

CITY OF TUCKER
SPECIAL CALLED COUNCIL MEETING MINUTES
September 1, 2016 at 7:00 PM

The Mayor and Council of the City of Tucker held a Special Called Council Meeting at Discover DeKalb, 1957 Lakeside Parkway, Suite 510, Tucker, GA 30084. The following were in attendance:

Mayor	Frank Auman
Council Member	Honey Van De Kreke – District 1, Post 1
Council Member	Bill Rosenfeld – District 1, Post 2
Council Member	Matt Robbins – District 2, Post 1
Council Member	Noelle Monferdini – District 2, Post 2
Council Member	Michelle Penkava – District 3, Post 1
Council Member	Anne Lerner – District 3, Post 2
Interim City Manager	Tami Hanlin
City Clerk	Jennifer Davis
City Attorney	Brian Anderson
Community Development Director	John McHenry

CALL TO ORDER: Mayor Frank Auman called the meeting to order at 7:00 pm.

PLEDGE OF ALLEGIANCE: Mayor Frank Auman led the Pledge of Allegiance.

PUBLIC COMMENT: Bill Thomas stated he would like the City Council to consider allowing roosters. He stated that the City Council should not vote tonight since the agenda was not posted on the website until this morning. He would like more time for citizens to review. Diane Adoma is a candidate for Board of Commissioners District 7, which covers all of south and east DeKalb County. She is a business owner and wants to attract businesses to DeKalb County. She is concerned about infrastructure, roads, and public safety. Her top priority is to utilize current resources at DeKalb County.

MAYOR'S OPENING REMARKS: None

MINUTES:

MOTION TO APPROVE THE MINUTES FROM THE AUGUST 8, 2016 WORK SESSION MEETING.

By: Council Member Penkava

Seconded by: Council Member Rosenfeld

Vote: (7-0) (Penkava, Rosenfeld, Auman, Van De Kreke, Robbins, Monferdini, Lerner)

MOTION TO APPROVE THE MINUTES FROM THE AUGUST 8, 2016 COUNCIL MEETING WITH 1 CORRECTION.

By: Council Member Rosenfeld

Seconded by: Council Member Robbins

Vote: (7-0) (Rosenfeld, Robbins, Auman, Van De Kreke, Monferdini, Penkava, Lerner)

OLD BUSINESS:

O2016-07-16

Public Hearing & Second Read of an Ordinance to adopt Zoning Ordinance and Zoning Map & associated Overlay Districts

John McHenry, Community Development Director, gave an overview of changes that have been recommended. Mayor Frank Auman opened the public hearing to anyone wanting to speak in favor or opposition. There was no public comment in favor. Laurel Jackson and Steve Smith spoke in opposition of adopting the Zoning Ordinance and Zoning Map & associated Overlay Districts. Public comment closed.

MOTION TO ADOPT O2016-07-16.

By: Council Member Rosenfeld

Seconded by: Council Member Lerner

MOTION TO AMEND O2016-07-16 TO INCLUDE SECTION 1.11 TRANSITIONAL PROVISIONS AS PRESENTED.

By: Council Member Penkava

Seconded by: Council Member Van De Kreke

Vote: (7-0) (Penkava, Van De Kreke, Auman, Rosenfeld, Robbins, Monferdini, Lerner)

MOTION TO AMEND O2016-07-16 TO AS FOLLOWS:

Article 4 Use Regulations

27.4.2 DIVISION 2. SUPPLEMENTAL USE REGULATIONS

4.2.7 Agriculture and forestry

I. Keeping of chickens, pigeons

9. Chickens are only permitted as pets or for egg production; ~~the chickens cannot be kept for slaughter.~~

By: Council Member Monferdini

Seconded by: Council Member Robbins

Vote: (2-5) (Monferdini, Robbins)

(Auman, Van De Kreke, Rosenfeld, Penkava, Lerner opposed)

MOTION TO ADOPT O2016-07-16 AS AMENDED.

By: Council Member Rosenfeld

Seconded by: Council Member Lerner

Vote: (5-2) (Rosenfeld, Lerner, Auman, Van De Kreke, Penkava)

(Monferdini, Robbins opposed)

O2016-07-17

Public Hearing & Second Read of an Ordinance to adopt the Comprehensive Plan and the Future Land Use Map

John McHenry, Community Development Director, gave a brief overview. Mayor Frank Auman opened the public hearing to anyone wanting to speak in favor or opposition. There was no public comment. Public comment closed.

MOTION TO ADOPT O2016-07-17.

By: Council Member Lerner

Seconded by: Council Member Penkava

**Vote: (6-1) (Lerner, Penkava, Auman, Van De Kreke, Rosenfeld, Monferdini)
(Robbins opposed)**

O2016-07-18

Public Hearing & Second Read of an Ordinance to adopt the Sign Ordinance

John McHenry, Community Development Director, gave a brief overview. Mayor Frank Auman opened the public hearing to anyone wanting to speak in favor or opposition. There was no public comment. Public comment closed.

MOTION TO ADOPT O2016-07-18.

By: Council Member Van De Kreke

Seconded by: Council Member Rosenfeld

**Vote: (6-1) (Van De Kreke, Rosenfeld, Auman, Monferdini, Penkava, Lerner)
(Robbins opposed)**

O2016-07-19

Second Read and Consideration of an Ordinance to adopt the Buildings and Building Regulations Ordinance

John McHenry, Community Development Director, gave a brief overview.

