

**COUNCIL OF THE DISTRICT OF COLUMBIA
COMMITTEE OF THE WHOLE
COMMITTEE REPORT**

1350 Pennsylvania Avenue, NW, Washington, DC 20004

DRAFT

TO: All Councilmembers

FROM: Chairman Phil Mendelson
Committee of the Whole

DATE: December 8, 2020

SUBJECT: Report on PR 23-1034, “Board of Zoning Adjustment Fred Hill Confirmation Resolution of 2020”

The Committee of the Whole, to which PR 23-1034, the “Board of Zoning Adjustment Fred Hill Confirmation Resolution of 2020,” was referred, reports favorably thereon and recommends approval by the Council.

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I. BACKGROUND AND NEED

On November 18, 2020, PR 23-1034, “Board of Zoning Adjustment Fred Hill Confirmation Resolution of 2020” was introduced by Chairman Mendelson at the request of the Mayor. The purpose of PR 23-1034 is to confirm the re-appointment of Fred Hill as a member of the Board of Zoning Adjustment (BZA) for a term to expire September 30, 2023.

Mr. Hill is a long-time businessman, entrepreneur, and resident of the Washington, DC region. He currently is a Ward 2 resident and owns a residence there, and is President, CEO, and founder of The Hill Group, a business consulting firm. Clients of The Hill Group have included the U.S. Department of Health and Human Services, the National Institutes of Health, the U.S. Agency for International Development; and the Smithsonian Institute/National Museum of the American Indian. As President, Mr. Hill is responsible for corporate oversight of strategic planning initiatives, conference and event management projects, science writing and editing services, graphic and design services, and technical assistance. Prior to founding the Hill Group, Mr. Hill worked as a project manager on more than 100 biomedical conferences and events,

supervising conference managers and overseeing all aspects of planning and logistical services for Computercraft Corporation, a Maryland company. Mr. Hill holds a bachelor's degree in economics from the University of Arizona and studied Chinese language at Beijing University in China.¹

Beyond his business ventures, Mr. Hill has also applied himself to community-enhancing pursuits. He founded the Hill Foundation, a non-profit organization that confronts health discrepancies at the local level. He served as Director of Finance and as a member of the Board of Directors for the D.C. chapter of the Entrepreneurs Organization. He has also served on his condominium board, is active in Leadership Greater Washington, and a member of the Federal City Council.²

Mr. Hill began his service on the Board of Zoning Adjustment in July 2015.³ He was elected by the Board as Vice-Chair in March 2016 and was later elected Board Chairman in October 2016, a position he currently holds. At the public roundtable on his reappointment, Mr. Hill described the meaningful experience he has gained in five years of service on the BZA and noted how important the work of the BZA is to the District, and “how important each case is to the applicants, community, and to maintaining the integrity of the Zoning Regulations.”⁴ He also highlighted the meaningful experience he has gained working on over 1,000 cases, interacting with applicants, citizen groups, District agencies, and various Advisory Neighborhood Commissions concerning special exceptions, variances, and appeals.⁵

According to Mr. Hill, he has made contributions to the political campaigns of Muriel Bowser, Brandon Todd, and Brooke Pinto. At the public hearing on his nomination, Mr. Hill stated that he does not have any conflicts of interest that would interfere with his duties as a member of the BZA. However, if a conflict of interest were to arise, Mr. Hill stated that he would recuse himself. Lastly, Mr. Hill stated that he is able to continue to meet the time commitment required as a member of the BZA.

The Board of Zoning Adjustment is a creation of federal law.⁶ The BZA is composed of a member of the National Capital Planning Commission or an NCPC staff member; a rotating member of the Zoning Commission; and three members appointed by the Mayor of the District of Columbia with the advice and consent of the Council.⁷ Of the three members appointed by the Mayor, each must have been a resident of the District of Columbia for at least three years immediately preceding his or her appointment, and at least one of those three members must own his or her own home.⁸ The terms of the three members appointed by the Mayor are for three years.⁹

¹ Resume of Fred Hill, submitted as an attachment to the November 18, 2020 nomination by Mayor Muriel Bowser.

² Written testimony of Fred Hill, December 7, 2020 roundtable, page 1.

³ See R210133, Effective June 30, 2015, Published in DC Register Vol 62, Page 13182.

⁴ Written testimony of Fred Hill, December 7, 2020 roundtable, page 1.

⁵ *Ibid.*

⁶ Ch. 534, 52 Stat. 797 (1938), An Act Providing for the zoning of the District of Columbia and the regulation of the location, height, bulk, and uses of buildings and other structures and of the uses of land in the District of Columbia, and for other purposes.

⁷ D.C. OFFICIAL CODE § 6-641.07(a) (2008 Supp.).

⁸ *See id.*

⁹ *Id.* § 6-641.07(b).

