

**CITY OF TUCKER  
MARCH 15, 2016  
SPECIAL CALLED MEETING MINUTES**

The Mayor and Council of the City of Tucker held a Special Called Meeting on Tuesday, March 15, 2016 at 7:00 pm. The Council Meeting was held in the Tucker High School Cafeteria. Present for this meeting were the following:

Frank Auman, Mayor

Honey Van de Kreke – District 1, Post 1  
Bill Rosenfeld - District 1, Post 2  
Michelle Penkava – District 3, Post 1  
Anne Lerner – District 3, Post 2

**CALL TO ORDER:** Mayor Frank Auman called the meeting to order at 7:05 pm.

**ROLL CALL AND INTRODUCTION BY MAYOR:** Rather than a roll call, the Mayor thanked the audience for attending, introduced himself, and then asked each member of the City Council to do the same. Council Member Penkava also expressed her gratitude that Tucker is now a city and the excitement that brings. Council Member Lerner thanked the audience for their presence and asked for patience as the new city takes shape. Council Member Rosenfeld expressed his gratitude for the honor of serving the citizens of Tucker. Council Member Van de Kreke also extended her thanks to the Tucker attendees.

**INTRODUCTION OF CANDIDATES IN THE DISTRICT 2 RUNOFFS:** Mayor Auman introduced the candidates for the two District 2 positions: Susan Wood (District 2, Post 2); Matt Robbins (District 2, Post 1); Noelle Monferdini (District 2, Post 2) and Katherine Atteberry (District 2, Post 1)

**MAYOR'S COMMENTS:** Mayor Auman offered some brief comments. He said that we were a long time getting to this day, but it is finally here. He reminded the audience that there is a great deal of work that needs to get done quickly to protect our new city and to move forward expeditiously. Mayor Auman noted that the City Council may meet very frequently at first and then go to a schedule of meetings once or twice a month.

Mayor Auman announced that the next meeting would be Friday, March 18, 2016, with a work session at 6:00 p.m., followed by a meeting at 7:00 p.m. Council Member Penkava clarified that the City Council was not sure about the times or the place for the work session and meeting on March 18, but that notices would be posted as required.

Next, Mayor Auman stated that the City needed an acting City Clerk and Acting City Attorney, which would be covered following the invocation, pledge, and adoption of the agenda.

**INVOCATION:** Mayor Auman offered the invocation.

**PLEDGE OF ALLEGIANCE:** Council Member Bill Rosenfeld led the Pledge of Allegiance.

**AGENDA APPROVAL:** Council Member Penkava made a motion to approve the agenda and Council Member Lerner seconded. The motion carried unanimously.

**APPOINTMENT OF ACTING CITY CLERK:** Mayor Auman stated that the City hopes to have a fulltime City Clerk in the near future, but in the meantime, there has to be an Acting City Clerk to take minutes, keep papers, and respond to Open Records requests. He advised that Anne Lewis, a Tucker resident, had agreed to be the Acting Clerk until a fulltime clerk is hired. Council Member Rosenfeld moved to appoint Anne Lewis Acting City Clerk, Council Member Penkava seconded, and the City Council unanimously approved the appointment of Ms. Lewis

**APPOINTMENT OF ACTING CITY ATTORNEY:** Next, Mayor Auman addressed the position of Acting City Attorney. He thanked the Tucker Civic Association for sending out a request for qualifications for that position and for providing the City Council with the responses. Council Member Lerner moved to appoint Brian Anderson of Woo, Jaffe & Anderson as the Acting City Attorney for the City of Tucker. Council Member Penkava seconded. Discussion ensued. Mayor Auman noted that the position will require “fulltime plus” work in the early months, as the City negotiates intergovernmental agreements, holds a number of meetings, and handles many other details. He advised that Mr. Anderson offered a flat rate of \$11,000 month for that work, and that at the likely 200 hours a month, the effective rate is about \$55 an hour. Council Member Lerner inquired into the payment due date, and Mayor Auman responded that Mr. Anderson agreed to let the City pay that monthly retainer when able.

Discussion ended, the question called, and the City Council voted unanimously to appoint Brian Anderson the Acting City Attorney for the City of Tucker, with an engagement agreement to follow.

**ADOPTION OF COUNCIL MEETING DECORUM RESOLUTION:** The Acting Clerk read the Council Meeting Decorum Resolution, Resolution 2016-03-01. Council Person van de Kreke moved its adoption, seconded by Council Person Rosenfeld, and Resolution 2016-03-01 passed unanimously.

