


<p><b>Wayne Kahn 1D01</b> Secretary rtonrhythm@boo.net</p>	<p><b>Mount Pleasant Advisory Neighborhood Commission</b></p>  <p>P.O. Box 43529 Washington, DC 20010 e-mail: anc@anc1d.org Web: www.anc1d.org</p>	<p><b>Gregg Edwards 1D04</b> Vice Chair g@ge1.org</p>
<p><b>1D02</b> vacant</p>		<p><b>Rich Wysocki 1D05</b> Treasurer rwysocki92@verizon.net</p>
<p><b>Jack McKay 1D03</b> Chair jack.mckay@verizon.net</p>		<p><b>1D06</b> vacant</p>

### Minutes of the January 10, 2005 meeting of Advisory Neighborhood Commission 1-D

*(These minutes approved at the February 1, 2005 monthly meeting)*

**Call to order:** Acting Chair McKay convened the meeting at 7:45 pm. Present were Commissioners Kahn, Wysocki, Edwards, and McKay. McKay noted that 1D06 was vacant due to the resignation of Dominic Sale, and said that the period for prospective candidates to obtain petitions will end January 21, and the Board of Elections and Ethics should be notifying the ANC of qualified candidates for the vacancy before the February meeting. McKay said also that Devenia Roberts, elected as a write-in to 1D02, had indicated that she would resign due to the demands of her career leaving too little time for ANC work, so this single-member-district is likely to be available in short order.

**Election of officers:** A quorum being present, the ANC proceeded with official business. Officers were chosen for the year 2005: Jack McKay as Chair, Gregg Edwards Vice Chair, Wayne Kahn Secretary, and Richard Wysocki Treasurer.

**Setting the schedule of monthly meetings:** Gregg Edwards moved that the ANC1D monthly meetings be held the first Tuesday, with the exception that upon petition of two members of the commission, the meeting be moved to Sunday night, with the good-faith explanation that there are issues dealing with apartment dwellers. Chair McKay summarized the motion, that *the monthly meetings would be shifted to first Tuesdays if possible, left on first Monday evenings if not, and to make the provision for weekend meetings for special cases.*

*The motion passed.*

**Standing committees:** Gregg Edwards moved a change to the by-laws:

Resolved, that ANC 1D, that *by-laws article 10, section 2 be amended from "members of standing committees shall be residents of ANC 1D" to "members of committees shall be ANC 1D commissioners"*.

*The motion passed.*

**Designation of location for commission records:** McKay noted that the previous location for holding commission records, Peter Muller's home, being no longer available, a new location had to be specified. The commission agreed that *Jack McKay's residence will henceforth be the repository for commission records.*

**Approval of minutes:** It was moved and seconded that the outstanding monthly meeting minutes, for September, October, November, and December 2004, be approved. Gregg Edwards moved that *the motion to approve the minutes be tabled until the February meeting, to allow more time for reading the recently revised minutes. This motion to table passed.*

**Treasurer's report:** Treasurer Wysocki reported that the closing balance at the end of the year on the ANC bank account was \$29,140.96. The motion to accept the treasurer's report passed.

**Community concerns:** Councilmember Jim Graham, having arrived just before the Treasurer's report, offered a few remarks to the ANC. He noted that he would be chair of the committee overseeing DCRA, and said that we have problems of nuisance properties, tenant's rights, and tenant abuse to deal with in this neighborhood. He will also have alcohol regulation, another matter of great concern to people here. He offered to work with this commission on these issues.

Marika Torok asked about our standing committees. McKay explained that there would be no standing committees, and that there would be *ad hoc* committees, the members of which would be commissioners. Gregg Edwards repeated the rationale of the resolution, that the ANC "will encourage the public to participate in current groups, or we will assist the formation of new groups as need and opportunity arise."

Brody Burks asked about the Embassy apartment building on Harvard Street being converted to condominiums, and the tenants' right of first refusal. Councilmember Graham explained that the owners of the building had obtained legal permission for condominium conversion 20 years ago, but only recently had undertaken that conversion.

Robin Kane (Cain?) asked about the rash of fires on Mount Pleasant Street.

Marika Torok suggested that our large bank account ought to be put to use somewhere. Jack McKay explained that the ANC's cash-flow surplus was quite modest, and the ANC was considering new high-technology ventures that might be expensive. Rich Wysocki and Gregg Edwards enlarged on the possibilities of better community outreach through high technology methods.

