

**ANC 2B DUPONT CIRCLE ADVISORY NEIGHBORHOOD COMMISSION REGULAR
MEETING MINUTES**

Wednesday, January 13, 2010 Brookings Institution

The January Regular Meeting of the Dupont Circle Advisory Neighborhood Commission (Commission or ANC 2B) was called to order by Chairman Silverstein at 7:00 pm. The Commissioners identified their Single Member Districts (SMDs). Present were: Mike Feldstein (2B01), Bhavna Patel (2B02), Bob Meehan (2B03), Jack Jacobson (2B04), Victor Wexler (2B05), Mike Silverstein (2B06) and Will Stephens (2B08). Commissioners Ramon Estrada (2B09) and Phil Carney (2B07) were not present. The Chair noted the presence of a quorum.

Approval of Minutes

Commissioner Silverstein made a motion to approve the minutes. Commissioner Stephens seconded the motion. The motion carried 7-0.

Public Announcements

Commissioner Meehan announced a meeting regarding Ginko trees would take place at a time to be determined, regarding procedures for tree removal.

Commissioner Silverstein announced that Mark Medley became the new manager of James Hobans. James Hobans will host members of various neighborhood organizations for a dinner on February 23.

Election of ANC Officers

Commissioner Jacobson made a motion to retain the existing slate of ANC officers. Commissioner Feldstein seconded the motion. The motion carried (7-0).

The officers are:

Commissioner Mike Silverstein: Chair
Commissioner Will Stephens: Vice Chair
Commissioner Jack Jacobson: Treasurer
Commissioner Phil Carney: Secretary

Announcement of 2010 meeting dates

The Commission announced that meetings will take place on the second Wednesday of each month, subject to any holidays, at 7:00 PM at Brookings Institution.

Announcement of community meeting with DDOT on 18th Street NW reconstruction project Monday, Jan. 25th 7-8:30pm @ the International Student House (1825 R Street NW, 2nd floor)

Commissioner Stephens announced that the 18th Street Project would start soon, most likely by the end of the month. He noted construction would take place from Massachusetts Ave. NW to Florida Ave. NW. The Commission's public meeting on January 25 will address this project.

Commissioner Jacobson requested Victor Egu, DDOT, to give an update on the 17th Street Project. He expressed concern over the recent flood and steel plates making noise at night. The 17th Street Project is approximately eight percent complete, according to Mr. Egu. Mr. Egu noted that DDOT and the community decided on the removal of four trees. He also noted that two water main breaks were caused by the project. DDOT resolved the issue of steel plates creating noise. A representative of WASA noted that the median age of water main pipes is 76 years. He noted that 117 water main breaks had occurred in the last 30 days, due to the age of various pipes.

Public Safety

Sgt. Jedder attended the meeting and briefly addressed recent crime in the area. He noted that a robbery and shooting took place on 17th and T Streets NW, where a cyclist shot a cab driver.

Announcement of public safety meeting regarding violent crime in and around P Street – Tuesday, Jan. 26th 7pm @ Hotel Palomar (2121 P Street NW)

Commissioners Patel and Silverstein expressed concern over a shooting on P Street near the Hotel Palomar, a break-in and rape of a resident on the 2100 block of P Street, and a carjacking. The meeting on January 26 will address these issues.

The Dupont Circle Public Safety Committee normally meets every third Tuesday of the month at 7:00 PM at the Metropolitan Police Department (MPD) station at 1620 V Street NW.

Committee Reports

17th Street Working Group

Commissioner Jacobson noted that the working group has focused ensuring the Streetscape project continues to progress. He announced a meeting (date to be determined) with businesses affected by the Streetscape. Commissioner Stephens noted that Director Gabe Klein, DDOT, expressed concern that DDOT had made a mistake in how they were phasing between businesses. He inquired whether Director Klein had clarified this point with the Commission. Commissioner Jacobson noted that Director Klein did not clarify or follow up on a number of points with the Commission.

