

Mr. Sharp responded that Ms. Habada is correct in that we have not yet reached that stage. It needs to be discussed, and there may be other properties in the City that fall into this category. It

is not a subject that can be discussed further this evening. The Council needs to schedule the discussion for the future.

Resolution #1997-37 was adopted unanimously, authorizing the City to purchase 8600 Flower Avenue owned by Approved Financial Corp. For the purpose of removing a blighting influence in the neighborhood (VOTING FOR: Sharp, Davenport, Rubin, Williams; ABSENT: Chavez, Elrich, Porter).

**RESOLUTION #1997-37
(Attached)**

#5 2nd Reading Ordinance re: Tree Trimming and Cutting--Public Utilities. Mr. Sharp explained the ordinance. Moved by Rubin; seconded by Davenport.

Mr. Sharp noted the memo accompanying the ordinance and the note about the addition of “or a supervisor” to Sec.12-12(d)(1) on page 2.

Mr. Williams said that this morning he saw a perfect example of why this ordinance is needed. At the corner of 2nd and Allegheny, there are two large pine trees at the edge of someone’s lot, and it is obvious that PEPCO subcontractors came through and took the tops off the trees. The poor trees go up and stop. It looks awful, and is not good for the trees. He emphasized that this should not be happening, and that anything the City can do to get oversight in this area is wise.

Mr. Rubin remarked that the ordinance is an excellent step forward in preserving the trees that are valued so highly in this community.

Nellie Moxley, Eastern Avenue, urged adoption of the ordinance.

Charles Martin, Kansas Lane, recalled that on April 28, when the Council first considered this ordinance, he submitted photos illustrating trees on his property which were trimmed inappropriately by a utility company. He requested that a couple of additions be made to the ordinance.

Sec. 12-12(b) -- add to the end of the paragraph “and the City will make this information available to the residents and property owners by notice to the local community association and posting on a bulletin board at the Public Works office.”

Sec. 12-12(d)(4) -- add to the end of the paragraph “Topping of trees is expressly prohibited. Should this occur, the tree owner shall be compensated by the replacement cost of the affected tree.”

Sec. 12-12(e)(2) -- add to the end of the paragraph “The following are some possible sanctions: ...” (He said that specific examples should be inserted.)

Mr. Martin noted that the developer who was fined for falling trees without a permit was never required to pay the fine. He pointed out that there was no citizen comment period this evening, but that he had some comments about another tree-related matter.

Ms. Moxley remarked about how trees look in the Pine Crest neighborhood, and agreed with Mr. Martin about the notification provision he suggested. Residents have not always been notified before tree work is done and are often left to clean-up fallen debris.

Mr. Williams stated that he seems to remember from a discussion that PEPCO or its subcontractor is suppose to notify the homeowner and owners of adjacent properties before trimming is conducted. He commented that he does not remember whether that was always the case, and questioned whether the Council should add something in the ordinance requiring the utility company to notify homeowners directly, as part of their notice to the City. The subcontractor should be doing the notification, and there should be some certification to the City that notification has been done.

Mr. Martin commented that Forester Busciano thought that the notification process was odious, and added that he was never notified before the trees on his property were cut.

Mr. Sharp said that in regards to the notification issue, the Council and staff might further consider how the City wants to address this.

Mr. Williams suggested that Mr. Martin's proposed additions be reviewed and commented on by Mr. Busciano.

The Council reached consensus to table the ordinance until next week (Moved by Williams; seconded by Davenport). Mr. Busciano is to provide the Council with a recommendation regarding Mr. Martin's proposals by next week.

#6. 2nd Reading Ordinance re: Additional Lobbyist Expenses. Mr. Sharp explained the ordinance. Moved by Williams; seconded by Davenport.

Mr. Sharp recalled that as noted last week, the Council and staff have found that having a lobbyist in Annapolis is extremely helpful during the legislative session. This is someone who knows the ropes, can instruct us at a moments notice to get on the phone to our representatives, or notify staff to get to Annapolis to testify at hearings. He pointed out that Delegate Franchot has expressed satisfaction and praise for the way things have worked in this regard for the City. The City's recent success at the State level is a testimony to both the efforts of Mr. Levitan and Delegate Franchot.

Ordinance #1997-24 was adopted unanimously, authorizing the City Administrator to pay the final billing received from Rifkin, Livingston, Levitan & Silver, not to exceed a total of \$5,952.80

for FY97 expenditures for lobbying services. Funds to cover this expenditure shall be charged to Account 1120-6140, Government Administration, Contracts (VOTING FOR: Sharp, Davenport, Rubin, Williams; ABSENT: Chavez, Elrich, Porter).

**ORDINANCE #1997-24
(Attached)**

#7 Single Reading Ordinance re: Traffic Engineering Services. Mr. Sharp explained the ordinance. Moved by Davenport; seconded by Rubin.

Mr. Sharp requested that Ms. George explain the bidding and decision process which came to the recommendation for the A/E Group, given that they do not have lowest hourly rate.

Community Planner George stated that the A/E Group has the most experience interacting with Council, staff and residents. This group is flexible for meetings, provides insight about how proposals might affect adjacent communities, and has experience working with communities to resolve traffic concerns. The other vendors were also good but not as experienced in community interaction.

Mr. Sharp asked in regards to the estimated hours for the project, whether the engineer will be continue to be paid an hourly rate if the total number of project hours exceeds the budget.

Ms. George responded that this point was discussed with all bidders, and all agreed to provide additional time, within reason, without charge. Usually, it is the time spent in meetings that bites into the budget. Other work, like data collection is more predictable.

Mr. Williams requested an explanation of what has come to pass, in terms of the current contract with the RBA Group and persons leaving that group.

Ms. George said that in 1994, RBA was awarded a contract under John Christman, who later moved on. She described the sequence of events leading up to Mr. Christman now working with the A/E Group. The RBA Group is a completely new team since the time it contracted with the City. The current manager of RBA was very familiar with the projects going on in the City but did not attend meetings, so was not too involved with the community.

Mr. Rubin stated that the \$2,300 difference in the A/E Group and lowest bidder is worth paying to keep Mr. Christman involved in this type of work for the City.

In response to a concern repeated by Mr. Davenport about contractor hours extending beyond the estimates, Ms. George explained that a tight plan has been drafted. She added that she hopes not to have much overage. Under the current plan, the contractor will attend specific meetings. Other meetings will be facilitated by staff, with information being forwarded to the contractor

before he will again attend a follow-up meeting.

Ordinance #1997-26 was adopted unanimously, authorizing a Traffic Engineering Services contract to be awarded to the A/E Group in the amount of \$9,341.40 to be charged to the General Fund Account No. 5500.6105 (VOTING FOR: Sharp, Davenport, Rubin, Williams; ABSENT: Chavez, Elrich, Porter).

ORDINANCE #1997-26
(Attached)

WORKSESSION

The Council moved into Worksession at 8:40 p.m. (NOTE: Councilmember Elrich later arrived at 8:58 p.m.)

ADJOURNMENT / EXECUTIVE SESSION

The Council adjourned at 9:25 p.m. and immediately convened in Executive Session to discuss (1) land acquisition items and (2) the City Administrator's contract. Following the Executive Session, the Council adjourned for the evening.

Executive Session 6/02/97 - Moved by Rubin; seconded by Williams. Council convened in Executive Session by unanimous vote at 9:40 p.m., in the Conference Room. OFFICIALS PRESENT: Sharp, Elrich, Rubin, Williams. OFFICIALS ABSENT: Chavez, Davenport, Porter. STAFF PRESENT: Habada, Sartoph. (1) Council discussed possible purchase of property at tax sale; the City Administrator was authorized to bid on the property. (NOTE: Sartoph left the room.) (2) Council discussed the City Administrator's contract; the terms of the contract were discussed but no final action was taken (Authority: Annotated Code of Maryland, State Government Article, Section 10-508(a)(3) and (1)(i)).

Introduced by: Councilmember Rubin

RESOLUTION 1997 - 36

A Resolution to approve the City's participation with Montgomery County in an application to the MD Department of Housing and Community Development for the "Live Near Your Work" Program.

WHEREAS, the State of Maryland has established a Live Near Your Work Program and invited local governments to submit applications to participate; and

WHEREAS, a local match of \$1,000 is required for each \$1,000 of State funds provided; and

WHEREAS, Montgomery County will provide the locally required match to the \$30,000 grant provided to the County by the State; and

WHEREAS, Montgomery County has identified an area in Silver Spring which is contiguous to the City of Takoma Park as the program area; and

WHEREAS, Takoma Park has identified four "designated areas" which would be eligible under the program; and

WHEREAS, a joint application between Montgomery County and the City of Takoma Park can provide broader opportunities to employees of participating employers

NOW THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF TAKOMA PARK that the City will participate as a joint applicant with Montgomery County for the Live Near Your Work Program based on the understanding that the County will provide the matching funds required by the State for any employee who chooses to purchase a home in one of Takoma Park's designated areas.

Adopted this 2nd day of June, 1997.

Introduced By: Councilmember Davenport

June 2, 1997

RESOLUTION NO. 1997-37

A Resolution Authorizing the City to Purchase 8600 Flower Avenue Owned by Approved Financial Corp. for the Purpose of Removing a Blighting Influence in the Neighborhood

WHEREAS, the property known as 8600 Flower Avenue has recently been put on the market for sale by Approved Financial Corp.; and

WHEREAS, the property has been a blight on the neighborhood for a number of years and has been a source for many police calls; and

WHEREAS, the City's Project Reclaim program was set up to address such problem properties through acquisition and rehabilitation in order to provide a possible housing opportunity for a police officer or a low/moderate income family; and

WHEREAS, Approved Financial Corp. the owners of the property know as part of Lots 10 and 20, Block 58, B.F. Gilbert's Addition to Takoma Park Subdivision located in Montgomery County, Maryland is willing to sell the property to the City for the sum of \$86,000; and

WHEREAS, the City's purchase of this property will be funded with money from the City's Community Development Block Grant allocation; and

WHEREAS, the City declares that the acquisition of the property known as part of Lots 10 and 20, Block 58, B.F. Gilbert's Addition to Takoma Park Subdivision located in Montgomery County, Maryland promotes a public purpose by removing a blighting influence on the neighborhood and provide a possible housing opportunity for a police officer or a low/moderate income family.

NOW, THEREFORE BE IT RESOLVED BY THE COUNCIL OF THE CITY OF TAKOMA PARK, MARYLAND THAT the City of Takoma Park shall purchase the property known as part of Lots 10 and 20, Block 58, B.F. Gilbert's Addition to Takoma Park Subdivision located in Montgomery County, Maryland.

BE IT FURTHER RESOLVED THAT the City Administrator is authorized to enter into a contract to purchase the property known as part of Lots 10 and 20, Block 58, B.F. Gilbert's Addition to Takoma Park Subdivision located in Montgomery County, Maryland from Approved Financial Corp. For the sum of \$86,000 and to take all actions deemed necessary to accomplish the purchase and settlement on the purchase of this property.

THIS RESOLUTION IS ADOPTED THE 2nd DAY OF JUNE, 1997.

Introduced by: Mayor Sharp

1st Reading: 5/27/97

2nd Reading: 6/2/97

ORDINANCE 1997-24

Authorization for Payment of Lobbying services
(Rifkin, Livingston, Levitan & Silver)

WHEREAS, the City retained the services of Laurence Levitan, of Rifkin, Livingston, Levitan and Silver, to represent the City's interest during the 1997 General Assembly session; AND

WHEREAS, the City Code gives the City Administrator the authority to spend \$5,000 for professional services; AND

WHEREAS, for expenditures over \$5,000, City Council approval is required; AND

WHEREAS, current billing received in April brings the total to \$4,741.55 in fees for lobbying services, with a final billing received in May for an additional \$1,211.25; for a total of \$5,952.80.

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

SECTION 1. THAT the City Administrator is authorized to pay the final billing received, not to exceed a total of \$5,952.80 for FY 97 expenditures for lobbying services.

SECTION 2. THAT the funds to cover this expenditure shall be charged to Account 1120-6140, Government Administration, Contracts.

Adopted this 2nd day of June, 1997.

AYE: Sharp, Davenport, Rubin, Williams

NAY: None

ABSENT: Chavez, Elrich, Porter

ABSTAIN: None

Introduced by: Councilmember Davenport

1st Reading: 6/2/97

2nd Reading

ORDINANCE # 1997 - 25

An Ordinance amending the boundaries for the 650/410 Gateway designated neighborhood originally approved by Council by Ordinance #1997 - 16.

WHEREAS, DOMAR 05.13.01 established a Neighborhood Business Development Program under the jurisdiction of the Secretary of Housing and Community Development to support revitalization initiatives in designated neighborhoods; and

WHEREAS, local jurisdictions are responsible for proposing designated neighborhoods in accordance with certain factors identified in COMAR 05.13.09A; and

WHEREAS, the City designated the 650/410 Gateway Neighborhood as one of the four areas within the City of Takoma Park to be certified as eligible under the Neighborhood Business Development Program; and

WHEREAS, additional information has been presented which supports an amendment of the area boundaries.

NOW THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF TAKOMA PARK, MARYLAND that the attached map of the 650/410 Gateway Neighborhood Revitalization District dated 5/29/97 is accepted and City staff is authorized to submit the map to the Maryland Department of Housing and Community Development as an amendment to the original submission made pursuant to Ordinance # 1997-16.

Adopted this day of June, 1997.

Aye:

Nay:

Abstain:

Absent:

Introduced By: Councilmember Davenport

Adopted: June 2, 1997
(Single Reading)

ORDINANCE NO. 1997 - 26

TRAFFIC ENGINEERING SERVICES CONTRACT

WHEREAS, the City of Takoma Park has allocated \$9,500 in the Fiscal Year 97 budget for traffic engineering consulting services; AND

WHEREAS, appropriate solicitation of interest through a formally advertised Request for Proposals resulted in the submission of three responsive and responsible proposals; AND

WHEREAS, based on the selection criteria and in consideration of other qualifications included in the Request for Proposals, the review committee recommended the award of the contract to the A/E Group; AND

WHEREAS, the allocated funds are sufficient to pay for the cost of the traffic engineering services to be provided;

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

SECTION 1. THAT the contract is awarded to the A/E Group in the amount of \$9,341.40; AND

SECTION 2. THAT the funds to cover this purchase in the amount of NINE THOUSAND THREE HUNDRED FORTY - ONE DOLLARS AND FORTY-ONE CENTS (\$9,341.40) will be charged to the General Fund Account No. 5500.6105.

ADOPTED THIS 2nd DAY OF JUNE, 1997.

AYE: Sharp, Davenport, Rubin, Williams

NAY: None

ABSTAINED: None

ABSENT: Chavez, Elrich, Porter

Mr. Rubin said that as far as the Council knows, the utility companies have been kept informed about this issue and have had many opportunities to participate in the discussions.

Mr. Miranda remarked that Mr. Busciano's recommendation that a certified LTE be present on site is not feasible. PEPCO does not have a LTE at each site. There are 50 crews.

Mr. Davenport requested clarification about whether the certified person must be the "direct supervisor" or "on site."

Mr. Busciano responded that the State law is vague on having LTE's on site.

Mr. Miranda stated that PEPCO pays the State \$90 mile/year for work in public rights-of-way. He again requested that the Council postpone action on the ordinance until the utility companies have time to review the recent changes.

Mr. Davenport commented that the ordinance has been written to protect the City's rights-of-way and residents.

The Council reached a consensus to table consideration of the ordinance until June 16.

18. 1st Reading Ordinance re: FY97 Budget Amendment #2. Ms. Habada explained the ordinance. Moved by Davenport; seconded by Rubin.

Ordinance #1997-32 was unanimously accepted at first reading, authorizing the amendment of the FY97 City Budget (VOTING FOR: Sharp, Chavez, Davenport, Elrich, Porter, Rubin, Williams).

**ORDINANCE #1997-32
(Attached)**

19. 2nd Reading Ordinance re: Gateway Designated Area (NBDP). Mr. Williams explained the ordinance, noting the changes since first reading. He pointed out that the ordinance was "stronger" as presented in the first reading version.

Moved by Davenport; seconded by Rubin. The Council considered the version of the ordinance accepted at first reading.

Ordinance #1997-25 was adopted unanimously, amending the Gateway Designated Area under the Maryland Neighborhood Business Development Program (VOTING FOR: Sharp, Chavez, Davenport, Elrich, Porter, Rubin, Williams).

ORDINANCE #1997-25

(Attached)

WORKSESSION

The Council moved into Worksession at 11:36 p.m. Following the Worksession, the Council adjourned for the evening.

Introduced By: Councilmember Elrich

RESOLUTION NO. 1997 - 38

INSTALLATION OF SPEED HUMPS

WHEREAS, the City Clerk's office has received a petition requesting the installation of speed humps on Takoma Avenue between Albany and Baltimore Avenues; AND

WHEREAS, this portion of Takoma Avenue falls under the jurisdiction of the State of Maryland; AND

WHEREAS, as an agency of the State of Maryland, the State Highway Administration retains responsibility for maintaining, controlling traffic, and traffic control devices on Takoma Avenue; AND

WHEREAS, the Maryland Vehicle Law 1996, states that the placement of any structure on a highway is prohibited if it constitutes a traffic hazard; AND

WHEREAS, it is not the practicing policy of the State Highway Administration to place speed humps on state roads; AND

WHEREAS, the members of North Takoma Citizens Association voted unanimously to endorse the petition requesting the installation of speed humps between Albany and Baltimore Avenues; 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 **recommends** the installation of speed humps on the 7300 to 7400 blocks of Takoma Avenue.

BE IT FURTHER RESOLVED THAT the City Administrator or her designee is hereby directed to coordinate discussions with the staff of the State Highway Administration to resolve the traffic related problems and to consider installing speed humps or other traffic control measures on Takoma Avenue.

ADOPTED THIS 9TH DAY OF JUNE 1997.

Introduced by: Councilmember Rubin

First Reading: 5/27/97
Second Reading: 6/9/97

Ordinance No. 1997-19

(Establishing the Fiscal Year 1998 Base Rate for the Stormwater Management Fee)

WHEREAS, on June 10, 1996, the Council passed Ordinance No. 1996-15 adding a new Chapter 10D, Stormwater Management Fee System, to the *Takoma Park Code* and providing for a stormwater management utility fee system based on the amount of runoff from each property to fund the costs of stormwater management in the City; and

WHEREAS, all developed property in the City, including property owned by non-governmental tax-exempt entities, contributes to runoff and either uses or benefits from the stormwater system; and

WHEREAS, a stormwater management fee, which is a utility charge for services and not an *ad valorem* tax, will provide for a fair and equitable contribution from the owners of developed property to the City's stormwater management program and to the costs of operating, maintaining, and improving the City's stormwater system and will inure to the benefit of all citizens of the City; and

WHEREAS, state law provides that the City may not impose a stormwater management fee on government-owned property which is used for public purposes; and

WHEREAS, the stormwater management fee will be calculated using a base unit (which is sometimes referred to as an "equivalent residential unit" or "ERU") which represents the median impervious surface area of a typical single family residence in the City; and

WHEREAS, in preparation for establishing a stormwater utility, the City entered into a contract with CH2M Hill, Inc., an engineering firm with extensive experience in assisting jurisdictions with implementation of stormwater utility fee systems and with rate structure development; and

WHEREAS, CH2M Hill has estimated a base unit, *i.e.*, the median impervious area of single family residential properties in the City, at 1,226 square feet; and

WHEREAS, the base rate for the stormwater management fee is the annual (fiscal year) charge for one base unit; and

WHEREAS, the stormwater management fee for single family residential properties in the City will be a fixed yearly fee equal to the base rate; and

WHEREAS, the stormwater management fee for other developed property in the City will be calculated by multiplying the number of base units of impervious area of the property by the base rate; and

WHEREAS, "other developed property" is all property [but] other than single family residential property in the City which has more than 409 square feet (one-third of the base unit) of impervious surface area, except property that is used for public purposes and is owned by the State of Maryland or an agency or unit of the State, by a County, by the City, or by a volunteer fire department; and

WHEREAS, the final estimates from CH2M Hill of the total number of ERUs in the City and revenue needs of the City's stormwater management program have been considered in establishing the fiscal year 1998 base rate for the stormwater management fee.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF TAKOMA PARK, MARYLAND, SITTING AS THE STORMWATER MANAGEMENT BOARD FOR TAKOMA PARK.

