



**MAYOR & CITY COUNCIL
REGULAR MEETING MINUTES**

**Monday, April 12, 2021, 7:00 PM
Tucker City Hall & Video Conference
1975 Lakeside Pkwy, Suite 350 Tucker, GA 30084**

Members Present: Frank Auman, Mayor
Pat Soltys, Council Member District 1, Post 1
Matt Robbins, Council Member District 2, Post 1
Michelle Penkava, Council Member District 3, Post 1
Noelle Monferdini, Council Member District 2, Post 2
Anne Lerner, Council Member District 3, Post 2

Members Absent: Vacant, Council Member District 1, Post 2

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**This meeting's held in person and electronically pursuant to O.C.G.A. § 50-14-1(g):
via ZOOM link; <https://us02web.zoom.us/j/87676266601>**

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A. CALL TO ORDER

Mayor Auman called the meeting to order at 7:00 PM.

B. ROLL CALL

The above were in attendance:

C. PLEDGE OF ALLEGIANCE

The pledge was led by the 5th grade students from Livsey Elementary School.

D. MAYOR'S OPENING REMARKS

Mayor Auman mentioned that since the last update on Feb 8th, 31 new Occupational Tax Certificate applications were received and to sign up for the award winning In Tucker Magazine.

D.1 New Employee Introductions

Mayor Auman introduced three new employees: Jessica Holmes, our new Building Dept. Coordinator, Jen Young, our new Recreation Leader, and Kylie Thomas, our new City Planner.

E. PUBLIC COMMENTS

None

F. APPROVAL OF THE AGENDA

Motion to approve the agenda as presented passed unanimously.

MOVER: N. Monferdini

SECONDER: M. Robbins

AYES: (6): F. Auman, P. Soltys, M. Robbins, M. Penkava, N. Monferdini, and A. Lerner

ABSENT: (1): Vacant, Council Member District 1, Post 2

APPROVED (6 to 0)

G. APPROVAL OF THE MINUTES

G.1 Regular Meeting - March 8, 2021

Motion to approve the minutes as presented passed unanimously.

MOVER: N. Monferdini

SECONDER: P. Soltys

AYES: (6): F. Auman, P. Soltys, M. Robbins, M. Penkava, N. Monferdini, and A. Lerner

ABSENT: (1): Vacant, Council Member District 1, Post 2

APPROVED (6 to 0)

G.2 Work Session - March 22, 2021

Motion to approve the minutes as presented passed unanimously.

MOVER: N. Monferdini

SECONDER: P. Soltys

AYES: (6): F. Auman, P. Soltys, M. Robbins, M. Penkava, N. Monferdini, and A. Lerner

ABSENT: (1): Vacant, Council Member District 1, Post 2

APPROVED (6 to 0)

H. STAFF REPORTS

H.1 City Manager Report

City Manager Tami Hanlin presented the preliminary draft FY22 budget, which is not the final balanced budget, for review and questions. At the proposed work session on April 19, 2021, the draft budget can be discussed by department.

I. OLD BUSINESS

I.1 Ordinance O2021-03-03

Robert Porche, Finance Director, spoke on the second read of an ordinance to amend the FY21 Budget:

- The largest part of this budget amendment is the receipt of a \$500,000 LMIG additional Grant for the Flintstone project.
- Probst Memorial Contributions are coming in the amount of \$57,850 to date.
- Recognize additional Tree Bank money from Branch Hugh Howell Association
- Closing projects and re-allocating those funds to other similar projects.
- Property Abatement funds for Planning & Zoning

Mayor Auman opened the public hearing, which nobody spoke in favor or opposition. Public hearing closed.

Motion to approved ordinance O2021-03-03 to amend the FY21 Budget as presented passed unanimously.

