

Advisory Neighborhood Commission 1C

Adams Morgan

December 7, 2005

A regularly scheduled meeting of Advisory Neighborhood Commission 1C was held on Wednesday, December 7, 2005 at Mary's Center. Chairman Alan Roth called the meeting to order at 7:10 p.m. Approximately 25 members of the public attended the meeting.

In attendance were: Alan Roth (1C01), Jon Canty (1C02), Bryan Weaver (1C03), Andy Miscuk (1C05), and Graham King (1C06).

SPECIAL ELECTION IN SMD 1C07

Following Commissioner introductions, Commissioner Roth announced that a special election would be held that evening to fill the vacancy in Single Member District 1C07, beginning at 7:15 pm. Office of ANC's Director Gottlieb Simon and his assistant, Mark White, were asked to open the polls for voting at that time.

SECRETARY'S REPORT

Commissioner Weaver, on behalf of Commissioner Moretti, secretary, made a motion to approve the minutes from both the October 5, 2005 and November 2, 2005 meeting. The motion was seconded, discussed and approved by voice vote.

TREASURER'S REPORT

Commissioner Canty, treasurer, provided the Commission with a financial update. As of December 7th, the Commission had a checking balance of \$79,698.14, including a quarterly allotment of \$5,876.32 which was received on November 10th.

PUBLIC COMMENTS

Members of the public were offered the opportunity to address the Commission with questions, concerns, comments, etc. about non-agenda items. No requests to speak were made.

COMMISSIONER ANNOUNCEMENTS

- Commissioner Miscuk announced that \$1103 had been raised last Thursday night at Saki for the non-profit organization We Are Family, and that he would be tending bar at Saki again on Thursday, December 15th, for a similar fundraiser to benefit Urban Rangers.
- Commissioner Roth reminded the public about the ANC's upcoming public forum on Tenants' Rights on Tuesday, December 13th, at 7 pm at Mary's Center.

COMMITTEE REPORTS

A. MPD Report

Sgt. Aceto provided the Commission with a crime update. There were a total of 66 crimes reported in PSA 303 in November, down from 90 in October. All crime categories were down in

November as compared to October except for burglaries, which increased from 6 to 13, but 2 arrests have been made in the burglary cases. Several of these burglaries involved multiple apartments in the same buildings. Robberies were down in November compared to October (11 vs. 19), and 3 arrests were made – but comparing the period from August to November 2004 to the same period in 2005, robberies are up from 35 to 67. Sgt. Aceto made the point that even with this recent spike in robberies, total crime in the PSA is down 8.7% for the first 11 months of the year and robberies are down 6% for the first 11 months.

B. ABC & Public Safety Committee

Commissioner Weaver reported on the Committee's November meeting and commented on the frustrations the Committee and members of the public felt after hearing from representatives of the U.S. Attorney's and D.C. Attorney General's offices about juvenile prosecutions and the way juvenile court judges handle these cases. The next meeting of the Committee will be on Wednesday, December 14, 2005 at 7:00 pm, jointly with the monthly PSA 303 meeting.

Commissioner Weaver moved that the Commission approve a voluntary agreement with The Reef. The motion was seconded, discussed, and approved by voice vote. By unanimous consent, he was authorized by the Commission to make a final offer to the Kalorama Citizens Association to join in signing the agreement and, if the offer is rebuffed, to strike out the references in the agreement to the KCA and to sign the agreement on behalf of the ANC.

C. Planning, Zoning and Transportation

In Commissioner Taylor's absence, Commissioner Roth gave a summary of the topics covered at the Committee's November meeting and announced that the next meeting of the Committee will be Wednesday, December 21, 2005, at 7:30 pm at the Third District MPD community room.

He also provided a summary of the hearing by the Board of Zoning Adjustment on Tuesday, November 29th, on the Citadel/Harris Teeter case. He discussed the ANC's options for next steps in the process and requested discussion of those options.

