

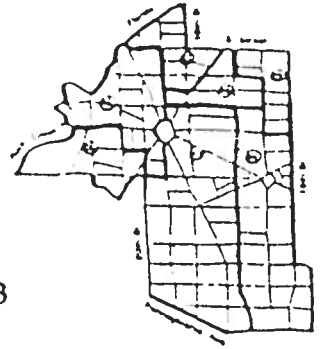


**DUPONT CIRCLE  
ADVISORY NEIGHBORHOOD COMMISSION 2B**

The Dupont Down Under Mall  
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Washington, DC 20036

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Letters

To: ABC

Re: Carmella Kitty's

To: Cafritz Foundation

Re: Tutoring Program

To: David Clarke

Re: Phone Deregulation

To: Jack Evans

Re: Phone Deregulation

To: Inspector Sonia Proctor (cc: Chief Soulsby)

Re: Halloween Celebration

To: Teatism

Re: Proposed Tea Shop

To: Public Space Commission

Re: Radisson/Barcelo (pending)

To: Mayor Barry

Re: Veto development plans Wilson Bldg

To: Hampton Cross

Re: Vendors (Pitsor, Heller - pending)

To: City Councilmembers Evans, Brazil, Clarke, Ray

Re: Limitation of Campaign Funds

To: City Councilmembers -Evans, Clarke

Re: Wilson Building Rehab

To: PSC

Re: Jana Corporation - Quality Inn

To: HPRB

Re: Ruth's Chris Steak House

To: Councilmembers Clarke, Evans

Re: Bill 11-479, "Rental Housing Act of 1985 Reformed Amendment"

**COMMISSIONERS**

01 Brad Haransky  
Vice-Chair

02 Stephen Smith

03 Jonathan Heller  
Treasurer

04 Donald Jackson

05 Erik Wemple  
Secretary

06 Henry Fernandez  
Chairperson

07 Kyle Pitsor

Act of 1995"

MINUTES OF THE NOVEMBER 8, 1995 PUBLIC MEETING - ANC 2B

Commissioners Fernandez, Heller, Haransky, Pitsor, Jackson and Wemple were present.

Introduction of the Commissioners.

Mr. Heller moved and Mr. Pitsor seconded adoption of the minutes of the October 11 meeting with changes as noted.

ADMINISTRATIVE MATTERS

Mr. Heller asked that the discussion of the changes to the ANC 2B By-laws be moved from their place on the agenda until after the police crime reports.

Dr. Fernandez said the Annual Report would be presented at the December meeting.

POLICE CRIME REPORTS

Sgt. Burton of the Third District gave the crime statistics. He said the overall picture was that crime was down 4% over last year. He said that 70% of the crimes were committed between 3 and 11 P.M. A resident asked about the stop light at 18th and P Streets being a problem and if there was anything the police could do to have the situation resolved. Mr. Pitsor said the problem was the position of the light and that when trucks turned the corner they hit the light, which then would become twisted and point in the wrong direction. Sgt. Burton said that residents should keep calling the Department of Public Works and reporting the light. Mr. Heller asked if the recent incident in the 1500 block of 17th Street qualified as a car jacking. Sgt. Burton said yes it did.

MOTION

Dr. Fernandez moved and Mr. Haransky seconded that a letter of commendation and thanks be sent to Ins. Proctor and Commander Soulsby for the Third District's handling of the Halloween celebration. The motion passed unanimously.

Captain Burrell of the Second District gave the crime statistics. She introduced Lt. Cullins, who is in charge of the evening shift at the Second District. Mr. Heller asked about the recent murder in front of the Bulgarian Embassy. Captain Burrell said that came under the jurisdiction of the Secret Service. She added that she was not able to discuss the details of that incident. A resident asked the Captain if the audience in the future could have the actual numbers of crimes committed rather than the statistics. Dr. Fernandez asked Captain Burrell about drug activity on 17th Street. Captain Burrell said that there was mostly a problem with loitering on 17th Street. A resident

said that since a drug dealer on 17th street had been arrested and had his parole revoked there had been no noted drug dealing activity on 17th Street. She commended the ANC and the Third District on their success in this situation. She suggested that letters of commendation to the parole board and the vice squad of the Third District be sent.

