

**PUBLIC SAFETY  
AND  
LEGAL ADMINISTRATION COMMITTEE  
MINUTES**

**JULY 1, 2008**

The regularly scheduled meeting of the Public Safety and Legal Administration Committee was held on **Tuesday, July 1, 2008 at 3:30 p.m., in Committee Room #2**. The following members were present:

**The Honorable Cleta Winslow, Chair  
The Honorable C. T. Martin, Vice-Chair  
The Honorable Anne Fauver  
The Honorable Joyce Sheperd**

The following members were absent:

**The Honorable Carla Smith  
The Honorable H. Lamar Willis**

Others present at the meeting were: Councilmember Ivory L. Young, Jr.; Marissa Key, Dianne Mitchell and Amber Robinson, Law Department; Deputy Chiefs Turner and Peter Andresen, Director Malachi Hull, Police Department; Raines Carter, City Solicitor; Candace Byrd, Public Defender; Judge Greene, Krystal Smith and Doug Mincher; Greg Pridgeon, Office of the Mayor; media, public and council staff.

Chair Cleta Winslow called the meeting to order at 3:30 p.m. after declaring a quorum present. She then proceeded with the following order of business.

- A. ADOPTION OF AGENDA- ADOPTED**
- B. APPROVAL OF MINUTES - APPROVED**
  - CONSENT**
- C. RESOLUTIONS**

**Claims with favorable recommendations:**

- 08-R-1308 ( 1) Claim of **Michelle Tillem Frank**, for damages alleged to have been sustained as a result of striking a pothole on May 8, 2008 at 1250 West Garmon Road, NW. **\$807.19**
- 08-R-1309 ( 2) Claim of **Gregg Compton**, for damages alleged to have been sustained as a result of striking a cave-in due to a metal plate shifting on April 19, 2008 at 1779 Cahoon Street, SW. **\$963.92**



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**RESOLUTIONS (CONT'D)**

**Claims with favorable recommendations:**

- 08-R-1318 (11) Claim of **David P. Paul**, for damages alleged to have been sustained as a result of an automobile accident on December 7, 2006 at Mall Boulevard and Londondery Way. **\$2,953.52**
- 08-R-1319 (12) Claim of **Zufan Areaya**, for damages alleged to have been sustained as a result of a vehicular accident on February 8, 2008 at 480 Beckwith Court. **\$3,000.00**
- 08-R-1320 (13) Claim of **Geraldine Williams and Georgia Department of Community Health**, for bodily injuries alleged to have been sustained as a result of an automobile accident on January 2, 2007 at 1184 Cascade Avenue, SW. **\$6,292.00**  
**and**  
**\$231.02**
- 08-R-1321 (14) Claim of **Farmers Insurance Group, as subrogee of Channing Harral**, for vehicular damages alleged to have been sustained from an automobile accident on October 11, 2007 at Northside Drive and John Avenue. **\$13,811.98**

**Claims with unfavorable recommendations:**

- 08-R-1322 (15) Claim of **Channing Harral**, for vehicular damages alleged to have been sustained from an automobile accident on October 11, 2007 at Northside Drive and John Avenue.
- 08-R-1323 (16) Claim of **Diane H. Tully**, for property damages alleged to have been sustained when a water line was damaged during a meter installation in September 2007 at 2640 Margaret Mitchell Drive.
- 08-R-1324 (17) Claim of **Mary Broniak, through her attorney, Deric J. Beaudoin**, for damages alleged to have been sustained as a result of a fall on February 11, 2008 at the Hartsfield-Jackson Atlanta International Airport.