SECTION 1. The base rate for the stormwater management fee for fiscal year 1998 (July 1, 1997 to June 30, 1998, both inclusive) is \$24.00. The base rate shall be used to calculate the stormwater management fee for other developed property in the City as provided by Ordinance No. 1996-15, as amended (Chapter 10D, Stormwater Management Fee System, of the *Takoma Park Code*). The stormwater management fee for fiscal year 1998 shall be billed to the owners of single-family residential property and other developed property in the City as provided in Ordinance No. 1996-15, as amended (Chapter 10D, Stormwater Management Fee System, of the *Takoma Park Code*).

SECTION 2. This Ordinance shall be effective immediately.

Adopted this 9th day of June, 1997, by roll-call vote as follows:

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

NAY: None

ABSTAIN: None

ABSENT: None

additions are underlined; deletions are [bracketed]

Introduced by: Councilmember Williams

1st Reading: 5/27/97

2nd Reading: 6/9/97

Ordinance No. 1997-20

AN ORDINANCE TO ADOPT A STORM WATER MANAGEMENT BUDGET FOR FISCAL YEAR 98 BEGINNING JULY 1, 1997 AND ENDING JUNE 30, 1998.

WHEREAS, Article XII, Section 1201 of the Takoma Park City Charter states that the Council shall, by ordinance, be designated the Storm Water Management Board for Takoma Park with all the powers therein; AND

WHEREAS, Section 4-204(d), Environment Article of the Annotated Code of Maryland authorizes the adoption of a system of charges for storm water management programs by the City; AND

WHEREAS, Article XII, Section 1205 of the Takoma Park City Charter (as amended by Charter Resolution 1996-21) states that the Storm Water Board is empowered to charge and collect storm water utility fees or user charges in order to raise sufficient annual revenue to pay for storm water management activities in the City; AND

WHEREAS, the Storm Water Management Board desires to maintain a Storm Water Management Fund for the collection and payment of revenues and expenditures as it deems necessary to provide for the construction, maintenance, operations and repair of the storm water drainage system in the City.

NOW, THEREFORE, BE IT ORDAINED BY THE STORM WATER MANAGEMENT BOARD OF THE CITY OF TAKOMA PARK

SECTION 1. THAT for the fiscal year, a Storm Water Management Fee shall be imposed on real property in the City in an amount sufficient to fund the Storm Water Management Expenditures established by Section 4 of this Ordinance. The base rate for the Storm Water Management Fee shall be established by separate Ordinance.

SECTION 2. THAT a Storm Water Management Fund shall be maintained into which shall be deposited:

- (a) All the receipts and revenues from user charges, and utility fees imposed by the City to pay for storm water management; AND
- (b) All charges, fees, fees-in-lieu, grants, and other contributions received from any person or governmental entity in connection with storm water management activities or programs.

SECTION 3. THAT from and out of the monies known to be received from the utility fees set by the Storm Water Management Board, and from all monies to come into all funds during the twelve (12) month period ending June 30, 1998, there shall be, and hereby are appropriated Storm Water Management Fund revenues, as follows:

Utility Fees:	\$195,000
Stormwater permit fees:	5,000
Appropriated Surplus	<u>4,000</u>
TOTAL	\$204,000

SECTION 4. THAT there shall be, and here are appropriated the following sums for use for the support of storm water management activities during the 1997-98 Fiscal Year:

Storm Water Management Expenditures: \$204,000

SECTION 5. THAT stormwater management project 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 other reserves as may be designated by the City Council.

SECTION 6. THAT the approved FY98 budget document with account listings is to be incorporated as a part of this Ordinance by reference.

SECTION 7. THAT should any section of this Ordinance be determined to be invalid, such invalidity shall not affect any other sections.

SECTION 8. THAT this Ordinance shall become effective July 1, 1997.

Adopted this 9th day of June, 1997 by Roll Call Vote of the Storm Water Management Board for the City of Takoma Park.

AYES: Sharp, Chavez, Davenport, Elrich, Porter, Rubin, Williams

NAYS: None

ABSTAIN: None

ABSENT: None

Introduced by: Councilmember Davenport

1st Reading: 5/27/97

2nd Reading: 6/9/97

ORDINANCE NO. 1997-21

AN ORDINANCE TO ESTABLISH THE TAX RATE FOR THE FISCAL YEAR 1998 BEGINNING JULY 1, 1997 AND ENDING JUNE 30, 1998.

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, 1997, all real and personal property which is subject to taxation by the City of Takoma Park shall be subject to a tax on the assessed value of such real and personal property as such value is determined by the State Department of Assessments and Taxation, at the rate of:

General City services:	\$1.535
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Per \$100.00 of assessed valuation.

SECTION 2. THAT this Ordinance shall be effective July 1, 1997.

Adopted this 9th day of June, 1997.

AYES: Sharp, Chavez, Davenport, Elrich, Porter, Rubin, Williams

NAYS: None

ABSTAIN: None

ABSENT: None

Introduced by: Councilmember Davenport

1st Reading: 6/2/97

2nd Reading 6/9/97

ORDINANCE # 1997 - 25

An Ordinance amending the boundaries for the 650/410 Gateway designated neighborhood originally approved by Council by Ordinance #1997 - 16.

WHEREAS, COMAR 05.13.01 established a Neighborhood Business Development Program under the jurisdiction of the Secretary of Housing and Community Development to support revitalization initiatives in designated neighborhoods; and

WHEREAS, local jurisdictions are responsible for proposing designated neighborhoods in accordance with certain factors identified in COMAR 05.13.09A; and

WHEREAS, the City designated the 650/410 Gateway Neighborhood as one of the four areas within the City of Takoma Park to be certified as eligible under the Neighborhood Business Development Program; and

WHEREAS, additional information has been presented which supports an amendment of the area boundaries.

NOW THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF TAKOMA PARK, MARYLAND that the attached map of the 650/410 Gateway Neighborhood Revitalization District dated 5/29/97 is accepted and City staff is authorized to submit the map to the Maryland Department of Housing and Community Development as an amendment to the original submission made pursuant to Ordinance # 1997-16.

Adopted this 9th day of June, 1997.

Aye: Sharp, Chavez, Davenport, Elrich, Porter, Rubin, Williams

Nay: None

Abstain: None

Absent: None

Introduced by: Councilmember Rubin

First Reading: 6/9/97
Second Reading:
Effective:

ORDINANCE NO. 1997-27
Short Title: Pay scale for Employees.

AN ORDINANCE TO: Amend the pay scale for employees for Y 98, tied to the position classification schedule as adopted by Ordinance No. 1986-53, as amended to include a 2% cost-of-living adjustment for Y 1998.

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

SECTION 1. PAY SCALE PLAN.

Ordinance No. 1991-14 is hereby amended and the following pay scale is adopted as the new Pay Scale Plan for the City for the fiscal Year beginning July 1, 1997 and ending June 30, 1998. This Pay Scale Plan will become effective July 1, 1997, and will remain in effect until amended or repealed by the City Council:

(a) Recreation Attendant (year around part-time). The pay scale for recreation attendants is as follows:

STEP	A	B	C	D	E	
	6.20/hour	6.42/hour	6.64/hour	6.88/hour	7.12/hour	7.37/hour
	G	H	I	J	K	
	7.62/hour	7.89/hour	8.17/hour	8.45/hour	8.75/hour	

(b) The pay scale for recreation seasonal and part-time hires is as follows:

CIT (Counselor in Training)	\$4.25/hour
Recreation Aide I	5.00/hour
Recreation Aide II	5.62/hour
Camp Aide	5.30/hour
Camp Leader	6.05/hour
Camp Director	8.00/hour

(c) Crossing guard. The pay scale for crossing guards is as follows:

STEP:	A	B	C
	\$10.97/hour	\$11.84/hour	\$12.79/hour

(d) All other employees. The pay scale for all other employees is as shown on the attached scale: (see next page).

(e) Special rule for employees who are represented by a certified employee organization.

(1) All employees represented by a certified employee organization will be paid according to the terms of the collective bargaining agreement, as it was adopted by Council pursuant to the provisions in Article 2 of Chapter 8B of the City Code.

(2) Employees represented by the collective bargaining agreement between A SCME, Local 3399 and the City of Takoma Park will be paid according to the terms of the collective bargaining agreement effective July 1, 1996, as amended and when it is adopted. Until such adoption, all such employees will continue to be paid according to the pay plan effective July 1, 1996.

(f) Police officers shall be paid on a separate pay scale as established under a separate ordinance, and as agreed upon by the terms of a collective bargaining agreement negotiated with United Food and Commercial Workers Union, Local 400.

Adopted this th day of , 199 by roll call vote as follows:

AYES:
NAYS:
ABSTAIN:
ABSENT:

FY - 98 EMPLOYEE PAY PLAN (2% COLA)

GRADE	STEP	A	B	C	D	E	F	G	H	I	J	K
		STARTING	ANNUAL	ANNUAL	ANNUAL	ANNUAL	ANNUAL	ANNUAL	ANNUAL	BIENNIAL	BIENNIAL	BIENNIAL
	% Increase		4.25%	4%	3.75%	3.5%	3.25%	3%	2.75%	2.5%	2.25%	2.10%
1	Annual	\$17,282.10	\$18,016.59	\$18,737.26	\$19,439.91	\$20,120.30	\$20,774.21	\$21,397.44	\$21,985.87	\$22,535.51	\$23,042.56	\$23,528.46
	Weekly	\$332.35	\$346.47	\$360.33	\$373.64	\$386.93	\$399.50	\$411.49	\$422.81	\$432.81	\$443.13	\$452.43
	Hourly	\$8.31	\$8.66	\$9.01	\$9.35	\$9.67	\$9.99	\$10.29	\$10.57	\$10.83	\$11.08	\$11.31
2	Annual	\$18,578.26	\$19,367.84	\$20,142.55	\$20,897.90	\$21,629.32	\$22,332.28	\$23,002.25	\$23,634.81	\$24,225.68	\$24,770.78	\$25,290.94
	Weekly	\$357.27	\$372.46	\$387.36	\$401.88	\$415.95	\$429.47	\$442.35	\$454.52	\$465.88	\$476.36	\$486.36
	Hourly	\$8.93	\$9.31	\$9.68	\$10.05	\$10.40	\$10.74	\$11.06	\$11.38	\$11.65	\$11.91	\$12.16
3	Annual	\$19,971.63	\$20,820.43	\$21,653.24	\$22,465.24	\$23,251.52	\$24,007.20	\$24,727.41	\$25,407.42	\$26,042.60	\$26,628.56	\$27,167.76
	Weekly	\$384.07	\$400.39	\$416.41	\$432.02	\$447.14	\$461.68	\$475.53	\$488.60	\$500.82	\$512.09	\$522.84
	Hourly	\$9.60	\$10.01	\$10.41	\$10.80	\$11.18	\$11.54	\$11.89	\$12.22	\$12.52	\$12.80	\$13.07
4	Annual	\$21,489.50	\$22,381.96	\$23,277.24	\$24,150.13	\$24,995.39	\$25,807.74	\$26,581.97	\$27,312.97	\$28,001.45	\$28,625.70	\$29,226.84
	Weekly	\$412.88	\$430.42	\$447.64	\$464.43	\$480.68	\$496.30	\$511.19	\$525.25	\$538.38	\$550.49	\$562.05
	Hourly	\$10.32	\$10.76	\$11.19	\$11.61	\$12.02	\$12.41	\$12.78	\$13.13	\$13.46	\$13.76	\$14.05
5	Annual	\$23,079.72	\$24,060.61	\$25,023.03	\$25,961.38	\$26,870.04	\$27,743.32	\$28,575.62	\$29,361.45	\$30,095.48	\$30,772.63	\$31,418.86
	Weekly	\$443.84	\$462.70	\$481.21	\$499.26	\$516.73	\$533.53	\$549.53	\$564.64	\$578.76	\$591.78	\$604.21
	Hourly	\$11.10	\$11.57	\$12.03	\$12.48	\$12.92	\$13.34	\$13.74	\$14.12	\$14.47	\$14.79	\$15.11
6	Annual	\$24,810.70	\$25,865.15	\$26,899.76	\$27,908.50	\$28,885.30	\$29,824.07	\$30,718.79	\$31,563.56	\$32,362.65	\$33,080.58	\$33,775.27
	Weekly	\$477.13	\$497.41	\$517.30	\$536.70	\$555.49	\$573.54	\$590.75	\$606.99	\$622.17	\$636.16	\$649.52
	Hourly	\$11.93	\$12.44	\$12.93	\$13.42	\$13.89	\$14.34	\$14.77	\$15.17	\$15.55	\$15.90	\$16.24
7	Annual	\$26,671.50	\$27,805.04	\$28,917.24	\$30,001.64	\$31,051.69	\$32,060.87	\$33,022.70	\$33,930.82	\$34,779.09	\$35,561.62	\$36,308.42
	Weekly	\$512.91	\$534.71	\$556.10	\$576.95	\$597.15	\$616.56	\$635.05	\$652.52	\$668.83	\$683.88	\$698.24
	Hourly	\$12.82	\$13.37	\$13.90	\$14.42	\$14.93	\$15.41	\$15.88	\$16.31	\$16.72	\$17.10	\$17.46
8	Annual	\$28,671.86	\$29,890.42	\$31,086.03	\$32,251.76	\$33,380.57	\$34,465.44	\$35,499.40	\$36,475.63	\$37,387.53	\$38,228.74	\$39,031.55
	Weekly	\$551.38	\$574.82	\$597.81	\$620.23	\$641.93	\$662.80	\$682.80	\$699.68	\$714.45	\$728.17	\$750.61
	Hourly	\$13.78	\$14.37	\$14.95	\$15.51	\$16.05	\$16.57	\$17.07	\$17.54	\$17.97	\$18.36	\$18.77
9	Annual	\$30,822.25	\$32,132.20	\$33,417.48	\$34,670.64	\$35,884.11	\$37,050.35	\$38,161.86	\$39,211.31	\$40,191.59	\$41,095.90	\$41,958.91
	Weekly	\$592.74	\$617.93	\$642.64	\$666.74	\$690.06	\$712.51	\$733.88	\$754.06	\$772.92	\$790.31	\$806.90
	Hourly	\$14.82	\$15.45	\$16.07	\$16.67	\$17.25	\$17.81	\$18.35	\$18.85	\$19.32	\$19.76	\$20.17
10	Annual	\$33,133.92	\$34,542.11	\$35,923.80	\$37,270.94	\$38,575.42	\$39,829.12	\$41,024.00	\$42,152.16	\$43,205.96	\$44,178.09	\$45,105.83
	Weekly	\$637.19	\$664.27	\$690.84	\$716.75	\$741.84	\$765.94	\$788.92	\$810.62	\$830.88	\$849.58	\$867.42
	Hourly	\$15.93	\$16.61	\$17.27	\$17.92	\$18.55	\$19.15	\$19.72	\$20.27	\$20.77	\$21.24	\$21.69
11	Annual	\$35,618.96	\$37,132.77	\$38,618.08	\$40,066.28	\$41,486.58	\$42,816.31	\$44,100.80	\$45,313.57	\$46,446.41	\$47,491.45	\$48,488.77
	Weekly	\$684.98	\$714.09	\$742.66	\$770.50	\$797.47	\$823.39	\$848.09	\$871.41	\$893.20	\$913.30	\$932.48
	Hourly	\$17.12	\$17.85	\$18.57	\$19.26	\$19.94	\$20.58	\$21.20	\$21.79	\$22.33	\$22.83	\$23.31
12	Annual	\$36,290.39	\$39,917.73	\$41,514.44	\$43,071.23	\$44,578.72	\$46,027.53	\$47,408.35	\$48,712.08	\$49,929.89	\$51,053.31	\$52,125.43
	Weekly	\$736.35	\$767.65	\$798.35	\$828.29	\$857.28	\$885.14	\$911.70	\$936.77	\$960.19	\$981.79	\$1,002.41
	Hourly	\$18.41	\$19.19	\$19.96	\$20.71	\$21.43	\$22.13	\$22.79	\$23.42	\$24.00	\$24.54	\$25.06

Introduced by: Councilmember Williams

First Reading: 6/9/97
Second Reading:
Effective:

ORDINANCE NO. 1997-28
Short Title: Pay Scale for Police.

AN ORDINANCE TO: Amend the pay scale for police officers for FY 98, tied to the position classification schedule as adopted by Ordinance No. 1986-53, as amended to include a 2% cost-of-living adjustment for FY 1998.

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

SECTION 1. PAY SCALE PLAN.

Ordinance No. 1991-14 is hereby amended and the following pay scale (see next page) is adopted as the new Pay Scale Plan for the City's Police Officers for the Fiscal Year beginning July 1, 1997 and ending June 30, 1998. This Pay Scale Plan will become effective July 1, 1997, and will remain in effect until amended or repealed by the City Council:

(a) Special rule for employees who are represented by a certified employee organization.

(1) All employees represented by a certified employee organization will be paid according to the terms of the collective bargaining agreement, as it was adopted by Council pursuant to the provisions in Article 2 of Chapter 8B of the City Code.

(2) Employees represented by the collective bargaining agreement between Local 400, United Food & Commercial Workers Union, and the City of Takoma Park will be paid according to the terms of the collective bargaining agreement effective July 1, 1995, as amended and when it is adopted. Until such adoption all such employees will continue to be paid according to the pay plan effective July 1, 1996.

Adopted this day of , 199 by roll call vote as follows:

NAYS:
ABSTAIN:
ABSENT:

O-98/PYPD

POLICE PAY SCALE FY 88
2% COLA

GRADE	STEP	A		B		C		D		E		F		G		H		I		J		K			
		ANNUAL STARTING	% INCR	ANNUAL	% INCR	ANNUAL	% INCR	ANNUAL	% INCR	ANNUAL	% INCR	ANNUAL	% INCR	ANNUAL	% INCR	ANNUAL	% INCR	ANNUAL	% INCR	ANNUAL	% INCR	ANNUAL	% INCR	ANNUAL	% INCR
CADET 6	ANNUAL	26,574.49																							
	WEEKLY	511.05																							
	HOURLY	12.78																							
PRIVATE 7	ANNUAL	28,567.58		29,781.70		30,972.97		32,134.46		33,259.16		34,340.08		35,370.29		36,342.97		37,251.54		38,089.70		38,889.59			
	WEEKLY	549.38		572.73		595.63		617.97		639.60		660.39		680.20		698.90		716.38		732.49		747.88			
	HOURLY	13.73		14.32		14.89		15.45		15.99		16.51		17.00		17.47		17.91		18.31		18.70			
PFC 8	ANNUAL	30,710.15		32,015.33		33,295.94		34,544.54		35,753.60		36,915.59		38,023.06		39,088.69		40,045.41		40,946.43		41,806.31			
	WEEKLY	590.58		615.68		640.31		664.32		687.57		709.92		731.21		751.32		770.10		787.43		803.97			
	HOURLY	14.76		15.39		16.01		16.61		17.19		17.75		18.28		18.78		19.25		19.69		20.10			
CORPORAL 9	ANNUAL	33,013.41		34,416.48		35,793.14		37,135.38		38,435.12		39,684.26		40,874.79		41,998.84		43,048.81		44,017.41		44,941.78			
	WEEKLY	634.87		661.86		688.33		714.14		739.14		763.16		786.05		807.67		827.86		846.49		864.26			
	HOURLY	15.87		16.55		17.21		17.85		18.48		19.08		19.65		20.19		20.70		21.16		21.61			
SERGEANT 10	ANNUAL	35,489.41		36,997.71		38,477.62		39,920.53		41,317.75		42,660.58		43,940.40		45,148.76		46,277.48		47,318.72		48,312.41			
	WEEKLY	682.49		711.49		739.95		767.70		794.57		820.40		845.01		868.25		889.95		909.98		929.08			
	HOURLY	17.06		17.79		18.50		19.19		19.86		20.51		21.13		21.71		22.25		22.75		23.23			
LIEUTENANT 12	ANNUAL	41,012.45		42,755.48		44,465.70		46,133.17		47,747.83		49,299.63		50,778.62		52,175.03		53,479.41		54,682.69		55,831.03			
	WEEKLY	788.70		822.22		855.11		887.18		918.23		948.07		976.51		1003.37		1028.45		1051.59		1073.67			
	HOURLY	19.72		20.56		21.38		22.18		22.96		23.70		24.41		25.08		25.71		26.29		26.84			

Introduced by: Councilmember Williams

1st Reading: 6/9/97
2nd Reading:
Effective:

ORDINANCE NO. 1997-29

Short Title: An Ordinance to Amend the Executive Pay Plan

AN ORDINANCE TO: Change the Executive Pay Plan to provide for a 2% adjustment to the Pay Plan for FY 98.