Table 1: Membership of the Historic Preservation Review Board

Resolution #	Position	Appointee	Term Expiring:	Residency
<i>PR23-1034</i>	<i>Member, District Resident (Chairperson)</i>	<i>Fred Hill</i>	<i>September 30, 2023</i>	<i>Ward 2</i>
PR23-1047	Member, District Resident	Carl Blake*	September 30, 2022	Ward 4
R22-636	Member, District Resident	Lorna John**	September 30, 2021	Ward 6
N/A	National Capital Planning Commission	Chrishaun Smith	N/A	N/A
N/A	Zoning Commission Designee	Rotating	N/A	N/A

* Currently under Council review.

** Ms. John is under consideration for the Public Service Commission, see PR 23-1018.

The BZA is authorized to consider applications for special exceptions and variances, as well as to hear appeals from decisions granting or refusing a building permit or granting or withholding a certificate of occupancy or appeals from other administrative decisions based on the zoning regulations or zoning map.¹⁰ The BZA addresses the following types of cases, and each case includes a public hearing before the BZA:

- **Appeals** - appeals from any order, requirement, decision, determination, or refusal made by the Mayor, Zoning Administrator, or any other administrative officer or body in the carrying out or enforcement of the zoning regulations.
- **Special Exceptions** - requests for special exceptions to the zoning regulations, regarding approval of certain aspects of the development or use of property, where "in the judgment of the BZA, the special exception will be in harmony with the general purpose and intent of the Zoning Regulations and Zoning Maps and will not tend to affect adversely, the use of neighboring property in accordance with the Zoning Regulations and Zoning Maps "¹¹ Special exceptions are explicitly contemplated in the zoning regulations and are subject to special conditions specified in the regulations.
- **Variances** - Relief from the strict application of the zoning regulations, specifically: "[w]here, by reason of exceptional narrowness, shallowness, or shape of a specific piece of property at the time of the original adoption of the regulations or by reason of exceptional topographical conditions or other extraordinary or exceptional situation or condition of a specific piece of property, the strict application of any [zoning regulation] would result in peculiar and exceptional practical difficulties to or exceptional and undue hardship upon the owner of such property "¹² Such relief may be granted in order to relieve the resulting hardship or practical difficulties; however, relief can only be granted "without

¹⁰ Id. § 6-64 I .07(t).

¹¹ D.C. MUN. REGS. tit. 11, § 3104.1 (2011).

¹² D.C. OFACIALCODE § 6-641.07(g)(3) (2008 Supp.).

substantial detriment to the public good and without substantially impairing the intent, purpose, and integrity of the zone plan as embodied in the zoning regulations and map."¹³

- **Other** - Decisions on other special questions which the BZA is authorized by its regulations to opine on, including map interpretations.¹⁴

The Board of Zoning Adjustment is distinct from the Zoning Commission; the latter has plenary authority over zoning, including formulation of the zoning regulations. The Zoning Commission has exclusive jurisdiction over all matters concerning zoning in the District of Columbia.¹⁵ In addition to being responsible for the zoning regulations (Title 11 of the D.C. Municipal Regulations), the Commission reviews all cases relating to the zoning map and text. These include planned unit developments (PUDs) and campus plans for colleges and universities. The Zoning Commission is also responsible for implementing the land use aspects of the Comprehensive Plan—a plan which is proposed by the Mayor and adopted by the Council. The Commission's plenary authority includes the right to review, *sua sponte*, any decision of the Board of Zoning Adjustment.¹⁶

Mr. Hill is nominated for reappointment to the BZA.¹⁷ The Committee finds Mr. Hill sincere in his commitment to continue to serve the District and to adhere strictly to the regulations in the Zoning Code. Mr. Hill's consulting background and experience with community engagement will allow him to make meaningful contributions to the BZA. He has already served well on the BZA and the Committee has heard no complaint. Therefore, the Committee recommends the confirmation of Mr. Fred Hill as a member of the Board of Zoning Adjustment for a term to expire on September 30, 2023.

II. LEGISLATIVE CHRONOLOGY

November 18, 2020	PR 23-1034, “Board of Zoning Adjustment Fred Hill Confirmation Resolution of 2020” is introduced by Chairman Mendelson at the request of the Mayor.
November 27, 2020	Notice of Intent to Act on PR 23-1034 is published in the <i>District of Columbia Register</i> .
November 27, 2020	Notice of a Public Roundtable on PR 23-1034 is published in the <i>District of Columbia Register</i> .
December 1, 2020	PR 23-1034 is officially “read” at the legislative meeting; on this date the referral of the proposed resolution to the Committee of the Whole is official and the 90-day period for Council review begins. If the measure is not acted

¹³ *Id.*

¹⁴ d.(f)-(g). The law also specifies that the Zoning Commission may authorize the BZA to interpret the zoning maps, and address questions of lot line or district boundary line disputes, or similar questions that may arise. *Id.* § 6-641.07(d).