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**RESOLUTIONS (CONT'D)**

**Claims with unfavorable recommendations:**

- 08-R-1325 (18) Claim of **Morgan Beasley**, for damages alleged to have been sustained when a Zoning application was appealed and denied on November 16, 2007 at St. JohnsWood Subdivision-East Atlanta.
- 08-R-1326 (19) Claim of **Betty Nicole Giles**, for damages alleged to have been sustained as a result of an automobile accident on March 12, 2008 at Piedmont Avenue, NE and 10<sup>th</sup> Street, NE.
- 08-R-1327 (20) Claim of **Eugene Rhodes**, for damages alleged to have been sustained as a result of striking a metal plate on November 28, 2007 at Peachtree Street and 10<sup>th</sup> Street.
- 08-R-1328 (21) Claim of **Sheila A. Turner**, for damages alleged to have been sustained as a result of a slip and fall incident due to a water meter leak on July 5, 2007 at 424 Ashwood Avenue, SW.
- 08-R-1329 (22) Claim of **Louise W. Smith**, for property damages alleged to have been sustained from a fallen tree limb on March 29, 2008 at 120 Clay Street, SE.
- 08-R-1330 (23) Claim of **JNR Adjustment Company, Inc., as subrogee of Comcast**, for damages alleged to have been sustained during a water meter installation on July 13, 2007 at 221 Cutbank Court, Lot 184.
- 08-R-1331 (24) Claim of **Ryan Conway and Virginia Avenue Development, LLC, through their attorney, Scott W. Peters, Esq., Schreeder, Wheeler & Flint, LLP**, for damages alleged to have been sustained when a Zoning application was appealed and denied on November 2, 2007 at 636 Virginia Avenue.
- 08-R-1332 (25) Claim of **Charles R. Balance and John Nevins Carson**, for vehicular damages alleged to have been sustained after driving over a construction site that was left open in an unsafe manner on January 30, 2008 at Lindbergh Drive, NE and Brookwood Drive, NE.

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**RESOLUTIONS (CONT'D)**

**Claims with unfavorable recommendations:**

- 08-R-1333 (26) Claim of **Jennifer Long**, for vehicular damages alleged to have been sustained after driving over a construction metal plate that was left in an unsafe manner on January 30, 2008 at Lindbergh Drive, NE and Brookwood Drive, NE.
- 08-R-1334 (27) Claim of **Nick Burns**, for vehicular damages alleged to have been sustained after driving over a construction metal plate that was left in an unsafe manner on January 30, 2008 at Lindbergh Drive, NE and Brookwood Drive, NE.
- 08-R-1335 (28) Claim of **Peggy Prather**, for damages alleged to have been sustained as a result of an automobile accident on March 3, 2008 at 1120 North Avenue.
- 08-R-1336 (29) Claim of **Donna Walker**, for damages alleged to have been sustained during the repair of a sidewalk leak on July 21, 2007 at 225 Cross Roads Lane.
- 08-R-1337 (30) Claim of **Mary McCune**, for damages alleged to have been sustained as a result of driving over an unsecured construction cut on February 1, 2008 at Alexander Street and Luckie Street.
- 08-R-1338 (31) Claim of **Karreem Hart, a minor, through his attorney, Sheryl Burke**, for damages alleged to have been sustained as a result of an automobile accident on November 5, 2007 at Barge Road and Greenbriar Parkway.
- 08-R-1339 (32) Claim of **Sharon Willis, through her attorney, Sheryl Burke**, for damages alleged to have been sustained as a result of an automobile accident on November 5, 2007 at Barge Road and Greenbriar Parkway.
- 08-R-1340 (33) Claim of **Stardra Prothro**, for damages alleged to have been sustained as a result of an arrest on February 9, 2000 at 80 Butler Street.

**RESOLUTIONS (CONT'D)**

**Claims with unfavorable recommendations:**

- 08-R-1341 (34) Claim of **Mary Elder**, for damages alleged to have been sustained as a result of a trip and fall on January 14, 2008 at Lang Carson Community Center, 100 Flat Shoals Avenue.
- 08-R-1342 (35) Claim of **Bettie Jones**, for damages alleged to have been sustained as a result of wet paint in the roadway during a lane striping project on November 30, 2007 at 755 Hank Aaron Drive.
- 08-R-1343 (36) Claim of **Deborah Sharon**, for damages alleged to have been sustained as a result of a tree falling on May 11, 2008 at 1531 Alder Court.
- 08-R-1344 (37) Claim of **Robert Dozier**, for damages alleged to have been sustained during a sewer project on October 3, 2007 at 2840 Bonnybrook Drive.  
**(Councilmember Martin made a motion to approve Items C1-C37)**

**FAVORABLE**

**D. ORDINANCE FOR FIRST READING**

- 08-O-1289 ( 1) An Ordinance by Public Safety and Legal Administration Committee to amend Chapter 10, Article II, Division 2, Section 10-61, Entitled "Date for Payment of License Fees; Prorated Fees", to provide for an expiration date for all licenses issued under Division 2 of Chapter 10, Article II of the City of Atlanta Code of Ordinances; to change the date by which all Annual License Fees and Renewal Applications of all Annual Licenses issued under Division 2 of Chapter 10, Article II of the City of Atlanta Code of Ordinances must be submitted; to provide for prorated fees based upon the new deadline; to set forth that the effective date of this amendment shall be January 2, 2009; to repeal conflicting ordinances; and for other purposes.  
**TO BE REFERRED TO PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE**