BE IT ORDAINED BY THE CITY COUNCIL OF TAKOMA PARK, MARYLAND THAT THIS ORDINANCE amends the Executive Pay Plan as adopted by Ordinance 1990-28; this ordinance is to be effective July 1, 1997:

SECTION 1. PAY SCALE PLAN

Positions listed in Ordinance No. 1986-53, as amended, designated as Executive 1 shall be compensated at the level of Executive 1; those listed in Executive 2 shall be compensated at the level of Executive 2; those listed as being in Executive 3 shall be compensated at the level of Executive 3, and those listed in Executive 4 shall be compensated at the level of Executive 4.

SECTION 2. IMPLEMENTATION OF PAY SCALE PLAN

Effective July 1, 1987, Senior Management staff in Grades Executive 1 through Executive 4 will be paid in accordance with the pay scale for:

- (1) the grades that their job classification has been allocated;
- (2) with the exact amount to be determined by the City Administrator with the provision that none of the executives will receive a salary decrease as a result of the initial implementation of this pay plan.

SECTION 3. GUIDANCE FOR PLACING EXECUTIVE STAFF IN THE PAY SYSTEM.

(a) 1st Quartile - Hiring Bracket: Individuals are generally hired within this quartile with the exact place to be determined by the City Administrator based on the experience and subject matter knowledge of the appointee. Subsequent merit increases should continue within the quartile with the amount depending upon the results of performance evaluation(s). Further guidance to the City Administrator for differentiating between amounts will be given in the Personnel Regulations.

(b) 2nd Quartile - Performance Step: Individuals are granted raises into this area for average and above average performance after they have learned to perform their functions thoroughly and have proven their ability to manage their units.

(c) 3rd Quartile - Performance and Longevity Step: Individuals are placed in this step normally after they have acquired many years of experience in managing their units and have received ratings of average and above consistently. Most executives will not ever be awarded pay greater than the maximum allowed for this quartile.

(d) 4th Quartile - Superior Performance Individuals normally are awarded pay in this quartile only if they perform clearly in a superior manner and/or if they have been recognized by a national professional organization as one of the leaders in the field.

SECTION 4. EXECUTIVE PAY SCALE

Executive 1:	1st Quartile = [37,238 - 41,428]	37,983 - 42,257
	2nd Quartile = [41,429 - 45,618]	42,258 - 46,530
	3rd Quartile = [45,619 - 49,807]	46,531 - 50,803
	4th Quartile = [49,808 - 53,997]	50,804 - 55,077
Executive 2:	1st Quartile = [40,032 - 44,536]	40,833 - 45,427
	2nd Quartile = [44,537 - 49,039]	45,428 - 50,020
	3rd Quartile = [49,040 - 53,543]	50,021 - 54,614
	4th Quartile = [53,544 - 58,046]	54,615 - 59,207
Executive 3:	1st Quartile = [43,035 - 47,877]	43,896 - 48,835
	2nd Quartile = [47,878 - 52,719]	48,836 - 53,773
	3rd Quartile = [52,720 - 57,560]	53,774 - 58,711
	4th Quartile = [57,561 - 62,402]	58,712 - 63,650
Executive 4:	1st Quartile = [46,262 - 51,467]	47,187 - 52,496
	2nd Quartile = [51,468 - 56,671]	52,497 - 57,804
	3rd Quartile = [56,672 - 61,876]	57,805 - 63,114
	4th Quartile = [61,876 - 67,080]	63,115 - 68,422

SECTION 5. COST OF LIVING ADJUSTMENTS

(a) A cost of living adjustment is a percentage applied to Executive quartiles.

(b) The City Council determine whether the City will give a cost of living adjustment in any year and the size of the adjustment.

(c) A cost of living adjustment shall be effective on the first day of a new fiscal year.

SECTION 6. DATE OF PAY INCREASES

(a) Notwithstanding provisions of Article 8B, Section 8B-124(a) of the City Code, the effective date for an executive employee(s) merit increase(s), if any, shall be on said employee(s) initial anniversary date of hire, and thereafter as the City Council deem appropriate upon evaluation of said employee(s).


Adopted this day of , 199 to take effect July 1, 199 .

AYE:

NAY:

ABSTAINED:

ABSENT:

NOTE:  indicates new language to be added.
Brackets [] indicates language to be deleted.

Introduced By: Councilmember Davenport

1st Reading: June 9, 1997

**ORDINANCE #1997 - 30
ERSKINE STREET SPEED HUMP PETITION**

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

SECTION 1. THAT Ordinance No. 2676, adopted June 27, 1983, be amended by the addition of a new subsection to Section 1, as set forth below:

That speed hump installations, as defined in Sec. 13-2(a)(14.2) of the Code of Takoma Park, Maryland, 1972, as amended, be effected at the following location:

- (a) Erskine Street; exact number and location of speed humps shall be at the discretion of the City Administrator.

SECTION 2. THAT this Ordinance becomes effective upon adoption.

Introduced by: Councilmember Porter

Ordinance No. 1997-31

AUTOMATED LIBRARY SYSTEM

WHEREAS, funds in the amount of \$63,000.00 have been allocated in the FY-97 Capital Budget; AND

WHEREAS, an integrated automated library system was included in the FY-97 Capital Budget, representing the major remaining component of the City Library's automation; AND

WHEREAS, appropriate solicitation of interest through a formally advertised Request for Proposals resulted in the submission of five proposals; AND

WHEREAS, the five proposals were received and publicly opened at 2:00 pm, April 25, 1997; 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 Maxcess Corporation; AND

WHEREAS, the said Maxcess Corporation was the lowest responsive and responsible bidder; AND

WHEREAS, based on the cost of services to be provided, the allocated funds are sufficient for the purchase of an integrated automated library system.

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

SECTION 1: THAT THE bid received from Maxcess Corporation, in the amount of FIFTY TWO THOUSAND TEN DOLLARS AND ZERO CENTS (\$52,010.00) be accepted; AND

SECTION 2: THAT funds to cover this project in the amount of FIFTY TWO THOUSAND TEN DOLLARS AND ZERO CENTS (\$52,010.00) be charged to the Capital Expenditures Budget Account No. 9100-8003 (Equipment Replacement Reserve) in the amount of FIFTY TWO THOUSAND TEN DOLLARS AND ZERO CENTS (\$52,010.00).

ADOPTED THIS 9th. DAY OF JUNE, 1997.

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

NAY: None

ABSENT: None

ABSTAIN: None

Introduced by: Councilmember Davenport

1st Reading: 6/9/97

2nd Reading:

Ordinance No. 1997 - 32

FY97 BUDGET AMENDMENT NO. 2

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

SECTION 1. The Fiscal Year 1997 Budget be amended, as follows:

General Fund - Revenues

1. The appropriation for proceeds of bond issuance, account 0001.3605, is changed to \$814,842.
2. Appropriate \$832,400 to account 0001.3011, Montgomery County real property taxes.

General Fund - Expenditures

1. Delete \$18,000 from account 8000.7254, Medco Bond interest payments, for debt service payments on FY 1997 bond issue.
2. Delete \$200,000 appropriation to account 9100.8003 for replacement of 2 trash trucks.

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

Adopted this 9th day of June, 1997, by Roll Call Vote, as follows:

AYES: Sharp, Chavez, Davenport, Elrich, Porter, Rubin, Williams

NAYS: NONE

ABSTAIN: NONE

ABSENT: NONE

Deletions are [bracketed]; additions are underlined.

**PUBLIC HEARINGS, REGULAR MEETING & WORKSESSION
OF THE CITY COUNCIL**

Monday, June 9, 1997

Executive Session 5/27/97 - Moved by Chavez; seconded by Davenport. Council convened in Executive Session by unanimous vote at 10:20 p.m., in the Conference Room. **OFFICIALS PRESENT:** Sharp, Chavez, Davenport, Porter, Rubin, Williams. **OFFICIAL ABSENT:** Elrich. **STAFF PRESENT:** Grimmer, Hobbs, Perlman, Sartoph. (1) Staff reported on Union negotiations; Council reached consensus to proceed with staff's recommendation. (2) Staff reported about on-going litigation; Council provided direction for next steps. (NOTE: Staff members left the conference room.) (3) Council discussed the City Administrator's contract. (Authority: Annotated Code of Maryland, State Government Article, Section 10-508(a)(9), (8) and (1)(i)).

OFFICIALS PRESENT

Mayor Sharp	City Administrator Habada
Councilmember Chavez	Assistant City Administrator Hobbs
Councilmember Davenport	Deputy City Clerk Espinosa
Councilmember Elrich	Assistant Corporation Counsel Perlman
Councilmember Porter	Senior Planner Schwartz
Councilmember Rubin	Forester Busciano
Councilmember Williams	Library Director Arnold-Robbins
	Technical Services Coordinator Fontem
	Community Development Coordinator Sickle

The City Council convened at 7:40 p.m. 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

Mayor Sharp expressed concern and extended best wishes for a speedy recovery from surgery for Howard Kohn, former Chair of the Recreation Committee, and active member of the community.

Councilmember Rubin remarked about the Hodges Heights picnic. He commented that Mr. Kohn has touched the lives of virtually all Takoma Park residents and has contributed so much to the community. Mr. Rubin asked for people to remember Mr. Kohn in prayers, adding that the chances for his recovery are excellent.

Councilmember Williams noted the recent reception for the Liz Lerman Dance Studio which was held at the Municipal Building, and welcomed the renowned dance troupe to its new home in the 7100 block of Maple Avenue.

ADOPTION OF MINUTES

Moved by Williams; seconded by Rubin. The Council Meeting Minutes from 5/19/97 were adopted unanimously (VOTING FOR: Sharp, Chavez, Davenport, Rubin, Williams; ABSENT: Elrich, Porter).

CITIZEN COMMENTS

Monte Agro, 7813 Carroll Avenue, stated his feeling that Council should not proceed with a vote on the Open Space Plan this evening without first holding a Worksession discussion of the matter. It seems to imply that the Council is prepared to vote on the issue without taking time to consider the public hearing input. He urged the Council to postpone the related vote scheduled for tonight, and to hold a Worksession discussion on the issue.

DISCUSSION

Washington Gas Company. Minervia Riddick, Director of Public Affairs, Washington Gas, introduced herself and Clyde Myers, Washington Gas Engineer. She referred to the letter dated 5/25/97 from Washington Gas to Mayor Sharp which related the conclusion that some previously planned gas line work would not be performed as originally announced.

Mr. Sharp questioned who made the decision. Ms. Riddick replied that it had been Mr. Myers.

Mr. Sharp noted the costs incurred by the City as a result of utility company excavation. He questioned why previously scheduled safety maintenance is now considered by the gas company to not be necessary.

Mr. Myers remarked that street cuts are necessary when upgrades to the system are made. He explained that he has taken a close look at the system and the planned maintenance that has taken place, to date. Mr. Myers said that after this examination, it was determined that no planned maintenance in the City is needed in the next year. The company has built an improved delivery

high-pressure system. There is no pressure problem in Takoma Park.

Mr. Williams commented that the concern is about public safety, not gas pressure. He explained the concern that the existing infrastructure might not have been maintained properly, and that older piping is likely to require more unscheduled maintenance. Mr. Williams reiterated the concern that there is a threat to public safety.

Mr. Myers disagreed, stating that there is no threat.

Mr. Sharp asked if the revisions to planned maintenance correspond to recent City proposals to increase utility permit fees, and questioned whether it is a “done deal” that none of the planned maintenance will be done.

Mr. Myers responded in the negative.

Mr. Sharp commented that he sees a connection between the City’s increase in permit fees and the company’s re-evaluation.

Mr. Myers commented that the company has paid the fees.

Councilmember Elrich pointed out that the fees charged by the City are consistent with the City’s law. He questioned what changed in the re-evaluation of the planned maintenance.

Mr. Myers remarked about the 50-year planned cast iron replacement program in the District area, but stated that the City does not have a maintenance problem.

Councilmember Porter said that she shares the safety concerns expressed by other Councilmembers. She commented that the way things are proceeding is causing the City enormous problems. From discussions with the gas company, the City’s street maintenance schedule was adjusted, but now the gas company has changed its work schedule. This is not effective coordination.

Mr. Sharp added that a very recent gas leak on Lincoln Avenue was not discovered until a resident reported a gas odor, and surmised that if the call had not been placed the leak might not have been discovered.

Mr. Myers replied that the company surveys for leaks every three years, as is required by law. He said that the company seeks improved communication with the City.

Ms. Porter reiterated that communication is useless if the company is going to change its mind at the last minute. She referred to the street work that is being done on Lincoln Avenue, asking whether the gas company plans to come in and make street cuts within the next few years.

Mr. Williams added that if the gas company holds off on doing work on Lincoln Avenue, the company would likely be coming in within the next 3-5 years when the street work is still relatively young.

Mr. Rubin asked how the City compares with other, similar communities with respect to infrastructure maintenance.

Mr. Myers replied that the City is a comparatively low-maintenance area.

Councilmember Davenport recalled that last July, the gas company linked the need for work to safety concerns, and observed that now that the City has a new ordinance in place, he perceives an arrogance on the part of the gas company.

Mr. Myers said that technically, the gas company's concerns were tied to the older piping system areas. He concluded that the recent evaluation indicates, however, that the City does not have a high maintenance problem at this time.

Mr. Williams stated that in terms of Lincoln Avenue, if the gas system work could be done now, simultaneous with the street work, it would be easier to coordinate future work on this street.

Mr. Myers replied that he would be willing to explore work on Lincoln Avenue.

Mr. Sharp requested that Engineer Monk continue discussions with Washington Gas about scheduling and coordination of work.

Bob Nicholas, Glenside Drive, noted the current labor dispute with Washington Gas Company. The company is using individual contractors, and there is evidence that they are not being well monitored. Safety is often compromised in this approach. He urged the City to be cautious in dealing with the gas company, and suggested that the work be carefully monitored.

PUBLIC HEARINGS

1. Speed Hump Request - Erskine Street.

Owen Philbin, 439 Ethan Allen Avenue, opposed the use of "common funds" to afford assistance to a specific area of the City. He remarked about problems in the area of Manor Circle, and made the following suggestions: (1) focus on a universal view of the City (in terms of traffic mitigation), (2) explore the use of a radar/traffic counter, and (3) develop plans that benefit the City as a whole. He said that there is no sense of "neighborhoods" along Ethan Allen Avenue. Mr. Philbin suggested that the traffic policy be changed.

Phil Keyser, 1308 Erskine Street, stated that the majority of the area neighbors support this

request. He expressed his sympathy about the Ethan Allen Avenue problems, but concluded that the problems along Ethan Allen are irrelevant to those on Erskine Street. He urged the Council to support the request for speed humps.

Janice Martin, 319 Elson Place, recalled that the first speed hump petition was presented when she served on the City Council. She said that in some cases, stop signs are helpful, and added that police surveillance also helps calm traffic problems. She stated that she is not totally opposed to speed humps, and described the ingress/egress to Erskine. Ms. Martin remarked that she would like the City's ordinance to be changed so that speed humps can be placed adjacent to stop signs. She suggested that curb islands be examined as alternatives along the street which could also serve to better protect vehicles. Ms. Martin stated that the City should monitor 13th Avenue to see if an overflow of motorists results from the placement of speed humps on Erskine Street.

2. Speed Hump Request - Takoma Avenue.

Jim Epstein, 7327 Takoma Avenue, noted that there was only one person on the street who did not agree to sign the petition. He pointed out that traffic concerns on this street go beyond the issue of speed humps, explaining that the street is engineered for a 40 mph speed limit but expressing concern about this speed in the vicinity of Jequie Park. He urged the Council to adopt the resolution in support of speed humps as a first step in looking at mitigation alternatives for this area.

3. Proposed Jackson/Garland Right-of-Way Improvements. Senior Planner Schwartz commented on aspects of the right-of-way as originally established.

Russell Reese, Maddox Engineering (representing Mr. Casey), described the progress of the project, and commented that Mr. Casey needs a "storm water approval" or "waiver" from the City in order to proceed with construction of two separate dwellings. He added that he has been in consultation with staff regarding sediment control and arborage issues.

Shelley Stahl, 7302 Garland Avenue, presented a petition with 332 signatures, urging the City to maintain the City's past policy of preserving this green right-of-way for foot traffic only. She reminded the Council of its responsibility to preserve the City, as stewards of land, and urged the Council to uphold its commitment to preservation, as a move toward restoring the natural state of the area. She expressed concern about Montgomery County soon having jurisdiction over wetlands currently in Prince George's County. Ms. Stahl urged the Council to maintain the right-of-way at Jackson/Garland, and to take the appropriate steps to incorporate the two lots into the Open Space Plan.

Mike Lastort, 7514 Glenside Drive, said that developing the area would only benefit one or two people, while being detrimental to all others. He pleaded with the Council to not let development

destroy the natural beauty of this area.

Bob Ryan, 7210 Garland Avenue, stated his opposition to the development, adding that the City should acquire the lots.

Rev. Ronald Albaugh, 7202 Central Avenue, read a prepared testimony (attached) which, among other things, alleged a “duplicitous concoction” by Mr. Casey in his acquisition of and planning for his contiguous property.

Jane Harmon, 7241 Garland Avenue, remarked that Lot 8 is too small for development, and noted that she was told by City staff that a public right-of-way is not for private use. She related points from other discussions with staff regarding this matter.

Laurie Lester, 7218 Garland Avenue (representing Longbranch-Sligo Community Association) reported a “groundswell” of community concern, whereby most neighbors prefer that the undeveloped lots and open space be maintained and that Longbranch Creek remain healthy. She acknowledged City budget constraints, but urged the City to purchase the properties.

Todd Baldwin, 910 Jackson Avenue, remarked that there is great concern about the Longbranch Creek and area wildlife. The health of the trail is an important issue. He noted Forester Busciano’s estimation of a 70-80% chance that a structural root goes under the driveway. This is too great a chance that the tree will be destroyed. Any development or street surfacing is certain to increase run-off into the creek. He said that the Maryland Department of the Environment has repeatedly criticized local governments for granting storm water waivers. He urged the Council to take action to preserve the tree.

Ms. Porter stated that in defense of City staff, Mr. Busciano did not say what was quoted by Mr. Baldwin. However, both Mr. Busciano and Engineer Monk are conscientious about protecting and preserving the environment.

Eleanor Lalley, 1106 Lancaster Road, urged the Council to preserve the existing right-of-way.

Darsie Cahall, 7223 Central Avenue, questioned the wisdom of spending City funds for additional open space. She noted that residents would continue to have access to Longbranch Trail. Ms. Cahall added that a violent crime had been committed within the past year on the Longbranch Creek Bridge, and that the presence of additional houses in the area might increase the perception of safety. She concluded that the City is lucky to have as much open space as has already been preserved.

Janice Martin, Elson Place, explained the history of the bridge, and noted that the City has an agreement with M-NCPPC for them to pay for and maintain the bridge. She then turned her comments to the subject of the public hearing, noting that the owner of the property has been

approached about using the “level ground” as a possible community playground. This would be a good use for the property. Ms. Martin recalled that when she was on the City Council, she urged the City to pursue an agreement with the County for maintenance of the property, and emphasized that any construction (e.g., surfaced roadway) under the drip line will damage the tree.

Victor Thuronyi, Cedar Avenue, questioned what is the Council’s discretion in this matter. He said that he finds it hard to think of a worse candidate for development. Mr. Thuronyi referred to the “postage stamp rule”, explaining that more ownership of a lot does not give a person the right to build on that lot. The Council must take a strong stance on this issue, and send a message across the City that the Council will not encourage development of marginal lots.

Mr. Rubin noted that Mr. Thuronyi’s was the principle advisor when the Tree Ordinance was rewritten a couple of years ago.

Catherine Tunis (Committee on the Environment) remarked that she does not see any clear solution in this case, and referred to statements contained in her memorandum (attached). She pointed out the prohibition on development within 25’ of a 100 year old oak tree.

Chris Victoria, 1104 Merwood Drive, stated his opposition to the proposal. Clearly, there are environmental issues (e.g., development within 300’ of a stream), and development will only increase degradation of the Bay Watershed. There is a public interest in preserving open space and “intelligent” development.

