



**CITY OF TUCKER
COUNCIL MEETING MINUTES
September 12, 2016 at 6:30 PM**

The Mayor and Council of the City of Tucker held a Council Meeting at Tucker-Reid H. Cofer Library, 5234 Lavista Rd, Tucker, GA 30084. The following were in attendance:

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| Mayor | Frank Auman |
| Council Member | Honey Van De Kreke – District 1, Post 1 - Absent |
| 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 |

CALL TO ORDER: Mayor Frank Auman called the meeting to order at 6:30 pm.

PLEDGE OF ALLEGIANCE: Boy Scouts Troop 876 (Bryce Brechin and James Gibbs) led the Pledge of Allegiance.

PUBLIC COMMENT:

Ashaki Nantambu stated she is the captain of the neighborhood watch for her apartment community, the Park at East Ponce. She mentioned they had a community cleanup event this past weekend. Deborah Ross stated she would like there to be a community calendar posted on the website. Laurel Jackson stated the public hearing was canceled. She mentioned that there should be more opportunities for citizen input. Edward Patton is a candidate for Board of Commissioners District 7. He mentioned that he wants to make positives changes, bring economic development, and good schools into DeKalb County. Ernest Slaughter mentioned he is new to Tucker and he would like to get involved with the city. Ray Ganga mentioned the Job Fair for Veterans on November 3rd at Rehoboth Baptist Church. Nefi Castaneda stated he would like to bring disc golf course to Henderson Park. Jennifer Clark stated she the First Vice Regent of the Roswell King Chapter of the DAR. She stated she would like to be become more involved with the city.

MAYOR'S OPENING REMARKS:

Mayor Frank Auman mentioned the recent crime that happened in Tucker on Saturday. Mayor

introduced Assistant Chief Yarbrow to provide more details on the case.

MINUTES:

MOTION TO APPROVE THE SPECIAL CALLED MEETING MINUTES FROM THE SEPTEMBER 1, 2016 COUNCIL MEETING

By: Council Member Robbins

Seconded by: Council Member Penkava

Vote: (6-0) (Robbins, Penkava, Auman, Rosenfeld, Monferdini, Lerner)

MOTION TO APPROVE THE SPECIAL CALLED MEETING MINUTES FROM THE SEPTEMBER 6, 2016 COUNCIL MEETING

By: Council Member Lerner

Seconded by: Council Member Robbins

Vote: (6-0) (Lerner, Robbins, Auman, Rosenfeld, Monferdini, Penkava)

APPROVAL OF THE MEETING AGENDA:

MOTION TO APPROVE THE COUNCIL MEETING AGENDA

By: Council Member Penkava

Seconded by: Council Member Monferdini

Vote: (6-0) (Penkava, Monferdini, Auman, Rosenfeld, Robbins, Lerner)

PRESENTATION AND REPORTS:

1. Proclamation 16-01 – Constitution Week September 17th – 23rd

Mayor Frank Auman presented a proclamation declaring September 17th – September 23rd as Constitution Week.

2. Proclamation 16-01 – Sonja Szubski

Mayor Frank Auman presented a proclamation to Sonja Szubski recognizing her volunteer efforts for the City Hall open house.

3. Recognition – New Businesses

Mayor Frank Auman mentioned the city has received 52 new business license applications including Carter Fiber, Pollo Tropical, and Zaxby's, just to name a few.

OLD BUSINESS:

O2016-08-26

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

MOTION TO ADOPT O2016-08-26

By: Council Member Robbins
Seconded by: Council Member Rosenfeld
Vote: (6-0) (Robbins, Rosenfeld, Auman, Monferdini, Penkava, Lerner)

O2016-08-27

Second Read and Consideration of an Ordinance granting franchise to Walton EMC.

MOTION TO ADOPT O2016-08-27

By: Council Member Penkava
Seconded by: Council Member Lerner
Vote: (6-0) (Penkava, Lerner, Auman, Rosenfeld, Robbins, Monferdini)

O2016-08-28

Second Read and Consideration of an Ordinance granting franchise to Comcast.

MOTION TO ADOPT O2016-08-28

By: Council Member Penkava
Seconded by: Council Member Monferdini
Vote: (6-0) (Penkava, Monferdini, Auman, Rosenfeld, Robbins, Lerner)

O2016-09-30

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

MOTION TO ADOPT O2016-09-30

By: Council Member Monferdini
Seconded by: Council Member Rosenfeld
Vote: (6-0) (Monferdini, Rosenfeld, Auman, Robbins, Penkava, Lerner)

O2016-09-31

Public Hearing & Second 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 of the application and proposed conditions for the Special Land Use Permit. Mayor Frank Auman opened the public hearing to anyone wanting to speak in favor or opposition. Benjamin Kweskin, Ernest Slaughter, and Marsha Ashby spoke in favor. Ernest Slaughter and Sharon Curtis spoke in opposition. Public comment closed. The applicant gave a brief overview and answered questions about the application.

