

ANC 2B DUPONT CIRCLE ADVISORY NEIGHBORHOOD COMMISSION

REGULAR MEETING MINUTES

Wednesday, April 9, 2014, Brookings Institute

Call to Order/Introduction of Commissioners (7:03pm)

The April Regular Meeting of the Dupont Circle Advisory Neighborhood Commission (Commission or ANC 2B) was called to order by Chairman Stephens at 7:03 pm. The Commissioners identified their Single Member Districts (SMDs). Present were: Mike Feldstein (2B01), Kevin O'Connor (2B02), Stephanie Maltz (2B03), Abigail Nichols (2B05), Will Stephens (2B08), Noah Smith (2B09), Mike Silverstein (2B06).

The Commission staff introduced themselves: James Conway (Executive Director), and Nicole Baillis (Desi Deschaine Community Involvement Intern). Daniel Warwick (Jeff Coudriet Public Policy Intern) and Fiona Clem (Web/IT consultant) were not able to attend due to scheduling conflicts.

*Commissioner Putta arrived at 7:10pm.

Minutes/Calendar

Circulation of ANC Monthly Work Calendar

The Chair of the Commission noted to make sure to have items done and turned in by April 26th and to have additional letter language submitted by the Friday or Saturday after the meeting. In addition, committees should publish an agenda a week in advance, and minutes/notes by the Sunday after the committee meeting.

Approval of Minutes – March 2014 public meeting

Commissioner Kevin O'Connor moved to approve the March 2014 public meeting minutes, subject to technical corrections. The motion was seconded by Commissioner Feldstein. Passed 8-0.

Public Announcements

1. Dupont Main Streets Spring Fling and Silent Auction 4/24/14 6pm-9pm @ Washington Hilton (1919 Conn Ave NW)
2. Mayor's Ward 2 Budget Town Hall: 4/24/14 @ Sumner School (17th & M)
3. Stonewall Kickball All-Star event: 4/26/14 @ Stead Park – Commissioner Putta moved to support the Stonewall Kickball All-Star event. The motion was seconded by Commissioner O'Connor. Passed 8-0.

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4. Pride Parade: 6/7/14 – Commissioner Stephens moved to support the Pride Parade. The motion was seconded by Commissioner Feldstein. Passed 8-0. Capital Pride representatives also asked for support for movie night at Stead Park on 4/28/14. Moved by Commissioner Stephens, seconded by Commissioner Feldstein, carried 8-0.

6. Commissioner Putta announced a 17th Street cleanup starting at 11am at Java House this Saturday

Special Items

Ceremonial presentation of amenities checks from JBG, ICG, and Third Church of Christ, Scientist to Charlie's Place Homeless Outreach Project, Sasha Bruce Youthworks, and the Dupont Circle Citizens Association. Commissioner Silverstein introduced the development team, representatives from the Third Church, and representatives from the charitable organizations.

New Second District & Third District Metropolitan Police Department (MPD) Representatives. MPD representatives introduced themselves to the Commission and the community.

Regulatory Items

Alcohol Applications

*Commissioner Silverstein recused himself and left the room because he sits on the city's Alcoholic Beverage Control (ABC) Board.

Renewal application for 1819 Club, 1819 M Street NW for CN (nightclub) license (#071088). Petition due: 4/14/14; Roll Call Hearing 4/28/14 (2B06) – Commissioner O'Connor moved to protest, seconded by Commissioner Maltz. Passed (7-0). ANC 2B protests the renewal of application for 1819 Club based on peace, order, quiet, and parking concerns, until the applicant can provide additional details on occupancy and seating capacity in the renovated space.

License (#094010) G Street Food, 1030 15th Street, N.W., Hours of sales/service 9am-10pm Sun through Saturday, occupancy 110, 30-seat sidewalk cafe, entertainment inside. – Commissioner Nichols moved to support, seconded by Commissioner Stephens. ANC 2B supports the request for a license for G Street Food, because of its focus on food service and because of its early closing hours.