David Rothman, owner of Lots 8 and 9, remarked about the relocation of the right-of-way and the fact that utility lines go down the center of a right-of-way. He remarked about the possibility of the tree dying as a result of the development, and said that the garage is dangerous.

Mr. Casey said that the garage cannot be demolished without bringing a large piece of equipment onto the property.

Mr. Elrich asked what Mr. Rothman’s intentions had been at the time he purchased the lots.

Mr. Rothman said that he endorses the Citizen Association’s idea of putting in a playground.

Mr. Reese commented that in regards to the path and the tree, there is no proposal to change the location of the path. The plan proposes a landscaped screen. He reported that he is awaiting the arborist’s report. Mr. Reese said that he is not sure that there is as much danger as is feared about the impact on the tree. There is no proposal to remove trees. A review of the engineer’s plan will be needed to evaluate storm water management. He said that he will try to develop an engineering plan that will address all concerns raised.

Ms. Porter suggested that the Council not take action on this item tonight, and that a Worksession discussion be scheduled in July. There were no objections.

Mr. Elrich requested that staff consult with Corporation Counsel about whether the 1982 City Master Plan would allow the City to avoid having to build a road to the proposed units.

4. Open Space Plan (Jackson/Garland Property and Pringle Property).

Laurie Lester, 7218 Garland Avenue, stated that she would like to see a systematic identification of lots to be considered for inclusion in the Open Space Plan. She suggested more public education, and wondered whether the Rivera property could be purchased as open space.

Susan Hodges, Between the Creeks Neighborhood Association, asked whether the property would be preserved in its natural state or changed in some way, if purchased by the City as open space.

Ms. Porter explained the provisions of the Open Space Plan regarding acquired open space property.

Ms. Hodges questioned whether safety will be considered if the property were acquired and had to be changed in some way. Opening the property for public use would present a greater need for law enforcement. A safety hazard could present itself if this is not well thought out.

Janet Pepin, Vice-President, Between the Creeks Neighborhood Association, remarked about the size of the Pringle Property, noting that it is one of the largest remaining tracts of undeveloped space in the City. It should be viewed as a single "large lot."

Faroll Hamer, 7418 Holly Avenue, commented on security issues relating to the Pringle Property. With respect to the Jackson/Garland Property, she reiterated another resident's view that, although two lots are proposed for development, only one lot might actually be able to accommodate development. With respect to the Open Space Plan, in general, she reminded those present of problems relating to Lake Street acquisitions, i.e., the City should not be in the business of assisting developers who make mistakes.

Monte Agro, 7813 Carroll Avenue, remarked about drug-related crime in the neighborhood, and cautioned the Council about the precedent which could be set by amending the Open Space Plan. He suggested that there not be a piecemeal approach to fixing the plan, but that if revisions are needed, it should be thrown out and reformulated.

Janice Martin, 1319 Elson Place, said that she is happy there is a trail on the Jackson/Garland property, and that the presence of a trail brings people which reduces crime because the area is frequently traversed.

Catherine Tunis, Co-Chair, Committee on the Environment, noted the relatively healthy environment in the Jackson/Garland area, and suggested that M-NCPPC acquire the

Jackson/Garland property. She commented on the Master Plan and the Pringle Property.

Paul Rivera, 7901 Carroll Avenue, expressed concerns about the Open Space Plan and crime as related to the Rivera property. He recognized that the disposition of the Rivera property is another discussion for the Council, and said that he appreciates the difficulties that the Council faces.

Ms. Porter noted that residents should be aware that the County also has an Open Space Plan and Master Plan which are applied to the City, in addition to the City's Open Space Plan.

Leslie Agro, 7813 Carroll Avenue, remarked that the Open Space Plan implies that private property owners do not respect the environment. In regards to trails, she expressed her opinion that the City has enough trails. She said that she is concerned about the Council's vote last week regarding open space money, and concluded by pointing out the preservation of oak trees on the Agro and Rivera properties.

Mr. Elrich stated that the City does not have zoning authority. The Open Space Plan does not impair an owner's right to develop his/her property; it simply allows the City to make an offer to purchase the property with open space money. He assured residents that no "forced takings" of property are being contemplated.

Ms. Porter apologized for the lack of notice to Ms. Agro regarding the public hearing and discussions related to the Open Space Plan and acquisition money.

Frank Sedman, Engineer for Pringle Property, described the 1994 record plat, adding that the landlocked lots cannot be recorded.

Chris Victoria, 1104 Merwood Drive, stated that property ownership is not "static."

Mr. Elrich offered some comments in support of purchasing the Pringle Property.

The public hearing was closed at 10:35 p.m.

Mr. Sharp asked Ms. Schwartz about the timing of the resolution regarding the Open Space Plan.

Ms. Schwartz proposed that a continued discussion and action on the resolution regarding the Open Space Plan be scheduled for next week.

REGULAR MEETING

5. 1st Reading Ordinance re: Employee Pay Plan. Assistant City Administrator Hobbs explained the ordinance. Moved by Rubin; seconded by Williams.

Ordinance #1997-27 was unanimously accepted at first reading, adopting the FY98 Employee Pay Plan (VOTING FOR: Sharp, Chavez, Davenport, Elrich, Porter, Rubin, Williams).

ORDINANCE #1997-27
(Attached)

6. 1st Reading Ordinance re: Police Pay Plan. Mr. Sharp explained the ordinance. Moved by Williams; seconded by Davenport.

Monte Agro, Carroll Avenue, remarked about the problem of officer retention, concluding that officers are being replaced about every five years. The existing compensation for City police officers is not competitive with other jurisdiction and ultimately, the resulting attrition rate will affect the quality of police services to the community.

Mr. Sharp requested that Mr. Hobbs research police officer compensation comparability issues and report to Council as soon as possible.

Ordinance #1997-28 was unanimously accepted at first reading, adopting the FY98 Police Pay Plan (VOTING FOR: Sharp, Chavez, Davenport, Elrich, Porter, Rubin, Williams).

ORDINANCE #1997-28
(Attached)

7. 1st Reading Ordinance re: Executive Pay Plan. Mr. Sharp explained the ordinance. Moved by Williams; seconded by Davenport.

Ordinance #1997-29 was unanimously accepted at first reading, adopting the FY98 Executive Pay Plan (VOTING FOR: Sharp, Chavez, Davenport, Elrich, Porter, Rubin, Williams).

ORDINANCE #1997-29
(Attached)

8. 2nd Reading Ordinance re: FY98 City Budget and FY98-02 CIP. Moved by Davenport; seconded by Rubin.

City Administrator Habada referred to her memoranda of June 6 and 9, 1997, on the matter.

Councilmembers Porter and Williams inquired about revisions since first reading to the amount of anticipated Miscellaneous Revenue for FY98.

Moved by Williams; seconded by Porter. The Council voted to table consideration of the ordinance until next week.

Ms. Habada is to research the revenue issues and report to Council as soon as possible.

Moved by Williams; seconded by Elrich. The Council convened, simultaneously, as the Storm Water Management Board.

9. 2nd Reading Ordinance re: FY98 Storm Water Utility Rate. Moved by Rubin; seconded by Williams. Mr. Sharp explained the ordinance.

Ms. Porter noted that the rate, beginning July 1, will be \$24.00 for residential property owners.

Ordinance #1997-19 was adopted unanimously, adopting the FY98 Storm Water Utility Rate (VOTING FOR: Sharp, Chavez, Davenport, Elrich, Porter, Rubin, Williams).

**ORDINANCE #1997-19
(Attached)**

10. 2nd Reading Ordinance re: FY98 Storm Water Budget. Mr. Sharp explained the ordinance. Moved by Porter; seconded by Williams.

Ms. Habada commented that no Capital Fund storm water improvements are scheduled for FY98. She stated that storm drains for Kansas Avenue will need to be considered in future budgets.

Paul Roat, Kansas Lane, commented on storm water management issues arising from recent townhouse construction in the recently-annexed neighborhoods.

Mr. Sharp noted that the City did not have the “final say” authority to approve or disapprove the townhouse developments. These developments are on private property.

Mr. Elrich commented that if the City had the tax revenue from all residents who received City services, the City would be in a better financial position to address concerns of this kind.

Ms. Porter pointed out that developers are responsible and required to deal with the storm water coming off of their property.

Mr. Williams added that an evaluation of storm water management was a condition of the development plans.

Ordinance #1997-20 was adopted unanimously, adopting the FY98 Storm Water Budget (VOTING FOR: Sharp, Chavez, Davenport, Elrich, Porter, Rubin, Williams).

ORDINANCE #1997-20
(Attached)

11. 2nd Reading Ordinance re: FY98 Tax Rate. Mr. Sharp explained the ordinance which will set the FY98 City Tax Rate at \$1.535 per \$100 of assessed valuation.

Moved by Elrich; seconded by Davenport.

In response to Mr. Williams' query, Ms. Habada explained why the City was not required to go through the process related to the Constant Yield Tax Rate.

Ordinance #1997-21 was adopted unanimously, adopting the FY98 Tax Rate (VOTING FOR: Sharp, Chavez, Davenport, Elrich, Porter, Rubin, Williams).

ORDINANCE #1997-21
(Attached)

12. 1st Reading Ordinance re: Request for Speed Humps on Erskine Street. Mr. Sharp explained the ordinance. Moved by Davenport; seconded by Chavez.

Ms. Porter noted that the residents along Ethan Allen Avenue are working on addressing their traffic concerns.

Ordinance #1997-30 was accepted unanimously at first reading, authorizing the installation of speed humps on Erskine Street (VOTING FOR: Sharp, Chavez, Davenport, Elrich, Porter, Rubin, Williams).

ORDINANCE #1997-30
(Attached)

13. Resolution re: Request for Speed Humps on Takoma Avenue. Moved by Elrich; seconded by Williams.

Mr. Rubin commented on the proposed resolution, noting that the City is asking the State Highway Administration to revisit its customary reluctance to speed hump installation on State roads.

Resolution #1997-38 was adopted unanimously, authorizing City staff to pursue discussions with the Maryland State Highway Administration regarding a request for speed hump installation on Takoma Avenue (VOTING FOR: Sharp, Chavez, Davenport, Elrich, Porter, Rubin, Williams).

RESOLUTION #1997-38
(Attached)

14. Single Reading Ordinance re: Integrated Automated Library System. Ms. Habada explained the ordinance. Moved by Porter; seconded by Chavez.

Mr. Sharp questioned the price of the acquisition.

Ms. Habada replied that the cost is \$52,010.

Ordinance #1997-31 was adopted unanimously at single reading, authorizing purchase of integrated automated library system from Maxcess Corporation for \$52,010 (VOTING FOR: Sharp, Chavez, Davenport, Elrich, Porter, Rubin, Williams).

ORDINANCE #1997-31
(Attached)

15. Resolution re: Amendment to Open Space Plan. The Council reached a consensus to table consideration of this item until June 16, 1997.

16. Resolution re: FY98 Program Open Space (POS) Annual Program. The Council reached a consensus to table consideration of this item until June 16, 1997.

17. 2nd Reading Ordinance re: Tree Trimming and Cutting--Public Utilities. Moved by Rubin; seconded by Davenport.

Forester Busciano summarized his memorandum, and explained the three levels of notification.

David Miranda, Senior Public Affairs Representative, Potomac Electric Power Company (PEPCO), stated that substantial changes have been made to the ordinance since first reading, and that PEPCO has not been accorded due process in responding to and consulting with the City about the changes. He asked for more time to discuss the proposed changes.

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

Monday, June 16, 1997

OFFICIALS PRESENT:

Councilmember Chavez
Councilmember Davenport
Councilmember Elrich
Councilmember Porter
Councilmember Rubin
Councilmember Williams

City Administrator Habada
Assistant City Administrator Hobbs
City Clerk Sartoph
Senior Planner Schwartz
Engineer Monk
Forester Busciano
Legal Counsel Sylvania (Telecommunications)
Community Development Coordinator Sickle

OFFICIAL ABSENT:

Mayor Sharp

The Council convened in Special Session at 7:38 p.m. in the upstairs meeting room of the Municipal Building, 7500 Maple Avenue, Takoma Park, Maryland.

The following remarks were made:

ANNOUNCEMENTS

Mayor Pro Tempore Elrich announced that Mayor Sharp will not be here this evening. The following changes were made to the agenda: postpone item #10 until July, move the discussion of item #11 to Worksession, and add a discussion of the City's testimony before the Montgomery County School Board to the end of the Worksession. He noted that Deborah Carr will not be here for the COLTA interview this evening.

INTERVIEWS

I. Free Burma Committee. The Council interviewed Barbara Christophe who has expressed interest in appointment to the committee. Raju Charles was not present for his interview.

City Clerk Sartoph is to reschedule the interview with Mr. Charles.

2. Commission on Landlord-Tenant Affairs (COLTA). Mr. Elrich noted that Deborah Carr is not be able to attend this evening's meeting.

COLTA Executive Director Lee-Bryant is to reschedule the interview with Ms. Carr.

SPECIAL SESSION

3. 2nd Reading Ordinance re: FY98 City Budget and FY98-02 CIP. Moved by Davenport; seconded by Chavez.

Councilmember Porter remarked that she had a conversation with City Administrator Habada this afternoon during which she had expressed her continued concern with some of the numbers reflected in the budget. Ms. Porter explained that she was having trouble matching the budgeted amounts for the bond repayment fund and the bond revenues. She noted that Ms. Habada had promised to explain the figures at the time the bond repayment fund legislation is proposed, and asked when Ms. Habada intends to put forward this legislation.

Ms. Habada stated that she and Treasurer McKenzie will probably meet with the auditors during the first week of July. Consequently, the first reading ordinance will be on Council's July 14 agenda.

Ms. Porter asked whether it could be considered on July 7.

Ms. Habada noted that Council will be attending the MML Convention next week, and that Unification events will be occurring the following week. It would be best for the ordinance to be considered on July 14, with second reading at the subsequent meeting.

Mr. Elrich asked whether legislation has to be adopted to set up the bond repayment fund.

Ms. Habada explained that it would be the best way to do it, since funds will have to be moved from the Equipment Replacement Reserve to the Bond Repayment Fund.

Ms. Porter remarked that when she, Mayor Sharp and Ms. Habada spoke last Friday, she and Mr. Sharp were confused about the different places in the budget where the bond monies are reflected and thought it would be better to have a designated fund for bond repayment money.

Councilmember Rubin commented that setting up the bond repayment fund would help the public and future Councils to track the bond monies.

Ordinance #1997-18 was adopted unanimously at second reading, approving and adopting a budget for the fiscal year 1998, beginning July 1, 1997 and ending June 30, 1998 (VOTING FOR:

Chavez, Davenport, Elrich, Porter, Rubin, Williams; ABSENT: Sharp).

**ORDINANCE #1997-18
(Attached)**

4. 2nd Reading Ordinance re: Employee Pay Plan. Mr. Elrich explained the ordinance. Moved by Williams; seconded by Davenport.

Ordinance #1997-27 was adopted unanimously at second reading, amending the pay scale for employees for FY98, tied to the position classification schedule as adopted by Ordinance No. 1986-53, as amended to include a 2% cost-of-living adjustment for FY1998 (VOTING FOR: Chavez, Davenport, Elrich, Porter, Rubin, Williams; ABSENT: Sharp).

**ORDINANCE #1997-27
(Attached)**

5. 2nd Reading Ordinance re: Police Pay Plan. Mr. Elrich explained the ordinance. Moved by Davenport; seconded by Williams.

Mr. Elrich clarified that the Council will be looking at the relative pay of our officers on the City's police force as compared to those on other police forces.

Mr. Hobbs stated that this comparison will be examined, along with other issues raised by the union.

Ms. Porter added that the longer term issue of officer retention needs to be addressed.

Councilmember Davenport agreed that this is an important discussion that needs to be considered soon.

Mr. Elrich noted the three main issues that have been raised--i.e., relative pay, retention, and the merit system.

Councilmember Williams remarked that in starting to try to get at some of these issues, there has been a group meeting to look at the responses to the Pay for Performance RFP. There have been long discussions about the process, but practically no discussion about substance. It is hard getting these discussions started.

Mr. Hobbs agreed that there is definitely a reluctance on the part of the unions to get started.

Ordinance #1997-28 was adopted unanimously at second reading, amending the pay scale for

police officers for FY98, tied to the position classification schedule as adopted by Ordinance No. 1986-53, as amended to include a 2% cost-of-living adjustment for FY1998 (VOTING FOR: Chavez, Davenport, Elrich, Porter, Rubin, Williams; ABSENT: Sharp).

**ORDINANCE #1997-28
(Attached)**

6. 2nd Reading Ordinance re: Executive Pay Plan. Mr. Elrich explained the ordinance. Moved by Chavez; seconded by Davenport.

Ordinance #1997-29 was adopted unanimously at second reading, changing the executive pay plan to provide for a 2% adjustment to the Pay Plan for FY98 (VOTING FOR: Chavez, Davenport, Elrich, Porter, Rubin, Williams; ABSENT: Sharp).

**ORDINANCE #1997-29
(Attached)**

7. 2nd Reading Ordinance re: FY97 Budget Amendment #2. Mr. Elrich explained the ordinance. Moved by Davenport; seconded by Chavez.

Ms. Habada noted that the language underlined has been added since first reading, and that the additions are mainly grant projects for which we have received monies. These additions clean up the end-of-year accounting.

Ordinance #1997-32 was adopted unanimously at second reading, amending the FY97 Budget (VOTING FOR: Chavez, Davenport, Elrich, Porter, Rubin, Williams; ABSENT: Sharp).

**ORDINANCE #1997-32
(Attached)**

8. Resolution re: Amendment to Open Space Plan. Moved by Davenport; seconded by Porter.

Jane Harmon stated that she lives next to Lots 2 and 3, and that in keeping with the comments presented by Ms. Hamer at last week's public hearing, she feels that the Council ought to consider including Lot 10 in the plan. Herrings are nesting at the border of Lots 3 and 10. Neighbors would like Council to consider including both lots in the plan. This is the "wildest" area near the creek, and would be a very nice addition to the Open Space Plan.

Mr. Davenport asked what was the reason for not including Lot 10 in the original plan.

Ms. Porter explained that originally, only the properties that directly abutted Longbranch Creek were considered. However, she said that she requested that staff write the resolution with optional language, and added that she would like to add Lot 10 (currently in brackets) to paragraph #1 of the resolved clause.

Mr. Rubin noted that recently, Councilmembers have received post cards from area residents in favor of adding Lot 10 to the plan. He expressed his support for inclusion of Lot 10.

Senior Planner Lisa Schwartz said that there is no further information about the status of the right-of-way. She described the developer's proposal regarding the right-of-way, noting that Forester Busciano is still concerned that even with the latest plan (one least likely to do damage to the tree) the tree will ultimately not survive as a result of the disturbance to the roots, compounded by compaction.

Ms. Porter remarked that if a road is put in, there will have to be some digging. There is also a concern that motorists might drive off of the road and run over the tree's roots. This was the reason for suggesting that curb installation be added to the proposal. She noted that while Mr. Busciano has said that there are things that can be done to reduce the impacts on the tree, there is still no guarantee that the tree will survive.

Montee Agro, Carroll Avenue, expressed concern about the language in the resolution. He stated that his family's home is on part of Lot 3 as illustrated by the 1895 plat drawing.

Ms. Schwartz noted that this has been addressed in the resolution by specifying only part Lot 3 and referencing a map attachment for further clarification.

Mr. Agro commented that the Council's comments last week about the open space program being voluntary reduced some of his concern about properties being taken by the City without against a property owner's will. He remarked that he is also concerned about how the inclusion of properties in the Open Space Plan might reduce property values. He requested that the Council add language to the resolution clarifying the intention in this regard.

Ms. Porter stated that the purpose of the Open Space Plan is to preserve open space. She noted that the Agro's property is not in the plan and that consequently, it would not be affected by the plan.

Mr. Agro stated that his family is in support of preserving open space, but that they have concerns about property values.

Mr. Elrich asked whether the original Open Space Plan stated that acquisition would be voluntary.

Leslie Agro remarked that she does not think this was stated in the plan. She explained that in order to complete the trail along the creek, the back of her property would need to be acquired.

The only way this could be done without the owner's consent is if it were acquired through eminent domain. This is one of the reasons that the Agro family has been so fearful of the plan. It was said last week that the Council did not plan to use eminent domain to acquire open space or any other property. She concluded that her family does not want to develop the property by the creek, but that they would like to know that in no way is their right to their property being threatened.

Mr. Williams referred to page 8 of the Open Space Plan and the language regarding "fee simple or acquisition".

