



**CITY OF TUCKER
COUNCIL MEETING MINUTES
January 23, 2017 at 7:00 PM**

The Mayor and Council of the City of Tucker held a Council Meeting at Tucker Recreation Center, 4898 Lavista Road, 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

CALL TO ORDER: Mayor Frank Auman called the meeting to order at 7:04 pm.

PLEDGE OF ALLEGIANCE: Cadettes Girl Scouts 10586 led the Pledge of Allegiance.

PUBLIC COMMENT:

Marsha Ashby, Bryan Gallman, David Thomas, Steven Ashby, Joey Freshwater, Michelle Kelly, Steve Hagen, Hank Thomas, Jane Tanner, and Chris Allen made public comment.

MAYOR'S OPENING REMARKS:

Mayor Frank Auman mentioned Principal James Jackson is leaving Tucker High School. He mentioned the upcoming Town Hall meeting on January 24th and walking tours for the Comprehensive Plan.

MINUTES:

**MOTION TO APPROVE THE SPECIAL CALLED COUNCIL MEETING MINUTES
FROM THE JANUARY 4, 2017 MEETING**

By: Council Member Rosenfeld

Seconded by: Council Member Monferdini

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

MOTION TO APPROVE THE SPECIAL CALLED COUNCIL MEETING MINUTES FROM THE JANUARY 6, 2017 MEETING

By: Council Member Penkava

Seconded by: Council Member Robbins

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

MOTION TO APPROVE THE COUNCIL MEETING MINUTES FROM THE JANUARY 9, 2017 MEETING

By: Council Member Rosenfeld

Seconded by: Council Member Van De Kreke

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

APPROVAL OF THE MEETING AGENDA:

Kathy Zickert, applicant, for SLUP-16-005 & VS-16-005-01 requested and consented to the deferral of the application until February 13th City Council Meeting.

MOTION TO ACCEPT DEFERRAL OF OLD BUSINESS ITEM 3: O2017-01-51 (SLUP-16-005 & VS-16-005-01) TO FEBRUARY 13TH CITY COUNCIL MEETING.

By: Council Member Lerner

Seconded by: Council Member Rosenfeld

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

MOTION TO APPROVE THE COUNCIL MEETING AGENDA WITH OLD BUSINESS ITEM 3: O2017-01-51 (SLUP-16-005 & VS-16-005-01) DEFERRED.

By: Council Member Monferdini

Seconded by: Council Member Robbins

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

NEW BUSINESS:

Action Item

Presentation of applications for annexation

No applications were presented for annexation.

O2017-01-54

Public Hearing & First Read of Ordinance to approve Special Land Use Permit (SLUP-16-003) for an existing church and a proposed 14,500-square-foot family life center; concurrent variance (VS-16-003-01) to allow an accessory structure within the front yard; concurrent variance (VS-16-003-02) to exceed the permitted height of an accessory structure at 1983 Brockett Road for applicant Mt. Moriah Missionary Baptist Church of Tucker.

John McHenry, Community & Economic Development Director, gave an overview of the application and staff recommendations. Michele Battle, applicant, gave a brief overview of the application and requested approval of the application.

SLUP-16-003 Public Hearing

Mayor Frank Auman opened the public hearing to anyone wanting to speak in favor or opposition. There were no comments in favor. Laurel Jackson spoke in opposition. Public hearing was closed.

VS-16-003-01 Public Hearing

Mayor Frank Auman opened the public hearing to anyone wanting to speak in favor or opposition. Michele Battle spoke in favor. Laurel Jackson spoke in opposition. Public hearing was closed.

VS-16-003-02 Public Hearing

Mayor Frank Auman opened the public hearing to anyone wanting to speak in favor or opposition. There were no comments in favor. Laurel Jackson spoke in opposition. Public hearing was closed.

Public Hearing & Second read will be on February 13, 2017.

O2017-01-55

First Read and Consideration of an Ordinance to annex land pursuant to application dated January 16, 2017.

Second read will be on February 13, 2017.

OLD BUSINESS:

O2017-01-53

Second Read and Consideration of an Ordinance to Amend Chapter 24 Taxation to add article VII – Excise Tax on Rental Motor Vehicles

MOTION TO ADOPT O2017-01-53

By: Council Member Monferdini

Seconded by: Council Member Robbins

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

O2017-01-52

Public Hearing & Second Read of Ordinance to approve special land use permit (SLUP-16-006) for the conversion of an existing hotel into a senior housing (assisted living facility) development and special land use permit (SLUP-16-007) for density over 24 units per acre for 2180 Northlake Parkway for applicant Parc 786, LLC.