Request for substantial change for Cities LLC (#086319) for change of hours for sidewalk cafe endorsement. Sidewalk cafe capacity is 64. Current sidewalk cafe hours: Sunday & Saturday 12pm-1:30am & Monday-Friday 11:30am-2am. Proposed sidewalk cafe hours: Sunday 12pm-2am, Monday-

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Thursday 11:30am-2am and Friday & Saturday 11:30am-3am. Petition date: 5/12/14. Hearing date: 5/27/15. Patrick Kain, the designated liquor liaison for 2B06, recommended taking no action. The Commission took no action.

*Commissioner Silverstein returns at 8:02pm.

Public Space Applications

Application by Glen's Garden Market, 2001 S Street NW, for use of public space (2B01) – Commissioner Feldstein moved to support, seconded by Commissioner O'Connor. Passed 8-0.

Application by Kabin Group, 1337 Conn Ave NW, for valet parking (2B07) – Commissioner Stephens moved to object the Kabin Group application, seconded by Commissioner Smith. Passed 8-0. The resolution as passed reads as follows:

Whereas, ANC 2B has heard no problems or complaints with the existing valet parking operation at the southern end of this block, which is operated by another group of establishment working together;

Therefore be it resolved that ANC 2B objects to the Kabin Group application, because the ANC does not support another, duplicate valet staging location on this block, and because the Kabin Group applicants failed to appear to ANC meetings twice regarding this application.

Be it further resolved that ANC 2B asks DDOT to facilitate collaboration between the Kabin applicant and the existing valet permit holder, if possible.

Public Space Application for sidewalk cafe seats on 14th and S streets for Doi Moi at 1800 14th St NW. (2B09) – Commissioner Smith moved the below motion, which was seconded by Commissioner O'Connor and passed 7-0. The resolution reads as follows:

ANC 2B supports the application because it is consistent with the existing Settlement Agreement for the establishment's liquor license. However, the Commission requests that the DDOT Public Space Committee take a very close look at the planned northernmost table on 14th Street to ensure that it is appropriate for pedestrian safety and access.

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DDOT Public Space Application for unenclosed sidewalk cafe with two umbrellas and eight chairs at 1145 19th Street NW. DDOT tracking number 92632. Response due 4/12/14. (2B06) Commissioner Silverstein moved to support, seconded by Commissioner Stephens. Passed 8-0.

Historic Preservation & Zoning Applications

Application to BZA for construction 1815 Riggs Place NW (2B01) – Tabled to next month

Application to HPRB for construction at 1711 S St NW (2B01) – Skipped

Application to HPRB for construction at 1420 T St NW (2B09) – Skipped

Application to BZA construction 1528 Church St NW (2B05) – Skipped

General Items

Discussion of proposed changes to ANC2B Bylaws – Commissioner O'Connor described these changes to the bylaws on matters involving proxy votes, tie breaking votes, changing the title of employees to staff, the use of a temporary officers so new officers can be elected at the end of the year, and in the event of a tie the chair's vote will be the deciding vote. Commissioner O'Connor moved to adopt the newly proposed bylaws of ANC 2B, seconded by Commissioner Stephens. Passed 8-0. The proposed changes are as follows:

ARTICLE I — NAME:

Advisory Neighborhood Commission 2B shall be known as the Dupont Circle Advisory Neighborhood Commission, Advisory Neighborhood Commission 2B, or ANC 2B. The Commission is established pursuant to the D.C. Self-Government and Governmental Reorganization Act its successors, and the Comprehensive Advisory Neighborhood Commissions Reform Amendment Act.

ARTICLE II — PURPOSE:

Section 1 — The Commission may advise the Council, Mayor, and Executive Branch agencies, and independent agencies, boards, and commissions of the government of the District of Columbia with respect to all matters of District governmental policy or service delivery. Such matters include, but are not limited to, decisions regarding urban planning, transportation, public works, streetscape

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improvement, neighborhood services, business revitalization, parks and recreation, social services, education, health, public safety, taxation, and cleanliness and sanitation which affect the Commission area. More specifically, the Commission shall consider administrative applications and proposed policy changes regarding, but not limited to, zoning, public space, parking and transportation, historic preservation, property use and occupancy, alcoholic beverage control, public safety, and comprehensive planning. The views of the Commission shall be granted “great weight,” as defined by D.C. law, when adopted by a majority of the Commission in a public meeting.