MOVER: M. Penkava

SECONDER: M. Robbins

AYES: (6): F. Auman, P. Soltys, M. Robbins, M. Penkava, N. Monferdini, and A. Lerner

ABSENT: (1): Vacant, Council Member District 1, Post 2

APPROVED (6 to 0)

I.2 Ordinance O2021-03-04

Courtney Smith, Planning & Zoning Director, spoke on the second read of an ordinance for a Special Land Use Permit (SLUP-21-0001) to allow CDC Federal Credit Union Branch with drive-through lanes and canopy at 4816 Briarcliff Road NE.

Mayor Auman opened the public hearing. The applicants spoke in favor and nobody spoke in opposition. The public hearing was closed.

Discussion on the ordinance condition #10 to make the following change: delete 'business' and add 'bank or financial institute'.

Motion to approved ordinance O2021-03-04 for SLUP-21-0001 with the conditions as amended passed unanimously.

MOVER: A. Lerner

SECONDER: M. Robbins

AYES: (6): F. Auman, P. Soltys, M. Robbins, M. Penkava, N. Monferdini, and A. Lerner

ABSENT: (1): Vacant, Council Member District 1, Post 2

APPROVED (6 to 0)

I.3 Ordinance O2021-03-05

Courtney Smith, Planning & Zoning Director, spoke on the second read of an ordinance for a text amendment (TA-21-0001) to the City Code, Chapter 46: Zoning, revising Article 5, Section 46-1251 regarding corner lots; and revising Article 9 to amend the definition for yard, corner side and to remove an illustration that is illegible.

Mayor Auman opened the public hearing. Nobody spoke in favor or in opposition. The public hearing was closed.

Motion to approved ordinance O2021-03-05 to amend the City Code Chapter 46 as presented passed unanimously.

MOVER: M. Robbins

SECONDER: P. Soltys

AYES: (6): F. Auman, P. Soltys, M. Robbins, M. Penkava, N. Monferdini, and A. Lerner

ABSENT: (1): Vacant, Council Member District 1, Post 2

APPROVED (6 to 0)

J. NEW BUSINESS

J.1 Contract Award for Pool Amenities

Parks and Recreation Director Carlton Robertson spoke on adding two water features to our municipal pools for the 2021 swim season: an Aqua Swing to Cofer Pool and a Water Slide to Rosenfeld Pool.

Motion to award the contract to Aquatic Consulting & Equipment Inc for \$59,555.00 to install the Water Slide (\$40,155.00) and the Aqua Swing (\$19,400.00) passed unanimously.

MOVER: P. Soltys

SECONDER: M. Robbins

AYES: (6): F. Auman, P. Soltys, M. Robbins, M. Penkava, N. Monferdini, and A. Lerner

ABSENT: (1): Vacant, Council Member District 1, Post 2

APPROVED (6 to 0)

J.2 Contract Award - Engineering Design - Chamblee Tucker Rd Safety Improvements

City Engineer Ken Hildebrandt spoke on the task order for the engineering design of safety improvements on Chamblee Tucker Road from Fellowship Road to Tucker Norcross Road. VHB, which is one of the City's on-call firms, has completed its safety

study for the corridor. The scope of this engineering contract would be to design a road diet by resurfacing and restriping the road for a single thru lane in each direction, a center lane, and bike lanes on each side. This plan would also include the installation of 6 to 8 flashing pedestrian beacons, some raised islands, and appropriate signage. The scope also includes the submittal of an application to GDOT to reduce the speed limit from 40 mph to 35 mph.

Motion to award the contract to VHB in the amount of \$79,860 passed unanimously.

