

**ADVISORY NEIGHBORHOOD COMMISSION IC
Adams Morgan**

Minutes of December 2, 2009

A regularly scheduled meeting of Advisory Neighborhood Commission 1C was held on December 2, 2009 at Mary's Center. Commissioner Bryan Weaver called the meeting to order at 7:02 pm. Approximately 15 members of the public attended.

In attendance were Commissioner Stacey Moye (ANC 1C01), Chris Otten (ANC 1C02), Bryan Weaver (1C03), Mindy Moretti (1C04), Wilson Reynolds (1C07) and Kathie Boettrich (1C08).

SECRETARY'S REPORT

Commissioner Boettrich made a motion that the secretary's reports from November be accepted. The motion was seconded, discussed and passed by voice vote.

TREASURER'S REPORT

Commissioner Moretti reported on progress with financial reports. Commissioner Weaver made a motion to request approval for expenses related to copying and binding the last 4 quarters of expenses and financial reports. The motion was seconded, discussed and passed by voice vote.

COMMISSIONER ANNOUNCEMENTS

Commissioner Moye announced that the Kalorama Citizens Association will not be holding a December meeting. The next meeting will be January 11.

Commissioner Otten announced the Peace Center Activists Award on December 11 from 6-9 p.m. at All Souls Church. Commissioner Otten also provided an update on activities on behalf of the disabled regarding the Mt. Pleasant Library.

Commissioner Reynolds announced that the Champlain Valley underpass is open.

Commissioner Weaver reminded residents that the nickel fee per bag used goes into effect on January 1. There are green bag distribution centers around the city to distribute free bags to the public. www.green.dc.gov. Commissioner Weaver also reported on the city-wide ANC meeting held in November.

PUBLIC ANNOUNCEMENTS AND COMMENTS ON NON-AGENDA ITEMS

Kristen Barden announced a Festivus celebration every weekend, starting December 5th; there will be an "airing of grievances" by volunteer town criers.

Member of the public requested alley paving for an alley on Lanier/ Ontario Rd. Commissioner Moretti and Reynolds addressed the issue.

Three students provided information on the Urbanitos Scholarship Fund which is part of Mary's Center Teen Program.

GUEST SPEAKER

Michelle Molotsky with DC Department of Parks and Recreation provided an update on the work with Kalorama Park. Due to archeological problems, they have had to redesign their

work. Submitted new revision on November 7th, revisions received on November 11. Conceptual approval has been received. Structural approval was received from DCRA (for the retaining wall) and they have up to 30 days to approve the project. They can start work after permits received; it is a 4-6 week project. Plantings will be delayed until spring. (contact information: 202/445-1706; Michele.molotsky@dc.gov) Molotsky answered questions from the public. Public meeting to be held in December.

COMMITTEE REPORTS

ABC & Public Safety

Sergeant Penn reported crime statistics for the period; compared to last year, violent crime was down significantly, while burglaries were up again. He addressed questions from the audience and commissioners.

The next meeting is planned for Tuesday, December 9, 2009 at the Kalorama Recreation Center. This meeting always includes the 3rd District PSA meeting at the same time.

Public Services

The committee did not meet in November.

The next meeting is planned for December 16 at the Kalorama Recreation Center.

PZT Committee

Commissioner Reynolds provided an update on the November meeting. Due to lack of agenda items, the committee will not meet in December.

The next planned meet is January 11.

NEW BUSINESS

Commissioner Moretti made a motion to waive the grant guidelines for “We are Family.” It was seconded, discussed and passed by voice vote. Commissioner Moretti then made a motion to grant \$1,000 to “We are Family’s” holiday gift delivery. It was seconded, discussed and passed by roll call vote:

YEA: Moye, Otten, Weaver, Moretti, Reynolds, Boettrich

NAY: none

Commissioner Weaver offered a resolution in support of Council Bill 18-64. The motion was seconded, discussed and approved by roll call vote:

YEA: Moye, Otten, Weaver, Moretti, Reynolds, Boettrich

NAY: none

Whereas Ward One is considered to be “high risk” for childhood lead poisoning by the Environmental Protection Agency;

Whereas, Councilmember Mary Cheh has introduced Bill 18-64 (Lead Hazard Prevention and Elimination Act of 2008) that seeks to amend the Lead Hazard Prevention; and