Marika Torok asked about the start time of the ANC monthly meetings, which had not been mentioned in the discussion of the day of the week for the meetings. Gregg Edwards moved to change the meeting start time to 7:00 pm. *Motion passed.*

### **Unfinished business: Reserved parking for Zipcar/Flexcar**

The following resolution, offered by Gregg Edwards and amended by Rich Wysocki, concerning the proposal by DDOT that curbside parking spaces be reserved for short-term car-rental company use, was considered:

"Resolved, by Advisory Neighborhood Commission 1D (ANC1D) in a legally convened public meeting on Monday, 10 January 2005:

"ANC1D advises the DC Department of Transportation (dDot) to make a limited and well-evaluated trial that would use the scarce parking spaces on or near Mount Pleasant St for short-term rental vehicles.

"Specifically:

“1] The vehicles must not be given any special status beyond the sole use of the designated spaces. This means NO to "handicapped" privileges.

“2] The trial be limited to fifteen months, with arguments for any renewals or extensions of this function submitted to this ANC and the public three months before the end, including full data access except shielding of personal privacy.

“3] The trial be limited to one space per participating firm, and an upper limit of three firms. We encourage the firms to rent nearby spaces as a back-up reservoir, and establish procedures so that the firms' designated parking spaces on Mount Pleasant Street are kept full of cars at the ready. We encourage dDot and the firms to use bright colors (but little text) to designate the spaces.

“4] The firm's parking spaces be assigned at the ends of the commercial district on Mount Pleasant Street, and not in the middle. The spaces should be assigned to firms on a random basis, and not by dDot discretion. No spaces shall be assigned in residential permit parking designated areas.

“5] In partial compensation for the money-free use of the spaces, the firms provide 4 hours of competent labor a week for each slot used, the labor applied to removing litter and cleaning the sidewalks.”

*The motion was passed.*

### **Unfinished business: Transfer of WASA to Public Service Commission**

Gregg Edwards introduced a resolution concerning the transfer of the supervision of WASA to the District PSC. After amendment, the resolution read:

“Resolved by Advisory Neighborhood Commission 1D, Mount Pleasant, on Monday, January 10<sup>th</sup>, 2005, at a regularly scheduled and legally announced public session:

“ANC1D recommends that the DC government transfer oversight of the Water And Sewer Authority (WASA) from its current board to the DC Public Service Commission (PSC), which should have the power to hire and fire top management, review and redirect major programs, and establish independent evaluation of performance and fulfillment of its possibilities.

“Discussion:

“WASA's long-standing and highly publicized mishandling of the problem of lead in drinking water is by itself sufficient reason to change the management.

“The PSC is competent for this task: It has for many decades, and with notable competence, handled highly complex technical issues, including the multi-billion dollar a year delivery of public utilities to DC consumers.

“Further, with current rapid technological changes, the PSC would then be in a position to seek economies and competitive advantages in the synergy among utilities and other infrastructures.”

*The motion was passed.*

**Unfinished business: Staff secretary vacancy:** The question of the vacancy in staff secretary was discussed. The commission agreed *to table this matter indefinitely*, there being no immediate need perceived to fill that position.

**Unfinished business: Open Resource Web site:** The commission agreed to form an *ad hoc* committee, consisting of Gregg Edwards and Rich Wysocki, to investigate the matter of an open resource Web site.

**Unfinished business: ANC's disposition of residents' complaints and recommendations:** The commission further agreed to assign the task of developing a system for tracking constituents' complaints and recommendations to the open resource Web committee.

**Unfinished business: District Comprehensive Plan:** The commission agreed to form an *ad hoc* long range planning committee, to deal with the development of a new District Comprehensive Plan, but not limited to that particular long range planning effort, the committee to consist of Gregg Edwards and Wayne Kahn.

**Unfinished business: Agency Coordination Initiative:** The commission agreed to table the discussion of the Agency Coordination Initiative until the February meeting.

**New business: Petty cash fund:** The commission passed this resolution, introduced by Gregg Edwards and revised by friendly amendments:

“Resolved, by Advisory Neighborhood Commission 1D (ANC1D) in a legally convened public meeting on Monday, 10 January 2005:

“ANC1D authorizes the establishment of a petty cash fund to contain up to the lesser of the following amounts: (1) \$250; (2) The maximum allowed ANCs by DC law or regulation.

“Why: ANC1D, one of the smaller of DC commissions, does not have the financial resources to maintain a permanent office or much staffing, and so must rely on its commissioners to perform much of its work. Often this work requires small expenditures for completion. Or, a purchase is much less costly and more convenient when ordered on-line. In such instances, a petty cash fund can save time and expense.”

**New business: Noncitizen legal resident voting for ANC:** The following resolution, introduced by Gregg Edwards, after friendly amendments, was passed by the commission:

“Resolved by Advisory Neighborhood Commission 1D, Mount Pleasant, on Monday, January 10<sup>th</sup>, 2005, at a regularly scheduled and legally announced public session:

“ANC1D recommends that the DC council pass enabling legislation so that this commission can include the votes of non-citizen legal residents in ANC1D special elections. We ask that the legislation be passed immediately, so that the two Special Elections we expect in the next few months can be held using this new policy.