ABRA Policy Committee

Commissioner Stephens noted that the ABRA policy committee would schedule a meeting to address the process and community members.

Resolution in Support of Mayor Fenty's nomination of ANC 2B Chair Mike Silverstein for ABC Board

Commissioner Silverstein recused himself from the meeting. Commissioner Stephens made the following motion:

Whereas ANC 2B Chairman Mike Silverstein has been put forth by Ward 2 Councilman Jack Evans and nominated by Mayor Fenty to serve as a Ward 2 representative on the Alcoholic Beverage Control (ABC) Board;

Whereas Chairman Silverstein has served ANC 2B with distinction;

Whereas Ward 2 generally, and ANC 2B specifically, have the largest number of ABC licensees in the City; and

Whereas currently there are no Ward 2 representatives on the ABC Board;

Therefore be it resolved that ANC 2B wholeheartedly supports the nomination of Chairman Silverstein;

Be it further resolved that ANC 2B requests that the next ABC vacancy also be filled by a Ward 2 representative; and

Be it further resolved that the Vice Chair share a letter in accordance with this resolution with all Council Members and all other Ward 2 ANCs for their support, with copies to the Office of the Mayor and Councilman Evans.

Commissioner Feldstein seconded the motion. Commissioner Jacobson noted that Commissioner Silverstein would be the first board member living in a Moratorium zone. He noted the importance of Commissioner Silverstein's perspective on the Board. The motion carried (6-0).

Zoning, Preservation & Development Committee

Commissioner Feldstein noted that the Committee would hold a meeting on Sunday. He noted that two architects would attend the meeting.

Commissioner Silverstein noted that Councilmember Bowser has put forward legislation calling for a two-tier penalty system for vacant properties. Nuisance properties would pay a higher tax

rate than other vacant properties. He noted that the ANC should send a letter of support for Councilmember Bowser's legislation.

Commissioner Stephens noted that the DC Preservation League requested nominations for its 2010 "Most Endangered Places" list. He noted the deadline of February 5th and suggested delegating this matter to the Zoning, Preservation & Development Committee, to work with other neighborhood groups to create a list.

Commissioner Stephens made the following motion:

Whereas the DC Preservation League has requested nominations for its 2010 "Most Endangered Places in Washington" list, to be postmarked no later than Friday, February 5, 2010;

Therefore be it resolved that the Zoning, Preservation, and Development Committee work with the Dupont Circle Conservancy to create a list of appropriate nominees within ANC 2B and submit them to the DC Preservation League by February 5, 2010.

The motion carried (6-0-1) with Commissioner Jacobson abstaining.

Community Development Committee

Commissioner Feldstein noted he is interested in finding ways to use Dupont Circle to promote science. He stated that he was planning an event in Dupont Circle on April 17.

Presentation by Washington Project for the Arts (WPA)

A representative gave a brief presentation about WPA. WPA was established in 1975 and has 600 members. More information can be found at wpadc.org. Commissioner Jacobson suggested WPA hold an art fair on 17th Street or in Stead Park.

Commissioner Stephens noted that the Committee discussed advertising and selection of Desi Deschaine nominees for the internship program. He also noted that Jason Wares volunteered to serve on the Committee.

Commissioner Stephens made a motion to make Jason Wares a Committee member on the Community Development Committee. Commissioner Jacobson inquired whether the Commission must vote on Committee member appointments. Commissioner Silverstein stated that the Chair would appoint the new member. Jason Wares was appointed as a Committee member.

Commissioner Reports

Neighboring Jurisdiction Reports (West End/Foggy Bottom, Adams Morgan, Kalorama, Shaw/Mt. Vernon, Logan Circle, Georgetown)

None.

General

Resolution in Support of Mayor Fenty's nomination of ANC 2B Chair Mike Silverstein for ABC Board

This matter was considered under Committee Reports.

Presentation by Washington Project for the Arts (WPA)

This matter was considered under Committee Reports.