Whereas, Bill 18-64 will amend, expand and improve the efficacy of the Lead Hazard Prevention and Elimination Act of 2008 by returning portions of the original legislation that were stripped from the 2008 legislation and addresses the existing limitations in effort to better protect pregnant women and children under age 6 residing in the District; and

Whereas, the original intent of the Lead Hazard Prevention and Elimination Act of 2008 was to ensure that all at-risk residents, both long-term and transient, are safe from lead hazards and to provide complete transparency of risk regardless of effective lease dates and terms; and

Whereas, the proposed amendment adds important disclosure requirements, including a mandate necessitating all owners of residential properties constructed before March 1, 1978 to disclose to the purchaser or lessee the presence of any known lead-based paint or lead-based paint hazards, and to provide any available lead hazard evaluation reports; and

Whereas, the amendment requires a recently (within 12 months) lead disclosure form and clearance report prior to any contractual obligations; and

Whereas, under the amendment, tenants who currently reside in a pre-1978 rental unit, a complete lead disclosure form and clearance report shall be provided by the owner within 180 days of the effective date of this act; and

Whereas, Bill 18-64 the additional disclosure requirements will better protect pregnant women and children from known lead hazards in pre-1978 rental housing units; and

Whereas Bill 18-64 creates one uniform standard of disclosure for members of the at-risk population, the law is designed to protect by preventing the perpetuation of poisoning in households that do not have a high turnover rate; and

Whereas, the amendment also adds a private cause of action against the owners who are alleged to be in violation of any permit, standard, regulation, condition, requirement, and prohibition pursuant to the law. This provision provides a remedy in the D.C. Superior Court for tenants whose landlords refuse to comply with the proposed for tenants whose landlords refuse to comply with the proposed directives.

***Now Therefore Be It Resolved** that the Adams Morgan Advisory Neighborhood Commission (ANC 1C) urges the Mayor and the District of Columbia Council to enact Bill 18-64, and to further strengthen the amendment by:*

Making the lead poisoning prevention fund available for prevention and education, not just enforcement; and

Strengthening the regulations D.C. will need to comply with the new Environmental Protection Agency renovation, repair and painting rule; and

Ensuring the independence of persons performing clearance examination from entities in association with the owner, tenant, or other potential conflicting relationships.

Be it Further Resolved that ANC IC authorizes the Chair or a Commission designee to speak before the Council or other body on this matter.

Commissioner Moretti offered a resolution in support of Council Bill 18-76. The motion was seconded, discussed and approved by roll call vote:

YEA: Moye, Otten, Weaver, Moretti, Reynolds, Boettrich

NAY: none

Whereas countless city properties that are no longer in use have been sold or leased to private entities with little or no public input;

Whereas the sale and/ or lease of these properties has not always benefitted the affected communities; and

Whereas, Councilmember Harry Thomas (D-Ward 5) has introduced Council Bill 18-75, the “Public Lands Surplus Standards Amendment Act of 2009,” and

Whereas, the proposed legislation will amend legislation first introduced in 1939; and

Whereas, the proposed legislation will formalize and lengthen the process by which the city declares vacant lots, former office buildings, former schools, etc... no longer needed for public use and thus available for sale or lease to private partners; and

Whereas, the proposed legislation will require that the city separate the declaring of property as surplus from the selling or leasing it; and

Whereas the proposed legislation will require greater accountability from the Mayor’s office including holding at least two public meetings (at night or on the weekends) near the proposed surplus property and a 30-day notice to affected Advisory Neighborhood Commissions.

Now Therefore Be It Resolved that the Adams Morgan Advisory Neighborhood Commission (ANC IC) supports Council Bill 18-76 the “Public Land Surplus Standards Amendment Act of 2009,” and

Be It Further Resolved that ANC IC urges the Council to approve and the Mayor to sign this legislation in an expedient manner so no additional public property is lost without extensive research for the benefits of the sale/lease of that property and so that the process of public notification and participation begins as quickly as possible.

ADJOURNMENT

Commissioner Moretti made a motion to adjourn. The motion was seconded, discussed and passed by voice vote. The meeting adjourned at 8:45 p.m.

