

ADVISORY NEIGHBORHOOD COMMISSION 1C
Adams Morgan

Minutes of May 1, 2002, Meeting

A scheduled Business meeting of Advisory Neighborhood Commission 1C was held on May 1, 2002, at the 3rd District Police Station. A quorum being present, Chair Miscuk called the meeting to order at 7:05 pm.

Attending were Commissioners Roth, Miscuk, Jovanka, Johnson, Gibson, Brody and Klempay. Approximately 20 members of the public attended.

SECRETARY'S REPORT

Commissioner Klempay, Secretary, distributed copies of the Minutes of the March 6, March 18 and April 3, 2002 meetings and moved their approval. The motion was seconded and the Minutes approved by voice vote.

The Secretary distributed copies of the draft Minutes of the April 16, 2002 meeting for review by the Commissioners prior to their being submitted for approval at the May forum meeting.

TREASURER'S REPORT

Commissioner Gibson, Secretary, reported a bank balance as of 5/1/02 of \$42,405.98.

The Secretary advised that the ANC Quarterly Report will be due at the end of this month and that the report will be submitted for approval at the May forum meeting.

COMMITTEE REPORTS

ABRA (ABC) and Public Safety - Commissioner Brody reported on current ABC matters. A voluntary agreement has been reached with Capitol City Health Bar, protests are ongoing with Legends and Cassava, and discussions are being held with Maxwell's and Omega.

Commissioner Roth reported on the pilot enforcement program of public space regulations by D-DOT being conducted on 18th Street and Columbia Road and distributed copies of the draft ANC 1C Criteria and Checklist for Evaluating Public Space Permit Applications and Amendments for review by the Commissioners prior to their being formally considered at the May forum meeting.

Lt. Fulton reported that crime was up by five incidents in the past month over that of last year. He advised of the dangers of walking alone in parks, alleys etc after dark and reported the arrest of an individual who may be connected to 30 or more burglaries.

Communications, Grants *et al.* - Commissioner Gibson announced a meeting of the committee on May 7, 2002, 7:30 am at The Diner.

Quality of Life and Public Works - Commissioner Johnson announced a meeting of the committee on May 13, 2002, 7:00 pm at the King Emmanuel Baptist Church.

NEW BUSINESS

Commissioner Gibson offered the following motion:

CHIME GRANT MOTION

I move that ANC 1C award Community Help In Music Education (CHIME) a grant in the amount of \$500 per CHIME'S April 10, 2002 Grant Request application, a copy of which is here incorporated by reference. Payment is contingent on approval by the DC Auditor; this motion directs that a letter be sent to the Auditor requesting review and approval.

Dorothy Marschak of CHIME was recognized and spoke of the mission, and the current efforts in Adams Morgan, of CHIME.

The motion was approved by roll call vote:

YEA Roth, Miscuk, Jovanka, Johnson, Gibson, Brody, Klempay

Commissioner Johnson offered a resolution supporting the requested variances by the developers of the Colortone Building before the Board of Zoning Adjustment.

The motion was approved by roll call vote:

YEA Roth, Miscuk, Jovanka, Johnson, Brody, Klempay
ABSTAIN Gibson

Commissioner Brody offered the following motion:

RESOLUTION ON TOLEDO, LEYAT, MADAM'S ORGAN, CHICHA, STACCATO, COMMON SHARE

WHEREAS, Toledo Lounge, Café Leyat, Madam's Organ, Chicha, Staccato, and Common Share have all applied for renewal of their CR licenses; and

WHEREAS, said establishments fall within the jurisdiction of ANC 1C; and

WHEREAS, concern has been expressed by the ABC Committee over certain issues; now

THEREFORE, ANC 1C will protest the renewal of these licenses on the grounds of the adverse effect on peace, order, and quiet in the neighborhood, until such time as the parties agree to a voluntary agreement, at which time the ANC will withdraw its protest and request that the agreement be incorporated in the Board's order granting the renewal.

The motion was seconded and approved by roll call vote:

YEA Roth, Jovanka, Johnson, Gibson, Brody, Klempay

ABSTAIN Miscuk

Commissioner Miscuk offered the following motion:

***RESOLUTION TO HAVE MAYOR ANTHONY WILLIAMS
TERMINATE CONTRACT WITH ABUSIVE DC CONTRACTOR***

Whereas, Lawn Restoration Services, Inc., a landscape contractor with offices in the District of Columbia and Prince George's County, MD, has had a complaint issued against it by the U.S. Department of Labor for breach of contract under the Service Contract Act, and has been charged with violating the terms of a contract the company had entered into with the Government of the District of Columbia;

Whereas, the U.S. Department of Labor found that Lawn Restoration Services, Inc. failed to pay contracted minimum wages and fringe benefits to its employees, and further, failed to pay legally required overtime to those same workers;

Whereas, the violations detailed in the complaint amounted to \$91,172.68 in underpayment of compensation to these same workers;

Whereas, the according to the provisions of the Service Contract Act, a company which has been found to have violated the Act may be denied the award of any contract with the United States for three years;

Whereas, despite these facts, this contractor was recently granted a new contract with the DC Department of Parks and Recreations worth almost \$730,000;

Whereas, the Department of Labor complaint issued against this contractor can be considered to constitute adequate evidence for suspension from the right to do business with the District of Columbia;

BE IT RESOLVED that Adams Morgan ANC 1C encourages the Mayor to immediately rescind this contract with Lawn Restoration Services, Inc.;

BE IT FURTHER RESOLVED that ANC 1C supports the immediate rescission of this contract;

BE IT FURTHER RESOLVED that ANC 1C urges an immediate suspension of this contractor from the right to do business with the District of Columbia, and that a permanent debarment be pursued;

BE IT FURTHER RESOLVED that the officers of ANC 1C are authorized to take appropriate actions necessary to secure the support of Councilmember Phil Mendelson (Chairperson, Sub-Committee on Labor, Voting Rights and Redistricting), Councilmember Jim Graham, Other Councilmembers and the support and actions of any relevant city agencies to further this goal.

The motion was seconded. Commissioner Gibson, by consent, served as Chair during discussion and voting on this motion. The motion was approved by roll call vote:

YEA Roth, Miscuk, Jovanka, Johnson, Gibson, Brody, Klempay

Commissioner Brody recognized Tracey Rollins, a resident of his Single Member District, who discussed the free sewing classes she is offering at Marie Reed on Monday and Wednesday evenings. More information on the classes can be obtained by contacting Ms. Battle at the Recreation Department of Marie Reed, 673-7308.

Commissioner Roth offered the following motion:

***RESOLUTION AUTHORIZING
TESTIMONY AT COUNCIL HEARING***

RE IT RESOLVED THAT, consistent with the resolution approved by Advisory Neighborhood Commission 1C on April 3, 2002, calling for the complete restructuring of the District's property tax system, Commissioner

Alan Roth is hereby authorized to present testimony in support of such resolution on behalf of ANC 1C before the Committee on Finance and Revenue of the Council of the District of Columbia at a forthcoming hearing on this subject.

The motion was seconded and approved by roll call vote:

YEA Roth, Miscuk, Jovanka, Gibson, Brody, Klempay
ABSTAIN Johnson

Chair Miscuk reported that the allegation of harrassment raised by Bill Dugan of Madam's Organ at the April 16, 2002 meeting are not ones that can be addressed by this forum.

Commissioner Johnson moved to adjourn. The motion was seconded and approved by voice vote.

The meeting adjourned at 8:15 pm.

Peter L. Klempay
Secretary ANC 1C

Approved June 5, 2002