Section 2 — The Commission may present its views to public and private entities including, but not limited to, District, regional, or federal government agencies.

Section 3 — The Commission may initiate its own proposals for neighborhood, District, regional, or federal government action.

Section 4 — The Commission shall receive, investigate, and consider constituent concerns and complaints. When appropriate, the Commission shall attempt to resolve the concern or complaint. The Commission may transmit such issues to the appropriate public or private entity for resolution.

Section 5 — Each year, the Commission shall file an annual report with the Council and the Mayor for the preceding fiscal year. Such report shall provide a summary of the Commission’s activities for the prior fiscal year and provide pertinent recommendations for the improvement of services, policy, or programs.

Section 6 — The Commission shall when appropriate, constitute the citizen advisory mechanism required by law or regulation.

Section 7 — The Commission shall carry out any other function as shall be provided by law or regulation.

ARTICLE III — MEMBERS:

Section 1 — The Commission shall be comprised of the Commissioners duly elected and certified by the Board of Elections and Ethics to Single Member Districts within the Commission’s boundaries. The boundaries of the Commission and Single Member Districts shall be developed after the decennial census in a process determined by the Council.

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Section 2 — Commissioners shall normally serve for a term of two years beginning noon on the second day of January following the election. In the case of a vacancy, such vacancy will be filled for the balance of the term of office in accordance with law and the regulations of the Board of Elections and Ethics.

Section 3 — Each Commissioner shall have one vote in Commission matters. If a Commissioner may not be in attendance for a particular vote related to a specific matter, the Commissioner may assign her/his vote in the matter to another Commissioner. In such cases, the Commissioner shall assign the proxy by signed letter to the Secretary indicating the specific matter and required vote.

Section 4 — Commissioners shall take due diligence to avoid actual or perceived conflicts of interest on matters before the Commission. A Commissioner shall notify the Commission of any instance where she/he has a financial or personal interest in an action before the Commission. A Commissioner shall not participate in the deliberations of or vote on any motions related to a matter where she/he has a direct financial interest. If a Commissioner is involved in civic, business, political, or neighborhood organizations with business before the Commission, she/he shall notify the Commission of this and of her/his role in the matter. When appropriate, a Commissioner may be excused from participating in a matter to avoid an actual or perceived conflict of interest.

ARTICLE IV — OFFICERS AND COMMITTEES:

Section 1 — In January of each year, the Commission shall elect from among its members a Chairperson, Vice Chairperson, Secretary, Treasurer, and such other officers as may be determined by the Commission. Additional elections may be held at any regular meeting upon approval of a motion supported by a majority of Commissioners.

Section 2 — A quorum for the election of officers shall be a majority of the Commissioners.

Section 3 – In the event of a tie vote, the election of a Commission officer will be decided by a coin-flip.

Section 4 3 — The Chairperson shall serve as convener of the Commission and shall chair the meetings. During meetings, the Chairperson shall rule on motions and procedural issues; such rulings may be reconsidered consistent with the parliamentary authority. The Chairperson shall supervise employees and manage the business operations of the Commission.

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Section 5 4 — The Vice Chairperson shall fulfill the obligations of the Chairperson in her/his absence. The Vice Chairperson shall provide such assistance to the Chairperson as is requested and shall perform such duties as may be delegated by the Chairperson.

Section 6 5 — The Secretary shall be responsible for the preparation of minutes of public meetings and for maintaining the official records of the Commission. Employees may be assigned by the Commission to assist with these tasks.

Section 7 6 — The Treasurer shall be responsible for the fiscal management of the Commission and for maintaining the financial records of the Commission. Financial management shall be conducted in accordance with applicable laws, regulations, and Commission's guidelines.

Section 8 7 — In the case of a vacancy in any office, the Commission shall elect a new officer at its next public meeting.

Section 9 8 — The Commission may create standing and ad hoc committees, the members of which may include Commissioners, residents, and other members. The Chairperson of each committee shall be a duly elected Commissioner.

Section 10 — At the December meeting of the Commission, the Commission shall select a temporary "Election Chairperson" to manage the election of officers at the January meeting, as described in Section 1 of this Article. The "Election Chairperson" shall be selected from among the Commissioners or Commissioners-elect who will be in office at the January meeting.

