

# ADVISORY NEIGHBORHOOD COMMISSION 1C

## Adams Morgan

### Minutes of January 3, 2007

A regularly scheduled meeting of Advisory Neighborhood Commission 1C was held on Wednesday, January 3, 2007 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: Emily Mechner (1C02), Bryan Weaver (1C03), Mindy Moretti (1C04), J. Michael Logsdon (1C05), Nancy Shia (1C06), Wilson Reynolds (1C07) and Katherine Boettrich (1C08).

### SWEARING-IN

Councilmember Jim Graham (Ward One) presided over the swearing in of the newly elected and re-elected commissioners.

### OFFICER ELECTIONS

- Commissioner Reynolds nominated Commissioner Weaver to serve as Chair of ANC1C. The nomination was seconded, discussed and approved by a show of hands.
- Commissioner Reynolds nominated Commissioner Moretti to serve as Vice Chair of ANC1C. The nomination was seconded, discussed and approved by a show of hands.
- Commissioner Moretti nominated Commissioner Boettrich to serve as Secretary of ANC1C. The nomination was seconded, discussed and approved by a show of hands.
- Commissioner Boettrich nominated Commissioner Reynolds to serve as Treasurer of ANC1C. The nomination was seconded, discussed and approved by a show of hands.

### VICE CHAIR'S REPORT

Commissioner Moretti offered a resolution supporting the 2007 meeting schedule for ANC1C. The resolution was seconded, discussed and approved by voice vote:

#### *Advisory Neighborhood Commission 1C Meeting Schedule for 2007*

*BE IT RESOLVED, that Advisory Neighborhood Commission 1C adopts the following meeting schedule for 2007, subject to future changes by the Commission or the call of special or emergency meetings as provided in the Commission bylaws:*

*Monthly Business Meetings  
(1st Wednesday – 7:00 pm)*

<i>January 3</i>	<i>July — TBA</i>
<i>February 7</i>	<i>August 1</i>
<i>March 7</i>	<i>September 5</i>
<i>April 4</i>	<i>October 3</i>
<i>May 2</i>	<i>November 7</i>
<i>June 6</i>	<i>December 5</i>

Commissioner Moretti offered a resolution supporting the committee structure for ANC1C for 2007. The resolution was seconded and discussed. Commissioner Shia offered an amendment to include herself in the ABC & Public Safety Committee. The amendment was approved by roll call vote:

YEA: Shia, Mechner, Weaver, Boettrich  
NAY: Logsdon, Moretti, Reynolds

The original resolution, as amended, was approved by voice vote:

***Proposed Committee Structure and Membership for 2007***

*BE IT RESOLVED, THAT the committee structure, rules of operation, and jurisdictions for Advisory Neighborhood Commission 1C in calendar year 2007 shall be identical to those provided in 2006 with the exception of Historic Preservation now falling under the purview of the Planning, Zoning and Transportation Committee,*

*BE IT FURTHER RESOLVED, THAT Commissioner memberships of the committees shall be as follows:*

**ABC and Public Safety Committee**  
*Moretti, Weaver, Logsdon, Shia*

**Planning, Zoning and Transportation Committee**  
*Reynolds, Boettrich, Wiese*

**Public Services Committee**  
*Mechner, Shia, Moretti, Weaver*

*BE IT FURTHER RESOLVED, THAT the foregoing Resolved clauses are subject to revisions that the Commission may make from time to time during 2007.*

**SECRETARY'S REPORT**

Commissioner Boettrich, secretary moved the approval of minutes from the December 6, 2006 regular meeting. The motion was seconded, discussed and approved by voice vote.

**TREASURER'S REPORT**

Commissioner Reynolds, treasurer announced that the ANC has a bank balance of \$81,276.

Commissioner Reynolds offered a resolution authorizing check-signing authority for ANC1C's Bank of America bank account. The resolution was seconded, discussed and approved by voice vote:

***Resolution Regarding Authorized Agents for Bank of America Checking Account***  
*WHEREAS, the individuals with current signing authority on the Advisory Neighborhood Commission 1C checking account are the officers of the Commission serving as of December 2006, and*

*WHEREAS, the Commission elected officers at its regularly scheduled meeting on January 3, 2007, including a new Treasurer,*

*NOW, THEREFORE, BE IT RESOLVED, that the following individual(s) be removed as authorized check signers from the Commission's Bank of America checking account:*

- *Jon Canty, Treasurer*
- *Andy Miscuk, Vice Chair*
- *Alan Roth, Chair*
- *M. Mindy Moretti, Secretary*

*BE IT FURTHER RESOLVED, that the following individuals shall be listed on the Commission's Bank of America checking account as authorized check signers:*

- *Bryan Weaver, Chairperson*
- *M. Mindy Moretti, Vice Chairperson*
- *Katherine Boettrich, Secretary*
- *Wilson Reynolds, Treasurer*