Ms. Agro commented on her previous work with the State as the first female right-of-way agent and her personal and philosophical stance which developed as a result of her work for the State.

Mr. Williams remarked that the Open Space Plan discusses easements being voluntary.

Mr. Agro said that he did not get the impression that "voluntary" was the intention when the Open Space Plan was originally discussed and adopted.

Mr. Rubin noted that language on page 8 of the plan states that easements will be voluntary. Mr. Williams read sections from the plan. Mr. Elrich pointed out that these sections, however, do not answer the question being raised.

Ms. Porter recalled that at the time the Open Space Plan was adopted, the Council did convey that acquisition would be voluntary. As further assurance, she noted that the Agro's property was taken out of the plan. Ms. Porter remarked that the Council could discuss putting some clarifying language in the plan.

Mr. Agro said that the Council's intention may have been the same all along, but that residents have not heard this intention articulated quite so clearly before now. He said that his impression of the Open Space Plan was that acquisition was voluntary, and added that he has concerns about the way the study underlying the plan was conducted. There was a problem with the needs analysis (i.e., not very good, and people could be short-changed because of this).

Mr. Williams commented that this discussion finally makes sense, in terms of the disconnect between the Agros' comments and the Council's discussion of the Open Space Plan. He stated that he always knew that the Council's intention was for voluntary easements.

Ms. Agro urged the Council to think about how threatened her family feels. The Agro property and that of the Rivera's are the only ones standing in the way of the trail. From an environmental point of view, the Sligo Bike Trail is not even a good idea. She guaranteed the Council that there does not exist the same level of wildlife along the Sligo Trail as can be found on the Agro and Rivera properties.

Mr. Elrich noted that the Open Space Plan does allow for eminent domain to be used as a last resort, only if there is a threat to the environment and discussions with the property owner have been exhausted. He stated that he cannot see where acquiring the land to extend a trail would be in an effort to protect the environment, and added that he does not have a problem with taking the position that eminent domain should only be used to prevent development. He asked the Agros whether this approach would better deal with their concern.

Ms. Agro stated that she would not feel comfortable speaking on behalf of other concerned residents who are not here this evening.

Mr. Williams pointed out that the Council would not be taking any action to amend the Open Space Plan in this way, tonight.

Ms. Porter turned the discussion to the Pringle Property, noting that some of the persons who testified last week would like to see parts of the property developed.

Mr. Elrich acknowledged that there is an openness to development on some of the lots (e.g., an old foundation exists on one lot--Wabash side). He said that if the conservation easement were extended from say, 200 to 300 feet, the lot lines would have to be reconsidered, and the road would no longer work in the area. Some residents have taken the view that if the City can acquire part or all of the property, it could re-subdivide the lots so some development is possible and preserve the center area as open space.

Ms. Porter clarified that if the property is acquired with Open Space funds, it has to remain open space in perpetuity.

Mr. Elrich suggested that the resolution be amended to only include Lots 29-32 (Pringle Property).

Ms. Habada remarked that just because the entire area might be designated as open space does not mean that the City will acquire all of the lots.

Ms. Porter commented that the area designated for the Open Space Plan should only be as large as the area that the City might possibly purchase.

Mr. Elrich said that there is no objection to building a house on Lot 35, and that there is room on Lot 28 where a house could be build. People primarily want to avoid having a road being on the property.

Jane Harmon remarked about the long stretch of open space contiguous to Lots 3 and 10 along the Longbranch Stream Valley.

Mr. Elrich commented that the Pringle Property is one of the last large forested areas in the City,

noting that it runs off into the watershed area.

Mr. Agro noted that trees have already been cleared and that a garage is currently located on Lot 10. He concluded that he would like to see someone build a house on the property and take an interest in preserving the land as he and his family have. Ms. Agro agreed.

Ms. Porter noted that from last week's testimonies, it was clear that there is a lot of concern in the neighborhood about the preservation of this property (Lots 3 and 10). There is a City right-of-way and tree which will be affected by what happens to these lots. In order to have the most optimal thing happen (preserving the land and watershed for Longbranch Creek), the property needs to be protected.

Ms. Porter supported adding both lots to the Open Space Plan, and suggested amending the resolution to remove the brackets in the first paragraph of the second whereas clause (to add Lot 10).

Ms. Schwartz clarified that the bracketed text in the resolved clause is to be deleted, but said that there could be a description of the lots added to the property descriptions (second whereas clause) or the properties could be illustrated on attached maps.

Mr. Williams commented that this would also mean that the language about the Pringle Property Lots 29-32 would be added to the property description (second paragraph) in the second whereas clause.

Ms. Porter asked whether the Council will need to amend other parts of the Open Space Plan, since it states that acquisitions would only be for active recreation purposes.

Mr. Elrich said that it would depend on what use is decided for the properties.

Ms. Porter noted that the rationale for acquiring Lot 10 is basically to protect Lot 3. If both lots are not acquired, a hard surface road would likely be put in, creating an intrusion.

Mr. Elrich stated that he does not want to create a fictitious reason for adding property to the plan.

Mr. Williams added that coming into this discussion, he thought the addition of Lot 3 made sense but that he was not sure about Lot 10.

Mr. Elrich pointed out that even if both are added to the plan, the City is not assured of acquiring either. He concluded that he does not have a problem with adding both lots to the plan with the understanding that the City will attempt to acquire and use both lots.

Mr. Williams added that he would also like there to be an understanding that Lot 10 is not high on

the acquisition list.

Ms. Schwartz remarked that if the Council decides to add all of these properties to the Open Space Plan, staff will need direction about which properties to pursue first since the City does not have enough money to purchase all of them.

Ms. Habada stated that this would be an Executive Session discussion in terms of the negotiating strategy for land acquisition.

Council agreed to have this Executive Session discussion on July 7.

Ms. Porter restated the proposed amendments.

Resolution #1997-39 was adopted unanimously, as amended, amending the 1994 Adopted Open Space Plan to include recommendations regarding (1) Jackson/Garland property (Lots 3 and 10), and (2) Sligo Creek Parkway between Domer Avenue and Wabash Avenue (Pringle Property Lots 29-32) (VOTING FOR: Chavez, Davenport, Elrich, Porter, Rubin, Williams; ABSENT: Sharp).

RESOLUTION #1997-39
(Attached)

Ms. Habada asked whether the Council wants to set a time to discuss the other issues which have been raised: (1) live use/recreation on the lots, and (2) eminent domain.

Ms. Porter commented that she would not push for a discussion about the first question at this time, and said that while the Council can work on the language about eminent domain, she suspects that it will not be changed in such a way that it will cause the Agros to want their property to be added to the plan.

Mr. Elrich proposed that the plan could be amended to say that the Council does not feel it is appropriate to use eminent domain for the purpose of completing the trail. He noted that at least if the City had this as its position on record, it could be presented to the County if they ever decide to address the trail.

Ms. Agro stated that there is a feeling, among the "old-timers" who have been environmental activists, that the City has become too coercive in green space laws and related issues. She remarked that she would like to see more of an educational effort and tenor from the City. A new approach might come across as reassuring and create more cooperation.

Mr. Williams commented that he is not sure the Council wants to talk about the application of eminent domain for properties which are not in the Open Space Plan. If anything, the policy should be broad.

Mr. Elrich responded that he would be comfortable with the principle (broadly or as it applies to the situation of the trail), because he does not think it is appropriate to use eminent domain in these types of instances. However, use of eminent domain would be appropriate to prevent development.

Ms. Porter commented on the benefits of the Sligo Creek bike trail (e.g., people can keep an eye on the area--trash, loiterers, etc.)

Ms. Schwartz asked whether the Council would like to have the language amended to read “not appropriate to use eminent domain for the purpose of completing a trail” or “only appropriate to use eminent domain to prevent development”.

Ms. Porter stated that the Council is only talking about properties in the Open Space Plan. Mr. Elrich agreed.

Mr. Rubin noted that there could be some instances when use of eminent domain would be appropriate (e.g., prevent development, remedy blighted area, etc.).

Ms. Porter proposed that the language read “the City should acquire properties in the Open Space Plan using eminent domain only for the purpose of preventing development”.

Mr. Agro said that if the City is going to acquire Lot 3, it should not have an active recreational use. It should be left as it is. He remarked about security issues as they might affect his adjoining property.

Ms. Schwartz noted that the plan states that the City should only acquire property if it is to be used for recreational purposes, as opposed to leaving it alone. This would, however, include passive recreational uses.

Mr. Williams pointed out that a similar situation exists on the Lake Street property where the grounds are open for public access but there are no formal trails.

9. Resolution re: FY98 Program Open Space (POS) Annual Program. Mr. Elrich explained the resolution, noting the “hypothetical” dollar amounts and pointing out that the City does not have the money to make all of the acquisitions. Moved by Porter; seconded by Elrich.

Laurie Lester commented that a neighbor questioned whether the City would consider assuming the mortgage on a piece of property if residents were to pay for the down payment.

Mr. Williams recalled that in the case of the Lake Street property, the amount the City could commit was limited by the appraisal, and a neighbor came up with the difference.

Ms. Porter stated that regardless of how the City acquires the property, it will still be preserved as open space.

Resolution #1997-40 was adopted unanimously, adopting projects and state funding amounts for inclusion in the City's Fiscal Year 1998 Program Open Space Annual Program (Acquisition: Jackson/Garland Property, \$100,000; Pringle Property, \$210,000; and Development: Eastridge Park, \$46,125; Forest Park, \$60,000; Takoma Park Community Center, \$20,325) (VOTING FOR: Chavez, Davenport, Elrich, Porter, Rubin, Williams; ABSENT: Sharp).

**RESOLUTION #1997-40
(Attached)**

10. 2nd Reading Ordinance re: Tree Trimming and Cutting--Public Utilities. This item was removed from the agenda. Discussion of this item will be rescheduled.

11. Resolution re: MFS Network Technologies, Inc. This item was moved to Worksession, with a continued discussion to ensue in Executive Session.

12. Resolution re: COLTA Re-Appointments. Moved by Rubin; seconded by Elrich.

Resolution #1997-41 was adopted unanimously, effecting the reappointments of Mary Forrest-Doyle and Lora Meisner to the COLTA (VOTING FOR: Chavez, Elrich, Porter, Rubin; ABSENT: Davenport, Williams, Sharp).

**RESOLUTION #1997-41
(Attached)**

13. 2nd Reading Ordinance re: Request for Speed Humps on Erskine Street. Moved by Chavez; seconded by Davenport.

Ms. Porter noted that there was a public hearing last week at which time the neighborhood did come forward in support of the request.

Ordinance #1997-30 was adopted unanimously at second reading, authorizing the installation of speed hump(s) on Erskine Street between 13th Place and the City's boundary (just east of 14th Avenue) (VOTING FOR: Chavez, Davenport, Elrich, Porter, Rubin, Williams; ABSENT: Sharp).

**ORDINANCE #1997-30
(Attached)**

14. Sound Amplification Permits. (Discussion moved up to Special Session.)

Ms. Porter stated that her understanding is that both of these are requests for neighborhood association parties, and that she feels it is very common that such parties involve sound amplification. She commented that having become aware of the City's ordinance requiring the Council to approve sound amplification permits, she suspects that over the years many associations have been in violation of this ordinance. She questioned whether the Council wants to modify the ordinance. There are a couple of arguments which stand out--(1) the City Administrator can act more quickly on these types of requests, and (2) if the event is sponsored by a neighborhood association and the block closure process has been followed, it can be assumed that a participatory process has taken place. Presumably, it was made clear during the petition process that the party would involve "noise."

Mr. Williams agreed, but stated that recently he has heard a lot from residents who are complaining about noise. There is also an issue with noise that can be heard on adjacent blocks--very possibly outside the boundaries of the neighborhood association or other group that is sponsoring an event.

Mr. Elrich said that it is difficult to Council to deal with sound amplification permits, since they could be voting to inflict noise on some neighbors.

Mr. Rubin recalled a complaint he received a couple of years ago about the noise level associated with the "Take Back the Night" program (August Program). There was a person who was bothered by the noise. In recent years, the problem has been solved by notifying this person prior to the event. He emphasized that one or two individuals should not rain on the entire neighborhood's parade, and suggested that common sense should be applied in this matter, not legislation. He clarified that he is not saying to ignore neighbors' concerns.

Mr. Williams agreed, but said that if the Council is going to give the City Administrator (or designee) the authority to handle these requests, the Council has to think of ways to make it possible for the City Administrator and designees (i.e., police) to deal with calls and complaints about noise. The police do not have a leg to stand on when telling people to consider common sense. He noted the Montgomery County law and its restrictions.

Mr. Davenport suggested that the person or organization sponsoring the event could post notice in the neighborhood prior to the event. There could be a requirement that notice be posted 10 days or 2 weeks in advance.

Mr. Rubin agreed that this would make sense, and that maybe a regulation including this provision would be the way to go.

Mr. Elrich commented that maybe during the petition process it needs to be made clear to

residents that there will be noise associated with the event. Additionally, the City needs to be clear to residents that there is a County ordinance, and that the City cannot pre-empt the County law.

Mr. Williams suggested that the next step would be some education about the County law. City Clerk Sartoph is to follow-up by preparing an article for the next issue of the *Newsletter*.

Mr. Rubin recommended that the Council revisit this issue, but that the Council approve the requested permits, now. He said the Council should explore Mr. Davenport's idea, and supported Mr. William's suggestion about public education. He noted the distinction between frequent and/or regular noise disturbances.

Councilmembers discussed the language for a resolution to approve the requests for sound amplification permits (i.e., the Council received requests for sound amplification permits for bands to play at the "Longbranch-Sligo July 4th Neighborhood Party" and the Circle Avenue Block Party, and the issuance of sound amplification permits, in each instance, shall be contingent upon the applicant completing the prescribed block party permit process and receiving a permit for the event.).

Mr. Davenport stated that he knows that there will be sound amplification at the Lee Avenue party.

Mr. Rubin asked whether the resolution could be phrased to allow for a "blanket noise period" for July 4, the day many parties will be held (4th of July and Unification).

Ms. Porter proposed that the resolution approve sound amplification for events on the 4th of July, and that there be separate mention about approval for the July 5th Circle Avenue party.

Mr. Elrich invited the Council to consider changing the language in the *Takoma Park Code* (§8-30) from "Mayor and Council" to "City Administrator or his/her designee" for the authority to issue sound amplification permits.

Mr. Williams noted that in Section 8-29, there is mention of the proximity of noise to asylums, hospitals, etc., and asked whether the boundary is the property line or the buildings themselves.

Ms. Habada responded that the practice has been the distance from the source of the noise to the building itself.

Moved by Porter; seconded by Elrich.

Resolution #1997-42 was adopted unanimously, approving sound amplification permits for all events being held on the 4th of July for which a valid block closure permit has been issued by the City, and to approve a sound amplification permit for the July 5th Circle Avenue block party

(VOTING FOR: Chavez, Davenport, Elrich, Porter, Rubin, Williams; ABSENT: Sharp).

**RESOLUTION #1997-42
(Attached)**

Ms. Sartoph is to compose the resolution from the comments made during the discussion of this agenda item.

The Council will continue its discussion of sound amplification permits and the applicability of City and County Noise Ordinances on July 7.

Ms. Porter requested that Ms. Sartoph ensure that Ms. Schwartz is requested to place a notice in the *Newsletter* about the July 7 discussion of Jackson/Garland right-of-way improvements.

WORKSESSION

The Council moved into Worksession and later convened in Executive Session at 10:05 p.m. Following the Executive Session, the Council adjourned for the evening.

Executive Session 6/16/97 - Moved by Williams; seconded by Davenport. Council convened in Executive Session by unanimous vote at 10:15 p.m., in the Conference Room. OFFICIALS PRESENT: Chavez, Davenport, Elrich, Porter, Rubin, Williams. OFFICIAL ABSENT: Sharp. STAFF PRESENT: Habada, Sartoph, Monk, Sylvania (Telecommunications Legal Counsel). Council was briefed on contract negotiations with MFS Network Technologies, Inc. Council directed staff and legal counsel to proceed with additional research and negotiations. (Authority: Annotated Code of Maryland, State Government Article, Section 10-508(a)(14)).

Introduced By: Councilmember Davenport

Resolution No. 1997-39

Resolution Amending the 1994 Adopted Open Space Plan

WHEREAS, in 1994, the City Council of Takoma Park adopted the City of Takoma Park Open Space Plan, Part I: Vacant Land Policy and Recommendations; AND

WHEREAS, the Council now wishes to amend the adopted Open Space Plan to include the following recommendations:

Jackson/Garland property

This is privately-owned property along the Long Branch Stream Valley (part Lot 3 and Lot 10). It is currently undeveloped, but is proposed for single-family home development. Acquisition or an easement of the property is recommended to ensure an adequate stream buffer and for the eventual purpose of completing the trail. The Long Branch Stream Valley Trail is a public M-NCPPC-owned trail that is continuous all along the stream valley except for a segment between Carroll Avenue and Jackson Avenue.

Sligo Creek Parkway between Domer Avenue and Wabash Avenue

This property, also known as the Pringle property (Lots 29, 30, 31, and 32, Block 57, B.F. Gilbert's Addition to Takoma Park), is a very large site along Sligo Creek Parkway between Domer and Wabash, which is wooded and steeply sloped. A final plat of subdivision has been recorded for this site. The Plan recommends that this property be acquired in order to protect the creek, the steep slopes, and many mature trees, prevent soil erosion, and generally protect the quality of the runoff into the stream; AND

WHEREAS, maps showing the locations of these properties are attached; AND

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

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF TAKOMA PARK, MARYLAND THAT the City Council hereby amends the 1994 adopted Open Space Plan to recommend acquisition of the Jackson/Garland and Pringle properties as described herein.

ADOPTED THIS 16th DAY OF JUNE, 1997.

Introduced By: Councilmember Porter

Resolution No. 1997-40

Resolution Concerning FY 98 Program Open Space Annual Program

- WHEREAS, the Maryland-National Capital Park and Planning Commission (M-NCPPC) has requested that the City submit its Fiscal Year 1998 State Program Open Space Annual Program;
- WHEREAS, the Annual Program does not bind the City to pursue any particular project, but must include any projects the City undertakes during a given fiscal year; AND
- WHEREAS, acquisition projects are fully funded by Maryland's Program Open Space, while development projects require a 25 percent local match; AND
- WHEREAS, the Eastridge Park and Forest Park development projects have been included in the City Administrator's Fiscal Year 1998 Capital Improvements Program; AND
- WHEREAS, the local match for the Takoma Park Community Center development project will be supplied by Montgomery County;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF TAKOMA PARK, MARYLAND THAT the City Council hereby adopts the following projects and state funding amounts for inclusion in the City's Fiscal Year 1998 Program Open Space Annual Program:

Acquisition: Jackson/Garland Property, \$100,000; Pringle Property, \$210,000.

Development: Eastridge Park, \$ 46,125; Forest Park, \$ 60,000; Takoma Park Community Center, \$ 20,325.

BE IT FURTHER RESOLVED THAT the City Administrator is hereby directed to transmit the Fiscal Year 1998 and the amended Fiscal Year 1997 Program Open Space Annual Programs to the Maryland-National Capital Park and Planning Commission.

ADOPTED THIS 16th DAY OF JUNE, 1997.

posapa98.res

Introduced by: Councilmember Rubin

RESOLUTION # 1997-41

REAPPOINTING COMMISSIONERS TO COLTA

WHEREAS, as of June 30, 1997, Commissioner terms on the Commission on Landlord-Tenant Affairs will expire; AND

WHEREAS, two current Commissioners have requested to be reappointed to continue serving on the Commission on Landlord-Tenant Affairs; AND

WHEREAS, Council has interviewed these Commissioners and evaluated their qualifications.

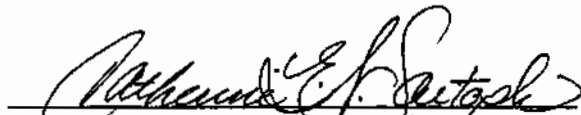
NOW, THEREFORE, BE IT RESOLVED THAT the Council of the City of Takoma Park, Maryland, hereby reappoints the following Commissioners to serve three-year terms on the Takoma Park Commission on Landlord-Tenant Affairs:

1. Lora Meisner / 8308 Flower Avenue / Term Expires-6/30/00
2. Mary Forrest-Doyle/7415 Piney Branch Road/Term Expires-6/30/00.

