

**COMMITTEE ON COUNCIL
MINUTES
NOVEMBER 17, 2008**

The Regularly Scheduled Meeting of the Committee on Council was held on Monday, November 17, 2008 in Committee Room #2.

Chairperson Moore recognized a quorum was present and the meeting convened at 11:16 a.m.

The Following Committee Members were Present

**The Honorable Felicia A. Moore, Chair
The Honorable Anne Fauver
The Honorable Ceasar Mitchell
The Honorable Jim Maddox
The Honorable Mary Norwood, Vice-Chair
The Honorable Cleta Winslow
The Honorable Natalyn Archibong**

Others in attendance were Saul Schultz, Law Department; General Public, Members of the Press, and Council Staff.

A. ADOPTION OF AGENDA

The Agenda was amended to accept two Ordinances for first reading, 08-O-2277 and 08-O-2278. The Agenda was Adopted as amended without objection.

B. APPROVAL OF MINUTES

The Minutes for the November 3, 2008 Committee on Council Meeting were APPROVED without objection.

C. ADOPTION OF FULL COUNCIL AGENDA

The Full Council Agenda for November 17, 2008 was ACCEPTED without objection.

E. COMMUNICATIONS

08-C-2157 (1) A Communication by Councilmember Felicia A. Moore **as Amended by Committee on Council** re-appointing **Ms. Tanya C. Mitchell** to the Keep Atlanta Beautiful Board. This re-appointment is for a term of two (2) years, to expire on November 6, 2010, scheduled to begin on the date of Council confirmation. **(Forwarded with no recommendation by City Utilities Committee 11/10/08.)**

FAVORABLE AS AMENDED

08-C-2253 (2) A Communication by Councilmembers Felicia A. Moore, District 9; C. T. Martin, District 10; Jim Maddox, District 11; Joyce Sheperd, District 12; and H. Lamar Willis, Post 3 At-Large, **as Amended by Committee on Council** re-appointing **Dr. Marie R. Metz** to serve as a member of the BeltLine TAD Advisory Committee. This re-appointment is for a term of two (2) years, to expire on November 6, 2010, scheduled to begin on the date of Council confirmation. **(Favorable by Community Development/Human Resources Committee 11/12/08.)**

FAVORABLE AS AMENDED

08-C-2254 (3) A Communication by Councilmembers Felicia A. Moore, District 9; C. T. Martin, District 10; Jim Maddox, District 11; Joyce Sheperd, District 12; and H. Lamar Willis, Post 3 at-Large, re-appointing **Ms. Gloria Martin** to serve as a member of the Supplemental Environmental Protection Advisory Committee. This re-appointment is for a term of two (2) years, scheduled to begin on the date of Council confirmation. **(Forwarded with no recommendation by City Utilities Committee 11/10/08.)**

FILE

F. ORDINANCES FOR FIRST READING

08-O-2270 (1) An Ordinance by Committee on Council to create a new section of the Code of Ordinances of the City of Atlanta, Georgia, designated as Section 2-37.1, to be entitled "Succession to the Office of Mayor, Office of Council President and position of Council President Pro Tempore", and to set forth the process and procedure to be applied in the event of a vacancy in the Office of the Mayor or Council President and/or in the position of Council President Pro Tempore; to waive conflicting ordinances; and for other purposes.

TO BE REFERRED TO COMMITTEE ON COUNCIL

08-O-2274 (2) An Ordinance by Committee on Council to repeal Subparagraph (k) (5) of Section 2-36 of the Code of Ordinances of the City of Atlanta, Georgia (Entitled "President of Council.") so as to eliminate the "Cash Carryforward" provision related to the expense accounts and appropriations of the Council President; to provide for an effective date; to waive conflicting ordinances; and for other purposes.

TO BE REFERRED TO COMMITTEE ON COUNCIL

08-O-2275 (3) An Ordinance by Committee on Council to repeal Subparagraph (e) of Section 2-39 of the Code of Ordinances of the City of Atlanta, Georgia (Entitled "Councilmember Expense Accounts; Council District Appropriations; Funding.") so as to eliminate the "Cash Carryforward" provision related to the expense accounts and appropriations of the Council Members; to provide for an effective date; to waive conflicting ordinances; and for other purposes.