¹⁵ *Tenley & Cleveland Park Emergency Comm. v. Dist. of Columbia Bd. Of Zoning Adjustment*, 550A.2d 331 (D.C. 1988).

¹⁶ See D.C. MUN.REGS., title 11, § 3128 (2000).

¹⁷

upon by the Council before March 11, 2021, PR 23-1034 will be deemed disapproved.

December 7, 2020 The Committee of the Whole holds a public roundtable on PR 23-1034.

December 15, 2020 The Committee of the Whole marks-up PR 23-1034.

III. POSITION OF THE EXECUTIVE

Mr. Fred Hill is the Mayor's nominee for re-appointment as one of three District resident members of the Board of Zoning Adjustment.

IV. COMMENTS OF ADVISORY NEIGHBORHOOD COMMISSIONS

The Committee received no testimony or comments from any Advisory Neighborhood Commission on PR 23-1034.

V. SUMMARY OF TESTIMONY

The Committee of the Whole held a public roundtable on PR 23-1034 and other nominations on Monday, December 7, 2020. The testimony summarized below is from that hearing pertaining to Mr. Hill. Copies of the written testimony are attached to this report.

Fred Hill, Nominee, testified and answered questions regarding his background and experience as it pertains to the Board, and his interest in continuing to serve on the Board. Ms. Heath noted that the Board continued to consider cases at a similar pace during the pandemic on an online platform, which is convenient for the public, but lacks some effectiveness and immediacy.¹⁸

The Committee received no written comments regarding Mr. Hill's nomination to the Board.

VI. IMPACT ON EXISTING LAW

This confirmation is consistent with existing law. Pursuant to D.C. Official Code § 6-641.07(a), the BZA shall be composed of one representative of the National Capital Planning Commission; one representative of the Zoning Commission; and three other members appointed

¹⁸ Oral Testimony of Fred Hill, before the Committee of the Whole, at a December 7, 2020 public roundtable on PR23-1034, the "Board of Zoning Adjustment Fred Hill Confirmation Resolution of 2020"

by the Mayor with the advice and consent of the Council. Of those three members confirmed by the Council, each must have been a resident of the District for at least three years immediately preceding his or her appointment, and at least one shall own his or her own home. By operation of law, the appointment is deemed disapproved on the 90th day (excluding days of Council recess) following submission of the nomination by the Mayor, absent Council action.¹⁹

VII. FISCAL IMPACT

PR 23-1034 will have no fiscal impact on the District of Columbia budget or financial plan. Pursuant to D.C. Official Code§ 1-611.08(c)(2)(A), the three District members of the Board of Zoning Adjustment are compensated for their services at a rate of \$25 per hour, with a cap of \$12,000 per board member per year.²⁰ The compensation for members of the BZA is included in the annual budget for the Office of Zoning.

VIII. SECTION-BY-SECTION ANALYSIS

- | | |
|------------------|---|
| <u>Section 1</u> | States the short title of PR 23-1034. |
| <u>Section 2</u> | Confirms the appointment of Mr. Hill as a member of the Board of Zoning Adjustment for a term to expire September 20, 2023. |
| <u>Section 3</u> | Requires that a copy of the resolution, upon adoption, be transmitted to the nominee and to the Office of the Mayor. |
| <u>Section 4</u> | Provides that PR 23-1034 shall take effect immediately. |

IX. COMMITTEE ACTION

¹⁹ See D.C. OFFICIAL CODE§ 1-523.01(e). The 90 day period of review for PR 23-1034 expires on March 11, 2021.

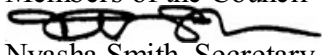
²⁰ See D.C. OFFICIAL CODE§ 1-611.08(c)(2)(A).

X. ATTACHMENTS

1. PR 23-1034 as introduced
2. Nominee's response to Committee questions
3. Written testimony of nominee
4. Legal sufficiency determination
5. Committee Print for PR 23-1034

COUNCIL OF THE DISTRICT OF COLUMBIA
1350 Pennsylvania Avenue, N.W.
Washington D.C. 20004

Memorandum

To : Members of the Council
From :  Nyasha Smith, Secretary to the Council
Date : Monday, November 23, 2020
Subject : Referral of Proposed Legislation

Notice is given that the attached proposed legislation was introduced in the Office of the Secretary on Wednesday, November 18, 2020. Copies are available in Room 10, the Legislative Services Division.

TITLE: "Board of Zoning Adjustment Fred Hill Confirmation Resolution of 2020",
PR23-1034

INTRODUCED BY: Chairman Mendelson, at the request of Mayor

The Chairman is referring this legislation to Committee of the Whole. This resolution will be deemed disapproved on Thursday, March 11, 2021 without Council action.