**PUBLIC COMMENTS:** The City Council moved to the Public Comment portion of the meeting. Mayor Auman noted that the first four speakers would be the District 2 candidates. The public comments were as follows:

1. Katherine Atteberry – She is running for District 2, Post 1. She appreciates the hard work of the City Council so far and asks for voters to vote for her.
2. Matt Robbins – He is a candidate for District 2, Post 1 as well. He stated that he was not concerned that the City Council was meeting before the runoff and that he looked forward to working together. He said that while he was initially concerned about the City Council moving forward on an Acting Attorney, when he saw Mr. Anderson’s qualifications, he was no longer concerned.
3. Noelle Monferdini – She is running for District 2, Post 2. She thanked the audience for being there. She said to remember that not everyone wanted to be a city, and we need to remember that as we move forward and bring those people in. She also said she’ll be working on a Charter change regarding runoffs in the future.
4. Susan Wood – She is also a candidate for District 2, Post 2. She thanked the City Council for its hard work and expressed her honor at being considered for a position on the City Council.
5. Charlton Allen – Mr. Allen is a longtime resident of Tucker and has been very involved in many community activities. He is happy to see this day come.
6. Steve Smith – Mr. Smith meant to sign into the meeting, not to make comments.
7. Phil Bramlett – Mr. Bramlett also only intended to sign into the meeting, not to make comments.
8. Frank Nix – Mr. Nix inquired where the money will come from to do the things we need to do. Mayor Auman reminded the audience that the public comment period is not for questions but also said that the sources of revenue are specific and will be discussed in future meetings.
9. Michael Williams – Mr. Williams thanked the City Council for all its work. He suggested having public comment at either the end of the meeting or the beginning and the end, so people can comment on action taken at the meeting.

A member of the audience asked questions about the monthly retainer for the Acting City Attorney. Mayor Auman reminded everyone that you must sign in to make public comment, but when you do, there are no questions from the audience taken during that time or during the meeting. However, the Mayor and Council Members are always available outside the meeting time to take and answer questions.

**ELECTION OF TEMPORARY MAYOR PRO TEMPORE:** Mayor Auman noted that there must be a Mayor Pro Tem to take his place if he is not available for a meeting. Council Member Lerner moved for the election of Council Member Penkava as the temporary Mayor Pro Tem; Council Person van de Kreke seconded. The Council unanimously elected Council Member Penkava as temporary Mayor Pro Tem.

**FIRST READ OF GENERAL ORDINANCE:** Acting City Attorney Anderson explained the General Ordinance, which contains general definitions and outlines information about misdemeanor violations of city code. He explained that the City Council will consider the General Ordinance and that people can comment on it at the next meeting. At the next meeting, the City Council can adopt the General Ordinance as is, make changes and adopt, or postpone adoption.

The Acting City Clerk read the title of the General Ordinance.

**APPOINTMENT OF LEAD ON CITY SERVICE REQUESTS FOR PROPOSALS:** Mayor Auman explained that this item has to do with contracting for services for the City. It may be that the City Council ultimately elects to bring services in-house, but he wants to proceed with putting out Requests for Proposals so that the Council can consider them. Mayor Auman appointed Council Member Penkava to be the lead on this item and work with the Acting City Attorney to produce and send RFPs. The responses will be considered when there is a full City Council.

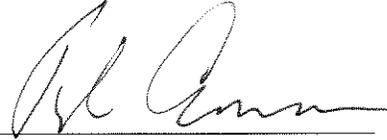
**APPOINTMENT OF LEAD TO RESEARCH FOR CITY HALL SPACE:** Mayor Auman stated that there is a need to research options for City Hall Space (both meeting place and office space) on a short-term, mid-term, and long-term basis. He appointed Council Member Lerner as the lead on this item.

**APPROVAL OF EXPENDITURE FOR BASIC INFORMATION TECHNOLOGY SERVICES:**

Mayor Auman stated that the City has an immediate need for a website and email addresses so that Tucker citizens can get information and communicate with the Mayor and Council. He explained a product available from the Georgia Municipal Association called "IT in a Box." Council Member Penkava moved to purchase IT in a Box, and Council Member Lerner seconded. Discussion ensued, including the facts that (1) the purchase will be thirty days out when the two District 2 members join the Council, and (2) no payment is due for 60-90 days. Council Member Van de Kreke noted that the product does not include telephones or computer hardware. The vote was taken and was unanimous to purchase the GMA's "IT in a Box."

**ADJOURN:** There being no further business, Council Member Van de Kreke moved to adjourn, seconded by Council Member Rosenfeld. On unanimous vote, the meeting was adjourned at 8:20 p.m.

Approved by:

A handwritten signature in cursive script, appearing to read "Frank Auman", written over a horizontal line.

Frank Auman, Mayor

Attest:

A handwritten signature in cursive script, appearing to read "Anne W. Lewis", written over a horizontal line.

Acting City Clerk