TO BE REFERRED TO COMMITTEE ON COUNCIL

08-O-2276 (4) An Ordinance by Committee on Council to amend Section 2-136 of the Code of Ordinances of the City of Atlanta, Georgia (Entitled "Remarks from public.") so as to repeal said section in its entirety and to establish new rules governing remarks from the public when speaking before the Standing Committees of Council; to waive conflicting ordinances; and for other purposes.

TO BE REFERRED TO COMMITTEE ON COUNCIL

G. CHARTER AMENDMENT/SECOND READING/FIRST ADOPTION

08-O-2158 (1) A **Substitute** Ordinance and Charter Amendment by Committee on Council adopted under and by virtue of the authority of the Municipal Home Rule Act of 1965 (Ga. Laws 1965, p. 298, et. seq.) as amended, to amend Section 2-402 (Entitled "Introduction, Consideration, Passage, and Publication of Legislation") of the Charter of the City of Atlanta, Georgia, (Ga. Laws 1996, p. 4469, et. seq.), approved April 15, 1996, as amended, so as to clarify the Number of Votes by Councilmembers required to effectuate an action of the City Council; to repeal conflicting Ordinances and Charter Amendments; and for other purposes. **(1st Reading 11/3/08.)**

FAVORABLE ON SUBSTITUTE

H. ORDINANCE FOR SECOND READING

08-O-2154 (1) An Ordinance by Committee on Council establishing the Salaries for the Mayor, Council President and City Councilmembers for the terms of office beginning January 4, 2010; and for other purposes.

(Chairperson Moore made a motion to hold for further review and consideration.)

HELD

I. PAPERS HELD IN COMMITTEE

07-O-1340 (1) An Ordinance by Councilmembers Jim Maddox, Kwanza Hall, Joyce Sheperd, Howard Shook, Anne Fauver, Ceasar Mitchell, Lamar Willis, Ivory Young, Jr., C. T. Martin, Carla Smith and Clair Muller to amend the Rules for the Conduct of Business of the Atlanta City Council so as to create a new policy for the receipt of legislation prepared by the Executive Branch. **(Held 7/2/07 for further review and discussion.)**

08-C-0673 (2) A Communication by Mayor Shirley Franklin re-appointing **Mr. Daryl Grant** to serve on the In-Rem Review Board in the Residential Finance category for the City of Atlanta. This appointment is for a term of two (2) years, scheduled to begin on the date of Council confirmation. **(Forwarded with**

I. PAPERS HELD IN COMMITTEE (CONT'D)

no recommendation by Community Development/Human Resources Committee 4/29/08; Held 5/5/08 to allow the appointee an opportunity to appear before the Committee.)

FILE

08-C-2110 (3) A Communication by Mayor Shirley Franklin re-appointing **Mr. Michael Walls** as a member of the Metropolitan Atlanta Rapid Transit Authority (MARTA) Board of Directors, for the City of Atlanta. This appointment is for a term of four (4) years, beginning with the expiration of his original appointment confirmed on December 6, 2004. **(Favorable by Transportation Committee 10/29/08; Held 11/03/08 to be considered at the 12/1/08 Committee on Council Meeting pursuant to the MARTA Act referencing re-appointments.)**

J. ITEMS NOT ON THE AGENDA

08-O-2277 (1) An Ordinance by Committee on Council to reduce the Personnel Costs of the City Council Members and the Council President by ten percent (10%); to waive conflicting ordinances; and for other purposes.

TO BE REFERRED TO COMMITTEE ON COUNCIL

08-O-2278 (2) An Ordinance by Committee on Council to reduce the Personnel Costs of the Offices of The Municipal Clerk, The Director of Council Staff and Councilmembers by ten percent (10%); to waive conflicting ordinances; and for other purposes.

TO BE REFERRED TO COMMITTEE ON COUNCIL

ADJOURNMENT

There being no further business before the Committee, the meeting was adjourned at 1:00 p.m.

Respectfully Submitted:



Wasonna H. Griffin, Legislative Assistant



Bernard Thomas, Research & Policy Analyst



The Honorable Felicia Moore, Chair
Committee on Council