**REGULAR**

**E. ORDINANCES FOR SECOND READING**

- 08-O-1147 ( 1) A **Substitute** Ordinance by Public Safety and Legal Administration Committee to amend the Charter of the City of Atlanta, Georgia, adopted under the authority of the Municipal Home Rule Act of 1965, O.C.G.A. 36-35-1 et seq., as amended, to amend the Charter of the City of Atlanta, Georgia, 1996 Ga. Laws, P. 4469, et seq., by amending Article 4, Courts, Sections 4-106 and 4-109 regarding the appointment of Judges Pro Hac Vice to the Municipal Court of Atlanta; to repeal conflicting ordinances; and for other purposes.  
**(Councilmember Martin made a motion to forward with no recommendation on substitute on condition. 3<sup>rd</sup> Reading, Final Adoption)**

**FORWARDED WITH NO RECOMMENDATION ON SUBSTITUTE ON CONDITION - 3<sup>RD</sup> READING, FINAL ADOPTION - (1 ABSTENTION) SHEPERD**

- 08-O-1195 ( 2) An Ordinance by Public Safety and Legal Administration Committee amending the 2008 (Intergovernmental Grant Fund) Budget, Department of Police, by adding to anticipations and appropriations, the amount of \$17,223.00 for a grant from the Office of the Governor's Criminal Justice Coordinating Council, to fund the Police Athletic League; and for other purposes.  
**(Councilmember Martin made a motion to approve)**

**FAVORABLE**

- 08-O-1252 ( 3) An Ordinance by Councilmember Howard Shook to amend the Code of Ordinances of the City of Atlanta, Georgia, Chapter 10, Article II, Division 2, Section 10-94(a), to exempt certain properties from the distance requirements of 10-88 for the sale of alcoholic beverages for consumption on the premises; and for other purposes.  
**(Councilmember Winslow made a motion to hold)**

**HELD**

**ORDINANCES FOR SECOND READING (CONT'D)**

- 08-O-1256 ( 4) An Ordinance by Councilmembers Cleta Winslow and Clair Muller to amend Chapter 22, Article III, Division 3, Section 22-110 of the Code of Ordinances of the City of Atlanta, Georgia, so as to conform with the requirements of Georgia Law regarding firearms; to amend Chapter 110, Article III, Division 1, Section 110-66, so as to conform with the requirements of Georgia Law regarding firearms; to repeal conflicting ordinances; and for other purposes.  
**(Councilmember Fauver made a motion to approve)**

**FAVORABLE**

- 08-O-1258 ( 5) An Ordinance by Councilmember Cleta Winslow authorizing the City of Atlanta to waive the provisions contained in Chapter 2, Article X, Division 14, Section 2-1547 of the City of Atlanta Code of Ordinances, to authorize the Mayor to enter into a Lease Agreement with Fulton County, Georgia, for the lease of the 6<sup>th</sup> floor at the Municipal Court of Atlanta, located at 150 Garnett St. SW, Atlanta, Georgia, for a period of two (2) years, in an amount equivalent to the cost of jury demand cases bound over to Fulton County; and for other purposes.

**REFERRED TO FINANCE/EXECUTIVE COMMITTEE**

**F. RESOLUTIONS**

- 08-R-1209 ( 1) A Resolution by Finance/Executive Committee authorizing the Mayor to enter into an appropriate contractual Agreement with General Growth Properties, Inc., for FC-6007000095, Public Vending Management Program, on behalf of the Office of the Mayor; the City's portion of revenues generated under the contract shall be deposited to Fund, Department Organization and Account Number: 1001 (General Fund) 000002 (General Revenue Org) 3890003 (Food, Drink, & Notions); and for other purposes.  
**(Councilmember Winslow made a motion to hold)**

**HELD**

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**ORDINANCES FOR SECOND READING (CONT'D)**