#### ADMINISTRATIVE MATTERS

Mr. Heller introduced an addition to the ANC Bylaws. He said at the last meeting of the ANC he had given the due notice required of his intention to discuss this issue at the November 8 meeting. He said that he had refined the language of the original draft several times after discussing this issue with commissioners and residents. He said he was requesting a discussion but not a vote at this meeting. Mr. Heller read the proposed addition. He said that he had discussed this with some constituents, and they had suggested the alternative of making the additional clause a guideline for the ANC, rather than part of the Bylaws. Mr. Pitsor asked if Mr. Heller was requesting that the commission discuss and contemplate the change and act on it at a later time. Mr. Heller said yes. Mr. Pitsor asked for a clarification and rationale for the part in the suggested changes that addresses the issue of conflict of interests. Mr. Heller said that in the past there had been commissioners or a commissioner that had served as committee head of other organizations, and this might create confusion in the public's mind as to which organization a particular commissioner was representing on a particular issue. Mr. Heller said that what he was proposing was not a restriction but a recommendation, and could be viewed as more of guideline than anything else. Mr. Jackson asked if there was a procedural book for ANC operations. Dr. Fernandez said there are ANC regulations for the District of Columbia. He said the issue of conflict of interest is also defined. Ms. Shannon, a resident, said that it was common for people who are involved in community issues and matters to belong to more than one organization. She said that restrictions on this would be cutting off the resource of good talent and experience. Mr. Heller said the changes he is proposing are not mandatory, but voluntary, and in the hands of the commissioners. A resident, Mr. B. Lane, said that when the residents elect commissioners (ANC), they expect them to represent the community. A resident said the commissioners should let the residents know if they are in conflict, and recuse themselves. Mr. Heller said that he had received a comment from a constituent that in the past when a situation such as one in which an ANC Commissioner served in an officer or committee chairmanship, that particular commissioner had not been up front about this in ANC meetings.

A resident, Mr. Van Essen, said a lot of active people are members of several organizations. Madelene Lane, a resident, said she was disturbed about the growing problem between the ANC and Dupont Circle Citizen's Association (DCCA). She said it

seems that suddenly the ANC is saying that DCCA does not represent the neighbors. She said that the ANC represents business and not the residents and the residents want an ANC that represents them. She said the proposed change in the Bylaws is not in the interest of the community, and that the proposed change seems to be directed at DCCA.

## ISSUES

1. Dr. Fernandez said he had been working with Inspector Proctor to secure a grant for a tutoring program to take place in the Third District Police Station. He said they had put together a proposal and presented it to the Cafritz Foundation. He said the program would take place in the community room of the Third Precinct, and would be staffed by volunteer off-duty police officers, some neighborhood residents, and some Georgetown University students. He said the program would be administered by the DC Schools Project of Georgetown University. He said he wanted the ANC to write a letter to the Cafritz Foundation expressing its support for the proposed grant. Ms. Shannon asked if the District already had tutoring programs. Dr. Fernandez said no, most programs had been cut. Dr. Fernandez said that it was Inspector Proctor's idea to expand the community policing philosophy of the Third District, and one of the goals of the project is for the police to be in an interactive role with the neighborhood children in a productive environment. Dr. Fernandez said that the administrator of this program would be the DC Schools Project of Georgetown University. He said there was also an advisory board of other educators, and a professor from George Washington University would also be providing tutoring training for the volunteers.

### MOTION

Dr. Fernandez moved and Mr. Jackson seconded a letter be written to the Cafritz Foundation expressing the ANC's support of the proposed tutoring program to be held at the Metropolitan Police Third District Station. The motion passed unanimously.

