

**COMMITTEE ON COUNCIL
MINUTES
NOVEMBER 16, 2009**

The Regularly Scheduled Meeting of the Committee on Council was held on Monday, November 16, 2009 in Committee Room #2.

Chairperson Moore recognized a quorum was present and the meeting convened at 11:10am.

The Following Committee Members were Present

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

Others in attendance were Rhonda Johnson, Municipal Clerk; 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 one piece of Legislation, an Ordinance, 09-O-2033. The Agenda was Adopted as amended without objection.

B. APPROVAL OF MINUTES

The Minutes for the November 2, 2009 Committee on Council Meeting were APPROVED without objection.

C. ADOPTION OF FULL COUNCIL AGENDA

The Full Council Agenda for November 16, 2009 was ADOPTED without objection.

D. DISCUSSION ITEM

Election Update – Rhonda Johnson, Municipal Clerk

Rhonda Johnson, Municipal Clerk, was asked to give an Election Update Report to the Committee. She announced that the Municipal General Elections was successfully held on Tuesday, November 3, 2009, and that the election has resulted in a run-off election to be held on Tuesday, December 1, 2009, for Mayor, Council President, Council District 6 and Post 2-At-Large. The polls will be open from 7:00am until 8:00pm on Election Day. She announced that Early Voting began on November 18, 2009 and will run through November 20, 2009 and will be held from 8:00am to 5:00pm, at the Dekalb County Voter Registration and Elections Office at 4380 Memorial Drive Suite 300, Decatur 30032; and from 8:30am to 5:00pm, at the Fulton County Government Center, 141 Pryor Street Suite 4064, Atlanta 30303; at the North Fulton Service Center at 7741 Roswell Road Suite 209, in Sandy Springs and, at the South Fulton Government Center at 5600 Stonewall Tell Road Room 105, in College Park, Georgia. Advance Voting will be held November 23, 2009 through November 25, 2009 from 8:00am to 7:00pm in Dekalb County at the same location indicated above and 8:30am to 7:00pm in Fulton County at the same location indicated above and at Adamsville Recreation Center 3201 M. L. King, Jr., Drive; North Atlanta High School 2875 Northside Drive at the corner of Kingswood Lane. She also announced that if you are registered to vote but did not vote in the November 3, 2009 election, you will be allowed to vote in the December 1, 2009 Run-off. She explained that voting Absentee by mail was in progress. Election results can be found on the City of Atlanta's website, www.atlantaga.gov. A copy of the information referenced above is on file with these minutes and the meeting can be viewed on the City's website, www.atlantaga.gov

E. CHARTER AMENDMENT/THIRD READING/FINAL ADOPTION

09-O-1887 (1) An Ordinance and Charter Amendment by Councilmember Felicia A. Moore **as substituted 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 5-101 and 5-106 (Pertaining to Elections) 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 delete obsolete references to the Georgia Municipal Election Code and to update and replace said references to the Georgia Election Code; to repeal conflicting ordinances and charter amendments; and for other purposes. (1st Reading 10/19/09; 2nd Reading 1st Adoption 11/2/09.)

FAVORABLE ON SUBSTITUTE/THIRD READING/FINAL ADOPTION

F. CHARTER AMENDMENT/SECOND READING/FIRST ADOPTION

09-O-1920 (2) An Ordinance and Charter Amendment by Councilmember Felicia A. Moore 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

F. CHARTER AMENDMENT/SECOND READING/FIRST ADOPTION (CONT'D)

amend Section 2-403, Entitled "Submission to Mayor; Mayor's Veto" 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 provide that if the Mayor vetoes any Ordinance or Resolution adopted at the last Council Meeting in December of a General Election Year, the Council shall call a Special Meeting prior to December 31 of that year, to consider any such vetoed legislation; to repeal conflicting ordinances and charter amendments; and for other purposes. **(1st Reading 11/2/09.)**

**FAVORABLE/SECOND READING/FIRST ADOPTION
TO BE REFERRED TO COMMITTEE ON COUNCIL**

G. RESOLUTION

09-R-1932 (1) A Resolution by Councilmembers Natalyn M. Archibong and Felicia A. Moore **as Substituted by Committee on Council** requesting the Members of the Atlanta City Council to review the appointments of the Municipal Clerk and the Director of Council Staff; and for other purposes.

FAVORABLE ON SUBSTITUTE

H. ORDINANCE FOR FIRST READING

09-O-2032 (1) An Ordinance by Committee on Council to amend Chapter 2 (Administration), Article II (Council), Division 2 (Meetings), Subdivision II (Rules of Procedure) of the Code of Ordinances of the City of Atlanta, Georgia, so as to create a New Section 2-99.1, to be entitled "Motion to Hold in the Breast of Council" which section shall set forth the rules and procedures applicable to said motion; to waive conflicting ordinances; and for other purposes.

TO BE REFERRED TO COMMITTEE ON COUNCIL

I. PAPERS 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.)**

I. PAPERS HELD IN COMMITTEE (CONT'D)

09-C-1824 (2) A Communication from Ms. Cristina Beamud, Executive Director, Atlanta Citizen Review Board, to Council President Lisa M. Borders and Members of Council submitting the Atlanta Planning Advisory Board appointment of **Mr. Maceo C. Williams, Sr.** representing NPU's S-Z to serve as their representative on the Atlanta Citizen Review Board. This appointment is to fill the unexpired term of Mr. LaShawn Hoffman which expires on October 20, 2011. **(Favorable by Public Safety & Legal Administration Committee 10/27/09.) (Held 11/2/09 by the Committee for further review.)**

FAVORABLE

09-O-1868 (3) An Ordinance by Committee on Council to amend the 2001 City of Atlanta Precincts and Polling Places as a result of emergency precinct relocation; and for other purposes. **(Held 11/2/09 by the Committee in case an amendment is needed.)**

J. ITEM(S) NOT ON AGENDA

09-O-2033 (1)
*** An Ordinance by Committee on Council to amend for clarification purposes, Section 2-36 "President of Council" of the Code of Ordinances of the City of Atlanta, Georgia by (1) deleting Subsection (e) and re-designating said Subsection as Section 2-37 "Selection of Council President Pro Tempore"; (2) by deleting Subsections (i) and (j); (3) by re-designating Subsection (h) as Subsection (a) and by re-designating Subsections (a), (b), (c) and (d) as Sub-subsections (1), (2), (3), and (4) respectively, of Subsection (a); (4) to re-designate Subsections (f), (g), and (k), as Subsections (b), (c) and (d) respectively; to re-designate the existing Section 2-37 "Appointment to fill vacancy" as Section 2-37.1 and to change the current section caption to "Method of filling temporary council vacancy"; to re-designate the existing Section 2-37.1 "Succession to the office of Mayor, office of Council President and position of Council President Pro Tempore" to Section 2-37.2; to make minor language modifications to said sections and subsections for purposes of clarification and/or consistency; to waive conflicting ordinances; and for other purposes.

TO BE REFERRED TO COMMITTEE ON COUNCIL

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:

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 11:49am

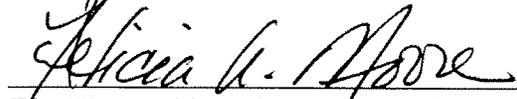
Respectfully Submitted:



Wasonna H. Griffin, Legislative Assistant



Bernard Thomas, Research & Policy Analyst



*The Honorable Felicia Moore, Chair
Committee on Council*