Attachment
cc: General Counsel
Budget Director
Legislative Services



MURIEL BOWSER
MAYOR

November 18, 2020

The Honorable Phil Mendelson
Chairman
Council of the District of Columbia
John A. Wilson Building

1350 Pennsylvania Avenue, NW, Suite 504
Washington, DC 20004

Dear Chairman Mendelson:

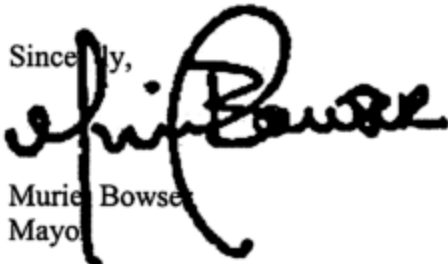
In accordance with section 2 of the Confirmation Act of 1978, effective March 3, 1979 (D.C. Law 2-142; D.C. Official Code § 1-523.01), pursuant to section 8 of An Act providing for the zoning of the District of Columbia and the regulation of the location, height, bulk, and uses of buildings and other structures and of the uses of land in the District of Columbia, and for other purposes, approved June 20, 1938 (52 Stat. 799; D.C. Official Code § 6-641.07), I am pleased to nominate the following individual:

Mr. Fred Hill
F Street, NW
Washington, DC 20004
(Ward 2)

for reappointment as a member of the Board of Zoning Adjustment, for a term to end September 30, 2023. Enclosed you will find biographical information detailing the experience of Mr. Hill, together with a proposed resolution to assist the Council during the confirmation process.

I would appreciate the Council's earliest consideration of this nomination for confirmation. Please do not hesitate to contact me, or Steven Walker, Director, Mayor's Office of Talent and Appointments, should the Council require additional information.

Sincerely,


Muriel Bowser
Mayor


Chairman Phil Mendelson
at the request of the Mayor

A PROPOSED RESOLUTION

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

To confirm the reappointment of Mr. Fred Hill to the Board of Zoning Adjustment.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Board of Zoning Adjustment Fred Hill Confirmation Resolution of 2020”.

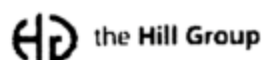
Sec. 2. The Council of the District of Columbia confirms the reappointment of:

Mr. Fred Hill
F Street, NW
Washington, DC 20004
(Ward 2)

as a member of the Board of Zoning Adjustment, pursuant to section 8 of An Act Providing for the zoning of the District of Columbia and the regulation of the location, height, bulk, and uses of buildings and other structures and of the uses of land in the District of Columbia, and for other purposes, approved June 20, 1938 (52 Stat. 799; D.C. Official Code § 6-641.07), for a term to end September 30, 2023.

Sec. 3. The Council of the District of Columbia shall transmit a copy of this resolution, upon its adoption, to the nominee and to the Office of the Mayor.

Sec. 4. This resolution shall take effect immediately.



Frederick L. Hill

President and CEO

Mr. Hill has more than 20 years of experience in corporate governance and entrepreneurship. In 1998, he founded the Hill Group, a Native-American owned and managed small business. As President of the Hill Group, Mr. Hill has overseen corporate diversification, growth, and sustainability; has led strategic contract initiatives supporting the mission of numerous federal government clients; and has successfully implemented a variety of projects in the areas of health, information technology, and communications.

In addition, Mr. Hill served as Director of Finance and member of the Board of Directors for the Entrepreneurs Organization. He also founded the Hill Foundation, a nonprofit organization that addresses health disparities at a community level. Previously, Mr. Hill was a founding partner in a communications firm based in Beijing, China. He is a skilled project manager with broad experience in planning, budgeting, and implementation. Mr. Hill has a BA in Economics from the University of Arizona and studied Chinese Language at Beijing University in China.

Education, Certifications, and Training

BA, Economics, University of Arizona

Chinese Language Studies, Beijing University, Beijing, China

Experience

President and CEO, the Hill Group; Bethesda, Maryland (1998–Present). Responsible for corporate oversight of strategic planning initiatives, conference and event management projects, science writing and editing services, graphic and design services, and technical assistance, among other offerings in the company portfolio; responsible for corporate responses to technical and non-technical inquiries; oversees provision of exhibit services as well as IT and data communications services. Ensures that contracted work is performed on time, meets established goals, adheres to quality standards, and complies with budgetary requirements. Management activities include leading corporate and project staff meetings, overall program management, fiscal responsibility, progress reporting, and tasks essential to contract performance. Mr. Hill's clients have included the Department of Health and Human Services; the National Institutes of Health (Office of the Director; Division of Program Coordination, Planning, and Strategic Initiatives; Office of Behavioral and Social Sciences Research; Office of Science Policy Analysis; National Institute of Diabetes & Digestive & Kidney Diseases ; *Eunice Kennedy Shriver* National Institute of Child Health and Human Development; National Institute on Minority Health and Health Disparities; National Center for Complementary and Alternative Medicine); Indian Health Service; U.S. Agency for International Development; U. S. Patent and Trademark Office; Presidential Commission for the Study of Bioethical Issues; and Smithsonian Institute/National Museum of the American Indian.