08-R-1257 ( 2) A Resolution by Councilmembers Clela Winslow, Jim Maddox, Clair Muller and Ceasar C. Mitchell authorizing the Mayor or her designee, on behalf of the Department of Police, to apply for and accept a grant from the U. S. Department of Justice, Bureau of Justice Assistance, in the amount of \$373,359.00, for the purpose of purchasing police equipment and for training; and for other purposes.  
**(Councilmember Martin made a motion to approve)**

**FAVORABLE**

08-R-1259 ( 3) A Resolution by Councilmembers Clela Winslow and C. T. Martin authorizing the Mayor or her designee, on behalf of the City of Atlanta, to enter into an Intergovernmental Agreement with Fulton County, Georgia, in order to share funds from the U. S. Department of Justice, 2008 Byrne Justice Assistance Grant Program, in the amount of \$373,359.00, for the purpose of purchasing police equipment and for training; and for other purposes.  
**(Councilmember Martin made a motion to approve)**

**FAVORABLE**

08-R-1290 ( 4) A Resolution by Public Safety and Legal Administration Committee authorizing the Mayor, on behalf of the Office of the Public Defender, to renew a Lease Agreement with Trinity Properties/Grant LTD., LP, for the office space located in the Grant Building at 44 Broad Street, NW, Atlanta, Georgia; and for other purposes.  
**(Councilmember Fauver made a motion to hold for two weeks certain)**

**HELD**

08-R-1306 ( 5) A Resolution by Public Safety and Legal Administration Committee authorizing the City Attorney to execute a Settlement agreement with James R. Marshall, in his capacity as Trustee (The "Trustee") of the Bankruptcy Estate of Transmeridian Airlines, Inc., for payment of Passenger Facility Charges owed to the City of Atlanta as owner and operator of Hartsfield-Jackson Atlanta International Airport; and for other purposes.  
**(Councilmember Martin made a motion to approve)**

**FAVORABLE**

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**RESOLUTIONS (CONT'D)**

- 08-R-1307 ( 6) A Resolution by Public Safety and Legal Administration Committee to rescind Resolution 07-R-2561 authorizing payment in the amount of \$16,609.98 in settlement of the claim of Channing Harral against the City of Atlanta; and for other purposes.  
**(Councilmember Martin made a motion to approve)**

**FAVORABLE**

**H. PAPERS HELD IN COMMITTEE**

- 06-R-0433 ( 1) Claim of **Robert Colgin**, for damages alleged to have been sustained as a result of flooding on July 9, 2005 at 3340 Chatham Road, NW. **(Referred back by Council 2/20/06) (Held 2/28/06 for further investigation at the request of Councilmember Muller)**

**HELD**

- 06-O-1044 ( 2) An Ordinance by Councilmembers H. Lamar Willis and C. T. Martin to amend the Code of Ordinances of the City of Atlanta, Georgia, Chapter 162, Article 2, Section 162-61(a) and Chapter 162, Article 2, Section 162-34(f) to allow short breaks in service for Taxicabs; to allow the Chief of Police or his designee, discretion to grant further extension for correction slip matters; to repeal conflicting ordinances; and for other purposes. **(Held 5/9/06 at the request of Councilmember Martin)**

**HELD**

- 06-O-1601 ( 3) An Ordinance by Councilman C. T. Martin to amend Article XXIII (Entitled "Vending on Public Property"), Division 1, Section 30-1401, of the Code of Ordinances of the City of Atlanta, Georgia, so as to exempt Disabled Veterans from most of the provisions of the Public Property Vending Code; to waive conflicting ordinances; and for other purposes. **(Held 8/15/06 for further review)**

**HELD**

**PAPERS HELD IN COMMITTEE (CONT'D)**

07-O-0078 ( 4)     An Ordinance by Councilmember Cleta Winslow **as amended by Full Council** to amend Chapter 30, Article II, Section 30-26 (b), of the City of Atlanta Code of Ordinances, so that meetings of the License Review Board are not held during the month of December; and for other purposes. **(Amended by Full Council and referred back by Council 1/16/07) (Held 1/30/07 so that a copy of the ordinance can be forwarded to the NPU's for review and comment)**

**HELD**

07-O-0249 ( 5)     An Ordinance by Councilmembers Kwanza Hall and Cleta Winslow authorizing the Mayor or her designee to grant an exemption to the City's Distance Requirements for on-premise consumption of alcohol and the sale of wine by the package on the 300 block of Walker Street. **(Held 2/13/07 for further review)**

