

**COMMITTEE ON COUNCIL
MINUTES
SEPTEMBER 21, 2009**

The Regularly Scheduled Meeting of the Committee on Council was held on Monday, September 21, 2009 in Committee Room #2.

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

The Following Committee Members were Present

**The Honorable Felicia A. Moore, Chair
The Honorable Clea Winslow
The Honorable Natalyn Archibong
The Honorable Mary Norwood, Vice-Chair
The Honorable Anne Fauver**

The Following Committee Member was not Present

The Honorable Jim Maddox

Others in attendance were Jerry DeLoach, Deputy City Attorney; Bill Castings, Law Department; Saul Schultz, Law Department; Cristina Beamud, Exec. Director, ACRB; General Public, Members of the Press, and Council Staff.

A. ADOPTION OF AGENDA

Chairperson Moore made a motion to amend the agenda to accept a Subpoena, MISC-03-09, submitted by the Atlanta Citizen Review Board. The Agenda was Adopted as amended without objection.

B. APPROVAL OF MINUTES

The Minutes for the September 8, 2009 Committee on Council Meeting were APPROVED without objection.

C. ADOPTION OF FULL COUNCIL AGENDA

The Full Council Agenda for September 21, 2009 was ADOPTED without objection.

DISCUSSION ITEM

1. **Subpoena to The Home Depot** **RE: Excessive Force Complaint against an Atlanta Police Officer- Cristina Beamud, Exec. Director Atlanta Citizen Review Board**

Cristina Beamud, Executive Director of the Atlanta Citizen Review Board, came before the Committee to formally request that the Committee on Council exercise its Subpoena power, pursuant to City Code Section 2-2211 (i), to compel Mr. David Sharpton, Manager of The Home Depot, at 2525 Piedmont Road, Atlanta, Georgia, 30324, to produce requested documents, no later than October 6, 2009. The requested documents are in regards to the excessive force complaint filed against an Atlanta Police Officer at The Home Depot referenced. The documents requested include the surveillance footage from a surveillance camera located on the north side of The Home Depot referenced, on June 22, 2009 at approximately 10:45am, in the store parking lot. Ms. Beamud also asked that the subpoena contain a reference to the penalty provision as set forth in Section 2-2211 (j) of the City Code. A copy of the letter to the Committee on Council requesting the Subpoena and the requested information is on file with these minutes.

D. COMMUNICATIONS

- 09-C-1522 (1) A Communication by Mayor Shirley Franklin appointing **Ms. Chandra G. Houston** to serve as a member of the Atlanta Commission on Women on behalf of the City of Atlanta. This appointment is for a term of two (2) years; scheduled to begin on the date of Council confirmation.

(Chairperson Moore made a motion to hold to allow the appointee an opportunity to appear before the Committee.)

HELD

- 09-C-1523 (2) A Communication by Mayor Shirley Franklin appointing **Mr. Marc G. Olsen** to serve as a member of the Keep Atlanta Beautiful Board of Directors on behalf of the City of Atlanta. This appointment is for a term of two (2) years; scheduled to begin on the date of Council confirmation. **(Favorable by City Utilities Committee 9/15/09.)**

FAVORABLE

D. COMMUNICATIONS (CONT'D)

09-C-1524 (3) A Communication by Mayor Shirley Franklin appointing **Ms. Yolanda West** to serve as a Taxicabs and Vehicles for Hire Hearing Officer on behalf of the City of Atlanta. This appointment is for a term of two (2) years; scheduled to begin on the date of Council confirmation. **(Favorable by Public Safety & Legal Administration Committee 9/15/09.)**

FAVORABLE

09-C-1532 (4) A Communication by Mayor Shirley Franklin re-appointing **Ms. Blenda DeBerry** to serve on the Atlanta Workforce Development Board on behalf of the City of Atlanta. This re-appointment is for a term of 2 years to expire on 8/21/2010 and does not require Council confirmation. **(Recommendation to file by Community Development/Human Resources Committee 9/15/09.)**

FILE

09-C-1533 (5) A Communication by Mayor Shirley Franklin re-appointing **Mr. James Hunter** to serve on the Atlanta Workforce Development Board on behalf of the City of Atlanta. This re-appointment is for a term of 2 years to expire on 2/08/2010 and does not require Council confirmation. **(Recommendation to file by Community Development/Human Resources Committee 9/15/09.)**

FILE

09-C-1534 (6) A Communication by Mayor Shirley Franklin re-appointing **Ms. Alexis Scott** to serve on the Atlanta Workforce Development Board on behalf of the City of Atlanta. This re-appointment is for a term of 2 years to expire on 2/08/2010 and does not require Council confirmation. **(Recommendation to file by Community Development/Human Resources Committee 9/15/09.)**

FILE

09-C-1535 (7) A Communication by Mayor Shirley Franklin re-appointing **Mr. David C. Smetana** to serve on the Atlanta Workforce Development Board on behalf of the City of Atlanta. This re-appointment is for a term of 2 years to expire on 11/6/2010 and does not require Council confirmation. **(Recommendation to file by Community Development/Human Resources Committee 9/15/09.)**

FILE

D. COMMUNICATIONS (CONT'D)

09-C-1536 (8) A Communication by Mayor Shirley Franklin re-appointing **Mr. Michael (Mike) E. Romesburg** to serve on the Atlanta Workforce Development Board on behalf of the City of Atlanta. This re-appointment is for a term of 2 years to expire on 3/15/2010 and does not require Council confirmation. **(Recommendation to file by Community Development/Human Resources Committee 9/15/09.)**