Commissioner Roth then offered a resolution to support (in the ANC's final filing with the BZA due January 3rd) a list of conditions negotiated with the Applicants' attorneys if the Applicants requested those conditions in their filing (due December 12th). The resolution was seconded, discussed, and defeated on a roll call vote:

YEA: Roth
NAY: Canty, Weaver, King, Miscuk

D. Public Services Committee

Commissioner King discussed three grant requests that had been approved by the Committee at its November meeting.

Commissioner King moved the approval of a \$1,000 grant to Community Help in Music Education (CHIME) for its Integrated Music Program for neighborhood elementary school children, to compensate 5 performers at \$200 apiece to participate in CHIME's Music Around the World series. The motion was seconded, discussed, and approved by voice vote.

Commissioner King moved the approval of a \$1,000 grant to Jubilee Housing to be used toward the purchase of a treadmill for its new Wellness Center, which will be available to Jubilee Housing residents for improvement of their health and well-being, to attend classes on exercise and nutrition, and to help move them forward in their personal development. The motion was seconded and discussed. Commissioner Miscuk moved that the Commission waive its grant priorities requiring that a grant recipient be an all-volunteer organization and have a budget under \$50,000. The waiver motion was seconded, discussed, and approved by a 2/3 roll call vote:

YEA: Roth, Canty, Weaver, Miscuk, King

The grant motion was then approved by voice vote.

Commissioner King moved the approval of a \$1,000 grant to the International Migrants' Fund for the purchase of materials that will be used to produce curriculum materials for each course participant in its SEMILLAS Program, a financial literacy program aimed at immigrants, as well as other classroom materials and outreach flyers. The motion was seconded and discussed. Commissioner Miscuk moved that the Commission waive its grant guideline requiring that a grant recipient be an all-volunteer organization. The waiver motion was seconded, discussed, and approved by a 2/3 roll call vote:

YEA: Roth, Canty, Weaver, Miscuk, King

The grant motion was then approved by voice vote.

Commissioner King announced that the December meeting of the committee would have to be either cancelled or postponed to another date due to travel plans during the Christmas holidays.

UNFINISHED BUSINESS

At this point in the meeting, the hour of 9:15 pm having arrived, Commissioner Roth announced that the polls for the SMD 1C07 special election would be closed and the votes counted. OANC Director Gottlieb Simon and his assistant Mark White conducted the count in the presence of each of the three candidates.

Commissioner Roth moved to postpone until the January 4th meeting the further consideration of the resolution offered last month calling for down-zoning the C-2-B portions of 18th Street and Columbia Road, and certain other districts on residential streets. The motion was seconded, discussed, and approved by voice vote.

Commissioner King moved to postpone until the January 4th meeting the further consideration of the resolution offered last month opposing mobile billboard displays. The motion was seconded, discussed, and approved by voice vote.

NEW BUSINESS

Stephen Rigelsky of Castle Management provided an update regarding the construction projects at 2412 17th Street, NW and 1844 Kalorama Road, NW, and answered questions from the Commission and the public concerning the timetable for completion and other aspects of the construction.

Commissioner Roth received unanimous consent to alter the order of items in the agenda to announce the results of the special election in SMD 1C07 and to consider the ABC application of Merkato Market for a new C/R license.

OANC Director Gottlieb Simon presented the Commission with the tally sheet showing 73 votes cast for 1C07 Commissioner, as follows:

Wilson Reynolds	30 votes
Jonathan Halstuch	27 votes
Eleanor Johnson	16 votes

Commissioner Roth offered the following resolution declaring Mr. Reynolds the winner of the special election. The resolution was seconded and approved by voice vote.

