PLAN COMMISSION MINUTES

The City Plan Commission held a Special Called Zoning Hearing on March 10, 2022, with the briefing starting at 10:37 a.m., and the public hearing at 1:37 p.m., in the Council Chambers and by videoconference as authorized by Texas Government Code Section 551.127. Presiding were, Tony Shidid, Chair and Brent Rubin Vice-Chair. The following Commissioners were present during the hearing: Amanda Popken, Joanna Hampton, Jasmond Anderson, Deborah Carpenter, Lorie Blair, Tipton Housewright, Claire Stanard, and Melissa Kingston. The following Commissioner was absent from this hearing as defined in the City Plan Commission rules: P. Michael Jung, Wade Gibson, and Aaliyah Haqq. There were two vacancies – District 3 and District 7.

The City Plan Commission was briefed by staff on each item on the agenda and a question and answer period followed each briefing.

A variety of dockets, requests and briefings were presented to the Commission during the open public hearing. The applicants or their representatives presented their arguments, citizen comments were heard, and using the information and staff recommendations in the hearing dockets, the Commission took the following actions.

NOTE: For more detailed information on discussion on any issue heard during this briefing and public hearing, refer to the tape recording retained on file in the Department of Sustainable Development and Construction. Briefing and public hearing recordings are retained on file for 90 days after approval of CPC minutes.

PUBLIC HEARINGS:

Miscellaneous Items Under Advisement:

D212-006(HC) Planner: Hannah Carrasco

Motion: It was moved to **approve** a development plan for a financial institution with drive-in use on property zoned Planned Development District No. 1028, at the southwest corner of Maple Avenue and Mockingbird Lane.

Maker: Hampton Second: Rubin

Result: Carried: 10 to 0

For: 10 - Popken, Hampton, Anderson, Shidid,

Carpenter, Blair, Housewright, Stanard,

Kingston, Rubin

Against: 0

Absent: 3 - Jung, Gibson, Haqq Vacancy: 2 - District 3, District 7

Speakers: None

Certificates of Appropriateness for Signs – Consent:

Note: Certificates of Appropriateness for Signs cases 2111300002, 2111300003 and 2112160001 were read into the record and heard together.

<u>Downtown Special Provision Sign District</u>:

2111300002 Planner: Jason Pool

Motion: It was moved to **approve** a Certificate of Appropriateness by Bobby Nichols of Chandler Signs, Inc., for a 279.7-square-foot illuminated attached sign at 1999 Bryan Street, Ste. 3600 (northwest elevation).

Maker: Kingston Second: Rubin

Result: Carried: 10 to 0

For: 10 - Popken, Hampton, Anderson, Shidid,

Carpenter, Blair*, Housewright, Stanard,

Kingston, Rubin

Against: 0

Absent: 3 - Jung, Gibson, Haqq Vacancy: 2 - District 3, District 7

*out of the room, shown voting in favor

Speakers: For: None

For (Did not speak): Fred Finch, 14201 Sovereign Rd., Fort Worth, TX, 76155

Against: None

2111300003 Planner: Jason Pool

Motion: It was moved to **approve** a Certificate of Appropriateness by Bobby Nichols of Chandler Signs, Inc., for a 279.7-square-foot illuminated attached sign at 1999 Bryan Street, Ste. 3600 (southeast elevation).

Maker: Kingston Second: Rubin

Result: Carried: 10 to 0

For: 10 - Popken, Hampton, Anderson, Shidid,

Carpenter, Blair*, Housewright, Stanard,

Kingston, Rubin

Against: 0

Absent: 3 - Jung, Gibson, Haqq Vacancy: 2 - District 3, District 7 *out of the room, shown voting in favor

Speakers: For: None

For (Did not speak): Fred Finch, 14201 Sovereign Rd., Fort Worth, TX, 76155

Against: None

2112160001 Planner: Jason Pool

Motion: It was moved to **approve** a Certificate of Appropriateness by Marie Byrum of Byrum Sign and Lighting, for a 184.5-square-foot illuminated attached sign at 2627 Live Oak Street (southwest elevation).