Project Manager, Computercraft Corporation; Bethesda, Maryland (1992-1998). Served as project manager for more than 100 biomedical conferences and events, supervising conference managers and overseeing all aspects of planning and logistical services. Responsibilities included working directly with client project officers; facilitating communications with planning committees, special guests, and speakers; researching conference and event sites; arranging special events; providing cost estimates; and negotiating contracts.



Executive Office of the Mayor - Office of Talent and Appointments
John A. Wilson Building | 1350 Pennsylvania Avenue, Suite 600 | Washington, DC 20004

Fred Hill



Fred Hill is the President and CEO of the Hill Group and the Chair of the Board of Zoning Adjustment.

Mr. Hill has more than twenty years of experience in corporate governance and entrepreneurship. As President of the Hill Group, Mr. Hill oversees key contract proposals with federal government agencies and clients. He is also the Founder of the Hill Foundation, a non-profit organization that confronts health discrepancies at the local level. Among other duties, Mr. Hill has spearheaded a variety of health, communication, and information technology initiatives. Mr. Hill was a founding partner in a communications firm based in Beijing, China and also previously served as a member of the Board of Directors and as the Director of Finance for the Entrepreneurs Organization.

A Ward 2 resident, Mr. Hill received a Bachelor of Arts in Economics from the University of Arizona and studied Chinese Language at Beijing University in China.





COUNCIL OF THE DISTRICT OF COLUMBIA
1350 PENNSYLVANIA AVENUE, N.W.
WASHINGTON, D.C. 20004

Phil Mendelson
Chairman

Office: (202) 724-8032
Fax: (202) 724-8085

December 3, 2020

Mr. Fred Hill
912 F Street, NW
Washington, DC 20004

Dear Mr. Hill:

Congratulations on being nominated for reappointment to be a member of the Board of Zoning Adjustment (BZA) for the District of Columbia. As you know, the appointment is subject to confirmation by the Council. The Committee of the Whole has scheduled a public roundtable on your nomination for Monday, December 7, at 10:30 a.m. Due to the COVID-19 public health emergency declaration, the roundtable will be conducted virtually on the internet using Zoom video conferencing technology. Enclosed is a copy of the roundtable notice.

It is standard for the Council to submit questions to nominees. I request your response to the Committee to the following questions no later than close of business, Friday, December 5, 2020.

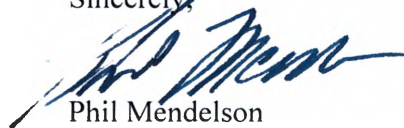
1. Please provide a copy of the Financial Disclosure Statement you filed with the Office of Campaign Finance or the Board of Ethics and Government Accountability. If you have not filed a disclosure form, please provide answers to questions no. 2-8 in lieu of that statement.
2. Please provide the name of each business entity transacting any business with the District Government in which you have a beneficial interest valued in excess of \$1,000, including publicly traded stock.
3. Please provide the name of each business entity transacting any business (including consulting) with the District Government from which you or your immediate family have received (or are receiving) income for services rendered in excess of \$200 during the past two years.
4. Please provide the name of each business entity transacting business with the District Government in which you or any member of your immediate family serves as an officer, director, partner, or agent. Also list the position(s) held, a brief description of the entity, and any other pertinent details.
5. Please provide the name of any lender and the amount of liability for each outstanding liability borrowed by you or any member of your immediate family in excess of \$1,000. Do not include loans from a federal or state insured or regulated financial institution, or from any business enterprise regularly engaged in the business of providing revolving credit or installment accounts.
6. Please list the location of all real property located in the District of Columbia in which you have an interest with a fair market value in excess of \$1000.

7. Please list all professional and occupational licenses held by you.
8. Please list any professional organizations of which you are currently a member.
9. Please list all board and commissions connected with the District Government on which you are or have been a member and include the term of service for each.
10. Please list any other boards (e.g., Board of Directors for a non-profit) on which you are currently a member.
11. Do you have any outstanding liability for taxes, fees, or other payments to the District, federal or other state or local governments, either contested or uncontested? If so, please provide documentation of attempts to pay the amount owed or to resolve the disputed claim.
12. Do you or any member of your immediate family have any interest, financial or otherwise, that may directly or indirectly pose a conflict of interest for you in performance of your duties as a member of the BZA?
13. Please describe any local political activity (i.e. the District of Columbia local elections or campaigns) that you have engaged in over the past six years, including all campaign contributions to a D.C. candidate or political committee.
14. Are you registered with any local, state, or federal government to lobby? If so, list the jurisdiction(s) in which you are registered.
15. Why have you agreed to serve another term and how do you plan to continue to help the Board fulfill its role and mission during your time on the Board?
16. Given that you are being reappointed to the Board, what challenges do you believe the Board has experienced since your time on the Board, and how do you believe these challenges should be addressed moving forward?
17. Please discuss any past and present experiences not already mentioned that you believe are relevant to support your appointment as a member of the BZA.