BE IT FURTHER RESOLVED THAT these appointments become effective July 1, 1997.

Adopted this 16th day of June 1997.

ATTEST:


Catherine Sartoph, City Clerk

Introduced by: Councilmember Porter

RESOLUTION #1997-42

**APPROVAL OF SOUND AMPLIFICATION PERMITS FOR 4TH OF JULY
BLOCK PARTIES AND CIRCLE AVENUE BLOCK PARTY (JULY 5TH)**

WHEREAS, the City received two requests for sound amplification permits for upcoming block parties--"Longbranch-Sligo July 4th Neighborhood Party" and "Circle Avenue Block Party"; AND

WHEREAS, the City Code provides that the Council approve permits for sound amplification in City rights-of-way (§8-30); AND

WHEREAS, the Council recognizes that the combined celebrations of Unification and Independence Day will likely result in many block parties, several of which may involve sound amplification.

NOW, THEREFORE, BE IT RESOLVED THAT the City Council of Takoma Park, Maryland, hereby grants approval of sound amplification permits for the following:

1. A "blanket" permit for all block parties being held on July 4, 1997; AND
2. Circle Avenue Block Party (July 5, 1997).

BE IT FURTHER RESOLVED THAT approval of a sound amplification permit shall be implied in the issuance of block party permits for each of the above named events.

ADOPTED THIS 16th day of June, 1997.

Introduced by: Councilmember Porter

1st Reading: 5/27/97
2nd Reading: 6/16/97

Ordinance No. 1997 - 18

AN ORDINANCE APPROVING AND ADOPTING A BUDGET FOR THE FISCAL YEAR 1998, BEGINNING JULY 1, 1997 AND ENDING JUNE 30, 1998.

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, 1997 and ending June 30, 1998 (FY98);

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

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, 1998 there shall be, and hereby are appropriated General Fund revenues of TEN MILLION NINE HUNDRED [FIFTY] SIXTY - EIGHT THOUSAND [TWO] FIVE HUNDRED EIGHTY-THREE DOLLARS [(\$10,950,200)] (\$10,968,583) and a transfer of prior year surplus and/or Unappropriated Reserve balance to the FY98 budget as follows:

Taxes-Local	\$ [5,035,087]	<u>5,044,344</u>
Taxes-State Shared		1,426,820
Licence & Permits		35,100
Revenue from other Agencies		2,351,725
Service Charges		647,000
Fines & Forfeitures		130,000
Miscellaneous		<u>[554,454] 563,580</u>
SUBTOTAL	[\$10,180,186]	<u>\$10,198,569</u>
Prior year surplus/Unappropriated Reserve		565,092
Equipment Replacement Reserve		135,000
Stormwater Fund - Debt Service Transfer		23,842
Equipment Replace Reserve - Debt Service Transfer		41,080
Tree Fund		<u>5,000</u>
TOTAL	[\$10,950,200]	<u>\$10,968,583</u>

SECTION 2: THAT the City Administrator is hereby authorized to transfer funds to the FY98 budget from the prior year surplus and/or Unappropriated Reserve in the amount of \$565,092.

SECTION 3: THAT there shall be, and here 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 1997-98 Fiscal Year:

Public Works	\$2,820,011
Police Department	\$2,913,193
Non-Departmental	\$ [673,500]411,847
Capital Expenditures (General Fund)	\$ 673,500
Capital Expenditures (Equipment Reserves)	\$ 135,000
General Government	\$1,109,999
Housing & Community Development	\$ 747,682
Recreation	\$ 607,983
Library	\$ 522,306
Media	\$ 114,000
Debt Service	\$ 275,654
[Equipment Reserves-appropriation to fund balance] <u>Unappropriated Reserve - COLA</u>	\$ 94,506
General Fund Transfer to Special Revenue Fund	\$ 64,297
FY97 Carryover bond projects	<u>\$ [330,222] 339,348</u>

AUTHORIZED FY98 EXPENDITURES \$[10,850,200]10,868,583

SECTION 4. THAT in accordance with Article IX of the City Charter, Section 903, there is included in the Non-Departmental Budget, a General Contingency Account appropriation of [THIRTY EIGHT] FOURTEEN 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 [EIGHT HUNDRED] ONE MILLION, THREE HUNDRED FIFTY-NINE THOUSAND NINE HUNDRED EIGHTY EIGHT DOLLARS [(\$859,988)] (\$1,359,988) inclusive of a General Fund Transfer of SIXTY FOUR THOUSAND TWO HUNDRED NINETY SEVEN DOLLARS (\$64,297), and an Expenditure appropriation of [EIGHT HUNDRED] ONE MILLION, THREE HUNDRED FIFTY-NINE THOUSAND NINE HUNDRED EIGHTY EIGHT DOLLARS [(\$859,988)] (\$1,359,988).

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

FY98	\$673,500
FY99	\$614,700
FY00	\$773,000

FY01	\$694,500
FY02	\$644,250

- SECTION 7. THAT the Council hereby ratifies the stormwater management budget for FY98 adopted by the Stormwater Board by Ordinance #1997-20.
- SECTION 8. THAT the approved FY98 Budget Document and the FY98-02 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 can be determined to be invalid, such invalidity shall not affect any other sections.
- SECTION 11. THAT this Ordinance shall become effective July 1, 1997.

Adopted this 16 day of June, 1997, by Roll Call Vote:

AYES: Chavez, Davenport, Elrich, Porter, Rubin, Williams

NAYS: None

ABSTAIN: None

ABSENT: Sharp

Brackets [] indicate deletions and underlining indicates additions



**FY98 BUDGET SUMMARY
GENERAL FUND OPERATING EXPENDITURES**

CODE	FY 94 ACTUAL	FY 95 ACTUAL	FY 96 ACTUAL	FY 97 ADOPTED	FY97 amended	FY97 EST ACTUAL	FY98 REQUEST	FY99 PROJECTED
1000 GENERAL GOVERNMENT								
1100 Legislative/Council	44,553	41,588	42,857	46,600	48,600	45,966	47,500	48,000
1120 General Management	566,102	602,038	665,612	654,425	702,612	679,336	696,245	703,176
1130 Accounting	252,815	259,600	261,693	282,169	248,714	247,422	254,254	256,939
1140 Legal Services	113,306	71,509	109,701	112,000	112,000	127,500	112,000	112,000
GENERAL GOVT - TOTAL	976,676	975,035	1,110,863	1,085,194	1,110,126	1,100,224	1,109,999	1,120,115
2000 PUBLIC SAFETY								
2100 Police-Office of the Chief	261,583	266,583	361,931	490,569	492,949	356,043	369,366	407,403
2200 Police-Community Services (1)	50,373	139,024	211,275					
2200 Police-Special Enforcement Unit (1)				393,880	397,623	438,096	403,009	414,905
2300 Police-Patrol (1)	1,323,637	1,303,777	1,445,260	1,226,080	1,231,969	1,207,550	1,158,806	1,193,192
2400 Police-Criminal Investigations	221,576	221,987	240,402	292,788	293,428	321,380	365,290	376,104
2500 Police-Administrative Services	474,577	460,490	482,316	511,636	514,671	584,609	596,722	613,341
PUBLIC SAFETY - TOTAL	2,351,748	2,411,881	2,741,184	2,915,153	2,930,640	2,685,558	2,913,193	3,004,945
3000 PUBLIC WORKS								
3100 Public Works-Administration	262,990	224,246	196,523	219,435	221,470	211,441	222,553	222,653
3200 Public Works-Building Maintnce.	346,776	333,491	370,420	380,966	363,060	343,477	375,989	380,286
3300 Public Works-Equipment Maintnce.	295,312	268,747	341,491	338,786	339,304	326,259	357,968	353,018
3400 Public Works-Parks (2)							423,376	433,525
3400 Street/Park Maintenance (2)	711,678	799,760	921,046	1,078,058	1,061,104	992,044	(2)	
3500 Public Works-Solid Waste	667,237	703,585	744,379	715,504	719,668	711,701	725,040	734,390
3600 Public Works-Streets (2)							715,085	719,331
3600 Urban Forest (3)	60,534							
PUBLIC WORKS - TOTAL	2,364,529	2,329,849	2,573,659	2,710,751	2,724,606	2,584,922	2,820,011	2,843,203
4000 Recreation	474,133	506,027	466,166	575,346	633,722	554,852	607,963	612,907
5000 HOUSING & COMMUNITY DEVELOPMENT								
5100 Code Enforcement				248,691	250,539	247,937	252,507	280,433
5200 Landlord/Tenant Affairs				93,691	96,823	95,693	97,311	100,125
5300 COLTA				56,459	56,570	62,804	57,737	59,337
5400 Community Development				145,651	147,677	146,011	149,572	153,223
5500 Planning Center				198,406	197,949	193,512	190,555	199,116
HCD TOTAL	657,899	747,743	726,100	740,698	749,556	746,957	747,662	772,234
6000 Media: Cable TV, Newsletter	60,602	100,964	90,031	94,000	95,160	95,150	114,000	114,710
7000 Library	450,219	463,560	463,592	500,209	503,794	473,929	522,306	536,895
8000 Debt Service	126,804	92,390	104,490	114,149	132,149	151,414	275,854	275,014
9000 Non-Departmental	1,006,068	1,089,110	1,099,888	1,279,127	1,230,042	1,152,346	411,847	543,250
Special Revenue Fund Transfer	32,062	32,661		26,500	31,000	26,000	64,297	30,000
TOTAL - OPERATING BUDGET	\$8,522,958	\$8,749,400	\$9,385,173	\$10,053,327	\$10,140,787	\$9,772,652	\$9,566,972	\$9,865,273
CAPITAL EXPENDITURES-General Fund	307,496 (4)	722,383	1,163,582	637,975	1,129,021	1,034,402	373,500	697,700
FY 97 Carryover Bond projects							339,348	
EQUIPMENT REPLACEMENT RESERVE:								
Appropriation to fund balance	67,667		(5)	0		0	94,506	155,073
Reserve Fund - Expenditures				252,500	252,500	138,247	135,000	424,100
Designated for bond repayment						316,808	339,257	
Designated for FY 98 budget						520,092		
GRAND TOTAL	\$8,898,141	\$9,471,783	\$10,568,755	\$10,691,302	\$11,269,808	\$11,780,201	\$10,868,583	\$11,332,146

(1) FY97 reconfigured Police to Integrate Community Services with Patrol, and separate Special Enforcement

est 97 & 97 amended incl 98 bond projects...600,000

(2) Streets & Parks separated into two divisions in FY98

(3) Combined with Streets & Parks in FY95

(4) \$69,400 in equipment purchases are reflected in operating budget, in FY94

(5) FY 95 Charter change provided one-time infusion from Emergency Reserve

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DEPT: DIV:	TOTAL REVENUES										
CODE	DESCRIPTION	FY92 ACTUAL	FY93 ACTUAL	FY94 ACTUAL	FY 95 ACTUAL	FY96 EST. ACT.	FY97 ADOPTED	FY97 AMENDED	FY97 EST. ACTUAL	FY98 PROPOSED	FY98 PROJ.
3000	Taxes-Local	4,392,011	4,704,340	5,056,758	5,252,853	5,377,487	5,753,794	4,921,364	5,825,500	5,044,344	
3100	Taxes State Shared	944,700	1,156,103	1,208,447	1,332,740	1,288,611	1,334,260	1,334,260	1,392,000	1,426,620	
3200	License & Permits	13,800	18,414	17,628	20,363	22,508	20,300	20,700	30,892	35,100	
3300	Revenue from Other Agencies	1,997,451	1,897,243	1,956,175	2,112,719	2,331,910	2,128,085	2,135,785	2,181,862	2,351,725	
3400	Services Charges	333,700	350,523	406,345	410,299	314,999	426,400	426,400	443,528	647,000	
3500	Fines & Forfeitures	124,000	168,883	137,352	132,196	113,342	183,000	183,000	99,383	130,000	
3600	Miscellaneous	254,819	223,337	177,573	604,840	618,832	286,254	1,837,404	1,080,629	583,550	
SUBTOTALS		8,060,481	8,520,843	8,962,278	9,860,010	10,087,457	10,112,063	10,984,913	10,883,954	10,188,560	0
	Appropriated Surplus/Reserves	1,025,317	415,000	500,000	654,500	440,000	300,000	300,000	300,000	45,000	
	Stormwater Fund Transfer								0	23,842	
	PRIOR FY CARRYOVER		100,000	0		444,000	480,000	480,000	480,000	520,092	
	Equip. Repl. Reserve - Capital	50,000	0			296,500	252,500	155,000	138,247	135,000	
	Equip. Repl. Reserve - Debt Serv.								0	41,080	
	Tree Fund									5,000	
TOTAL		9,135,798	9,035,843	9,462,278	10,550,510	11,247,957	11,144,563	11,619,813	11,780,201	10,968,583	0

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* NOTE: City Charter requires that 2% in revenues (over budgeted expenditures) be levied for unappropriated reserves.

DEPT: DIV:		Revenue Taxes - Local Account 3000									
CODE	DESCRIPTION	FY 92 ACTUAL	FY 93 ACTUAL	FY 94 ACTUAL	FY 95 ACTUAL	FY96 ACTUAL	FY97 ADOPTED	FY97 AMENDED	FY 97 EST. ACTUAL	FY98 PROPOSED	FY98 PROJ.
3011	Real Prop. - MC	2,603,513	2,781,224	3,011,539	3,111,452	3,128,304	3,138,837	2,306,437	3,130,279	4,805,044	
3012	Real Prop. - PG	1,358,983	1,502,088	1,848,018	1,782,113	1,783,251	2,120,813	2,120,813	2,081,082	0	
3020	Personal Property	188,281	239,023	192,684	174,164	281,841	260,000	280,000	220,000	210,000	
3030	RR & Public Utilities	149,731	157,289	174,730	171,489	177,399	178,814	178,814	197,999	199,000	
3040	Penalties and Interest-Delinquent	31,252	23,482	38,014	28,475	21,856	25,000	25,000	22,000	20,000	
3050	Admissions and Amusements	605	358	361	243	777	300	300	300	300	
3060	Additions and Abatements	(8,738)	678	(9,486)	(15,073)	4,057	10,000	10,000	(27,000)	10,000	
	TOTAL	4,321,807	4,704,339	5,058,758	5,262,853	5,377,487	5,753,784	4,921,384	5,625,560	5,044,344	0

Consolidated Fire Tax rate
Stormwater fund tax
General Fund City tax rate

\$0.25
\$0.00
\$1.51
\$1.78

\$0.00
1.535
1.535

DEPT: DIV:		Revenue Taxes - State Shared Account 3100									
CODE	DESCRIPTION	FY 92 ACTUAL	FY 93 ACTUAL	FY 94 ACTUAL	FY 95 ACTUAL	FY96 ACTUAL	FY97 ADOPTED	FY97 AMENDED	FY 97 EST. ACTUAL	FY98 PROPOSED	FY98 PROJ.
3110	Franchise Tax	700	0								
3120	Highway	281,830	281,976	325,151	326,556	327,043	334,280	334,280	340,000	382,820	
3130	Income Tax	682,549	879,127	883,206	1,008,182	961,586	1,000,000	1,000,000	1,052,000	1,864,000	
	TOTAL	965,079	1,161,103	1,208,447	1,332,740	1,288,611	1,334,280	1,334,280	1,392,000	1,428,820	0

DEPT: DIV:		Revenue License & Permits - Account 3200									
CODE	DESCRIPTION	FY 92 ACTUAL	FY 93 ACTUAL	FY 94 ACTUAL	FY 95 ACTUAL	FY96 ACTUAL	FY97 ADOPTED	FY97 AMENDED	FY 97 EST. ACTUAL	FY98 PROPOSED	FY98 PROJ.
3210	Street Privileges and Permits	98	1,271	230	485	0	1,000	1,000	5,000	5,000	
3220	Excavation & Driveway Permits	3,007	890	375	645	845	600	7,000	6,735	800	
3230	Traders License	7,970	7,918	10,873	13,298	14,844	12,000	12,000	12,000	15,000	
3240	Occupational	47	3	0	0	0	0	0	0	0	
3250	Tree Permits	100	160	150	285	380	200	200	757	500	
3280	Parking Permits	6,698	8,372	6,000	5,670	6,857	8,500	8,500	6,500	8,500	
3270	Telecommunications License									7,500	
	TOTAL	17,915	18,414	17,828	20,383	22,508	20,300	28,700	30,992	35,100	0

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DEPT: Revenue											
DIV: Revenue from Other Agencies - Account 3300											
CODE	DESCRIPTION	FY 92 ACTUAL	FY 93 ACTUAL	FY 94 ACTUAL	FY 95 ACTUAL	FY96 ACTUAL	FY97 ADOPTED	FY97 AMENDED	FY 97 EST. ACTUAL	FY98 PROPOSED	FY99 PROJ.
3305	Tree Grant			19,000	20,000	0	0	0		0	
3310	Police Protection	167,044	146,257	227,176	279,053	279,144	291,744	291,744	396,520	373,098	
3311	Emerg. Call box grant				6,850	284,747					
3313	SCCP Grant (State pass th.)						3,500	3,500	3,500		
3314	Private Industry Council (PIC)							7,700	7,700		
3315	Bank Share Tax	6,550	6,550	6,550	6,550	6,550	6,550	6,550	6,550	6,550	
3321	MC-Library Aid	43,693	49,996	49,942	52,987	54,231	53,000	53,000	56,882	92,256	
3322	MC-Police Impact Aid	23,088	23,108	23,128	23,178	23,710	28,950	28,950	27,908	incl. in 3310	
3323	MC-Police Rebate	201,187	213,297	219,528	227,084	229,120	230,844	230,844	230,090	369,002	
3324	MC-Refuse Disposal Credit	133,885	112,099	20,895	8,340	414	5,000	5,000	0	500	
3325	MC-in Lieu of Police	416,782	492,931	554,896	671,631	663,407	650,000	650,000	663,407	640,410	
3326	MC-in Lieu of Road Maintenance	179,715	152,172	132,690	158,877	134,197	156,000	156,000	154,754	318,388	
3327	MC-in Lieu of Housing Services	24,785	12,383	12,504	14,259	14,720	14,259	14,259	14,259	18,060	
3328	MC-in Lieu of Parks Maintenance	25,109	55,780	58,770	57,759	59,053	55,000	55,000	59,053	55,000	
3329	MC-in Lieu of Crossing Guards	47,143	50,839	53,555	51,791	54,970	50,000	50,000	54,970	50,000	
3330	MC-Revenue Authority in Lieu of Taxes	20,330	18,918	18,505	18,040	13,689	18,000	18,000	18,868	19,000	
3331	MC-Cable Equipment	12,143	14,305	15,927	22,999	7,149	7,000	7,000	7,000	0	
3341	PG-Police Impact Aid	9,069	9,807	10,424	10,179	12,131	13,148	13,148	15,072	incl. in 3310	
3342	PG Tax Differential	574,109	438,680	439,917	378,783	379,328	485,000	465,000	435,239	0	
3343	PG-Refuse Disposal Reimbursement	84,194	51,844	66,157	57,781	58,447	18,090	18,090	18,090	0	
3344	Hotel/Motel Tax	0	0	0	23,154	32,349	35,000	35,000	31,000	33,000	
3350	Cable Fees	26,928	28,700	29,839	24,824	29,554	29,000	29,000	33,000	59,450	
3351	State Highway Admin.	0	0	0	0	0	0	0	0	0	
3352	MES Grant		19,500	0	0	0	0	0	0	0	
TOTALS		1,995,734	1,697,246	1,958,175	2,112,719	2,331,810	2,328,085	2,135,785	2,191,682	2,351,725	0