Maker: Kingston Second: Rubin

Result: Carried: 10 to 0

For: 10 - Popken, Hampton, Anderson, Shidid,

Carpenter, Blair*, Housewright, Stanard,

Kingston, Rubin

Against: 0

Absent: 3 - Jung, Gibson, Haqq Vacancy: 2 - District 3, District 7

*out of the room, shown voting in favor

Speakers: For: None

For (Did not speak): Murphy Webster, 1351 Regal Row, Dallas, TX, 75247

Michael Bones, 305 N. Delaware, Irving, TX, 75061

Against: None

Note: The Commission recessed for a short break at 1:42 p.m. and reconvened at 1:57 p.m. The Commission continued with the regular order of the agenda and heard Zoning Cases—Consent agenda item #1. Z212-144(RM) next.

Zoning Cases - Consent:

1. **Z212-144(RM)** Planner: Ryan Mulkey

Note: The Commission considered this item individually.

Motion: It was moved to recommend **approval** of the renewal of Specific Use Permit No. 1651 for a body piercing studio and a tattoo studio for a six-year period with eligibility for automatic renewals for additional three-year periods, subject to revised conditions on property zoned Tract A within Planned Development District No. 269, the Deep Ellum/Near East Side Special Purpose District, on the south line of Main Street, west of Pryor Street.

Maker: Hampton Second: Housewright Result: Carried: 10 to 0

For: 10 - Popken, Hampton, Anderson, Shidid,

Carpenter, Blair, Housewright, Stanard,

Kingston, Rubin

Against: 0

Absent: 3 - Jung, Gibson, Haqq Vacancy: 2 - District 3, District 7

Notices:Area:200Mailed:12Replies:For:0Against:2

Speakers: For: Danielle Mathews, 2201 Main St., Dallas, TX, 75201

Dallas Cothrum, 2201 Main St., Dallas, TX, 75201 Sharon Flatte, 2650 Main St., Dallas, TX, 75226

Against: None

2. **Z212-140(OA)** Planner: Oscar Aguilera

Note: The Commission considered this item individually.

Motion: It was moved to recommend **approval** of the termination of existing deed restrictions [Z056-120] on property zoned a TH-2(A) Townhouse District, on northwest line of 52nd Street, northeast of Corrigan Avenue.

Maker: Anderson Second: Blair

Result: Carried: 10 to 0

For: 10 - Popken, Hampton, Anderson, Shidid,

Carpenter, Blair, Housewright, Stanard,

Kingston, Rubin

Against: 0

Absent: 3 - Jung, Gibson, Haqq Vacancy: 2 - District 3, District 7

Notices:Area:300Mailed:29Replies:For:0Against:1

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Speakers: For: Richard Pace, 2750 Marjorie Ave., Dallas, TX, 75216

Michael Henderson, 2325 Frank Henderson Jr. Dr., Dallas, TX, 75216

James Allen, 97 Eagle Point Dr., Waxahachie, TX, 75165

Jerry Wilcots, 2822 Canary Dr., Dallas, TX, 75216 Otis Box, 2722 Modree Ave., Dallas, TX, 75216

Against: None

3. **Z212-143(MP)** Planner: Michael Pepe

Note: The Commission considered this item individually.

Motion: It was moved to recommend **approval** of an R-5(A) Single Family District on property zoned CR Community Retail District, on the north line of Canada Drive, north of Darien Street.

Maker: Carpenter Second: Rubin

Result: Carried: 10 to 0

For: 10 - Popken, Hampton, Anderson, Shidid,

Carpenter, Blair, Housewright, Stanard,

Kingston, Rubin

Against: 0

Absent: 3 - Jung, Gibson, Haqq Vacancy: 2 - District 3, District 7

Notices: Area: 200 Mailed: 18 Replies: For: 0 Against: 0

Speakers: For: None

For (Did not speak): Audrea Buckley, 1414 Belleview St., Dallas, TX, 75215

Against: None

Zoning Cases – Individual:

4. **Z212-118(LC)** Planner: Liz Casso

Motion: It was moved to recommend **denial without prejudice** of the removal of Historic Overlay H-20, the Ambassador Hotel, on a property zoned Planned Development District No. 317, the Cedars Area Special Purpose District, on the east side of Ervay Street, south of Griffin Street East.