Request for public input into possible projects for Dupont Down Under from the Office of the Deputy Mayor for Planning and Economic Development. Announcement of date to tour the facility. Neil Goradia

Mr. Goradia, Office of the Deputy Mayor for Planning and Economic Development, spoke briefly regarding Dupont Down Under. He noted that his office does not have a predetermined use for the space. He announced a public tour of the Dupont Circle Trolley Station on January 21st at 10AM, at the 20th and P Streets entrance. Anyone wishing to attend must sign a waiver, which Mr. Goradia distributed at the meeting. Commissioner Stephens inquired whether an ANC Commissioner would be included on Mr. Goradia's selection committee regarding the use for the space. Mr. Goradia could not comment on this point. Commissioner Meehan expressed concern for handicap access to this location.

Proposal by DDOT to afternoon rush hour reversible lane and install two-way full-time traffic on 15th Street between K Streets and Massachusetts Av NW.

Chris Ziemann, DDOT, briefly presented a proposal regarding two-way full-time traffic on 15th Street. He noted that accessibility would be improved for residents and businesses. The implementation would occur in March. Commissioners Jacobson and Silverstein suggested stating that the Commission has no objection to the proposal. DDOT requested a letter stating this fact.

Presentation by Eastbanc for new West End Library and new West End Fire Station for Square 37 and Square 50. Project is located within Foggy Bottom ANC, but library and fire station will serve both ANCs. Joe Sterlieb

Commissioner Silverstein noted that this is an ANC 2A matter, and that ANC 2B would defer to ANC 2A in matters of land use and design. He noted ANC 2B's primary concern over the library and fire station. Mr. Sterlieb noted that the project would have 153 units and 170 parking spaces. He noted that there would be income eligible housing.

Commissioner Silverstein made the following motion:

Whereas the District of Columbia has sent out a Request for Proposals for the development of Squares 37 and 50, seeking offers that would result in a new West End Library, a new West End Fire Station, or both, and

Whereas this location is not within the borders of ANC 2B, but the Library and Fire Station both serve ANC 2B, and

Whereas two well-established and respected developers have entered bids and both have come before ANC 2B to offer their proposals,

Therefore, be it resolved that ANC 2B defers to Foggy Bottom ANC 2A on all matters of style, land use, and development and will limit its comments to the Library and Fire Station plans, and

Be it further resolved that ANC 2B considers both the Eastbanc and Toll Brothers Library proposals to be acceptable, and

Be it further resolved that ANC 2B considers the Eastbanc plan for a new Fire Station to be acceptable, and

Be it further resolved that ANC 2B considers Toll Brothers offer to reconfigure their bid to subsidize the construction of a new Fire Station to be sufficient as to not disqualify them from consideration, and

Be it further resolved that, seeing two acceptable proposals, ANC 2B defers to ANC 2A on a final preference, assuming that the eventual choice results in a new Fire Station in addition to the new Library.

Commissioner Stephens seconded the motion. The motion carried (7-0).

Regulatory

Presentation and request for letter of support for bond application for Mayfield Gentry Realty Administrators LLC, for renovation of 1522 K Street NW and conversion for office building to mixed-use office building and condominiums. Emery Matthews (2B05)

Chauncey Mayfield appeared before the Commission to request a letter of support. He and his colleagues stated that this project would create approximately 250 new jobs over three years. The DC tax payers do not back bonds requested by the applicant. Commissioners Jacobson and Meehan expressed concern over supporting the application. Commissioner Wexler made a

motion to approve the application and submit a letter of support. Commissioner Patel seconded the motion. The motion carried (4-3) with Commissioners Feldstein, Jacobson and Meehan voting in opposition.

Request for support for changes to 1737 Connecticut Ave. NW, the old Anna Marie's Restaurant, Dario Davis

The matter was not considered.