MOVER: M. Penkava

SECONDER: A. Lerner

AYES: (6): F. Auman, P. Soltys, M. Robbins, M. Penkava, N. Monferdini, and A. Lerner

ABSENT: (1): Vacant, Council Member District 1, Post 2

APPROVED (6 to 0)

J.3 Contract Amendment – Hugh Howell Rd at Flintstone Dr Intersection Improvement

City Engineer Ken Hildebrandt spoke on the contract amendment with ER Snell to relocate approximately 620 feet of 12" water line along Hugh Howell Road. In January 2011, Council awarded the contract for the construction of the intersection improvement at Hugh Howell Road @ Flintstone Drive to ER Snell in the amount of \$855,262.12 (with a total Not to Exceed amount of \$900,000). During the design of the project it was determined that an existing 12" asbestos cement water line adjacent to Hugh Howell Road was in conflict with the construction and needs relocated. Staff and our consultant One Atlas worked with DeKalb Watershed Management and the Georgia Department of Transportation to design a relocation. Due to numerous existing utilities along the shoulder of Hugh Howell Road, it is necessary to relocate approximately 620 feet of water line under the westbound thru lane. After design modifications and negotiations to reduce the cost, ER Snell provided an estimate of \$374,920 to perform this work. An additional \$25,080 would allow some contingency for unanticipated issues or additional rock excavation.

Motion to award contract amendment in the amount of \$374,920 to ER Snell to relocate approximately 620 feet of 12" water line, with an additional contingency amount of \$25,080 (Not to Exceed \$400,000) passed unanimously.

MOVER: M. Penkava

SECONDER: P. Soltys

AYES: (6): F. Auman, P. Soltys, M. Robbins, M. Penkava, N. Monferdini, and A. Lerner

ABSENT: (1): Vacant, Council Member District 1, Post 2

APPROVED (6 to 0)

J.4 Resolution R2021-04-10

City Engineer Ken Hildebrandt spoke on the adoption of the revised Freight Cluster Plan. This plan was funded by the Atlanta Regional Commission with the objective of implementing transportation improvements to enhance the movement of freight throughout the Mountain Industrial Blvd corridor and surrounding areas. The Freight Cluster Plan analyzed the existing MIB corridor and developed a strategy to implement improvements to improve the transportation efficiency of freight. The plan has sections including a Work Program Development, Short-Term Roadway Projects, Short-Term Pedestrian Projects, and Long-Term Strategies. The adoption of this resolution will enable the TSCID and the City to implement projects as funding allows, and to pursue federal/state funding as opportunities develop

Motion to adopt the TSCID Freight Cluster by Plan by Resolution R2021-04-10 passed unanimously.

MOVER: P. Soltys

SECONDER: M. Robbins

AYES: (6): F. Auman, P. Soltys, M. Robbins, M. Penkava, N. Monferdini, and A. Lerner

ABSENT: (1): Vacant, Council Member District 1, Post 2

APPROVED (6 to 0)

J.5 Resolution R2021-04-11

Mayor Auman mentioned that per the City Charter and State law, the Mayor and Council are required to call a Special Election in order to fill the vacancy caused by the passing of Councilman Bill Rosenfeld.

Motion to approve the resolution R2021-04-11 Calling for a Municipal Special Election to be held in the City of Tucker to fill a vacancy in the office of City Council on November 2, 2021 in conjunction with the City of Tucker's General Election passed unanimously.

MOVER: F. Auman

SECONDER: M. Penkava

AYES: (6): F. Auman, P. Soltys, M. Robbins, M. Penkava, N. Monferdini, and A. Lerner

ABSENT: (1): Vacant, Council Member District 1, Post 2

APPROVED (6 to 0)

K. MAYOR AND COUNCIL COMMENTS

Mayor and Council thanked everyone for attending, thanked the staff for all the work they do, thanked the Police Dept., that resources are being made available for those needing the COVID vaccine, and to continue to wear your mask and social distance.

L. EXECUTIVE SESSION

None

M. ACTION AFTER EXECUTIVE SESSION

None

N. ADJOURNMENT

MOVER: M. Penkava

SECONDER: P. Soltys

Motion to Adjourn at 8:22 PM passed unanimously.

AYES: (6): F. Auman, P. Soltys, M. Robbins, M. Penkava, N. Monferdini, and A. Lerner

ABSENT: (1): Vacant, Council Member District 1, Post 2

APPROVED (6 to 0)

APPROVED: Frank Auman, Mayor

ATTEST: Bonnie Warne, Clerk

Date Approved