Maker: Hampton Second: Rubin

Result: Carried: 10 to 0

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Planner: Ryan Mulkey

For: 10 - Popken, Hampton, Anderson, Shidid,

Carpenter, Blair, Housewright, Stanard,

Kingston, Rubin

Against: 0

Absent: 3 - Jung, Gibson, Haqq Vacancy: 2 - District 3, District 7

Notices: Area: 300 Mailed: 21 Replies: For: 0 Against: 0

Speakers: For: Rob Baldwin, 3904 Elm St., Dallas, TX, 75226

Herschel Weisfeld, P.O. Box 191002, Dallas, TX, 75226 Kyle Ward, 1350 Manufacturing St., Dallas, TX, 75207

For (Did not speak): Howell Beaver, 4232 San Carlos, Dallas, TX, 75205 Todd Burtis, 2808 Fairmount St., Dallas, TX, 75201

Amanda Moreno-Lake, 1350 Manufacturing St., Dallas, TX, 75207

Jim Lake, 1350 Manufacturing St., Dallas, TX, 75207 Jim Lake Jr, 1350 Manufacturing St., Dallas, TX, 75207 David Godvin, 3613 Granada Ave., Dallas, TX, 75205 David Desatnick 770 Cantegral St., Dallas, TX, 75204

Against: Eric Hall, 1419 Griffin Street East, Dallas, TX, 75215

5. **Z212-126(RM)**

Motion: It was moved to recommend **approval** of a new tract, subject to staff's recommended conditions with the following changes: 1) Section 51P-87.112(5)(C), strike northwest and northeast and amend the condition to read as follows: "Outdoor seating area is only permitted on the north side of the building at the existing porte cochere.", 2) Section 51P-87.112(5)(E), revise the condition to read as follows, "Outdoor speakers and amplification are allowed only on the outdoor patio facing Jefferson Boulevard between the hours of 11:00 a.m. and 9:30 p.m. Sunday through Thursday and 10:00 a.m. and 10:00 p.m. on Friday and Saturday.", and 3) Section 51P-87.113(b)(5), revise the condition to read as follows, "In Tract II(), a screened dumpster must be located along the west perimeter of the Property, adjacent to the alley." on property zoned Tract II within Planned Development District No. 87 with H/15 Winnetka Heights Historic District Overlay, at the southwest corner of West 10th Street and South Rosemont Avenue.

Maker: Popken Second: Rubin

Result: Carried: 10 to 0

For: 10 - Popken, Hampton, Anderson, Shidid, Carpenter, Blair, Housewright, Stanard,

Against: 0

Absent: 3 - Jung, Gibson, Haqq Vacancy: 2 - District 3, District 7

Notices: Area: 500 Mailed: 97 **Replies:** For: 17 Against: 8

Speakers: For: Rob Baldwin, 3904 Elm St., Dallas, TX, 75226

David Haedge, 203 N. Rosemont Ave., Dallas, TX, 75208 Alexa Taylor, 102 S. Winnetka Ave., Dallas, TX, 75208 Sandra Miller, 122 N. Winnetka Ave., Dallas, TX, 75208 Bart Thrasher, 102 S. Rosemont Ave., Dallas, TX, 75208

(Technical difficulties): Lisa Martel, 218 N. Rosemont Ave., Dallas, TX, 75208

Brandon Mohon, 218 N. Rosemont Ave., Dallas, TX, 75208 Chad Dolezal, 101 S. Winnetka Ave., Dallas, TX, 75208

For (Did not speak): Robert Meckfessel, 115 W. Greenbriar Ln., Dallas, TX, 75208

David Wilgus, 105 S. Winnetka Ave., Dallas, TX, 75208

Monica Mariadelacerda, 126 S. Waverly Dr., Dallas, TX, 75208

Cam Urano, 311 N. Edgefield Ave., Dallas, TX, 75208 Richard Ewers, 121 N. Winnetka Ave., Dallas, TX, 75208 Matiana Romero, 1700 W. 10th St., Dallas, TX, 75208 Carmen Vinet, 1311 Ivy Charm Way, Arlington, TX, 76005

Javier Lopez, 1700 W. 10th St., Dallas, TX, 75208

Isaac Martinez, 227 N. Rosemont Ave., Dallas, TX, 75208

Against: Scott Roman, 107 S. Rosemont Ave., Dallas, TX, 75208

Veronica Roman, 107 S. Rosemont Ave., Dallas, TX, 75208 Paul Semrad, 108 S. Rosemont Ave., Dallas, TX, 75208

Barbara Horton, 1720 W. 10th St., Dallas, TX, 75208

Staff: David Nevarez, Sr. Traffic Engineer, Development Services

Note: The Commission recessed for a short break at 3:53 p.m. and reconvened at 4:09 p.m. The Commission continued with the regular order of the agenda and heard Zoning Case – Under Advisement agenda item #6. Z201-296(RM) next.