“Discussion: ANC1D serves Mount Pleasant, two census tracts with about the highest concentration of non-citizens in DC. This area is one of the best places in DC to try out this oft-discussed policy.

“Because the trial would be limited to an advisory board with no direct governing powers, and here limited to a single, relatively small area, most objections to non-citizen voting will be mitigated.

“Because the trial would be limited to special elections, there is even greater mitigation of any possible negative effects. Further, because ANC special elections are managed by the affected ANC, and not by the Board of Elections and Ethics, there would be little extra cost or trouble to the DC government.

“ANCs can support Thomas Jefferson's argument in letters to the Constitutional Convention for a Federal system that operates as a 'civic laboratory' -- informing speculative discussion on political issues with the reality of honest tries.

“Here is an opportunity for DC to explore an important public policy issue in a focused area where the results could be quite meaningful to new voters. Here is an opportunity to try not only a new substantive policy, but also try a new function for ANCs, using them as a civic laboratory. Here is an opportunity to gain these benefits at essentially negligible costs, and with risks almost entirely mitigated.

“Two special elections will be needed in the next few months, and this represents an opportunity to gain an understanding of the impact of noncitizen voting in local elections almost immediately.”

The commission also approved the following resolution, introduced by Gregg Edwards, and amended by other commissioners:

“Draft Proclamation: ANC1D invites advisory voting by non-citizen legal residents in its special elections.

“Proclaimed by Advisory Neighborhood Commission 1D, Mount Pleasant, on Monday, January 10<sup>th</sup>, 2005, at a regularly scheduled and legally announced public session:

“ANC1D will count and announce symbolic votes by non-citizen legal residents in ANC1D special elections.

“Discussion: ANC1D invites all non-citizens who have proof of legal residence within the boundaries of ANC1D to participate in symbolic voting during this ANC's Special Elections.

“The symbolic voting will be conducted in a way that closely parallels regular voting during those elections, and the results will be announced separately. Until the DC government complies with ANC1D's resolution asking for legalization of this procedure, we cannot enforce the results of the symbolic election.

“By non-citizen legal residents we mean those who can present documentation at the time of the election that shows:

“1] Legal permanent residence in the US; this does not include visas.

“2] Proof of residence within the boundaries of ANC1D in accordance with regulations issued by the DC Board of Elections and Ethics.

“Please note, no list of symbolic voters will be kept after the election, so that all challenges must be received before the results are announced.”

**New business: revision of by-laws:** The commission approved by voice vote the following two resolutions, introduced by Gregg Edwards, the first revising the by-laws to allow the use of a different reference for parliamentary procedure :

“Resolved, by Advisory Neighborhood Commission 1D (ANCID) in a legally convened public meeting on Monday, 10 January 2005:

“Bylaws Article XII be amended, changing "Robert's Rules of Order Newly Revised" to "the latest edition of *The Standard Code of Parliamentary Procedure* to be authorized by the American Institute of Parliamentarians".

“Why: This new authority is preferred by US professional parliamentarians, especially for smaller assemblies. It retains the functionality of Robert's Rules while greatly simplifying the rules to be more easily understood and applied by non-parliamentarians.

“The full text now reads

“Article XII - Parliamentary Authority

“Whenever not inconsistent with the Constitution or laws of the United States, or the Charter or laws of the District of Columbia, these By-Laws, special rules of order of the Commission, or decisions of the Chairperson, Robert's Rules of Order Newly Revised shall govern the Commission.”

The second resolution approved by the commission eliminates the requirement that the ANC issue requests for grant proposals:

“Resolved, by Advisory Neighborhood Commission 1D (ANCID) in a legally convened public meeting on Monday, 10 January 2005:

“Bylaws Article XIV be amended, deleting Section 4, and the following words from Section 3: "The Commission shall issue requests for proposals twice a year. Unsolicited proposals may be received at any time." The other sections of this Article are renumbered to be sequential.

“Why: This change allows ANCID to reconsider and redirect its budget without the distraction of handling grants.

“By DC law, the grants process requires careful auditing and management. At least for a while, this change will allow the commission the time to reconsider its strategy and improve its outreach to the public.”

**New business: ABRA notification complaint:** Gregg Edwards moved the formation of a special committee of three, consisting of Gregg, Wayne Kahn, and Rich Wysocki, “that has been delegated by the commission the authority to take follow-on action to enforce our rights”, referring to the recent decision by the Alcoholic Beverage Control Board to extend the moratorium on single sales of alcoholic beverages in Mount Pleasant. *The motion to form the committee was approved by voice vote.*

The meeting was adjourned at 10:10 pm.