FILE

09-C-1537 (9) A Communication by Mayor Shirley Franklin re-appointing **Mr. Herman Howard** to serve on the Atlanta Workforce Development Board on behalf of the City of Atlanta. This re-appointment is for a term of 2 years to expire on 2/19/2011 and does not require Council confirmation. **(Recommendation to file by Community Development/Human Resources Committee 9/15/09.)**

FILE

09-C-1538 (10) A Communication by Mayor Shirley Franklin re-appointing **Ms. Geri P. Thomas** to serve on the Atlanta Workforce Development Board on behalf of the City of Atlanta. This re-appointment is for a term of 2 years to expire on 2/08/2010 and does not require Council confirmation. **(Recommendation to file by Community Development/Human Resources Committee 9/15/09.)**

FILE

09-C-1539 (11) A Communication by Mayor Shirley Franklin re-appointing **Mr. Ralph E. Herrera** to serve on the Atlanta Workforce Development Board on behalf of the City of Atlanta. This re-appointment is for a term of 2 years to expire on 6/06/2011 and does not require Council confirmation. **(Recommendation to file by Community Development/Human Resources Committee 9/15/09.)**

FILE

09-C-1540 (12) A Communication by Mayor Shirley Franklin re-appointing **Ms. Cassandra Lee-Austin** to serve on the Atlanta Workforce Development Board on behalf of the City of Atlanta. This re-appointment is for a term of 2 years to expire on 8/21/2010

D. COMMUNICATIONS (CONT'D)

and does not require Council confirmation.
**(Recommendation to file by Community
Development/Human Resources Committee 9/15/09.)**

FILE

E. ORDINANCES FOR SECOND READING

09-O-1541 (1) An Ordinance by Committee on Council to amend the 2001 City of Atlanta Precincts and Polling Places in Precinct 02D as a result of permanent precinct relocation; and for other purposes.

(Chairperson Moore made a motion to hold for additional information and a substitute.)

HELD

09-O-1650 (2) An Ordinance by Councilman C. T. Martin to create a new Section 2-45 of the Code of Ordinances of the City of Atlanta, Georgia, located under Chapter 2 (Administration), Article II (Council), Division 1 (Generally), and currently designated as "Reserved", to be re-designated as "Access to City-Owned or City-Affiliated Parking Facilities by Members of the Atlanta City Council", so as to provide that members of the Atlanta City Council shall, upon request, be provided with access cards, at no cost to the Council Member, for the purpose of gaining vehicular access to any parking facility owned by the City of Atlanta or any entity affiliated with the City of Atlanta; to waive conflicting ordinances; and for other purposes.

**TO BE REFERRED TO FINANCE/EXECUTIVE
COMMITTEE**

F. PAPER HELD IN COMMITTEE

09-O-1111 (1) An Ordinance by Committee on Council to amend Chapter 2, (Administration), Article II, (Council), Division 4, (Staff), Section 2-151 (a), (Sergeant-at-arms), of the Code of Ordinances of the City of Atlanta, Georgia, so as to make the appointment of a Sergeant-at-arms by the City Council discretionary rather than mandatory; to waive conflicting ordinances; and for other purposes. **(Held 7/20/09 by the Committee for further review and discussion.)**

G. ITEM(S) NOT ON AGENDA

MISC-03-09 (1) A Request from Atlanta Citizen Review Board Chair,
*** Roderick E. Edmond, M.D., J.D., to Committee on Council
Chair, Felicia A. Moore, requesting the Committee on
Council to exercise its Subpoena power, pursuant to City
Code Section 2-2211(i), to compel Mr. David Sharpton,
Manager of The Home Depot, at 2525 Piedmont Road,
Atlanta, Georgia, 30324, to produce requested documents,
no later than October 6, 2009. The requested documents
are in regards to the excessive force complaint filed against
an Atlanta Police Officer at The Home Depot referenced. The
documents requested include the surveillance footage from a
surveillance camera located on the north side of The Home
Depot referenced, on June 22, 2009 at approximately 10:45
am, in the store parking lot.

**(Councilmember Archibong made a motion to hold to
allow the Committee an opportunity to review the
Subpoena.)**

HELD

H. ADJOURNMENT

REQUESTED INFORMATION FROM PREVIOUS MEETING

7/20/09

Council Operations Survey

The following questions were raised by the following Committee members.

Fauver:

- 1. What is the purpose of the Municipal Clerk's Office**
- 2. Where should the Office of the Municipal Clerk be in the general structure of Government?**
- 3. How does the function of the Municipal Clerk's Office tie into Council operations?**

Archibong:

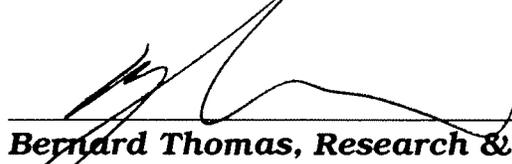
- 4. How does the Office of the Director of Council and Staff function?**

ADJOURNMENT

There being no further business before the Committee, the meeting was adjourned at 12:21pm

Respectfully Submitted:


Wasonna H. Griffin, Legislative Assistant


Bernard Thomas, Research & Policy Analyst


**The Honorable Felicia Moore, Chair
Committee on Council**