Zoning Cases - Under Advisement:

6. **Z201-296(RM)** Planner: Ryan Mulkey

Motion: It was moved to recommend **approval** of a new subarea for MF-2(A) Multifamily District uses, subject to conditions on property zoned an MU-1 Mixed Use District within Subarea 9 of Planned Development District No. 298, the Bryan Area Special Purpose District, on the southeast line of Bryan Street, northeast of North Carroll Avenue.

Maker: Hampton Second: Rubin

Result: Carried: 10 to 0

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Planner: Ryan Mulkey

For: 10 - Popken, Hampton, Anderson, Shidid,

Carpenter, Blair, Housewright, Stanard,

Kingston, Rubin

Against: 0

Absent: 3 - Jung, Gibson, Haqq Vacancy: 2 - District 3, District 7

Notices: Area: 500 Mailed: 64
Replies: For: 0 Against: 1

Speakers: For: Rob Baldwin, 3904 Elm St., Dallas, TX, 75226

Against: None

7. **Z212-114(RM)**

Motion: It was moved to recommend 1) approval of a new Planned Development Subdistrict for specific residential and nonresidential uses, subject to conditions; and 2) approval of a Specific Use Permit for a supportive housing use for a three-year period, subject to a site plan and conditions with the following additions to the Planned Development Subdistrict: Add a lighting subsection in Section 51P-714.110 that reads as follows: In Subdistrict 3D, pedestrian scale lighting that provides a minimum maintained average illumination level of 1.5 foot candles must be provided along public sidewalks and adjacent to public streets. The design and placement of both the standards and fixtures must be approved by the director of transportation. Unless otherwise provided, the property owner is responsible for the cost of installation, operation, and maintenance of the lighting, and Add an additional property owner engagement provision for Subdistrict 3D that reads as follows: In Subdistrict 3D, the operator of a supportive housing facility shall establish a community liaison committee to discuss community concerns, and to suggest improvements and changes if necessary. Membership of the committee should be open to two representatives each from surrounding homeowners association and any property owner within a 500-foot radius of the facility on property zoned Subdistrict 3A within Planned Development District No. 714, the West Commerce Street/Fort Worth Avenue Special Purpose District, on the south line of Fort Worth Avenue, south of Interstate 30.

> Maker: Popken Second: Blair

Result: Carried: 10 to 0

For: 10 - Popken, Hampton, Anderson, Shidid,

Carpenter, Blair, Housewright, Stanard,

Planner: Michael Pepe

Against: 0

Absent: 3 - Jung, Gibson, Haqq Vacancy: 2 - District 3, District 7

Notices: Area: 500 Mailed: 17 Replies: For: 0 Against: 2

Speakers: For: Chad Baker, 2629 Sharpview Ln., Dallas, TX, 75228 For (Did not speak): Jennifer Snow, 1903 Marydale Rd., Dallas, TX, 75208 Against: None

8. **Z201-321(MP)**

Motion: In considering an application for a new subdistrict within Planned Development District No. 714, the West Commerce Street/Fort Worth Avenue Special Purpose District, on the southeast corner of North Hampton Road and Remond Drive, it was moved to **hold** this case under advisement until April 7, 2022.

Maker: Popken Second: Blair

Result: Carried: 10 to 0

For: 10 - Popken, Hampton, Anderson, Shidid,

Carpenter, Blair, Housewright, Stanard,

Kingston, Rubin

Against: 0

Absent: 3 - Jung, Gibson, Haqq Vacancy: 2 - District 3, District 7

Notices: Area: 500 Mailed: 61 Replies: For: 6 Against: 1

Speakers: For: Rob Baldwin, 3904 Elm St., Dallas, TX, 75226

Against: None

Planner: Michael Pepe

9. **Z201-323(MP)**

Motion: It was moved to recommend **approval** of a Planned Development District for MU-2 Mixed Use District regulations and uses including multifamily and retail and personal service, subject to a revised development plan and conditions with the following addition: Add a parking subsection in Section 51-P-.109 Parking that reads as follows: "For multifamily, one space per bedroom is required with a minimum of one space per dwelling unit. An additional 0.25 space per dwelling unit or 15 percent of total parking spaces, whichever is greater, is required for guest parking." on property zoned IR Industrial/Research District, on the west line of Borger Street, south of Singleton Boulevard.