**HELD**

07-R-0545 ( 6)     Claim of **Nancy Montgomery**, for damages alleged to have been sustained as a result of a water main break during the installation of a sidewalk on June 6, 2006 at 2340 Hurst Drive, NE. **(Referred back from Council 4/16/07) (Held 5/1/07 at the request of Councilmember Shook)**

**HELD**

07-O-1522 ( 7)     An Ordinance by Councilmembers Anne Fauver and Natalyn Archibong to amend Chapter 18, Article I, of the Code of Ordinances of the City of Atlanta, so as to prohibit the practice of inhumanely chaining or tethering dogs; and for other purposes. **(Held 7/31/07 at the request of the author for further review)**

**HELD**

**PAPERS HELD IN COMMITTEE (CONT'D)**

07-O-1525 ( 8) An Ordinance by Councilmember Joyce Sheperd to amend Section 122-172 under Chapter 122, Article V, Division 2, of the Code of Ordinances, so as to provide for a review by the affected Neighborhood Planning Unit(s) whenever an application for a license to operate a Secondary Metal Recycler is submitted; and for other purposes. **(Held 7/31/07 at the request of the author for further review. 9/25/07 a motion was approved to forward to the NPU's for review)**

**HELD**

07-O-1526 ( 9) An Ordinance by Councilmember Joyce Sheperd to amend Section 30-1503(a) under Chapter 30, Article XXV, of the Code of Ordinances, so as to provide for a review by the affected Neighborhood Planning Unit(s) whenever an application for a license to operate a Self-Service Car Wash is submitted; and for other purposes. **(Held 7/31/07 at the request of the author for further review. 9/25/07 a motion was approved to forward to the NPU's for review)**

**HELD**

07-O-1795 (10) An Ordinance by Councilmember H. Lamar Willis to establish Chapter 21 of the Code of Ordinances of the City of Atlanta entitled "Transportation of Hazardous Materials"; to create a new Article I to be entitled "Terrorism Prevention in Hazardous Materials Transportation Act of 2007," to create a new Division 1 to be entitled "Terrorism Prevention in Hazardous Materials Transportation Act of 2007"; so as to prohibit large shipments of certain extremely hazardous materials near the City of Atlanta in an effort to reduce the risk of attacks by terrorists; to allow for the issuance of permits authorizing such shipments in special cases; to require the Mayor to issue regulations to implement the provisions of this act; and for other purposes. **(Held 8/28/07 for further review.)**

**HELD**

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**PAPERS HELD IN COMMITTEE (CONT'D)**

07-O-1800 (11) An Ordinance by Councilmembers C. T. Martin, Ceasar C. Mitchell, H. Lamar Willis, Ivory L. Young, Jr. and Joyce Sheperd **as substituted by Public Safety and Legal Administration Committee** to create Section 106-13 of the Code of Ordinances of the City of Atlanta, Georgia to be entitled "Wearing of Pants Below the Waist in Public, Unlawful"; to waive conflicting ordinances; and for other purposes. **(Held 8/28/07 at the request of the author for a work session and a public hearing) (Substituted and held 9/11/07)**

**HELD**

07-O-1879 (12) An Ordinance by Public Safety and Legal Administration Committee to revise the City of Atlanta Code of Ordinances pertaining to secondary metal recyclers by amending the following Sections of Chapter 122, Article V, Divisions I and II; Section 122-151 (Definitions); Section 122-152 (Records Required); and Section 122-157 (Unlawful Acts); Section 122-171 (Required Application); to add the following new Sections to Chapter 122, Article V, Divisions I and II of the City of Atlanta Code of Ordinances: Section 122-158 (Daily Written Report to Police); Section 122-159 (Offenses; Defenses, Penalty); Section 122-160 (Possessor of Secondary Metals); Section 122-161 (License to Possess Secondary Metals); Section 122-162 (Revocation of License to Possess Secondary Metals); and Section 122-170 (Processing Application; Issuance of License, Possessor of Secondary Metals); to waive conflicting ordinances; and for other purposes. **(Public Hearing held on 10/30/07) (Held 10/30/07 for further review)**

**HELD**

07-O-1905 (13) An Ordinance by Councilmember Mary Norwood **as substituted by Public Safety and Legal Administration Committee** to amend Article XXIV vending on Private Property; and for other purposes. **(Councilmember Martin made a motion to approve on substitute on condition)**