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DEPT: Revenue DIV: Service Charges - Account 3400											
CODE	DESCRIPTION	FY 92 ACTUAL	FY 93 ACTUAL	FY 94 ACTUAL	FY 95 ACTUAL	FY96 ACTUAL	FY97 ADOPTED	FY97 AMENDED	FY 97 EST. ACTUAL	FY98 PROPOSED	FY99 PROJ.
3410	Non-Resident Cards	390	425	400	553	561	400	400	593	400	
3420	Protective Inspection & Rental License	165,845	171,256	182,757	207,454	127,817	200,000	200,000	200,000	200,000	
3430	Donations	3,068	1,843	2,933	1,587	3,268	2,000	2,000	3,285	2,000	
3431	Cable Services/ Donations	0	0	0	0	0	0	0	0	0	
3440	Public Parking Facilities	48,800	48,981	80,772	80,472	50,600	50,000	50,000	50,000	57,500	
3450	Waste Collection & Disposal Charges	70,844	87,271	81,682	78,870	52,124	70,000	70,000	85,000	85,000	
3460	Recreation Classes (Fees)	33,178	12,803	12,528	16,652	39,380	28,000	28,000	19,000	20,000	
3481	Special Activities (Cable TV - 96) (Sports - 97)	1,445	0	360	17	15	7,000	7,000	16,500	20,000	
3462	Transportation Fees (Recreation Dept.)	0	3,855	8,874	5,715	1,899	4,000	4,000	1,250	2,400	
3463	Special Events (Recreation)					0	2,500	2,500	5,000	5,000	
3464	Youth Outreach (Recreation Dept.)	0	2,065	3,878	2,400	715	2,500	2,500	10,000	5,000	
3465	Special Programs (Recreation Dept.)	0	5,355	7,848	2,834	1,914	5,000	5,000	18,000	20,000	
3466	Camps (EXCEPT SPORTS)	0	28,802	25,148	27,159	22,293	40,000	40,000	23,000	22,000	
3487	Camp Lots				1,238						
3468	Ticket Sales (Amuse. parks)					3,704	1,000	1,000	500	700	
3466	Facility Rental						3,000	3,000	400	3,000	
3470	Fines-Library	11,509	10,358	9,597	12,778	10,869	11,000	11,000	11,000	11,000	
3471	Takoma/Langley Rec. Agmt.								20,000	158,000	
3472	Takoma/Langley Ctr. Program Revenue									55,000	
TOTAL		334,498	350,522	406,345	410,297	314,969	428,400	428,400	443,528	647,000	0

DEPT: Revenue DIV: Fines & Forfeitures - Account 3500											
CODE	DESCRIPTION	FY 92 ACTUAL	FY 93 ACTUAL	FY 94 ACTUAL	FY 95 ACTUAL	FY96 ACTUAL	FY97 ADOPTED	FY97 AMENDED	FY 97 EST. ACTUAL	FY98 PROPOSED	FY99 PROJ.
3510	Parking Meter Violations	28,708	30,000	29,180	18,970	13,070	20,000	20,000	11,133	20,000	
3520	Summons & Forfeitures	79,382	112,000	91,494	98,702	75,578	180,000	150,000	82,000	100,000	
3530	Municipal Infractions	7,024	20,000	4,425	9,750	10,965	8,000	8,000	1,250	5,000	
3540	Forfeitures (Drug)	17,270	5,000	12,253	8,774	13,888	5,000	5,000	5,000	5,000	
3550	COLTA Fines										
TOTAL		132,385	167,000	137,352	132,196	113,342	183,000	183,000	99,383	130,000	0

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DEPT: Revenue DIV: Miscellaneous - Account 3600											
CODE	DESCRIPTION	FY 92 ACTUAL	FY 93 ACTUAL	FY 94 ACTUAL	FY 95 ACTUAL	FY96 ACTUAL	FY97 ADOPTED	FY97 AMENDED	FY 97 EST. ACTUAL	FY98 PROPOSED	FY99 PROJ.
3605	Bond Proceeds					315,000	0	1,390,000	814,842	339,348	
3610	Interest & Dividends	187,203	100,000	71,988	122,718	148,418	121,000	121,000	100,000	120,000	
3620	Sale of Impounded Property	5,487	9,000	12,150	8,474	8,888	5,000	5,000	5,000	5,000	
3630	Copying	6,308	6,000	4,856	5,573	8,823	5,500	5,500	6,000	5,500	
3650	Farmers Market	5,598	6,000	6,214	7,354	9,215	10,000	10,000	11,000	2,000	
3660	Miscellaneous - Other	22,184	13,000	62,721	32,888	34,185	20,000	20,000	35,000	20,000	
3681	Telephone Commissions	0	800	2,172	3,137	2,707	3,000	3,000	1,500	2,000	
3682	Recyclable Sales	0	200	667	38,284	24,763	1,000	1,000	1,700	1,000	
3683	Insurance Claim pymts.	0	1,942	4,757	5,429	864	1,000	1,000	3,908	1,000	
3684	Sale of City Property	0	5,000	0	19,875	11,355	5,000	6,150	6,150	5,000	
3685	Match Sales	0	0	0	7,100	11,544	8,000	8,000	15,000	11,000	
3686	Takoma Foundation						1,500	1,500	1,770	0	
3687	PEPCO ENERGY REBATE						38,000	36,000	30,277	0	
3690	Norton Receipts	4,036	3,300	0	0	0	0	0	0	0	
3691	5 Grant Receipts	22,250	24,851	0	0	0	0	0	0	0	
3692	Metricom franchise fees								1,000	1,500	
3695	Voter Registration List	200	0	250	0	0	0	0	0	250	
3696	WAH NURSING HOME PILOT	0	10,000	12,000	14,000	18,000	18,000	18,000	18,000	20,000	
3697	WAH PILOT	0	0	0	26,000	26,000	26,000	26,000	26,000	26,000	
	WAH BOND FEE	75,000	0	0	0	0	0	0	0	0	
3301	EMERGENCY MGT. REIMB. (rev. other agencies)	0		0	0	INCL. 3880	0	0	0	0	
3698	EDINBURGH PILOT	0	0	0	0	3,254	3,254	3,254	3,982	3,982	
TOTAL		308,288	179,863	177,573	289,840	818,632	266,254	1,657,404	1,080,829	583,580	0

DEPT: Revenue DIV: Appropriated Reserves											
CODE	DESCRIPTION	FY 92 ACTUAL	FY 93 ACTUAL	FY 94 ACTUAL	FY 95 ACTUAL	FY96 EST. ACT.	FY97 ADOPTED	FY97 AMENDED	FY 97 EST. ACTUAL	FY98 PROPOSED	FY99 PROJ.
3680	Appropriated Surplus/ Reserves	1,025,317	415,000	500,000	440,000	440,000	300,000	300,000	300,000	45,000	
3681	Stormwater Fund Transfer								5,500	23,842	
3682	Equip. Repl. Reserve	50,000	0		40,000	296,500	252,500	155,000	138,247	135,000	
3683	Equip. Repl. Reserve - Debt Serv. Prior FY Carryover		100,000		204,500	444,000	480,000	480,000	480,000	520,092	
3684	Tree Fund								0	5,000	
TOTAL		1,075,317	515,000	500,000	684,500	1,180,500	1,032,500	935,000	930,679	770,014	0

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STORM WATER MANAGEMENT FUND 0030										
DEPT: REVENUES										
DIV: TAXES-LOCAL - ACCOUNT 3000										
CODE	DESCRIPTION	FY 94 ACTUAL	FY 95 ACTUAL	FY 96 ACTUAL	FY 97 ADOPTED	FY 97 AMENDED	FY 97 EST. ACTUAL	FY 98 REQUEST	% change, 96 vs 97 adopted	FY99 PROJ.
3011	Real Prop. - MC	34,244	70,466	52,418	0	0	0	0	0.00%	0
3012	Real Prop. - PG	18,380	40,310	29,848	0	0	0	0	0.00%	0
3020	Personal Property	2,478	4,000	4,056	0	0	0	0	0.00%	0
3030	RR & Public Utilities	1,989	3,915	2,978	0	0	0	0	0.00%	0
3060	Additions & Abatements	(2)	0	227	0	0	0	0	0.00%	0
3385	General Fund Transfer	0	0	0	0	0	0	0	0.00%	0
3480	Stormwater Permit fees	0	0	16,599	5,000	0	8,000	5,000	0.00%	5,000
3481	Stormwater Utility fees			0	195,000	0	195,000	195,000	0.00%	195,000
3360	Appropriated Surplus	148,628	44,000	68,000	0	0	0	4,000	0.00%	0
3605	Bond Proceeds						200,000			
3680	Misc. - Other	375	0	56,000	0	0	0	0	0.00%	0
	EPA Grant		15,532		40,074	0	40,074	0	-100.00%	0
	Chesapeake Bay Fund				1000	0	1000	0	-100.00%	0
TOTAL		208,072	178,223	229,926	241,074	0	445,074	204,000	-15.38%	200,000

STORM WATER MANAGEMENT FUND 0030										
DEPT: EXPENDITURES										
DIV: STORM WATER MANAGEMENT - ACCOUNT 3700										
CODE	DESCRIPTION	FY 94 ACTUAL	FY 95 ACTUAL	FY 96 ACTUAL	FY 97 ADOPTED	FY 97 AMENDED	FY 97 EST. ACTUAL	FY 98 REQUEST	% change, 96 vs 97 adopted	FY99 PROJ.
4010	Salaries	0	10,268	0				0		0
4020	Fringe Benefits	0	0	0				0		0
5305	Repair Materials	10	0	0				0		0
6105	Engineering Services	26,675	33,132	46,263	82,873	82,873	82,873	15,000	-81.90%	15,000
6145	Subcontract Work	25,339	30,476	82,115	52,201	52,201	46,901	60,158	28.27%	67,377
5100	Office Supplies	0	5,856	4,912	6,000	6,000	6,000	5,000	-16.67%	4,000
6915	Equipment Rental	0	0	0						
7300	Bonded Indebtedness						5,300	23,842	349.85%	23,623
8001	Capital Improvements	133,518	75,705	103,802	100,000	100,000	200,000	0	-100.00%	100,000
8200	Unappropriated Funds	0	13,876							
8300	Designated for capital contng						100,000	100,000		
TOTAL		185,542	169,313	237,092	241,074	241,074	441,074	204,000	-53.75%	200,000

STORMBUD

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09-Jun-97

Capital Budget - schedule

	FY 97 Budget	FY 97 Actual	FY 97 Bond funded	FY 98 Budget	FY 98 Est. Actual	FY 98 Bond funded	TOTAL
EQUIP REPL. RESERVE							
Rec stage	20,000					13,048	
Elevator	35,000					55,000	
Leaf grinder	42,500		89,988				
Dump truck #165	27,000		21,076				
Dump truck #166	27,000		21,076				
Leaf vacuums (2)	38,000		26,095				
Library - Automation	63,000	68,000					
Trash trucks				200,000		200,000	
Subtotal	252,500						
Total ERR - cash funded		136,247					
Total ERR - bond funded			158,235			268,048	426,825
General fund							
Radio repeater	0		8,850				
Police radios	8,000	9,395					
Police veh. equipt.	12,600	12,600					
Police veh.	40,646	40,646					
PW radios	23,000					23,000	
Tire changer	7,000	6,995					
Salt spreaders (2)	10,000	0	6,990				
Bobcat attachments	5,000	4,739					
Plow blades (5)	10,500	9,028					
PW voice mail	7,000	7,000					
Street lighting - comm.	5,000	2,000					
Street lighting	30,000	29,336					
Street rehab	265,000		535,000	300,000			
Eastridge Park	15,375	0	To be included in POS grant - Spec. revenue Fund				
Misc. furnit./landscaping	4,000	0					
Ballfield Improvements	7,500	7,500					
City bd. interior painting	5,000	5,000					
Police security doors	5,000	3,636					
Code enf. - sedan	11,500	9,695					
Traffic control devices	44,000	30,000					
Radar trailer	0	9,833	Taken from CA contingency				
Civical	0	9,700	Taken from Nondept.				
City Bldg. - fire protection			8,990				
Fire station study	30,000	30,000					
Renovate PW bldg.	15,000		0			15,000	
PW fence & gates	21,000		18,145				
PW ADA work	9,500	0	0	0	0	0	
PW Heating system	20,000		16,800				
PW roof repair	10,000		25,972				
EPA Gas tanks - compl.	10,000	5,990					
City bldg. basement ren.	15,000	0	0	0	0	0	
City bldg. fence, lites	7,000	6,000	0				
City bldg. - humidifier	8,000	0	0	6,000		6,000	
Admin./Library HVAC	20,000		19,160	14,000		14,000	
Energy reduc. - Inter. lites	20,000		16,700			13,300	
SUBTOTAL			814,842			339,348	
Storm water fund							
Capital Improvements	100,000		200,000			0	
TOTAL		219,560	1,014,842			339,348	1,354,190
Bond issuance costs		35,810					

Capital Improvement Program: FY98-02
City of Takoma Park, Maryland

APR=Council approved in 5 year CIP in FY97
Rev = Proposed revision of item approved in 5 year CIP in FY97 .
N = new item for consideration
ERR = Equip. Replacement Reserve

EQUIPMENT		FY98	FY99	FY00	FY01	NEW FY02
	Citywide - automation systems					
Rev	General Government					
Rev	copier replacement (Apr: \$10,000 in 98)		10,000			
N	replace postage meter (Apr: \$ 7,000 in 99)	7,000				
ERR	barcode mailing machine	7,200				
	finance computers				ERR:45,000	
Rev	Police					
Rev	vehicle equipment (Apr: \$7,200 in 98)	12,600	7,200	4,000	4,000	4,000
ERR	replacement vehicles(Apr:100k in 98;78,750 in 9	99,000	69,000	75,000	81,000	87,000
Rev	NCIC computer (ERR)	ERR: 17,000				
ERR/N	computer software-replace CAD/add GIS	35,000				
N	radio system		ERR: 223,000	204,000		
N	computers	15,000	10,000	7,500	10,000	7,500
	copier replacement					15,000
ERR	Public Works - Vehicles:					
ERR	small dump truck (ERR* 153)	ERR: 27,000				
ERR	large dump truck (ERR* 105, 145)			ERR: 46,000	ERR: 46,000	
ERR	pickup truck (ERR* 172, 171)		ERR: 25,000	ERR: 25,000		
ERR	replace van (ERR* 108, 125)			ERR: 20,000	ERR: 20,000	
ERR	Trash truck (ERR:BOND:109, 110, 154)	ERR:100,000			ERR:100,000	
ERR	Recycling trucks (ERR: 159)		ERR:50,000			
ERR	tractor (to ERR)	ERR: 20,000				
ERR	leaf collection vacuum (ERR)	ERR:19,000	ERR:19,000	ERR:19,000	ERR:19,000	
Apr	Streets and Parks:					
Apr	bobcat attachments:auger/tiller/blade	5,000				
Rev	rebuild parking meters	8,500				
Rev	riding mowers (2) (Apr: \$20,000 in FY98)	10,000	10,000			
N	leaf collection boxes (delayed 1 year)		5,000	5,000	5,000	5,000
N	small asphalt roller (walk behind)	16,000				
	liquid chemical spreader			30,000		
ERR-Rev	Recreation					
	replace sedan					
	replace van (inflated)					ERR:21,000
Rev	Housing and Community Development					
	replacement vehicles (148,162,185,184) delayed 1 year		15,000	15,000	17,000	17,000
Apr	Library					
	automation:					
	convert manual catalogue/public access/					
	automated circulation system/					
	theft detection system					
SUBTOTAL - EQUIPMENT		216,300	126,200	340,500	117,000	135,500
STREETS						
Apr	misc street lighting, residential	10,000	10,000	10,000	10,000	10,000
Rev	decorative street lights, commercial (50% less	2,500	2,500	2,500	2,500	2,500
Apr	street rehab(FY97 & 98 BOND) each yr.)	300,000	300,000	350,000	400,000	400,000
Rev	traffic devices/controls	32,700	10,000	10,000	15,000	15,000
Rev	street light upgrade (Apr: 25k per year)	20,000	20,000	20,000	20,000	20,000
SUBTOTAL - STREETS		365,200	342,500	392,500	447,500	447,500
SUBTOTAL - PAGE 1		680,600	468,700	733,000	664,500	583,000

Apr=Council approved in 5 year CIP in FY97
Rev = Proposed revision of item approved in 5 year CIP in FY97 .
ERR = Equipment Replacement Reserve
N = new for consideration

13-Jun-97

Capital Improvement Program: FY98-02
City of Takoma Park, Maryland

		FY98	FY99	FY00	FY01	FY02
PARKS						
Rev		Forest park (apr: \$15,000 in 97)	SRF: 20000 *1			
Rev		Spring park (apr: \$ 9,000 in 00)		SRF: 11500 *1		
Rev		Jackson Boyd park (apr: \$11,250 in 99)		SRF: 11250 *1		
ERR		Heffner park roof				ERR:5,000
N		Poplar-Gude Trail	8,000			
N		Spring Park ballfield renovation		30,000		
N		Colby park playground surface		3,000 *1		
N		Jequie park ballfield renovation			40,000	
N		Jequie park playground surface				6,250
N		Heffner Park playground surface & equipment				15,000
Rev		Eastridge park (carried over from FY97)	SRF: 15375 *1			
		Misc furn/landscaping; deleted from 97-02 (was apr at: 4,800/5,000/5,000/5,000)				
		*1 = represents 25% of project cost, remaining 75% covered by POS match				
SUBTOTAL - PARKS		8,000	33,000	0	40,000	21,250
FACILITIES						
Public Works:						
Rev		-replace windows (*8K APR, NEED MORE)	20,000			
Apr		- Greenhouse and watering system			10,000	
Apr		-HVAC			15,000	
ERR		-roof, locker rm (ERR)	ERR: 12,000			
N		-CNG refuel. station (\$3K from ERR)(98-lease)				27,000
N		-expand PW parking lot		25,000		
N		-install exterior insulation		22,000	15,000	
N		-women's locker room				5,000
N		-security card door locks			8,000	
City Bldg:						
Apr		-kitchen: renovate/replace equipment		8,000		
Apr		- interior paint	0			
ERR		-partitions(wood & ctr)-2nd flr (ERR)		ERR: 20,000		
Apr		-replace window blinds			10,000	
Apr		-duct cleaning			12,000	
ERR		-HVAC controls(addtl phases)(then to ERR)	14,000	20,000		
ERR		-Boiler replacement (ERR)			ERR:50,000	
N		-replace Council chairs		5,000		
N		-pressure clean exterior building				8,000
N		-repair structural cracks		25,000		
N		-lobby area renov/energy doors			20,000	
Police:						
Rev		- dispatch ofc expans (APR '99, move to '98)	10,000			
N		-dispatch restroom	10,000			
N		-security doors	5,000			
N		-evidence facility				25,000
Library:						
Rev		-replace windows (APR 10K, need 16K)	16,000			
Rev		-renovate restroom (delayed 3 years)				10,000
Apr		-renovate rear entrance		8,000		
Apr		-duct cleaning				5,000
ERR		-carpet replacement (ERR)			ERR: 20,000	
ERR		-replace roof and soffit	ERR: 40,000			
ERR		-mtg room/archives/storage				
All bldgs -						
Rev		-energy reduction/interior lights(Apr: \$30,000)	10,000			
municipal gym						
SUBTOTAL - FACILITIES		85,000	113,000	40,000	90,000	40,000
CIP TOTALS - General Fund amounts:		673,500	614,700	773,000	694,500	644,250

Apr=Council approved in 5 year CIP - FY97

ERR = Equipment Replacement Reserve

N = new for consideration

SRF = Special Revenue Fund; monies shown here are City's General Fund match, and are calculated in SRF

14

Introduced by: Councilmember Rubin

First Reading: 6/9/97
Second Reading: 6/16/97
Effective: 7/1/97

ORDINANCE NO. 1997-27
Short Title: Pay scale for Employees.

AN ORDINANCE TO: Amend the pay scale for employees for FY 98, tied to the position classification schedule as adopted by Ordinance No. 1986-53, as amended to include a 2% cost-of-living adjustment for FY 1998.

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

SECTION 1. PAY SCALE PLAN.

Ordinance No. 1991-14 is hereby amended and the following pay scale is adopted as the new Pay Scale Plan for the City for the fiscal Year beginning July 1, 1997 and ending June 30, 1998. This Pay Scale Plan will become effective July 1, 1997, and will remain in effect until amended or repealed by the City Council:

(a) Recreation Attendant (year around part-time). The pay scale for recreation attendants is as follows:

STEP	A	B	C	D	E	F
	6.20/hour	6.42/hour	6.64/hour	6.88/hour	7.12/hour	7.37/hour
	G	H	I	J	K	
	7.62/hour	7.89/hour	8.17/hour	8.45/hour	8.75/hour	

(b) The pay scale for recreation seasonal and part-time hires is as follows:

CIT (Counselor in Training)	\$4.25/hour
Recreation Aide I	5.00/hour
Recreation Aide II	5.62/hour
Camp Aide	5.30/hour
Camp Leader	6.05/hour
Camp Director	8.00/hour

(c) Crossing guard. The pay scale for crossing guards is as follows:

STEP:	A	B	C
	\$10.97/hour	\$11.84/hour	\$12.79/hour

(d) All other employees. The pay scale for all other employees is as shown on the attached scale: (see next page).