At the December roundtable, you will be asked to make an opening statement indicating your interest in serving as a member of the BZA. The testimony of persons interested in supporting your nomination is helpful but not necessary. Please refer to the attached roundtable notice for more information on providing testimony at the roundtable, in writing, or transcribed.

If you have any questions, please do not hesitate to call me or Julia Koster on my staff at 202-724-7130, or jkoster@dccouncil.us.

Sincerely,



Phil Mendelson
Chairman

enc.

PM/jk

12/3/2020

PR23-1034

Fred Hill continued answers to questions from Chairman Mendelson letter dated 11/30/2020

Questions/Answer:

9. Answer - Board of Zoning Adjustment – July 2015 to present
10. Answer – None
11. Answer – None
12. Answer – None
13. Answer – Muriel Bowser for Mayor – Brandon Todd for Ward 4 – Brooke Pinto for Ward 2
14. Answer – None
15. Answer – please see enclosed copy of my written testimony
16. Answer – please see enclosed copy of my written testimony

FDS Filing Details for 2019

Name: Frederick Hill

Date of Appointment or Employment: 6/1/2015

Final Date of Service:

Position: Board Member

Agency: Office of Zoning

Position Held with the District Government During the Prior calendar year (If Not The Same As Above)

Position:

Final Date in Position:

Agency:

Non District Employment/Business

1) Did you have any non-District employment or engage in any outside business or other activity during the previous calendar year for which you received compensation of \$200 or more?

Position / Title	Name of Employer	Description of Work	Start Date	End Date	Income Received from Outside Business	Client Name
President	The Hill Group, Inc.	Federal Government Contractor	04/01/1998		\$100,001 - \$250,000	

2) Was your spouse, registered domestic partner, or dependent child(ren) employed by a private entity or did they engage in any business endeavors during the previous calendar year for which they received compensation of \$200 or more?

Position / Title	Name of Employer	Description of Work	Start Date	End Date	Client Name
Special Consular	NVLSP	Lawyer	07/5/2015		

3) Did you serve in any unpaid position (without compensation) as an officer, director, partner, consultant, contractor, volunteer, member or in any other formal capacity of a non-government board or other outside entity during the previous calendar year?

No

4) Did your spouse, registered domestic partner, or dependent child(ren) serve in any unpaid position (without compensation) as an officer, director, partner, consultant, contractor, volunteer, member or any other formal capacity of a non-government board or other outside entity during the previous calendar year?

Position / Title	Name of Entity	Start Date	End Date
Board Member	Access Youth	07/01/2014	

5) During the previous calendar year, did you have any agreements with a former or current employer, other than with the District of Columbia, for future payments or benefits (such as separation pay, partnership buyouts, or pension or retirement pay) or for future employment or for a leave of absence?

No

6) During the previous calendar year, did your spouse, registered domestic partner, or dependent child(ren) have any agreements with a former or current employer, other than with the District of Columbia, for future payments or benefits (such as separation pay, partnership buyouts, or pension or retirement pay) or for future employment or for a leave of absence?

No

Securities, Holdings and Investments

7) Did you have a beneficial interest in or hold any security ("security" means stocks (any class), bonds (including savings bonds and tax exempt bonds), stock options, warrants, debentures, obligations, notes (not mortgage notes), mortgages (not on one's home), investment interests in limited partnerships, REITs, and such other evidences of indebtedness and certificates of interest or participation in any profit-sharing agreement as are usually referred to as securities) at the close of the previous calendar year that exceeded in the aggregate \$1,000 or that produced income of \$200 or more?

No

8) Did your spouse, registered domestic partner, or dependent child(ren) have a beneficial interest or hold any security ("security" means stocks (any class), bonds (including savings bonds and tax exempt bonds), stock options, warrants, debentures, obligations, notes (not mortgage notes), mortgages (not on one's home), investment interests in limited partnerships, REITs, and such other evidences of indebtedness and certificates of interest or participation in any profit-sharing agreement as are usually referred to as securities) at the close of the previous calendar year that exceeded in the aggregate \$1,000 or that produced income of \$200 or more?

No

9) Did you owe any entity or person (other than a member of your immediate family) \$1,000 or more, (excluding: mortgages on your personal residence, student loans, automobile loans, credit card accounts or other revolving credit, and other loans from a federal or state insured or regulated financial institution), during the previous calendar year?

No

10) Did your spouse, domestic partner or dependent child(ren) owe any entity or person (other than a member of their immediate family) \$1,000 or more, (excluding: mortgages on personal residences, student loans, automobile loans, credit card accounts or other revolving credit, and other loans from a federal or state insured or regulated financial institution), during the previous calendar year?