MOTION TO ADOPT O2016-09-31

By: Council Member Robbins
Seconded by: Council Member Penkava

MOTION TO AMEND: HOURS OF OPERATIONS ARE LIMITED TO 10:00 AM TO 11:00 PM SUNDAY THROUGH THURSDAY AND 10:00 AM TO 12:00 AM FRIDAY AND SATURDAY.

By: Council Member Penkava

Seconded by: Council Member Rosenfeld

**Vote: (5-1) (Penkava, Rosenfeld, Auman, Monferdini, Lerner)
(Robbins opposed)**

MOTION TO ADOPT O2016-09-31 AS AMENDED

By: Council Member Robbins

Seconded by: Council Member Penkava

Vote: (6-0) (Robbins, Penkava, Auman, Rosenfeld, Monferdini, Lerner)

NEW BUSINESS:

Action Item

Consideration of approval for IGA with DeKalb County for Sanitation Services.

MOTION TO APPROVE IGA WITH DEKALB COUNTY FOR SANITATION SERVICES

By: Council Member Monferdini

Seconded by: Council Member Robbins

Vote: (6-0) (Monferdini, Robbins, Auman, Rosenfeld, Penkava Lerner)

O2016-09-32

First Read and Consideration to adopt the Noise Ordinance.

O2016-09-33

First Read and Consideration to amend the purchasing policy.

Action Item

Consideration of approval for Master Agreement with Tucker-Northlake CID.

Council Member Rosenfeld recused himself from this item.

MOTION TO APPROVE MASTER AGREEMENT WITH TUCKER-NORTHLAKE CID

By: Council Member Robbins

Seconded by: Council Member Lerner

Vote: (5-0) (Robbins, Lerner, Auman, Monferdini, Penkava)

Action Item

Consideration of approval of the lease for meeting space.

MOTION TO APPROVE THE LEASE FOR MEETING SPACE AS PRESENTED BY BILL ROSENFELD AT THIS MEETING

By: Council Member Penkava

Seconded by: Council Member Robbins

**Vote: (5-1) (Penkava, Robbins, Auman, Rosenfeld, Lerner)
(Monferdini opposed)**

Action Item

Consideration of approval to expand CH2M contract to include additional staff.

MOTION TO APPROVE CH2M CONTRACT TO INCLUDE ADDITIONAL STAFF

By: Council Member Lerner

Seconded by: Council Member Penkava

Vote: (6-0) (Lerner, Penkava, Auman, Rosenfeld, Robbins, Monferdini)

Action Item

Consideration of awarding the Comprehensive Plan contract.

**MOTION TO AWARD THE COMPREHENSIVE PLAN CONTRACT TO THE
COLLABORATIVE**

By: Council Member Rosenfeld

Seconded by: Council Member Robbins

Vote: (6-0) (Rosenfeld, Robbins, Auman, Monferdini, Penkava, Lerner)

Action Item

Presentation of applications for annexation.

No applications were presented for annexation.

EXECUTIVE SESSION: None

MAYOR AND COUNCIL COMMENTS:

Council Member Matt Robbins thanked everyone for coming. He mentioned Tucker Lifelong Community Committee is meeting tomorrow, Second Samuel is at the Tucker theater starting October 7th through 16th, and Rivers Alive is on October 15th.

Council Member Michelle Penkava thanked everyone and staff. She expressed her excitement for the first approved zoning case.

Council Member Bill Rosenfeld thanked everyone for coming and staff.

Council Member Noelle Monferdini thanked everyone for coming and volunteer groups. She mentioned she is proud of the council for coming together and for staff's hard work. She expressed her excitement for The Collaborative being chosen to complete the Comprehensive Plan.

Council Member Anne Lerner expressed her excitement for neighborhood watch groups and different volunteer groups that come to the meetings. She expressed her excitement for the first approved zoning case.

Mayor Frank Auman mentioned there will be many opportunities for public involvement with the Comprehensive Plan.

ADJOURNMENT: The City Council Meeting adjourned at approximately 8:30 pm.

Approved,



Frank Auman, Mayor

Attest:



Jennifer Davis, City Clerk

(Seal)