WHEREAS, the office of Advisory Neighborhood Commission for Single Member District 1C07 was certified vacant, and the Board of Elections submitted a list of qualified candidates to Advisory Neighborhood Commission 1C (ANC 1C) following the period for petition circulation and challenge pursuant to D.C. Code § 1-309.06(d); and

WHEREAS, ANC 1C gave public notice pursuant to D.C. Code § 1-309.06 and held an open vote of the members of the affected single-member district on December 7, 2005, from 7 p.m. to 9 p.m., at Mary’s Center for Maternal and Child Health, 2355 Ontario Road, NW, within the affected single-member district and during a regularly scheduled meeting of ANC 1C at the same location; and

WHEREAS, Wilson Reynolds was declared the winner, following a count of votes by at least two impartial vote counters in which the candidates received the following number of votes:

<i>Jonathan Halstuch</i>	<u>27</u>
<i>Eleanor Johnson</i>	<u>16</u>
<i>Wilson Reynolds</i>	<u>30</u>

NOW, THEREFORE, BE IT RESOLVED, that ANC 1C requests that the Board of Elections declare the vacancy filled by Wilson Reynolds by publication in the District of Columbia Register.

BE IT FURTHER RESOLVED, that copies of this Resolution be forwarded to the District of Columbia Board of Elections and Ethics, the Mayor, the Secretary of the Council of the District of Columbia, and to Wilson Reynolds.

Ms. Tegest, the owner of TG Coffee Corporation, Inc. t/a Tegest Restaurant & Merkato Market, presented her request for a new ABC CR license at her existing Ethiopian market and restaurant at 2216 18th Street, NW, including a live 4-piece band playing jazz and Ethiopian music until 2 am Wednesdays through Thursdays and until 3 am on Fridays and Saturdays. Commissioner Weaver moved that the Commission protest the application on the grounds of adverse effects on

peace, order and quiet in the neighborhood, in hopes of entering into a voluntary agreement and withdrawing the protest. The motion was seconded, discussed, and approved by voice vote.

In light of the ABC Board's decision to require Harris Teeter to replacard its application for a Retailer's B License at 1631 Kalorama Road, NW, Commissioner Weaver moved that the Commission refile its protest of the application on the same grounds as its previous protest approved by the Commission at its September 7th meeting and filed with the ABC Board on September 21st (i.e., adverse effects on peace, order and quiet in the neighborhood, and adverse effects on residential parking needs and vehicular and pedestrian safety. The motion was seconded, discussed, and approved by voice vote.

Commissioner Weaver moved to protest the substantial change application of Green Island Cafe/Heaven & Hell to convert its current CR license to a CT license, on the grounds of adverse effects on peace, order and quiet in the neighborhood. The motion was seconded, discussed, and approved by voice vote.

Commissioner King offered the following resolution, which was seconded, discussed, and approved by voice vote:

WHEREAS the Department of Employment Services lease for the Career Center at 1702 Euclid Street, NW is up for renewal, and

WHEREAS the Career Center at 1702 Euclid Street, NW for the last three years has provided employment opportunities for the residents of Adams Morgan, and

WHEREAS they have been a positive activity on a crime-troubled corner of 17th and Euclid Streets, NW,

BE IT RESOLVED that ANC 1C requests the Department of Employment Services to keep the Career Center at 17th and Euclid Streets, NW by negotiating a new lease with the owner of 1702 Euclid Street, NW.

Commissioner Weaver moved that the ANC support the potential efforts of Little Shop of Flowers to seek conversion of the existing projection at 1828 Columbia Road, NW to a combination greenhouse and sidewalk cafe if the flower shop seeks to relocate there from its current location on Adams Mill Road, from which it is required to move in the near future. The motion was seconded, discussed, and approved by voice vote.

Commissioner Weaver moved that the Commission approve the text of a voluntary agreement with DTR, LLC t/a Adams Grill but only after striking out the two paragraphs on page 2 that make reference to the possibility of an enclosed sidewalk cafe to replace the existing unenclosed sidewalk cafe. The motion was seconded, discussed and approved by voice vote.

ADJOURNMENT

Commissioner King moved to adjourn at 10:45 pm. The motion was seconded and approved by voice vote.