No

11) Did you have an interest in any real property located in the District of Columbia during the previous calendar year, aside from primary personal residence, occupied by you, your spouse or your domestic partner, where your interest had a fair market value of more than \$1,000, or where the property produced income of \$200 or more?

Location of Real Property	Purchase or Acquisition Date	Date Sold or Conveyed	Value of Ownership Interest in Real Estate
825 5th Street, NW Washington DC 20002	04/07/2009		Over \$1,000,000

12) Did your spouse, domestic partner, or dependent child(ren) have an interest in any real property located in the District of Columbia during the previous calendar year, aside from their primary personal residence, where their interest had a fair market value of \$1,000 or more or where the property produced income of \$200 or more?

No

Regulated Professions

13) Do you hold any professional or occupational licenses issued by the District of Columbia government (i.e., are you licensed to practice law in the District of Columbia, or are you licensed by the District's Department of Health, the District's Department of Consumer and Regulatory Affairs, the District's Department of Mental Health, the District's Department of Insurance Securities and Banking, the Metropolitan Police Department, the District's Occupational and Professional Licensing Administration, etc.)?

No

14) Does your spouse, domestic partner, or dependent child(ren) hold any professional or occupational licenses issued by the District of Columbia government (i.e., are they licensed to practice law in the District of Columbia, or are they licensed by the District's Department of Health, the District's Department of Consumer and Regulatory Affairs, the District's Department of Mental Health, the District's Department of Insurance Securities and Banking, the Metropolitan Police Department, or the District's Occupational and Professional Licensing Administration, etc.)?

Type of License Issued	Issuing Entity
Attorney	DC Bar

Gifts

15) Did you receive any gift(s) (A gift is defined as a payment, subscription, advance, forbearance, rendering, or deposit of money, services, or anything of value, unless consideration of equal or greater value is received) from any person that has or is seeking to do business with the District, conducts operations or activities that are regulated by the District, or has an interest that may be favorably affected by the performance or nonperformance of your duties in the total amount or with a total value of \$100 or more during the previous calendar year?

No

Additional Comments

Supporting Documents

I certify that I have:

- Not caused title to property to be placed in another person or entity for the purpose of avoiding the disclosure requirements on the preceding form;
- Filed and paid my income and property taxes;
- Diligently safeguarded the assets of the taxpayers and the District;
- Reported known illegal activity, including attempted bribes, to the appropriate authorities;
- Not been offered or accepted any bribes;
- Not directly or indirectly received government funds through illegal or improper means;
- Not raised or received funds in violation of federal or District law; and
- Not received or been given anything of value, including a gift, favor, service, loan gratuity, discount, hospitality, political contribution, or promise of future employment, based on any understanding that my official actions or judgment or vote would be influenced.
- I certify that I have:
- Not caused title to property to be placed in another person or entity for the purpose of avoiding the disclosure requirements on the preceding form;
- Filed and paid my income and property taxes;
- Diligently safeguarded the assets of the taxpayers and the District;
- Reported known illegal activity, including attempted bribes, to the appropriate authorities;
- Not been offered or accepted any bribes;
- Not directly or indirectly received government funds through illegal or improper means;
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- Not received or been given anything of value, including a gift, favor, service, loan gratuity, discount, hospitality, political contribution, or promise of future employment, based on any understanding that my official actions or judgment or vote would be influenced.

I understand that:

- Submission of this report means that I have completed the report with all applicable schedules and that the report is ready for filing with BEGA.
- Once this report is submitted, it cannot be edited. All modifications thereafter can only be done by filing an amendment.
- I understand that:
- Submission of this report means that I have completed the report with all applicable schedules and that the report is ready for filing with BEGA.
- Once this report is submitted, it cannot be edited. All modifications thereafter can only be done by filing an amendment.

Additional Comments

GOVERNMENT OF THE DISTRICT OF COLUMBIA
Metropolitan Washington Airports Authority Board of Directors



Public Roundtable on

**PR23-1007, the “Metropolitan Washington Airports Authority Board of Directors Thorn
Pozen Confirmation Resolution of 2020.”**

**Testimony of
Thorn Pozen**

Before the
Committee of the Whole
Council of the District of Columbia
The Honorable Phil Mendelson, Chairman

Virtual Meeting Platform
John A. Wilson Building
1350 Pennsylvania Avenue, NW
Washington, DC 20004

December 7, 2020
10:30 AM

Chairman Mendelson, members of the Committee of the Whole, and committee staff, good morning. I am Thorn Pozen, a nominee for re-nomination to the position of member of the Board of Directors of the Metropolitan Washington Airports Authority (“MWAA”). I am a partner in the Washington, D.C. law firm of Goldblatt Martin Pozen LLP, but please know that my comments this morning are my own and not those of my law firm or our clients. I want to thank Mayor Bowser for this expression of confidence in re-nominating me to the Board.