2. Dr. Fernandez introduced Mr. Scott of the Radisson/Barcelo. Mr. Scott presented plans for the proposed use of public space for an unenclosed sidewalk cafe. He said the hours of operation would not go past 11 P.M. at night, and the cafe would seat 25 patrons. Dr. Fernandez asked what the clearance was. Mr. Scott said it was 10'6'', within the code specifications. Mr. Heller asked if Mr. Scott would be policing the homeless who tended to congregate at night in part of the area that would be used by the cafe. Dr. Fernandez asked if there were comments from the audience. Ms. Shannon asked if the space, which the cafe would front belonged to the hotel. Mr. Scott said yes. Mr. Wemple asked if anyone was present at the meeting who had concerns. He asked Mr. Scott if he had heard of any concerns from the residents of that neighborhood. Mr. Scott

said no. Dr. Fernandez said that he had received a letter of support from the Dupont West Citizens Association. Dr. Fernandez said he would like to propose two separate motions. One, to support the application as long as it meets ANC 2B public space guidelines, and two to ask the ANC to empower the chair to sign a Voluntary Agreement that also meets the ANC public space guidelines with the Radisson/Barcelo. He said this would address the hours of operation and the clearance requirements.

**MOTION**

Dr. Fernandez moved and Mr. Wemple seconded a letter of support to the Public Space Commission for the application for use of public space for an unenclosed outdoor cafe, 24 seats by the Radisson/Barcelo Hotel, 2121 P Street, provided that the Radisson/Barcelo sign a Voluntary Agreement with ANC 2B which meets the ANC 2B Guidelines for use of public space. The motion passed unanimously.

**MOTION**

Dr. Fernandez moved and Mr. Wemple seconded to empower the ANC Chair to sign a Voluntary Agreement, which meets the ANC 2B Public Space Guidelines with the Radisson/Barcelo Hotel, 2121 P Street. The motion passed unanimously.

Dr. Fernandez introduced Inspector Proctor (see Issue 1). (Inspector Proctor appeared late to address Issue 1). Inspector Proctor said she appreciated Dr. Fernandez's invaluable help in helping put the grant proposal together for the tutoring program. She said that two schools were waiting to participate. She said the schools would identify the students in need of the tutoring program. She said the Department was hoping for long-term relationships with the children, and was hoping to break down the barriers between the children and the police. Dr. Fernandez thanked Inspector Proctor for her staffing of 17th Street for the Halloween Celebration.

3. Mr. Haransky said that earlier this year Ruth's Chris Steak House (Ruth's) had gotten an O.K. on their application to enclose public space and he had since the construction of this project received no complaints from his constituents. Mr. Haransky introduced Mr. Grandis, the representative of Ruth's. Mr. Grandis introduced the person in charge of design for Ruth's, who presented the proposed new sign. Mr. Heller asked, with what agency is the application pending? Mr. Grandis said it was the Historic Preservation Review Board. Mr. Grandis said that the Dupont Conservancy adopted the proposed design. Mr. Pitsor said he felt the design was attractive.

**MOTION**

Mr. Haransky moved and Mr. Heller seconded to support the proposed new signage for Ruth's Chris Steak House, 1801 Connecticut Avenue - as presented in plans and

send a letter to the Historic Preservation Review Board and any other body stating this support. The motion passed unanimously.

4. Dr. Fernandez introduced Michelle Brown of Teaism. Ms. Brown gave a presentation on the proposed retail tea shop and cafe which would be located at 2009 R Street. She said the cafe would serve tea and light fare, and be patterned after the Asian style of tea house rather than the British. She said the sign would protrude approximately 42 inches over the entrances and the signage would include two banners, which are 11 by 3 feet. She said that there is no intention at this point to ask for use of outdoor space. Mr. Heller said he would like to move that the ANC support the concept as presented and to approve any future applications that correspond to the plans so Teaism won't have to appear before the ANC again to just repeat the plans already described. Dr. Fernandez stated that, in the future, the ANC should consider any application form Teaism for a public space permit.

**MOTION**

Dr. Fernandez moved and Mr. Wemple seconded to support the concept plans as presented for Teaism, 2009 R Street, but that further approval would be reserved until after receipt and consideration of any applications that would come before the ANC. The motion passed unanimously.

5. Mr. Wemple said he was going to defer the issue of proposed use of public space by Quality Inn Hotel in that they were not available to make a presentation at this time.