**FAVORABLE ON SUBSTITUTE ON CONDITION**

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**PAPERS HELD IN COMMITTEE (CONT'D)**

07-R-2294 (14) A Resolution by Public Safety and Legal Administration Committee authorizing the Mayor to approve or reject the decision of the evaluator presiding in the early neutral evaluation process, an alternative dispute resolution process, in the matter of Veolia Water North America Operating Services, LLC v. City of Atlanta, in the U.S. District Court, Northern District of Georgia, Civil Action No. 06-CV-1457-TWT; and for other purposes. **(Held 10/30/07 for further review)**

**HELD**

07-O-2513 (15) An Ordinance by Councilmember Ceasar C. Mitchell to amend Ordinance #07-O-2135, adopted October 15, 2007 and approved October 22, 2007, amending Section 10-12 of the City Code, which amendment eliminated the provision allowing persons 18 years of age or older to provide entertainment in any premises licensed for the sale of alcoholic beverages, so as to exempt from said ordinance, those persons currently employed as entertainers with active and valid permits, which will afford such persons a "Grandfathered" status; and for other purposes. **(Held 11/27/07 at the request of the author)**

**HELD**

08-R-0118 (16) Claim of Alyssa Walz, Gregory Walz and Jenny Walz, for damages alleged to have been sustained as a result of a vehicle accident on September 11, 2007 at the intersection of Howell Mill Road and Chattahoochee Highway. **\$1,298.60** **(Held 1/29/08 at request of the Law Department)**

**HELD**

08-O-0190 (17) An Ordinance by Councilmember H. Lamar Willis to amend Chapter 30, Article II of the City Code of Ordinances to reflect new fees for owners of Adult Entertainment establishments which sell alcohol to provide for certain programs for the prevention of sexual assault; and for other purposes. **(Held 1/29/08 at the request of the author)**

**HELD**

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**PAPERS HELD IN COMMITTEE (CONT'D)**

08-O-0398 (18) An Ordinance by Public Safety and Legal Administration Committee to amend the Code of Ordinances of the City of Atlanta, Georgia, Chapter 162, Vehicles for Hire, to provide for a definition of Taxicab Safety Equipment; to require signage on applicable taxicabs alerting passengers to the presence of a Digital Security Camera System; to require the installation of taxicab safety equipment in all taxicabs; to authorize the Chief of Police or his/her designee to establish, issue and revise rules, procedures and regulations to govern the specifications, installation and maintenance of the taxicab safety equipment, and to provide for enforcement of rules, procedures and regulations for the purpose of protecting the safety of taxicab drivers and passengers; and for other purposes. **(Held 3/11/08) (Work Session held 3/19/08)**

**HELD**

08-R-0400 (19) A Resolution by Public Safety and Legal Administration Committee to authorize the City Attorney to accept on behalf of the City of Atlanta Department of Law, the donation of training from various Law Firms and other entities; and for other purposes. **(Held 2/26/08 for further review)**

**HELD**

08-R-0474 (20) A Resolution by Public Safety and Legal Administration Committee authorizing the City Attorney to extend a retainer agreement with the Law Firm of Morris, Manning & Martin, LLP to serve as outside counsel to the City of Atlanta in connection with cases styled: Veolia Water North America Operating Services, LLC F/K/A U. S. Filter Operating Services, Inc. v City of Atlanta, Civil Action No. 06-CV-1457, City of Atlanta v. Veolia Water North America Operating

**PAPERS HELD IN COMMITTEE (CONT'D)**

Services, F/K/A U.S. Filter Operating Services, Inc., Civil Action No. 2006-CV-119510; City of Atlanta v. Veolia Environment, S.A. F/K/A Vivendi Environment, S.A., Civil Action No. 1:06-CV-1631, Veolia Water North America Operating Services, LLC F/K/A U.S. Filter Operating Services, Inc., Civil Action No. 2006-CV-118577 to authorize expenditures for that purpose in an amount not to exceed \$1,500,000.00, to be charged to and paid from Fund, Account and Center Number: 2J01 (Water and Wastewater) 524001 (Professional Consultant Services) Q30001 (Deputy Commissioner, Treatment & Collection). **(Held 3/11/08 for further review)**