*BE IT FURTHER RESOLVED, that the standard resolution form required by the Bank of America to be approved by the Commission in order to effectuate a change in authorized signers is hereby deemed approved and the above-named 2007 officers are hereby authorized to sign such resolution as though it had been passed at the Commission's January 3, 2007 meeting.*

Commissioner Reynolds offered a resolution authorizing ANC1C to pay in to the ANC Security Fund. The resolution was seconded, discussed and approved by voice vote:

***Resolution Authorizing Payment to ANC Security Fund***

*BE IT RESOLVED, THAT Advisory Neighborhood Commission 1C approves participation in the Advisory Neighborhood Commission Security Fund and authorizes the Treasurer to pay the \$25.00 fee for the period January 1, 2007 to December 31, 2007, and be it*

*FURTHER RESOLVED, that the Chairperson, Secretary, and Treasurer are authorized to execute the applicable ANC Security Fund agreement provided by the District of Columbia.*

## **COMMISSIONER ANNOUNCEMENTS**

- Commissioner Mechner announced a clean up in the children's play area at Kalorama Park on Saturday, Jan. 6, 2007 from 10 a.m. to 2 p.m.
- Commissioners Reynolds and Shia announced a meeting scheduled for Jan. 23, 2007 at 6:30 p.m. at the Potter's House. The meeting will focus on the possible one-way designation of the 2500 block of Ontario Rd.
- Commissioner Shia announced that there will be a meeting on January 11 at 7 p.m. in the swing space at Bryant Elementary School about the future of H.D. Cooke Elementary.
- Commissioner Weaver asked former Commissioner Alan Roth and CM Graham to give an update on the status of 18XX Vernon St., NW. Commissioner Weaver also thanks CM Graham for his service on the Committee on Consumer and Regulatory Affairs.

## **PUBLIC COMMENTS**

- Former Mayoral candidate Chris Otten thanked the ANC for their work and had questions for CM Graham about the D.C. Dept. of Consumer and Regulatory Affairs response time to the situation on Vernon Street.
- Anne-Marie Bairstow introduced herself as the new Executive Director of the Adams Morgan Business Improvement District.
- Mrs. Jackson had concerns about the future of Marie Reed and wanted to know which ANC committee would handle that and who was on the committee.
- Lisa Duperier with Adams Morgan Main Street discussed the new First Tuesday program and said that AMMainStreet is looking for feedback and ideas on a variety of topics.
- Jeff Wilkes gave an update on his ongoing efforts with regard to H.D. Cooke Elementary.
- Jack McKay with the Mount Pleasant ANC offered to work with other ANCs in a cooperative manner.

## **COMMITTEE REPORTS**

### **A. MPD Report**

Lt. Gottert provided an update on crime in the neighborhood. He noted that there had been a 30 percent increase in theft-from-autos which in turn drove up the overall crime rate in PSA 303 by 5 percent for 2006.

He provided details about the new Adopt-a-Block program in the Third District. Each PSA officer will be assigned to a specific block (although not all blocks will have an officer assigned) who will serve as a liaison between the Third District and the community.

Responding to a question from the Commission about the security cameras in PSA 303, Lt. Gottert said that he did not believe they had been beneficial in solving any crimes within the PSA.

### **B. ABC & Public Safety**

Commissioner Weaver announced that the next meeting of the committee would be on January 8 at 7 p.m. at the Kalorama Recreation Center.

Commissioner Moretti made a motion that ANC1C send a letter to the ABC Board supporting a stipulated license for Casa Oaxaca. The motion was seconded, discussed and approved by voice vote.

### **C. Planning, Zoning and Transportation**

Commissioner Reynolds reported that there was no December meeting for the committee due to a lack of business.

Commissioner Reynolds announced that the next meeting of the committee will be on January 17, 2007 at 7 p.m. at the Third District Police Headquarters.

## **D. Public Services**

The next meeting of the Public Services committee will be on January 24, 2007 at 7 p.m. at Kalorama Recreation Center. Possible agenda items include a potential dog run on the grounds of Marie Reed and a discussion of the future of H.D. Cooke and Marie Reed elementary schools.

## **UNFINISHED BUSINESS**

Commissioner Moretti offered a resolution supporting the recommendations of the Office of the People's Counsel with regard to the proposed amendments to the Utility Consumer Bill of Rights. The resolution was seconded and discussed. Commissioner Mechner offered two friendly amendments. Commissioner Mechner offered a third amendment to strike a portion of the amended resolution. The amendment failed on voice vote. The original resolution, as amended was discussed and approved by voice vote:

### ***Resolution Regarding the Utility Consumer Bill of Rights***

*Whereas, Advisory Neighborhood Commission 1C (ANC1C) has only recently been made aware of the process before the District of Columbia Public Service Commission to modify the existing D.C. Utility Consumer Bill of Rights as it pertains to the provision of service by utilities serving customer in the District of Columbia and the responsibilities of the utility and the consumer in the utility process and;*

*Whereas, ANC1C believes this document is extremely important to both residential and small commercial utility consumers in the District of Columbia if the city is to thrive and maintain the stability necessary to promote a progressive lifestyle and business environment, and;*