**MOTION**

Mr. Wemple moved and Dr. Fernandez seconded ANC 2B send a letter to the Public Space Commission requesting a delay of any vote by the Public Space Commission on the application for use of public space by Quality Inn Hotel, Jana Corporation until the December 8 meeting of the ANC to allow the ANC to hear and vote on this application. The motion passed unanimously.

6. Mr. Jackson said the Jewish Community Center was not available to give their planned presentation at this time. Mr. Jackson said he did know that the JCC did plan to have their grand opening on October 3, 1996 and construction is under way at this time. He said they do have their program book available at this time, and he said he would speak with them about rescheduling their presentation.

7. Mr. Heller introduced various pending City Council actions. Mr. Heller said that Councilmember Ray had introduced Bill 11-427, "D.C. Contribution Limitation Initiative Amendment Act of 1995", which would raise the limits of the dollar amount

of contributions to campaign funds. He said this bill would roll back contribution limits established through a public mandate of 1992. Mr. Heller read the current limits and the proposed limits in the pending Bill. He said there were a few additional clauses which were actually beneficial, but the thrust of the bill is to increase the limits or the contributions. He asked the commission to write a letter to relevant members of the City Council opposing this pending bill. Mr. Pitsor asked for an amendment that would exclude positive parts of the bill. Mr. Heller said he wanted the motion to be forceful and oppose the whole bill.

**MOTION**

Mr. Heller moved and Mr. Jackson seconded to tell the relevant City Council members that ANC 2B opposes Bill 11-427, "D.C. Contribution Limitation Initiative Amendment Act of 1995" which changes the limits on campaign contributions. The motion passed unanimously.

Mr. Heller asked for support for Bill 11-479, "The Rental Housing Act of 1985 Reformed Amendment Act of 1995". He said this bill would extend the current rent control legislation for another 5 years.

**MOTION**

Mr. Heller moved and Mr. Pitsor seconded a motion to advise the City Council of their strong support for Bill 11-479, "The Rental Housing Act of 1985 Reformed Amendment Act of 1995". The motion passed unanimously.

Mr. Heller introduced the topic of the proposed renovation of the Wilson Building. Ms. Shannon, a resident, said the City Council had decided to go ahead with a proposal presented by Mons Construction. Ms. Shannon said that Jack Evans, the Ward 2 Representative, said that if the Council had established a real process for looking at the District Building, and possible needs for renovation in 1992 they'd not be sitting here today (yesterday) and passing on this proposal. Dr. Fernandez asked how Mr. Evans had voted. Ms. Shannon said he voted for the 90-day extension, which did not pass, but also for the Mons proposal (which was approved). She said three people voted against the proposal, Councilmembers Patterson, Cropp, and Mason. Dr. Fernandez said he had called Mr. Evans and asked him to delay the vote. Dr. Fernandez asked if the Mayor had a chance to veto the proposal. Dr. Fernandez asked Mr. Heller what was the content of his proposed motion. Mr. Heller said there were a number of points that were raised, Mr. Heller said he wanted to send a letter to Council expressing the concerns of the ANC on the behalf of the residents of the city. He said on his own he would want to stress to the City Council that they not approve anything that does not have GSA leases assigned to it, to make every effort to expand the amount of space that the City retains, to urge GSA to put in D.C.-related Federal offices, and to closely

examine all financial aspects of any contracts that are submitted. Mr. Heller said he thinks these points would make the process better, but that the process can't be stopped. Ms. Shannon said that it would be useful to also ask the Council to make sure that the contractor is qualified to perform work on the scale proposed. Mr. Wemple said he had been at the City Council meeting and Mr. Clarke and other members of the Council said that the City had known about this problem with the Wilson Building since 1985. Another Councilmember said that although the council has known the building has been deteriorating nothing was done and the renovation has to be acted on immediately as the deterioration of the building is such that the building will have to be vacated, even though this was an unsolicited bid. Mr. Wemple said the Council had absolutely no program for renovation, and because they would have to vacate the building, due to its deteriorated condition, and this bid falling out of the sky, it exhibits a great deal of irony and incompetence.