(e) Special rule for employees who are represented by a certified employee organization.

(1) All employees represented by a certified employee organization will be paid according to the terms of the collective bargaining agreement, as it was adopted by Council pursuant to the provisions in Article 2 of Chapter 8B of the City Code.

(2) Employees represented by the collective bargaining agreement between A SCME, Local 3399 and the City of Takoma Park will be paid according to the terms of the collective bargaining agreement effective July 1, 1996, as amended and when it is adopted. Until such adoption, all such employees will continue to be paid according to the pay plan effective July 1, 1996.

(f) Police officers shall be paid on a separate pay scale as established under a separate ordinance, and as agreed upon by the terms of a collective bargaining agreement negotiated with United Food and Commercial Workers Union, Local 400.

Adopted this 14th day of June 1997 by roll call vote as follows:

AYES: Chavez, Davenport, Elrich, Porter, Rubin, Williams

NAYS: None

ABSTAIN: None

ABSENT: Sharp

FY - 96 EMPLOYEE PAY PLAN (2% COLA)

GRADE	STEP	A	B	C	D	E	F	G	H	I	J	K
		STARTING	ANNUAL	ANNUAL	ANNUAL	ANNUAL	ANNUAL	BIENNIAL	BIENNIAL	BIENNIAL	BIENNIAL	BIENNIAL
% Increase			4.25%	4%	3.75%	3.5%	3.25%	3%	2.75%	2.5%	2.25%	2.10%
1	Annual	\$17,282.10	\$18,016.59	\$18,737.26	\$19,439.91	\$20,120.30	\$20,774.21	\$21,397.44	\$21,985.87	\$22,535.51	\$23,042.56	\$23,526.46
	Weekly	\$392.35	\$346.47	\$360.33	\$373.84	\$386.93	\$399.50	\$411.49	\$422.81	\$433.38	\$443.13	\$452.43
	Hourly	\$8.31	\$8.66	\$9.01	\$9.35	\$9.67	\$9.99	\$10.29	\$10.57	\$10.83	\$11.08	\$11.31
2	Annual	\$18,578.26	\$19,367.84	\$20,142.55	\$20,897.90	\$21,629.32	\$22,332.28	\$23,002.25	\$23,634.81	\$24,225.68	\$24,770.76	\$25,290.94
	Weekly	\$357.27	\$372.46	\$387.36	\$401.88	\$415.95	\$429.47	\$442.35	\$454.52	\$466.88	\$478.38	\$489.36
	Hourly	\$9.93	\$9.31	\$9.68	\$10.05	\$10.40	\$10.74	\$11.06	\$11.38	\$11.65	\$11.91	\$12.16
3	Annual	\$19,971.63	\$20,820.43	\$21,653.24	\$22,465.24	\$23,251.52	\$24,007.20	\$24,727.41	\$25,407.42	\$26,042.60	\$26,626.56	\$27,167.76
	Weekly	\$384.07	\$400.39	\$416.41	\$432.02	\$447.14	\$461.68	\$475.53	\$488.60	\$500.82	\$512.09	\$522.84
	Hourly	\$9.60	\$10.01	\$10.41	\$10.80	\$11.18	\$11.54	\$11.89	\$12.22	\$12.52	\$12.80	\$13.07
4	Annual	\$21,469.50	\$22,361.96	\$23,277.24	\$24,150.13	\$24,985.39	\$25,807.74	\$26,561.97	\$27,312.97	\$27,965.80	\$28,625.70	\$29,226.64
	Weekly	\$412.88	\$430.42	\$447.64	\$464.43	\$480.68	\$496.30	\$511.19	\$525.25	\$538.38	\$550.49	\$562.05
	Hourly	\$10.32	\$10.76	\$11.19	\$11.61	\$12.02	\$12.41	\$12.78	\$13.13	\$13.46	\$13.76	\$14.05
5	Annual	\$23,079.72	\$24,060.61	\$25,023.03	\$25,961.39	\$26,870.04	\$27,743.32	\$28,575.62	\$29,361.45	\$30,095.48	\$30,772.63	\$31,418.86
	Weekly	\$443.84	\$462.70	\$481.21	\$498.26	\$516.73	\$533.53	\$549.53	\$564.64	\$578.78	\$591.78	\$604.21
	Hourly	\$11.10	\$11.57	\$12.03	\$12.48	\$12.92	\$13.34	\$13.74	\$14.12	\$14.47	\$14.79	\$15.11
6	Annual	\$24,810.70	\$25,865.15	\$26,899.76	\$27,908.50	\$28,895.30	\$29,824.07	\$30,718.79	\$31,563.56	\$32,352.65	\$33,090.58	\$33,775.27
	Weekly	\$477.13	\$497.41	\$517.30	\$536.70	\$555.49	\$573.54	\$590.75	\$606.99	\$622.17	\$636.18	\$649.52
	Hourly	\$11.93	\$12.44	\$12.93	\$13.42	\$13.89	\$14.34	\$14.77	\$15.17	\$15.55	\$15.90	\$16.24
7	Annual	\$26,671.50	\$27,805.04	\$28,917.24	\$30,001.64	\$31,051.69	\$32,060.87	\$33,022.70	\$33,930.82	\$34,779.09	\$35,561.62	\$36,308.42
	Weekly	\$512.91	\$534.71	\$556.10	\$576.95	\$597.15	\$616.56	\$635.05	\$652.52	\$668.83	\$683.88	\$698.24
	Hourly	\$12.82	\$13.37	\$13.90	\$14.42	\$14.93	\$15.41	\$15.88	\$16.31	\$16.72	\$17.10	\$17.46
8	Annual	\$28,671.86	\$29,890.42	\$31,086.03	\$32,251.78	\$33,380.57	\$34,465.44	\$35,499.40	\$36,475.63	\$37,397.53	\$38,228.74	\$39,031.55
	Weekly	\$551.38	\$574.82	\$597.81	\$620.23	\$641.93	\$662.80	\$682.68	\$701.45	\$718.99	\$735.17	\$750.61
	Hourly	\$13.78	\$14.37	\$14.95	\$15.51	\$16.05	\$16.57	\$17.07	\$17.54	\$17.97	\$18.38	\$18.77
9	Annual	\$30,822.25	\$32,132.20	\$33,417.48	\$34,670.64	\$35,884.11	\$37,050.35	\$38,161.86	\$39,211.31	\$40,191.59	\$41,095.90	\$41,856.91
	Weekly	\$592.74	\$617.93	\$642.64	\$666.74	\$690.08	\$712.51	\$733.88	\$754.06	\$772.92	\$790.31	\$806.90
	Hourly	\$14.82	\$15.45	\$16.07	\$16.67	\$17.25	\$17.81	\$18.35	\$18.85	\$19.32	\$19.76	\$20.17
10	Annual	\$33,133.92	\$34,542.11	\$35,923.80	\$37,270.94	\$38,575.42	\$39,829.12	\$41,024.00	\$42,152.16	\$43,205.96	\$44,178.09	\$45,105.83
	Weekly	\$637.19	\$664.27	\$690.84	\$716.75	\$741.84	\$766.94	\$788.92	\$807.62	\$823.88	\$849.58	\$867.42
	Hourly	\$15.93	\$16.61	\$17.27	\$17.92	\$18.55	\$19.15	\$19.72	\$20.27	\$20.77	\$21.24	\$21.69
11	Annual	\$35,618.96	\$37,132.77	\$38,618.08	\$40,066.26	\$41,468.58	\$42,816.31	\$44,100.80	\$45,313.57	\$46,446.41	\$47,491.45	\$48,488.77
	Weekly	\$684.96	\$714.09	\$742.66	\$770.50	\$797.47	\$823.39	\$848.09	\$871.41	\$893.20	\$913.30	\$932.48
	Hourly	\$17.12	\$17.85	\$18.57	\$19.26	\$19.94	\$20.58	\$21.20	\$21.79	\$22.33	\$22.83	\$23.31
12	Annual	\$38,290.39	\$39,917.73	\$41,514.44	\$43,071.23	\$44,578.72	\$46,027.53	\$47,408.35	\$48,712.08	\$49,929.89	\$51,053.31	\$52,125.43
	Weekly	\$736.35	\$767.65	\$798.35	\$828.29	\$857.28	\$885.14	\$911.70	\$936.77	\$960.19	\$981.79	\$1,002.41
	Hourly	\$18.41	\$19.19	\$19.96	\$20.71	\$21.43	\$22.13	\$22.79	\$23.42	\$24.00	\$24.54	\$25.06

Introduced by: Councilmember Williams

First Reading: 6/9/97
Second Reading: 6/16/97
Effective: 7/1/97

ORDINANCE NO. 1997-28
Short Title: Pay Scale for Police.

AN ORDINANCE TO: Amend the pay scale for police officers for FY 98, tied to the position classification schedule as adopted by Ordinance No. 1986-53, as amended to include a 2% cost-of-living adjustment for FY 1998.

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

SECTION 1. PAY SCALE PLAN.

Ordinance No. 1991-14 is hereby amended and the following pay scale (see next page) is adopted as the new Pay Scale Plan for the City's Police Officers for the Fiscal Year beginning July 1, 1997 and ending June 30, 1998. This Pay Scale Plan will become effective July 1, 1997, and will remain in effect until amended or repealed by the City Council:

(a) Special rule for employees who are represented by a certified employee organization.

(1) All employees represented by a certified employee organization will be paid according to the terms of the collective bargaining agreement, as it was adopted by Council pursuant to the provisions in Article 2 of Chapter 8B of the City Code.

(2) Employees represented by the collective bargaining agreement between Local 400, United Food & Commercial Workers Union, and the City of Takoma Park will be paid according to the terms of the collective bargaining agreement effective July 1, 1995, as amended and when it is adopted. Until such adoption all such employees will continue to be paid according to the pay plan effective July 1, 1996.

Adopted this 16 day of June 1997 by roll call vote as follows:

AYES: Chavez, Davenport, Elrich, Porter, Rubin, Williams

NAYS: None

ABSTAIN: None

ABSENT: Sharp

O-98/PYPD

POLICE PAY SCALE FY 98
2% COLA

STEP	A	B	C	D	E	F	G	H	I	J	K
GRADE	ANNUAL STARTING	ANNUAL 4.25%	ANNUAL 4.00%	ANNUAL 3.75%	ANNUAL 3.50%	ANNUAL 3.25%	BIENNIAL 3.00%	BIENNIAL 2.75%	BIENNIAL 2.50%	BIENNIAL 2.25%	BIENNIAL 2.10%
CADET	26,574.49										
6	WEEKLY 511.05										
	HOURLY 12.78										
PRIVATE	28,567.58	29,781.70	30,972.97	32,134.46	33,259.16	34,340.08	35,370.29	36,342.97	37,251.54	38,089.70	38,889.59
7	WEEKLY 549.38	572.73	595.63	617.97	639.60	660.39	680.20	698.90	716.38	732.49	747.88
	HOURLY 13.73	14.32	14.89	15.45	15.99	16.51	17.00	17.47	17.91	18.31	18.70
PFC	30,710.15	32,015.33	33,295.94	34,544.54	35,753.60	36,915.59	38,023.06	39,068.69	40,045.41	40,946.43	41,806.31
8	WEEKLY 590.58	615.68	640.31	664.32	687.57	709.92	731.21	751.32	770.10	787.43	803.97
	HOURLY 14.76	15.39	16.01	16.61	17.19	17.75	18.28	18.78	19.25	19.69	20.10
CORPORAL	33,013.41	34,416.48	35,793.14	37,135.38	38,435.12	39,684.26	40,874.79	41,998.84	43,048.81	44,017.41	44,941.78
9	WEEKLY 634.87	661.86	688.33	714.14	739.14	763.16	786.05	807.67	827.86	846.49	864.26
	HOURLY 15.87	16.55	17.21	17.85	18.48	19.08	19.65	20.19	20.70	21.16	21.61
SERGEANT	35,489.41	36,997.71	38,477.62	39,920.53	41,317.75	42,660.58	43,940.40	45,148.76	46,277.48	47,318.72	48,312.41
10	WEEKLY 682.49	711.49	739.95	767.70	794.57	820.40	845.01	868.25	889.95	909.98	929.08
	HOURLY 17.06	17.79	18.50	19.19	19.86	20.51	21.13	21.71	22.25	22.75	23.23
LIEUTENANT	41,012.45	42,755.48	44,465.70	46,133.17	47,747.83	49,299.63	50,778.62	52,175.03	53,479.41	54,682.69	55,831.03
12	WEEKLY 788.70	822.22	855.11	887.18	918.23	948.07	976.51	1003.37	1028.45	1051.59	1073.67
	HOURLY 19.72	20.56	21.38	22.18	22.96	23.70	24.41	25.08	25.71	26.29	26.84

Introduced by: Councilmember Williams

1st Reading: 6/9/97
2nd Reading: 6/16/97
Effective: 7/1/97

ORDINANCE NO. 1997-29

Short Title: An Ordinance to Amend the Executive Pay Plan

AN ORDINANCE TO: Change the Executive Pay Plan to provide for a 2% adjustment to the Pay Plan for FY 98.

BE IT ORDAINED BY THE CITY COUNCIL OF TAKOMA PARK, MARYLAND THAT THIS ORDINANCE amends the Executive Pay Plan as adopted by Ordinance 1990-28; this ordinance is to be effective July 1, 1997:

SECTION 1. PAY SCALE PLAN

Positions listed in Ordinance No. 1986-53, as amended, designated as Executive 1 shall be compensated at the level of Executive 1; those listed in Executive 2 shall be compensated at the level of Executive 2; those listed as being in Executive 3 shall be compensated at the level of Executive 3, and those listed in Executive 4 shall be compensated at the level of Executive 4.

SECTION 2. IMPLEMENTATION OF PAY SCALE PLAN

Effective July 1, 1987, Senior Management staff in Grades Executive 1 through Executive 4 will be paid in accordance with the pay scale for:

- (1) the grades that their job classification has been allocated;
- (2) with the exact amount to be determined by the City Administrator with the provision that none of the executives will receive a salary decrease as a result of the initial implementation of this pay plan.

SECTION 3. GUIDANCE FOR PLACING EXECUTIVE STAFF IN THE PAY SYSTEM.

(a) 1st Quartile - Hiring Bracket: Individuals are generally hired within this quartile with the exact place to be determined by the City Administrator based on the experience and subject matter knowledge of the appointee. Subsequent merit increases should continue within the quartile with the amount depending upon the results of performance evaluation(s). Further guidance to the City Administrator for differentiating between amounts will be given in the Personnel Regulations.

(b) 2nd Quartile - Performance Step: Individuals are granted raises into this area for average and above average performance after they have learned to perform their functions thoroughly and have proven their ability to manage their units.

(c) 3rd Quartile - Performance and Longevity Step: Individuals are placed in this step normally after they have acquired many years of experience in managing their units and have received ratings of average and above consistently. Most executives will not ever be awarded pay greater than the maximum allowed for this quartile.

(d) 4th Quartile - Superior Performance Individuals normally are awarded pay in this quartile only if they perform clearly in a superior manner and/or if they have been recognized by a national professional organization as one of the leaders in the field.

SECTION 4. EXECUTIVE PAY SCALE

Executive 1:	1st Quartile = [37,238 - 41,428]	37,983 - 42,257
	2nd Quartile = [41,429 - 45,618]	42,258 - 46,530
	3rd Quartile = [45,619 - 49,807]	46,531 - 50,803
	4th Quartile = [49,808 - 53,997]	50,804 - 55,077
Executive 2:	1st Quartile = [40,032 - 44,536]	40,833 - 45,427
	2nd Quartile = [44,537 - 49,039]	45,428 - 50,020
	3rd Quartile = [49,040 - 53,543]	50,021 - 54,614
	4th Quartile = [53,544 - 58,046]	54,615 - 59,207
Executive 3:	1st Quartile = [43,035 - 47,877]	43,896 - 48,835
	2nd Quartile = [47,878 - 52,719]	48,836 - 53,773
	3rd Quartile = [52,720 - 57,560]	53,774 - 58,711
	4th Quartile = [57,561 - 62,402]	58,712 - 63,650
Executive 4:	1st Quartile = [46,262 - 51,467]	47,187 - 52,496
	2nd Quartile = [51,468 - 56,671]	52,497 - 57,804
	3rd Quartile = [56,672 - 61,876]	57,805 - 63,114
	4th Quartile = [61,876 - 67,080]	63,115 - 68,422

SECTION 5. COST OF LIVING ADJUSTMENTS

(a) A cost of living adjustment is a percentage applied to Executive quartiles.

(b) The City Council determine whether the City will give a cost of living adjustment in any year and the size of the adjustment.

(c) A cost of living adjustment shall be effective on the first day of a new fiscal year.

SECTION 6. DATE OF PAY INCREASES

(a) Notwithstanding provisions of Article 8B, Section 8B-124(a) of the City Code, the effective date for an executive employee(s) merit increase(s), if any, shall be on said employee(s) initial anniversary date of hire, and thereafter as the City Council deem appropriate upon evaluation of said employee(s).

Adopted this 16 day of June 1997 to take effect July 1, 1997.

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

NAY: None

ABSTAINED: None

ABSENT: Sharp

NOTE: [] indicates new language to be added.
[] indicates language to be deleted.

Introduced By: Councilmember Davenport

1st Reading: June 9, 1997

2nd Reading: June 16, 1997

ORDINANCE #1997 - 30
ERSKINE STREET SPEED HUMP PETITION

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

SECTION 1. THAT Ordinance No. 2676, adopted June 27, 1983, be amended by the addition of a new subsection to Section 1, as set forth below:

That speed hump installations, as defined in Sec. 13-2(a)(14.2) of the Code of Takoma Park, Maryland, 1972, as amended, be effected at the following location:

- (a) Erskine Street; exact number and location of speed humps shall be at the discretion of the City Administrator.

SECTION 2. THAT this Ordinance becomes effective upon adoption.

ADOPTED this 16th day of June, 1997.

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

NAY: None

ABSTAIN: None

ABSENT: Sharp

Introduced by: Councilmember Davenport

1st Reading: 6/9/97

2nd Reading: 6/16/97

Ordinance No. 1997 - 32

FY97 BUDGET AMENDMENT NO. 2

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

SECTION 1. The Fiscal Year 1997 Budget be amended, as follows:

General Fund - Revenues

1. The appropriation for proceeds of bond issuance, account 0001.3605, is changed to \$814,842.
2. Appropriate \$832,400 to account 0001.3011, Montgomery County real property taxes.

General Fund - Expenditures

1. Delete \$18,000 from account 8000.7254, Medco Bond interest payments, for debt service payments on FY 1997 bond issue.
2. Delete \$200,000 appropriation to account 9100.8003 for replacement of 2 trash trucks.

Special Revenue Fund - Revenues

1. Appropriate \$1,065 to account 0010.3377 for reimbursement from State for Eastridge Park.
2. Appropriate \$6,306 to account 0010.3723 for CDBG reimbursement on Headstart Health Project.
3. Appropriate \$38,099 to account 0010.3726 for CDBG reimbursement on NH/East West Highway Improvements.
4. Appropriate \$80,171. To account 0010.3768 for CDBG reimbursement on Ritchie Avenue.
5. Appropriate \$1,053.23 to account 0010.3905 for reimbursement on Takoma Junction - MD Capital Allocation.

6. Appropriate \$1,000 for CDBG reimbursement on Ed Wilhelm Field Improvements.

Special Revenue Fund - Expenditure

1. Appropriate \$6,306 to account 0010.6833 for CDBG expenditure on Headstart Health Project.

2. Appropriate \$79,781.97 to account 0010.6836 for CDBG expenditure on Ritchie Avenue.

3. Appropriate \$38,178.86 to account 0010.6837 for CDBG expenditure on NH?East West Highway.

4. Appropriate \$1,000 for CDBG expenditure on Ed Wilhelm Field Improvements.

5. Appropriate \$1,053.23 to account 0010.6854 for expenditure on Takoma Junction - MD capital allocation.

6. Delete \$60,080 from account 0010.7194 for expenditure on Eastridge Park.

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

Adopted this 16th day of June, 1997, by Roll Call Vote, as follows:

AYES: Chavez, Davenport, Elrich, Porter, Rubin, Williams

NAYS: None

ABSTAIN: None

ABSENT: ~~None~~ Sharp

Deletions are [bracketed]; additions are underlined.