Request for stipulated license for Burger 1300 Conn. Ave LLC t/a Rogue States for a CR serving hamburgers and sandwiches with an occupancy of less than 100. Hours of operation: 9am thru 9am (24/7), with sales/service/consumption of alcoholic beverages 9am-1am. Joyce Njoroge

The applicant briefly presented and requested support. Commissioner Silverstein noted that residents from the Palladium and Jefferson Row had concerns over the application. Commissioner Stephens noted that if the Commission grants a stipulated license, the Commission still retains the right to negotiate a voluntary agreement, before the full license is granted. Commissioner Stephens made a motion to support the stipulated license. Commissioner Patel seconded the motion. The motion carried (6-0-1) with Commissioner Silverstein abstaining.

Request from "The Meeting Place," 1107 17th St. N.W. for an entertainment endorsement "to include male dancing (no nudity)." (2B05)

The applicant did not appear. The Commission did not consider the matter.

Administrative/Financial Matters

Finances/Treasurer's Report

Commissioner Jacobson stated that ANC 2B received allotments from the District. He thanked DCCA for reimbursing legal expenses for the recent PUD matter.

Checking: \$26,354.47

Money Market: \$34,885.15

Annual resolution to participate in ANC Security Fund

Commissioner Jacobson made the following motion:

Resolved, that this Commission approves the ANC's participation in the Advisory Neighborhood Commission Security Fund and authorizes the Treasurer to pay the \$25 fee for the period June 1,

2010 through December 31, 2010. The Chairperson and Secretary are authorized to execute the attached agreement. It is understood that 1) The check is for participation in the ANC security fund and should be made payable to ANC Security Fund, and 2) that ANC is not considered a participant in the fund until the ANC has received the acceptance section of the agreement which has been signed by the auditor, and 3) The agreement will not be accepted by the auditor until all required documents have been reviewed by the auditor.

Commissioner Silverstein seconded the motion. The motion carried (7-0).

Policy & Procedures Manual — Committees & Backpack Use

Commissioner Stephens tabled his Committees amendment section of the manual. He briefly reviewed the Backpack section of the manual. Commissioner Stephens made a motion to include this new section in the ANC's manual. Commissioner Feldstein seconded the motion. The motion carried (7-0).

New Website

Executive Director Blicher provided a brief update on the website. Commissioner Stephens noted that the Commission should provide feedback. Commissioner Feldstein suggested the Community Development Community review and provide feedback. Commissioner Stephens suggested the Commissioners attempt to finish all letters by the weekend.

OCTO Resolution

Commissioner Stephens noted that the DC Government is considering an online system which would allow ANCs to submit letters online to various government agencies. He made the following motion:

Resolved: That ANC2B concurs with the resolution of ANC 1D advising the DC Auditor (DCA), the Director of the Office of the Chief Technology Officer (OCTO), the Office of ANCs (OANC), and the DC Council (CoDC) to implement the following low-cost plan:

1] ANCs may submit their resolutions via a web interface directly into a database set up by OCTO which will timestamp the entry and automatically send a copy to the agency liaison with ANCs. This interface will allow public searches for records by ANC, by agency, and by topic or keywords.

2] Agencies shall post their notifications, acknowledgment of receipt of resolutions, and their answers to ANC via the same interface. Any agency notice or response will be posted by the interface directly via email to the apposite commissions or commissioners. Until the DC Council provides complete support for all commissioners to access the web without extra costs, this service will not replace legal requirements for notice by first-class mail.

3] The DC Auditor shall periodically and at least once a year, evaluate the compliance of agencies with applicable code and case law on noticing, acknowledging, and fully answering ANCs. These results will be posted on the OCTO interface, and will be considered formally and particularly as part of the DC Council's oversight of agencies.

Commissioner Feldstein seconded the motion. The motion carried (7-0).

At 10:00 PM, Commissioner Silverstein moved to adjourn the meeting, which passed by acclamation.

The next regular meeting of ANC 2B will be held on Wednesday, February 10, 2010, 7:00 PM at the Brookings Institution, 1775 Massachusetts Avenue, NW - 1st Floor, Falk Auditorium .

Respectfully submitted,

Alfred E. Blicher, Jr.
Executive Director
Dupont Circle Advisory Neighborhood Commission 2B
ADOPTED: February 17, 2009