**MOTION**

Mr. Heller moved and Mr. Pitsor seconded to send letters to Councilmembers Clarke and Evans stating that they 1) make every effort to maximize the amount of space the District of Columbia retains after renovation, 2) have a signed agreement with GSA before this project is given final approval by the City 3) urge GSA to try to place District of Columbia-related Federal agencies in the renovated building 4) undertake a complete examination of the financial ability of the developers to start and complete this project, and closely examine all financial aspects of any contracts that are entered into. The motion passed unanimously.

**MOTION**

Dr. Fernandez moved and Mr. Heller seconded to send a letter to the Mayor requesting that he veto the City Council's action on the renovation of the Wilson Building. The motion passed 5 to 1. Mr. Wemple opposed.

Dr. Fernandez commended Mr. Heller for his research.

8. Dr. Fernandez introduced a discussion and vote on the October presentation on local phone deregulation. He said that in October Bell Atlantic and representatives of various phone companies had given a presentation on the deregulation of local phone service, at that time the vote was postponed to give the commissioners time to consider the points that were presented. Dr. Fernandez said that Mr. Haransky would be recusing himself from the vote.

**MOTION**

Dr. Fernandez moved and Mr. Jackson seconded a letter be sent to the City Council Chair, Mr. Clarke, and to



Councilmember Evans expressing the ANC's support for fair competition for local phone service, while preserving the Public Service Commission's oversight of the industry as a whole and assuring that the indigent and other special groups receive adequate and low cost services. The motion passed unanimously.

#### COMMISSIONER REPORTS

Mr. Haranasky reported that the Mediterranean Blue restaurant had opened in his SMD. He said that Ruth's Chris had done a great job of their renovation. Mr. Heller asked Mr. Haranasky what the time on construction of Mediterranean Blue was in that it happened so fast. Mr. Haranasky said they did everything by the book, however they did work almost around the clock.

Mr. Heller reported on the problem of early trash pick-up. He said at last week's meeting of the public Ward 2 meeting, with Mayor Barry, he was able to ask DPW Larry King about this issue and was able to file...a member of his staff promised to take care of this problem, and that they would see to it personally. Mr. Heller said that the time of pick-up may have switched from 5:30am to 6:15am, or 6:30. He said he called again to complain. He said he got alot of excuses, trucks delivering on 17th Street, etc. He said he is continuing to work on this problem and as soon as the ANC newsletter gets distributed all the relevant phone numbers and addresses are in it.

Mr. Jackson reported that at the constituents meeting of October 21 only 8 people showed up. He said he would be looking at ways to improve the communications in his SMD especially in the apartment buildings which are locked up an inaccessible.

Dr. Fernandez reported that he had participated in a neighborhood clean-up day in October. He said he put together an 30 page proposal to the Cafritz Foundation for the proposed tutoring program at the 3rd District Police Station.

Mr. Pitsor reported on the developments in the Dupont Circle Park situation. He said this fall the Park Service will be completing some of the improvements that were launched in the spring, such as addition plantings, extension of benches, and putting PVC pipe where necessary to remedy the occasional flooding. He said that it was likely that in December the ANC would be receiving a report with respect to building developments at the Brookings site, at Mass. Ave. and 18th Street. He said the plans have been approved but there are some other issues.

#### OLD BUSINESS

Mr. Heller said that two meetings ago the traffic situation

at 18th and Corcoran Streets had been discussed. He proposed that the ANC write to the DPW to offer suggestions for helping improve that situation. He said the basic points are to replace the "Do Not Block Intersections" signs on the southbound lanes of New Hampshire and 18th Street, install bigger and more obvious signs to read "Stop Here on Red Light", and recommending signs in the north bound lanes warning of possible East-West crossing traffic, and asking the Department to look into any other possibilities, based on examination of records of accidents at this intersection. He said he wanted also to insure that the DPW consult with the ANC and residents before making any decisions.

**MOTION**

Mr. Heller moved and Mr. Haransky seconded to send a letter to the DPW outlining the four point suggestions to remedy the traffic problem at 18th and Corcoran Streets. The motion passed unanimously.

Mr. Heller said that at the last meeting a motion was unanimously passed to support Carmella Kitty's application for an ABC amendment to operate on its additional upper floor. He said that some residents have filed a protest. He asked the ANC to write the ABC Board a letter expressing ANC 2B's continual support of the conditional approval of Carmella Kitty's license.