ARTICLE V — MEETINGS:

Section 1 — Residents from within the Commission's boundaries and invited guests may present testimony during the Commission's deliberations on matters. The view of residents shall be considered during the Commission's deliberations.

Section 2 — No official actions may be taken by the Commission unless a quorum is present. A quorum is a simple majority of the Commissioners.

Section 3 — Official actions, except for the amendment of these Bylaws, shall be approved by a simple majority of those Commissioners present and voting. In the case of a tie vote, in accordance with Robert's Rules of Order, the Chairperson's vote shall be the deciding vote.

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Section 4 — The Commission shall meet no less than nine times annually and shall normally meet the second Wednesday of each month at 7:00 p.m. at a place to be determined and publicly posted.

Section 5 — The Commission may periodically host “town hall” or community meetings to address particular issues or concerns.

Section 6 — Special public meetings of the Commission may be called by the Chairperson to address issues that must be considered between regularly scheduled public meetings. Special public meetings may also be called at the written request of two Commissioners. The purpose of the special public meeting shall be stated in the request. Commissioners shall receive at least two days notice for duly called special public meetings. Reasonable public notice shall also be provided for special public meetings.

ARTICLE VI — FINANCIAL MANAGEMENT:

Section 1 — The Commission shall develop and adhere to financial management guidelines consistent with applicable laws and regulations.

Section 2 — The Commission shall consider and adopt a budget outlining revenues and expenditures planned for each fiscal year. The budget may include unbudgeted reserves. The budget shall be approved in final by a simple majority vote at a public meeting within a month from the date that the Commission is informed of its annual appropriation. The Commission may amend the budget by simple majority vote at any time during the fiscal year.

Section 3 — The Treasurer shall prepare financial reports outlining expenses and revenues for approval by the Commission in a public meeting on a quarterly basis. The report shall be prepared in accordance with the requirements of the Auditor of the District of Columbia.

Section 4 — The signature of two officers shall be required on all drafts, money orders, and expenditures of the Commission. An officer may not sign a draft, money order, or expenditure intended for the reimbursement of expenses which she/he incurred.

Section 5 — The Treasurer shall serve as the Commission’s contact with the Auditor of the District of Columbia or other District officials on financial matters. Should the Treasurer be the subject of an audit or other investigation, the Chairperson will assign another Commissioner to assume these duties until such audit or investigation is closed.

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ARTICLE VII — PARLIAMENTARY AUTHORITY:

The most recently revised edition of Roberts' Rules of Order shall govern the deliberations of the Commission except when the rules are inconsistent with these Bylaws and any special rules of order the Commission may adopt.

ARTICLE VIII — OTHER PROVISIONS:

Section 1 — All staff members employees of the Commission shall be hired by the Commission and shall serve at the pleasure of the Commission. The Commission shall establish position descriptions for its employees. The staff members employees of the Commission may be hired on a full-time or part-time basis and for an indefinite or for a definite term. Persons hired by the Commission shall meet the qualifications established by the position description.

Section 2 — Copies of these Bylaws shall be made available to the public.

Section 3 – The Commission shall conduct its business in accordance with the most recently approved version of the Dupont Circle Advisory Neighborhood Commission Policy and Procedures Manual.

ARTICLE IX — AMENDMENT OF THE BYLAWS:

At least two weeks notice, to each Commissioner and the public, shall be given prior to consideration of any modifications, deletions, or additions to these Bylaws. A two-thirds majority of the Commissioners is required for such amendments to be passed.

Committee & Liaison Reports

Transportation & Public Infrastructure Committee (3 mins)

Reports on old business (if any): Circulator routes, parking survey, valet parking, 16th Street bus lanes

Committee Membership: Commissioner Smith (committee chair) moved to approve the following as members of the committee, seconded by Commissioner Stephens:

Rudi Riet, 2B02

Susan Volman, 2B04

Tom Hay, 2B09

David Suls, Golden Triangle BID

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The Commission approved these Committee members by vote of 8-0.