MOTION TO ADOPT O2016-07-19.

By: Council Member Robbins

Seconded by: Council Member Penkava

Vote: (7-0) (Robbins, Penkava, Auman, Van De Kreke, Rosenfeld, Monferdini, Lerner)

O2016-07-20

Second Read and Consideration of an Ordinance to adopt the Land Development Ordinance

John McHenry, Community Development Director, gave a brief overview.

MOTION TO ADOPT O2016-07-20.

By: Council Member Robbins

Seconded by: Council Member Rosenfeld

Vote: (7-0) (Robbins, Rosenfeld, Auman, Van De Kreke, Monferdini, Penkava, Lerner)

O2016-07-21

Second Read and Consideration of the Model Soil Erosion, Sedimentation and Pollution Control Ordinance

John McHenry, Community Development Director, gave a brief overview.

MOTION TO ADOPT O2016-07-21.

By: Council Member Penkava

Seconded by: Council Member Robbins

Vote: (7-0) (Penkava, Robbins Auman, Van De Kreke, Rosenfeld, Monferdini, Lerner)

O2016-07-22

Second Read and Consideration of an Ordinance to adopt the Nuisances Ordinance

John McHenry, Community Development Director, gave a brief overview.

MOTION TO ADOPT O2016-07-22.

By: Council Member Rosenfeld

Seconded by: Council Member Van De Kreke

Vote: (7-0) (Rosenfeld, Van De Kreke, Auman, Robbins, Monferdini, Penkava, Lerner)

O2016-08-26

Second Read and Consideration of an Ordinance to Amend Chapter 16 – Licenses, Permits, and Business Regulations

Brian Anderson asked to defer this item to next meeting.

O2016-08-29

Second Read and Consideration of an Ordinance to annex land pursuant to application dated August 8, 2016

MOTION TO ADOPT O2016-08-29.

By: Council Member Penkava

Seconded by: Council Member Monferdini

Vote: (7-0) (Penkava, Monferdini, Auman, Van De Kreke, Rosenfeld, Robbins, Lerner)

NEW BUSINESS:

R2016-09-20

A Resolution to lift moratorium on applications and permits

MOTION TO APPROVE R2016-09-20.

By: Council Member Rosenfeld

Seconded by: Council Member Van De Kreke

Vote: (7-0) (Rosenfeld, Van De Kreke, Auman, Robbins, Monferdini, Penkava, Lerner)

R2016-09-21

A Resolution to adopt a combined business fee schedule

MOTION TO APPROVE R2016-09-21.

By: Council Member Penkava

Seconded by: Council Member Robbins

Vote: (7-0) (Penkava, Robbins, Auman, Van De Kreke, Rosenfeld, Monferdini, Lerner)

Action Item

Consideration of endorsing the Tucker-Northlake CID Master Plan

MOTION TO ENDORSE THE TUCKER-NORTHLAKE CID MASTER PLAN.

By: Council Member Robbins

Seconded by: Council Member Lerner

Vote: (7-0) (Robbins, Lerner, Auman, Van De Kreke, Rosenfeld, Monferdini, Penkava)

O2016-09-30

First Read and Consideration of an Ordinance to Amend Chapter 4 – Alcoholic Beverages to address transition issues

O2016-09-31

Public Hearing & First Read of Ordinance to approve a **Special Land Use Permit (SLUP16-001)** for a cultural facility in an existing 4,752 square foot building zoned C-1 at 4315 Cowan Road, Parcel 18-214-04-060, for Eritrean Community Center

John McHenry, Community Development Director, gave a brief overview. Mayor Frank Auman opened the public hearing to anyone wanting to speak in favor or opposition. There was no public comment. Public comment closed. The applicant gave a brief overview and answered questions about the application.

Action Item

Presentation of applications for annexation.

No applications were presented for annexation.

EXECUTIVE SESSION: None

MAYOR AND COUNCIL COMMENTS:

Council Member Bill Rosenfeld thanked everyone for coming out and also thanked staff.

Council Member Noelle Monferdini thanked everyone for coming out.

Council Member Anne Lerner mentioned the DeKalb County Zoning Code took five years of hearings and over 100 community meetings.

Council Member Honey Van De Kreke thanked everyone for coming. She thanked staff for putting on a successful Open House.

Council Member Matt Robbins thanked Tami, Sonja, and staff for putting on the Open House. He mentioned the wonderful local artist that decorated City Hall. He mentioned the Library Exhibit: Changing America: The Emancipation Proclamation, 1863 and The March on Washington, 1963. He stated the exhibit will there until September 3rd and urged everyone to visit. He encouraged the public to get involved.

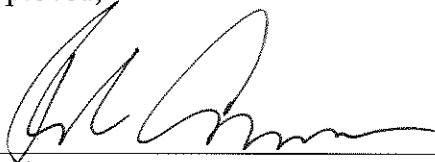
Council Member Michelle Penkava thanked staff. She expressed her excitement about the first annexation.

Mayor Frank Auman thanked staff and community for successful Open House. He stated he has received the draft budget for 2017 from City staff.

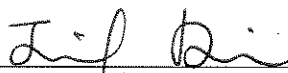
ADJOURNMENT: The City Council Meeting adjourned at approximately 9:13 pm.

Approved,

Attest:



Frank Auman, Mayor



Jennifer Davis, City Clerk

(Seal)