This morning I want to speak briefly about my experience: both working with and for the District of Columbia government, in the community here, and through my law practice; as well as during my first term as MWAA Board member. All of these experiences I believe, qualify me for re-appointment to the position to which I have been nominated. I want to also talk a bit about my work on the Board. , Finally, I want to be sure to answer any questions the Committee may have for me.

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First, as for my experience: I was born and raised here in Washington. In my law practice, I focus on advising government and private-sector clients on local government, administrative law, and local and federal government ethics issues. I have served as Special Counsel in the District government, including serving as the District’s chief Ethics Counselor and chief FOIA Officer. Additionally, I have served as Chief of Staff to a former D.C. Councilmember and a staffer for the former D.C. Financial Control Board. In all, I have been working for and with the District government for over 30 years of my professional career.

I also serve on the Boards of several legal, community, and charitable organizations in the District, including the D.C. Appleseed Center for Law and Justice, the Jewish Community Relations Counsel of Greater Washington, the Council for Court Excellence, and on the Advisory Board of TzedekDC. I am a graduate of Connecticut College, in New

London, Connecticut, from which I graduated with honors and distinction in my major; and the American University's Washington College of Law, here, from which I graduated *Magna Cum Laude*. I live in Ward Two with my wife and two children.

I believe that my local government expertise, legal training and practice, knowledge of the District of Columbia, and relationships from that experience have and will continue to serve me in very good stead on the MWAA Board. I think also that my broad current and former Board and ethics experience has and will continue to help me with ensuring good governance at the Authority and continuing the MWAA Board's progress in dealing with some of the ethics challenges it has faced in the past.

Through my MWAA Board service, I have focused on both the five priorities I outlined when I was first before you for confirmation and new initiatives I've taken on since then. The priorities I outlined when coming to the Board were:

- Ensuring that the interests of the District of Columbia are fully represented;
- Ensuring Authority procurement and hiring are fully open and transparent and appropriately available to D.C. businesses and D.C. residents;
- Continuing the progress the Authority and the Board have made on ethics reform;
- Ensuring appropriate management oversight; and,
- Working toward sustainable and steady growth in passenger load, cargo handling, and business activity at both National and Dulles Airports, so the Authority can continue to be an economic driver for the District of Columbia.

Additionally, since joining the Board, I have also focused on securing an appropriate management leadership succession plan and providing real and sustainable economic opportunity to all those who work on both airport campuses. I feel that I have made real progress on each of those goals, including, in particular taking a leadership role in the Board's workers' wage initiative, bringing living wage guarantees to previously largely neglected airport workers; working on building bridges between DOES and MWAA; and chairing the Board's Ethics Committee.

I must say, though, that my most important and daunting work has been working with my fellow Board members and MWAA management to confront the tremendous challenges posed by the COVID-19 pandemic. This has posed the single greatest threat to the aviation, travel, and hospitality industries in history. We all hope that a safe and effective vaccine will allow domestic and international travel to rebound next year, but even with that, continuing to ensure MWAA employee and passenger safety and charting a path back to economic stability and growth will be very tough. I do, though, look forward to using the experience and institutional knowledge I've learned and gathered, as well as harness the relationships with management and my fellow Board members to help me face these challenges and finish the work I've begun.

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In conclusion, I am honored to be re-nominated to this important position. If confirmed I pledge to continue to put in the time and work necessary to be successful and to properly represent the District on the Board.

Thank you for the opportunity to present these comments to you today and I am happy to answer any questions you may have.

1 **DRAFT COMMITTEE PRINT**
2 Committee of the Whole
3 December 15, 2020
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8 A PROPOSED RESOLUTION
9

10
11 23-1034
12
13

14 IN THE COUNCIL OF THE DISTRICT OF COLUMBIA
15
16 _____
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18
19 To confirm the re-appointment of Mr. Fred Hill to the Board of Zoning Adjustment.
20

21 RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, that this
22 resolution may be cited as the “Board of Zoning Adjustment Fred Hill Confirmation Resolution
23 of 2020”.

24 Sec. 2. The Council of the District of Columbia confirms the re-appointment of:
25

26 Mr. Fred Hill
27 F Street, NW
28 Washington, DC 20004
29 (Ward 2)
30

31 as a member of the Board of Zoning Adjustment, pursuant to section 8 of An Act Providing for
32 the zoning of the District of Columbia and the regulation of the location, height, bulk, and uses
33 of buildings and other structures and of the uses of land in the District of Columbia, and for other
34 purposes, approved June 20, 1938 (52 Stat. 799; D.C. Official Code § 6-641.07), for a term to
35 end September 30, 2023.

36 Sec. 3. The Council of the District of Columbia shall transmit a copy of this resolution,
37 upon its adoption, to the nominee and to the Office of the Mayor.

38 Sec. 4. This resolution shall take effect immediately.