Other items: Commissioner Smith noted that he would like to use first meeting to set agenda for the year

Next Meeting: 4/23/14

ABRA Policy Committee (3 mins)

Reports on old business (if any): Club Central, Rooftops

Other items: Commissioner O'Connor (committee chair) reported that the next meeting will discuss promoters and soft closings

Next Meeting: 4/14/14 7pm @ Resource Center (Third Wednesdays)

Zoning, Preservation & Development Committee (3 mins)

Reports on old business (if any): Commissioner Dwyer (committee chair) was absent, so there was no report on old business

Other items: Commissioner O'Connor reported that the committee was continuing to discuss the Dupont underground space and project

Next Meeting: 5/7/14 7pm @ Resource Center (First Wednesdays)

Public Safety Liaisons (3 mins)

Reports on old business (if any): Club Central public safety meeting

Other items: Thefts on U street and monitoring by police.

Ward 2 Education Coalition (3 mins)

Reports on old business (if any): Garrison School – Commissioner Maltz moved to revise the Commissioner's letter supporting Garrison school modernization funding. Commissioner Stephens seconded. The motion was passed by acclimation. The Commission agreed on the following resolution:

WHEREAS, Garrison Elementary school serves residents of ANC 2B, and DCPS designates a number of families in ANC2B to Garrison as their school of right;

WHEREAS, the Dupont Circle Community along with the Logan Circle Community are working together to make our neighborhoods a place where families want to stay and raise their children, and having a system of high quality, matter-of-right DCPS community schools for all Dupont residents is essential to that goal;

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WHEREAS, over the past three years, parents at Garrison have re-established a Parent-Teacher Association (PTA), developed strong partnerships with local community organizations, reached out to prospective parents, and worked directly with DCPS to improve the school;

WHEREAS, the PTA and community have greatly improved maintenance services at the school and groups through constant vigilance, volunteer efforts, and consistent advocacy;

WHEREAS, professional pro bono services and non-DCPS funds have been secured to defray the costs of modernization, and the PTA and community stand ready to further assist;

WHEREAS, DCPS anticipates the neighborhoods served by Garrison will see an increase of 125 elementary students by 2015 and retaining these current and anticipated families is essential to our community;

WHEREAS, the population in the neighborhoods surrounding Garrison (Shaw, Logan Circle, 14th Corridor, U St. corridor) is expected to be one of the densest in the District, recreational areas are scarce, and Garrison with its 3.5 acres of grounds could be greatly alleviate field scarcity and quality of life;

WHEREAS, Garrison has not undergone a single renovation since opening in 1964, and is in desperate need of capital investment, as recognized in the 2010 Master Facilities Plan and the engineering report on which the DME 2013 Public Education Master Facilities Plan is based, including:

“Many interior spaces are in need of renovations”; “Ceiling finishes are in poor condition, Asbestos tile is present throughout and needs to be removed”; “Public address and fire alarm systems are antiquated and require replacement”; [Plumbing] fixtures are outdated and should be replaced; “Wooden exterior doors need to be replaced and all exterior windows have deteriorated and need to be replaced”; ADA compliance is “unsatisfactory” and the building “needs numerous upgrades in order to accomplish [compliance]”;

WHEREAS, Garrison has an educational facilities effectiveness (EFEI) score of 36 percent according to the DME 2013 Public Education Master Facilities Plan—one of the lowest in the District;

WHEREAS, the DME 2013 Public Education Master Facilities Plan defines the Shaw/Logan Circle neighborhood as one of the “areas of greatest need” for strategic capital investment;

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WHEREAS, Garrison is one of the only public schools (DCPS or charter) in the Shaw/Logan Circle neighborhood that has not been partially or fully modernized;

WHEREAS, the DME 2013 Public Education Master Facilities Plan first short term recommendation is to “target capital resources for areas of greatest facility condition and quality need with large school aged populations, but low enrollment”;

WHEREAS, the DME 2013 Public Education Master Facilities Plan first long term recommendation is to “reassess the phased modernization approach” and “fully modernize certain facilities in clusters of greatest need”;

WHEREAS, a phased modernization at Garrison would mean having to choose between an ADA compliant school and classrooms in which children can effectively learn, between a field without sinkholes and a non bunker-like school entrance, between windows that open and asbestos removal;

WHEREAS, the FY2014 Capital Improvement Plan, despite advancing Garrison’s Phase 1 to FY2014, still sees the completion of Garrison’s modernization in 2022—9 years away; and

WHEREAS; capital investment in Garrison has been too often postponed and is long overdue in order to meet population growth in the area and to ensure the diversity, vitality and coherence of the community.
Resolution

Therefore, be it resolved that ANC 2B recommends that the City Council fully fund Garrison’s modernization by allocating sufficient funds in Fiscal Year 2015 to allow for a complete, one-time modernization of both the school building and its grounds, including adequate space for community programing.