Maker: Carpenter Second: Hampton

Result: Carried: 10 to 0

For: 10 - Popken, Hampton, Anderson, Shidid,

Carpenter, Blair, Housewright, Stanard,

Kingston, Rubin

Against: 0

Absent: 3 - Jung, Gibson, Haqq Vacancy: 2 - District 3, District 7

Notices: Area: 500 Mailed: 139 **Replies:** For: 5 Against: 1

Speakers: For: Rob Baldwin, 3904 Elm St., Dallas, TX, 75226

Against: None

Staff: David Nevarez, Sr. Traffic Engineer, Development Services

Planner: Michael Pepe

10. **Z201-326(MP)**

Motion: It was moved to recommend **approval** of a NS(A) Neighborhood Service District, subject to deed restrictions volunteered by the applicant **approval** of a Specific Use Permit for a private recreation center, club, or area use for a four-year period, subject to a site plan, landscape plan, and conditions on property zoned an R-7.5(A) Single Family District, on the south line of East Camp Wisdom Road, west of University Hills Boulevard.

Maker: Blair Second: Hampton

Result: Carried: 10 to 0

For: 10 - Popken, Hampton, Anderson, Shidid,

Carpenter, Blair, Housewright, Stanard,

Planner: Michael Pepe

Against: 0

Absent: 3 - Jung, Gibson, Haqq Vacancy: 2 - District 3, District 7

Notices: Area: 300 Mailed: 13 **Replies:** For: 0 Against: 0

Speakers: For: Heath Voyles, 1719 Angel Parkway, Allen, TX, 75002

Against: None

11. **Z212-136(MP)**

Motion: It was moved to recommend **approval** of a new subdistrict, subject to a development plan and conditions with the following two changes: 1) S__.108(b)(4)(C)(iii), add microunits may not be used to fulfill the requirements of S__.114(b), and 2) S___.113(f), strike the word "both" on property zoned GR General Retail within Planned Development District No. 193, the Oak Lawn Special Purpose District, on the east corner of Fairmount Street and Carlisle Street.

Maker: Kingston
Second: Hampton
Result: Carried: 9 to 0

For: 9 - Popken, Hampton, Anderson, Shidid,

Carpenter, Blair, Housewright, Stanard,

Kingston

Against: 0

Absent: 3 - Jung, Gibson, Haqq Vacancy: 2 - District 3, District 7

Conflict: 1 - Rubin**

Notices: Area: 500 Mailed: 110 Replies: For: 29 Against: 3

Speakers: For: Lindsay Kramer, 500 N. Akard St., Dallas, TX, 75201

Angela Hunt, 500 N. Akard St., Dallas, TX, 75201 Shaney Mullen, 2001 Bryan St., Dallas, TX, 75201

(Technical difficulties): Matt Segrest, 3012 Fairmount St., Dallas, TX, 75201

Wade Johns, 3012 Fairmount St., Dallas, TX, 75201

Jimmy Tran, 5024 Denton Dr., Dallas, TX, 75235

Against: None

^{**}out of the room, when vote taken

Planner: Oscar Aquilera

Note: The Commission recessed for a short break at 5:24 p.m. and reconvened at 5:50 p.m. The Commission continued with the regular order of the agenda and heard Zoning Case – Under Advisement agenda item #12. Z201-300(OA) next.

12. **Z201-300(OA)**

Motion: It was moved to recommend **denial without prejudice** of a MF-2(A) Multifamily District on property zoned an R-7.5(A) Single Family District, on the west line of South Cockrell Hill Road, north of West Red Bird Lane.