**MOTION**

Mr. Heller moved and Mr. Haransky seconded that a letter be sent to the ABC Board expressing ANC 2B's continual support of the conditional approval of Carmella Kitty's liquor license pending the ABC's investigation. The motion passed unanimously.

**NEW BUSINESS**

Mr. Heller said he has been dealing with a problem involving diplomatic parking. He said his SMD has a lot of new embassies, particularly on New Hampshire Avenue. He said it was one of his concerns that the neighborhood not lose any more residential parking than is necessary. He said that a Metro Bus Stop was changed to diplomatic parking in front of the Zimbabwe Embassy at 1608 New Hampshire. He said he inquired as to the process of doing this, and examined the original zoning application of the Embassy, which had only requested two spots on the street, whereas the signage allows for 3.5 or 4 spaces. He said the Bureau of Parking said that was a mistake and they would fix it. Mr. Heller asked if the commissioners would want to consider the issue of diplomatic parking in general at a future meeting.

Mr. Heller said the DCRA had a hearing, which the ANC was not informed of, concerning proposals to change vending zone areas. He asked the commissioners and residents that if there was any interest in this that the DCRA be contacted and asked for an extension, to allow this issue to be discussed at the December meeting of the ANC. Mr. Pitsor said the notice was given in less than seven days. Mr. Pitsor suggested sending a letter to

Hampton Cross stating that vending issues are a major concern of Dupont Circle, and the ANC would like to meet with a member of his staff to discuss what their doing respective to those regulations, and to have that process involve ANC's. Dr. Fernandez asked Mr. Heller and Mr. Pitsor to draft an administrative letter to Hampton Cross of DCRA stating ANC 2B's concerns as expressed. Mr. Heller said the ABC Board is proposing a "Brew Pub Zone." Dr. Fernandez asked what that was. Mr. Heller said the boundaries correspond with what is called the night club zone. Dr. Fernandez asked if this could be addressed by the individual commissioners, and said it required no action.

Dr. Fernandez announced that the Metro Authority is proposing to close the Q Street entrance to the Metro Station for six months for major renovations of the escalators. He said an alternative proposal is to close two of the escalators for 11 months. Dr. Fernandez said that Mr. Haransky would be attending a meeting on this issue for the ANC, on Thursday, November 13 at 8:00 A.M. at the Dupont Plaza Hotel, and if anyone else would like to attend they would be welcomed. <CORRECTION The Metro Authority is planning to renovate the south entrance on 19th Street of the Dupont Metro station, not the Q Street entrance>.

#### OPEN FORUM

A resident asked what was the regulation on time for private trash pick-ups. Mr. Wemple said it was 7:00 A.M. Dr. Fernandez said that if a resident had the name of a private company that was in violation of that regulation that the SMD could send a letter to the company in behalf of that SMD. Mr. Wemple said the residents should write down the registration number of the vehicle. Mr. Heller said the residents could also inform the commercial establishments of the violation.

Ms. Shannon asked if the Church of Scientology had approval for the two big banners, which drape half of the front of the building. Mr. Pitsor said the banners were for their grand opening. Dr. Fernandez asked Mr. Pitsor to call the Church and ask them what they were going to do with these banners. Mr. Haranasky said it was his understanding the banners come down after the opening.

A resident asked if the restriction on heavy trucks was all the way down Q Street, or if this restriction ended at 16th Street. Mr. Pitsor said the ANC had requested the restriction go beyond 16th Street, and the ANC would ask for additional signage for across 16th Street. Mr. Jackson said the ANC's request for the restriction had been all the way to Rhode Island Avenue. Mr. Pitsor said the ANC jurisdiction beyond ANC 2B was also asking for signage. Mr. Pitso r said the DPW was looking to follow the recommendation of the neighborhood for the past few years and

adding residential parking on both sides of Q Street, and eliminating rush hour restrictions on the north side of Q Street.

The meeting adjourned at 10:15 P.M.

Respectfully submitted,

Eric Wemple, Secretary