Other items: Mayor’s budget has money for Garrison for FY15, FY16

Community Involvement Liaison – No update.

Commissioner & Staff Reports
Staff Reports

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Coudriet Intern – Commissioner Stephens reported that Daniel Warwick was continuing to work on the parking survey as his key project, and that the ANC will need to ask residents to volunteer to help generate a map of information on parking.

Deschaine Intern – Nicole Baillis reported that a survey of other ANC Twitter feeds showed that ANC 2B has the second-largest Twitter following in the District. Nicole is working on a report/survey of social media and websites of other ANCs, so that the ANC can borrow some best practices from other ANCs. She also reported that she has gotten responses for community profiles for the website, and that the neighborhood resources/needs survey is on hold until the AU Professor who promised to help was back from sabbatical next school year.

Executive Director – James Conway reminded Commissioners to please send him SMD contacts, so that he can incorporate those into the ANC's MailChimp list.

Web/IT Consultant – Commissioner Stephens reported that Fiona Clem is working on a proposal and plan to re-design the Commission's website, which is out of date.

Neighboring Jurisdiction Reports (if any): West End/Foggy Bottom (2B06), Adams Morgan (2B01, 2B08), Kalorama (2B01, 2B02), Logan Circle (2B04, 2B05, 2B09), Georgetown (2B06), Columbia Heights/Shaw (2B09). – None

Short Reports on Old Business (if any)

P = the matter is still pending

NU = no update

A = approved

Al Tiramisu: sidewalk cafe (2B02)-P
Hotel Palomar: valet parking (2B02)-P
Al Tiramisu: valet parking (2B02)-A
Rosebar: ABRA license renewal (2B05)-P
1200 17th Street NW: pavers & benches (2B05)-P
Catch 15: new CT license (2B05)-P
Noodles & Co: sidewalk cafe (2B05)-P
BLT Steak: valet parking (2B05)-P
Pret A Manger: DDOT sidewalk cafe (2B05)-P

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Dirty Martini: ABRA license renewal (2B05)-P (protest hearing tomorrow)
BarCode: ABRA license renewal (2B05)-P (hearing 4/23/14)
Midtown: ABRA license renewal (2B05)-P (hearing 4/23/14)
1528 Church Street NW: HPRB approval (2B05)-P
1528 Church St: HPRB approval (2B05)-P
BarCode: valet parking (2B05)-P
Georgia Brown's: valet parking (2B05)-P
Joe's Seafood: sidewalk cafe (2B05)-P
Metropolitan Club: valet parking (2B06)-P
18th Street Lounge: liquor renewal (2B06)-P (roll call hearing 4/21/14)
1728 P St: HPRB approval (2B07)-P
Keegan Theatre: BZA use change (2B07)-P
Patterson Mansion: BZA approval (2B07)-P
Chi-Cha Lounge: VA/SA amendment (2B08)-P
Amsterdam Falafelshop: New ABRA license (2B09)-P
Tico: new ABRA license (2B09)-P
DC Health Link (Putta)-P
Precinct Boundaries Plan (Silverstein)-P
Publisher Box Regulations (Stephens)-P
Commemorating Annie Kaylor (Silverstein)-P

Administrative Matters

Treasurer's Report: End balance for March 2014 is \$79,721.41

Other Finance/Treasurer Items: Commissioner Maltz moved to support an expense check for plaque for Charlie's Place for up to \$200 dollars, seconded by Commissioner Stephens. Passed 8-0.

Adjournment (9:57pm)

Motion to adjourn by Commissioner Smith. The Commission adjourned by acclamation.

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