Maker: Blair Second: Rubin

Result: Carried: 10 to 0

For: 10 - Popken, Hampton, Anderson, Shidid,

Carpenter, Blair, Housewright, Stanard,

Kingston, Rubin

Against: 0

Absent: 3 - Jung, Gibson, Haqq Vacancy: 2 - District 3, District 7

Notices: Area: 400 Mailed: 58 Replies: For: 0 Against: 8

Speakers: For: Ramon Aranda, 2946 S. Sunbeck Cir., Farmers Branch, TX, 75234

Against: Anna Santos-Echerd, 5611 S. Cockrell Hill Rd., Dallas, TX, 75236

Cynthia Hernandez, 4482 Barstow Blvd., Dallas, TX, 75236 Jose Reyes, 5601 S. Cockrell Hill Rd., Dallas, TX, 75236 Lizbeth Jaimes, 5601 S. Cockrell Hill Rd., Dallas, TX, 75236 Elizeth Gonzales, 4402 Barstow Blvd., Dallas, TX, 75236

Planner: Oscar Aguilera

Against (Did not speak): Darryl Baker, 6306 Elder Grove Dr., Dallas, TX, 75232

Staff: Pam Thompson, Housing Strategy Manager, Housing & Neighborhood Revitalization

Tarr Trompoor, Housing Gracegy Warrager, Housing & Neighborhood Nevital

13. **Z212-138(OA)**

Motion: It was moved to recommend **approval** of an MU-1 Mixed-Use District on property zoned a CR Community Retail District, on the north side of Forest Lane, west of Greenville Avenue.

Maker: Housewright

Second: Rubin

Result: Carried: 10 to 0

For: 10 - Popken, Hampton, Anderson, Shidid,

Carpenter, Blair, Housewright, Stanard,

Planner: Ryan Mulkey

Against:

Absent: 3 - Jung, Gibson, Hagq 2 - District 3, District 7 Vacancy:

Notices: Mailed: Area: 200 8 Replies: For: 0 Against: 0

Speakers: For: Jose Martinez, 2201 Main St., Dallas, TX, 75201

Against: None

14. **Z201-302(RM)**

Motion: It was moved to recommend denial without prejudice of a Planned Development Subdistrict for GR General Retail Subdistrict uses on property zoned MF-2 Multifamily Subdistrict, P Parking Subdistrict, and GR General Retail Subdistrict within Planned Development District No. 193, the Oak Lawn Special Purpose District, at the north corner of Maple Avenue and Reagan Street.

> Maker: Hampton Second: Shidid

Result: Carried: 5 to 0

> For: 5 - Hampton, Shidid, Carpenter, Stanard, Kingston

4 - Popken, Anderson, Blair, Housewright Against:

Absent: 3 - Jung, Gibson, Hagg Vacancy: 2 - District 3, District 7

Conflict: 1 - Rubin**

**out of the room, when vote taken

Notices: Area: 500 Mailed: 79 0 Replies: For: 4 Against:

Speakers: For: Anthony Page, 3210 Carlisle St., Dallas, TX, 75204

Herschel Weisfeld, P.O. Box 191002, Dallas, TX, 75226

Jimmy Tran, 5024 Denton Dr., Dallas, TX, 75235

Cody Armbrister, 4045 Bryn Mawr Dr., Dallas, TX, 75225

Rob Baldwin, 3904 Elm St., Dallas, TX, 75226 Ed McGonigle, 1601 Elm St., Dallas, TX, 75201 Suzan Kedron, 2323 Ross Ave., Dallas, TX, 75201

Against: None

Other Matters

Consideration of Appointments to CPC Committees:

There were no appointments to City Plan Commission Committees.

Minutes:

Motion: It was moved to **approve** the March 3, 2022, City Plan Commission meeting minutes, as amended.

Maker: Stanard
Second: Hampton
Result: Carried: 9 to 0

For: 9 - Popken, Hampton, Anderson, Shidid,

Carpenter, Blair, Housewright, Stanard,

Kingston

Against: 0

Absent: 4 - Jung, Gibson, Haqq, Rubin

Vacancy: 2 - District 3, District 7

Speakers: None

Adjournment:

Motion: It was moved to **adjourn** the March 10, 2022, City Plan Commission meeting at 8:31 p.m.

Maker: Blair
Second: Kingston
Result: Carried: 9 to 0

For: 9 - Popken, Hampton, Anderson, Shidid,

Carpenter, Blair, Housewright, Stanard,

Kingston

Against: 0

Absent: 4 - Jung, Gibson, Haqq, Rubin

Vacancy: 2 - District 3, District 7

Tony Shidid, Chair