*Whereas, the D.C. Public Service Commission has requested comment on new proposed rules to be incorporated into the Utility Consumer Bill of Rights; and*

*Whereas ANC1C believe the Public Service Commission needs to protect the privacy, health and equitable and adequate access to utilities for all consumers.*

*Therefore Be It Resolved that Advisory Neighborhood Commission 1C (ANC1C) seeks to inform the Commission of its concern over the lack of adequate public notice regarding this document in its entirety,*

*Be It Further Resolved that ANC1C supports the concept of a moratorium on service cutoffs when temperatures are expected to exceed 90 degrees, and*

*Be It Further resolved that ANC1C is explicitly not in favor of the use of personal information by any utility as a means of qualifying a customer for service, especially the use of credit reports or credit information to qualify or classify customers in any way as suggested in Sections 307 and 308 of the document, and*

*Be It Further Resolved that ANC1C is not in favor of any measure that potentially raises the deposit amount for consumers, and*

*And Therefore Be It Further Resolved that the duly elected members of ANC1C, entrusted with the responsibility to advise government policymakers on the concerns of the community in matters of public rulemaking, request the Public Service Commission continue the review of the matter to include the expressed concerns of any and all Advisory Neighborhood Commissions and to undertake an effort to broadly inform the public of the process as the Utility Consumer Bill of Rights evolves into final form.*

## **NEW BUSINESS**

Commissioner Weaver gave an update on the status of ANCIC's protest of the entertainment endorsement for the Angry Inch.

Commissioner Weaver offered a resolution regarding the 400-ft. rule. The resolution was seconded, discussed and approved by voice vote:

### ***Resolution Opposing D.C. Council Bill 16-696 "On-Premises Retailer's License Act of 2006"***

*Whereas the lame-duck session of the 2005 Council of the District of Columbia voted to approve Bill 16-696, lifting the restriction for a restaurant, hotel, club, caterer, or temporary license to be issued within 400 feet of a public, private, or parochial primary elementary, or high school; college or university; or recreation area operated by the D.C. Department of Parks and Recreation; and*

*Whereas, the 16-696 changes the standard from 400 ft. to 0 ft; and*

*Whereas, all local jurisdictions and every comparable city on the Eastern seaboard—Boston, Baltimore, New York and Philadelphia—have laws that prohibit all liquor licenses from being granted to restaurants and/or clubs within a certain radius of a school; and*

*Whereas, the intent of the Bill was to allow a handful of development projects near schools to include sit-down restaurants, but 16-696 does not create any safeguards to guarantee that these will be sit-down restaurants next to a school; and*

*Whereas, a few would find it a problem if restaurants such as Pasta Mia, San Marco or Mixtec were within 400 feet of a school, however as 16-696 was approved by the Council, establishments such as Club U or Ascot could also be located next to an elementary school; and*

*Whereas, 16-696 will strip away all universal protections for schools from ABC restaurant licensing, specifically designed to support children, teens, families and the development of entertainment districts; and*

*Whereas, 16-696 offers no compensating protection for children and schools nor gives standing to parents or schools in the process of the issuance of liquor licenses to establishments that would be able to locate next door to schools without restrictions; and*

*Whereas, 16-696 now places managing the environment around schools to the inconsistent "Voluntary Agreement" process and the burden to protect schools to local ANCs and community associations; and*

*Whereas, within the boundaries of ANCIC there are three public schools, three Head Start programs, three city parks, two recreation areas operated by the D.C. Department of Parks and Recreation with numerous after school programs that could be adversely affected by this legislation;*

*Whereas, no second hearing was held before the Council to discuss this legislation.*

*Now Therefore Be It Resolved that ANCIC asks Mayor Adrian Fenty to reconsider or VETO this legislation and thoughtfully address needed adjustments to licensing, standing and mixed use development policies that support both healthy environments for our children and vibrant commercial districts for our city by placing safeguards to ensure that these are true, sit-down restaurants locating next to a school.*

Commissioner Shia announced her intentions to “go to war” on the rat and litter issue in the neighborhood and said that she hoped to have a resolution to bring before the full Commission at the next meeting.

Commissioner Shia gave an update on the protest against the application for D/R license for O’Tasty. She commended the owners for their efforts to clean up the alley and that she will continue to work with the establishment on a possible Voluntary Agreement.

Commissioner Weaver discussed a recently proposed text amendment to the Reed Cooke Overlay with regard to Inclusionary Zoning. Commissioner Weaver made a motion to commit this matter to the Planning, Zoning and Transportation Committee for consideration and that a member of the PZT Committee or the ANC Chair may represent the full ANC with regard to the proposed text amendment to the Reed-Cooke Overlay. The motion was seconded, discussed and approved by voice vote.

## **ADJOURNMENT**

Commissioner Moretti made a motion to adjourn. The motion was seconded, discussed and approved by voice vote. The meeting adjourned at 9:27 p.m.