MOTION TO ACCEPT WITHDRAWAL OF SLUP-16-007

By: Council Member Rosenfeld

Seconded by: Council Member Monferdini

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

John McHenry, Community & Economic Development Director, gave an overview of the application and staff recommendations. Kasey Sturm, applicant, gave a brief overview of the application and agrees to all conditions.

SLUP-16-006 Public Hearing

Mayor Frank Auman opened the public hearing to anyone wanting to speak in favor or opposition. Janet Curtis spoke in favor. Steve Hagen, Jane Tanner, and Deborah Ross spoke in opposition. Public hearing was closed.

Mayor and City Council Members discussed, among other items, feasibility study, structural study, and Comprehensive Plan.

MOTION TO DENY SLUP-16-006 BASED ON STAFF RECOMMENDATIONS

By: Council Member Penkava

Seconded by: Council Member Lerner

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

O2017-01-51

Public Hearing & Second Read of Ordinance to approve special land use permit (SLUP-16-005) for a mixed-use, multi-family development over 24-units per acre and concurrent variance (VS-16-005-01) to reduce public space requirement for 2200 Northlake Parkway and 2180 Northlake Parkway for applicant Northlake Investment Partners c/o Kathryn Zickert.

Item was deferred to City Council Meeting on February 13, 2017 for Public Hearing & Second read.

O2017-01-50

Public Hearing & Second Read of Ordinance to approve a rezoning application (RZ-16-001) for MU-5 (Mixed Use Very High Density), concurrent buffer variance reductions (VC-16-001-01), special land use permit for senior housing (assisted living facility) (SLUP-16-002), amendment to Comprehensive Plan (CA-16-001) from LIND (Light Industrial) to TC (Town Center), and related documents for 4650 Hugh Howell Road, Parcel 18 215 01 003 & 4750 Hugh Howell Road, Parcel 18 215 01 001. The applicant is requesting these items in order to develop a master planned mixed use development on 88 acres for applicant Macauley Investments, LLC.

MOTION TO ACCEPT WITHDRAWAL OF VC-16-001-01

By: Council Member Monferdini

Seconded by: Council Member Robbins

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

John McHenry, Community & Economic Development Director, gave an overview of the application and staff recommendations. Stephen Macauley, applicant, gave an overview of the application and mentioned updates.

CA-16-001 Public Hearing

Mayor Frank Auman opened the public hearing to anyone wanting to speak in favor or opposition. Lyle Collins, Steven Ashby, Mike Greene, and Larry Ross spoke in favor. Linda Leta, Charlton Allen, Steve Hagen, Holly Duncan spoke in opposition. Public hearing was closed.

RZ-16-001 Public Hearing

Mayor Frank Auman opened the public hearing to anyone wanting to speak in favor or opposition. Moira Waldron, Alan Armstrong, Lori Jones, Bryan Gallman, and Rachel Whaley Pate spoke in favor. Charlton Allen and Jane Tanner spoke in opposition. Public hearing was closed.

SLUP-16-002 Public Hearing

Mayor Frank Auman opened the public hearing to anyone wanting to speak in favor or opposition. Pam Heisler, Alan Armstrong, Steve Hagen, Lisa Khemani, Stephen Macauley, and Jenna Green spoke in favor. Jane Tanner, Linda Leta, and Steve Hagen spoke in opposition. Public hearing was closed.

Mayor and City Council Members discussed, among other items, tax abatements, apartments, tree canopy, senior apartments, and environmental plan.

MOTION TO DEFER VOTE

By: Mayor Auman

Seconded by: Council Member Rosenfeld

Vote: (2-5) (Auman, Rosenfeld)

(Van De Kreke, Robbins, Monferdini, Penkava, Lerner opposed)

Stephen Macauley, applicant, requested to withdraw his application.

SUBSTITUTE MOTION TO ACCEPT WITHDRAWAL OF THE APPLICATION WITHOUT PREJUDICE.

By: Council Member Van De Kreke

Seconded by: Council Member Lerner

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

(Penkava opposed)

EXECUTIVE SESSION: None

ADJOURNMENT: The City Council Meeting adjourned at approximately 11:20 pm.

Approved,



Frank Auman, Mayor

Attest:



Jennifer Davis, City Clerk

(Seal)