**HELD**

08-O-0507 (21) An Ordinance by Councilmember Mary Norwood to create a new Section 105-15 of the Code of Ordinances of the City of Atlanta, Georgia, to be entitled "Loitering"; and for other purposes. **(Held 3/11/08 for further review by the Law Department)**

**HELD**

08-O-0824 (22) An Ordinance by Councilmembers Ceasar C. Mitchell, Clela Winslow, Joyce M. Sheperd, Mary Norwood, C. T. Martin, Ivory L. Young, Jr., Kwanza Hall and H. Lamar Willis to amend Article V (Entitled "Offenses by and against Minors") of Chapter 106 of the Code of Ordinances of the City of Atlanta, Georgia, by creating a new Section 106-229 to be entitled "Day-Time Curfew" so as to impose a Day-Time Curfew on minors, ages six (6) to sixteen (16) years; and for other purposes **(Held 4/29/08 per the Department of Police to have discussion with the Atlanta Board of Education.)**

**HELD**

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**PAPERS HELD IN COMMITTEE (CONT'D)**

08-O-0843 (23) An Ordinance by Councilmember Natalyn M. Archibong amending Sections 10-1, 10-88 and 10-88.1 of the Code of Ordinances of the City of Atlanta, by adding a paragraph to define the term "Specialty Food Shop" and by adding and amending paragraphs to create distance requirements for same; and for other purposes. **(Held 4/29/08 for two week certain per the author to have a discussion with the Law Department.)**

**HELD**

08-R-0845 (24) A Resolution by Councilmembers Ceasar C. Mitchell and C. T. Martin expressing the Atlanta City Council's support and encouragement of the Atlanta Police Department increasing the number of members of the City's Red Dog Unit from its current strength to not less than seventy-five (75) officers in order to have an effective number of personnel in order to combat street level drug trafficking; and for other purposes. **(Held per the Committee so that the Law Department can review.)**

**HELD**

08-O-0849 (25) An Ordinance by Councilman C. T. Martin to amend Section 162-260 (a), (Entitled "Fees Charged by Vehicle Immobilization Service") of the Code of Ordinances of the City of Atlanta, Georgia, so as to increase the allowable fee charged by vehicle immobilization Services, to the owner of any immobilized vehicle or personal property, from \$50.00 per day to \$75.00 per day; to waive conflicting ordinances; and for other purposes. **(Public Hearing held 6/10/08)**  
**(Councilmember Martin made a motion to approve)**

**FAVORABLE**

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**PAPERS HELD IN COMMITTEE (CONT'D)**

- 08-O-0878 (26) An Ordinance by Finance/Executive Committee amending Chapter 98, Article II, Division 1, of the Code of Ordinances of the City of Atlanta, Georgia, on behalf of the Department of Police, by creating a new Section 98-46 Entitled "Fees for Fingerprinting Services" and renumbering the succeeding sections accordingly, for the purpose of authorizing the assessment of a fee for Fingerprinting Services which are provided by the Department of Police to the public, in order to off-set the costs of providing such services, such fee to be accounted for by the Department of Police and paid into the City's Treasury; to exempt applicants for employment with the City of Atlanta from paying this fee; and for other purposes. **(Public Hearing held 6/10/08)**  
**(Councilmember Martin made a motion to approve)**

**FAVORABLE**

- 08-O-0879 (27) An Ordinance by Finance/Executive Committee **as substituted Public Safety and Legal Administration Committee** to amend the Charter of the City of Atlanta, Georgia adopted under and by virtue of the authority of the Municipal Home Rule Act of 1965, O.C.G.A. Section 36-35-1 et seq., as amended, so as to amend the Charter of the City of Atlanta, Georgia, 1996 GA. Laws P. 4469, et seq., by amending Article IV, Sections 4-47, 4-106 and 4-110, as well as Article IV, Chapter 2, Sections 2-135 and 2-396, and Article II, Chapter 62, Section 62-28 of the Code of Ordinances of the City of Atlanta, Georgia, so as to consolidate the Solicitor's Office with the Department of Law; to effectuate a reorganization of the Department of Law and Solicitor's Office; and for other purposes. **(Substituted and held 5/27/08 for further review)**

**HELD**

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**PAPERS HELD IN COMMITTEE (CONT'D)**

08-O-0884 (28) An Ordinance by Finance/Executive Committee to amend Chapter 10, Article I, Section 10-1 of the Code of Ordinances, City of Atlanta, Georgia, so as to amend the definition of the word "Restaurant" to more closely reflect the definition of the term "Bona Fide Full-Service Restaurant" contained in Chapter Three of the Official Code of Georgia Annotated; to repeal conflicting ordinances; and for other purposes. **(Held 5/27/08 for further review)**

**HELD**

08-O-0984 (29) An Ordinance by Public Safety and Legal Administration Committee to amend Article XXIII of Chapter 30 of the Code of Ordinances of the City of Atlanta which contains the Code Section applicable to vending on Public Property by replacing said article with new text for the purpose of authorizing and implementing a Public Vending Management Program; and for other purposes. **(Held 5/27/08) (Work session held 6/4/08)**

**HELD**

08-O-1046 (30) An Ordinance by Public Safety and Legal Administration Committee to amend Article IV, Chapter 2, Sections 2-135, 2-396 and 2-397, to create a new Section 2-408, and to amend Article II, Chapter 62, Section 62-28 of the Code of Ordinances of the City of Atlanta, Georgia, so as to consolidate the Solicitor's Office with the Department of Law; to effectuate a reorganization of the Department of Law and Solicitor's Office; and for other purposes. **(Held 6/10/08 for further review)**

**HELD**

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**PAPERS HELD IN COMMITTEE (CONT'D)**

08-O-1125 (31) An Ordinance by Councilmember C. T. Martin amending Chapter 162, Division 5, Section 162-118 of the Code of Ordinances of the City of Atlanta ("City"), Georgia, on behalf of the Department of Police, Bureau of Taxicabs and Vehicles for Hire ("Department"), for the purpose of imposing a Temporary Fuel Surcharge, and increasing the fare for taxicab trips between and to Hartsfield-Jackson Atlanta International Airport and the Buckhead Flat Rate Zone; and for other purposes. **(Public Hearing held 6/10/08)  
(Councilmember Martin made a motion to approve)**

**FAVORABLE**

08-O-1211 (32) An Ordinance by Councilmembers H. L. Willis, C. T. Martin, Ivory L. Young, Jr. and Mary Norwood to create a separate Department/Organization (Dept/Org) to account for the activity of the Citizen Review Board (CRB); to move funds budgeted in the FY 2008 General Fund Budget in the Police Department's Public Affairs Unit for the purposes of the CRB; and for other purposes. **(Held 6/10/08 for further review)**

**HELD**

08-O-1220 (33) An Ordinance by Councilmembers Ceasar C. Mitchell and Clea Winslow to amend Article XXIII of Chapter 30 of the Code of Ordinances of the City of Atlanta which contains the Code Section applicable to vending on public property, by replacing said article with new text, for the purpose of authorizing and implementing a Public Vending Management Program; and for other purposes. **(Held 6/10/08 for further review)**

**HELD**

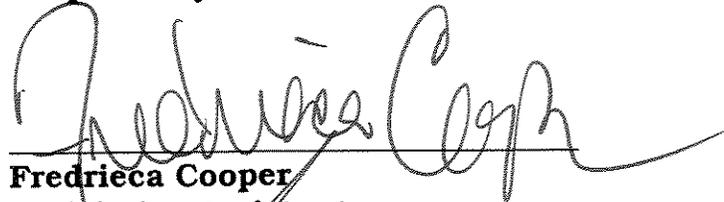
**PAPERS HELD IN COMMITTEE (CONT'D)**

08-O-1230 (34) An Ordinance by Councilmember Kwanza Hall **as substituted by Public Safety and Legal Administration Committee** to amend Section 10-1, 10-62 and 10-88 to Chapter 10 of the Code of Ordinances, City of Atlanta, Georgia, so as to create a new category of Alcoholic Beverage License for Community Theatres; to make such Community Theatres exempt from the distance requirements contained in Section 10-88; and for other purposes. **(Held 6/10/08) (Substituted and held 7/1/08 for further review) (Councilmember Fauver made a motion to substitute and hold)**

**SUBSTITUTED AND HELD**

**There being no further business to come before the Committee, the meeting was adjourned at 5:45 p.m.**

**Respectfully Submitted:**

  
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**Fredrieca Cooper  
Legislative Assistant**

  
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**Bernard Thomas  
Research and Policy Analyst**

  
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**The Honorable Cleta Winslow, Chair  
Public Safety and Legal Administration Committee**