

**PUBLIC SAFETY
AND
LEGAL ADMINISTRATION COMMITTEE
MINUTES**

January 27, 2009

The regularly scheduled meeting of the Public Safety and Legal Administration Committee was held on **Tuesday, January 27, 2009 at 3:45 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 Honorable H. Lamar Willis
The Honorable Kwanza Hall**

Others present at the meeting were: Jerry Deloach, Dianne Mitchell and Amber Robinson, Law Department; Deputy Chiefs George Turner, Peter Andresen and Carlos Banda, Officer Smith and Miles Butler, Police Department; Chief Kelvin Cochran, Atlanta Fire and Rescue Department; Leslie Ward, City's Internal Auditor; media, public and council staff.

Chair Cleta Winslow called the meeting to order at 3:45 p.m. after declaring a quorum present. She then proceeded with the following order of business.

**A. ADOPTION OF AGENDA – AMENDED TO ADD AN ADDENDUM
AGENDA**

B. APPROVAL OF MINUTES - APPROVED

C. DISCUSSION ITEM

911 Calls and response to fire which occurred on Saturday, January 24, 2009 at 342 Atlanta Avenue.

CONSENT

D. RESOLUTIONS

Claims with favorable recommendations:

09-R-0134 (1) Claim of Lise S. Desormeaux, for damages alleged to have been sustained as a result of an automobile accident on August 20, 2008 at 600 Garson Drive. **\$759.56**

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RESOLUTIONS (CONT'D)

Claims with favorable recommendations:

- 09-R-0135 (2) Claim of **Freddie Wallace**, for damages alleged to have been sustained as a result of an automobile accident on November 1, 2008 at 2125 Joseph E. Boone Boulevard. **\$1,000.00**
- 09-R-0136 (3) Claim of **Regina Todd, Guardian of Amarion Todd, a minor child, through their attorney, William F. Heitmann, III**, for damages alleged to have been sustained as a result of an automobile accident on August 7, 2008 at Sunset Street and Central Avenue. **\$2,000.00**
- 09-R-0137 (4) Claim of **John Wheatly**, for vehicle damages alleged to have been sustained as a result of an unsecured construction cut on April 5, 2008 at 512 West Wesley Road. **\$2,850.00**
- 09-R-0138 (5) Claim of **Atlanta Housing Authority**, for damages alleged to have been sustained as a result of an automobile accident on August 5, 2008 at 596 Waynes Court, SE. **\$3,000.00**
(Councilmember Willis made a motion to hold.)

HELD

- 09-R-0139 (6) Claim of **Liberty Mutual, as subrogee of Chester M. Aaron**, for damages alleged to have been sustained as a result of an automobile accident on May 17, 2008 at 2750 Peyton Road, SW. **\$3,743.31**
- 09-R-0140 (7) Claim of **Adalberto Solis Villalva and Maria Del Rosario Sanchez Ocampo**, for damages alleged to have been sustained as a result of an automobile accident on August 5, 2008 at 596 Waynes Court, SE. **\$3,845.29**
- 09-R-0141 (8) Claim of **Tenco Services, Inc., as subrogee of A National Limousine Service**, for damages alleged to have been sustained as a result of an automobile accident on October 8, 2008 at Courtland Street, NE and Harris Street, NE. **\$3,881.11**

RESOLUTIONS (CONT'D)

Claims with favorable recommendations:

09-R-0142 (9) Claim of **William Burns**, for damages alleged to have been sustained as a result of a sewer backup on August 17, 2008 at 1331 Twelve Oaks Circle. **\$3,937.63**

09-R-0143 (10) Claim of **Cary McCorkle, through his attorney, John D. Drake**, for damages alleged to have been sustained as a result of an automobile accident on April 5, 2008 at Ralph McGill Boulevard, NE and Piedmont Avenue, NE. **\$12,305.00**

Claims with unfavorable recommendations:

09-R-0144 (11) Claim of **Sean McKinnon**, for damages alleged to have been sustained as a result of driving over a broken storm drain cover on November 21, 2008 at Moreland Avenue and Fairview Road.

09-R-0145 (12) Claim of **State Farm Insurance Companies, as subrogee of Bobby Hubbard**, for damages alleged to have been sustained as a result of a burglary on September 30, 2008 at 394 Dargan Place.

09-R-0146 (13) Claim of **CROCS, Inc., through its attorney, Kimberly A. Smiley, Esq., Wheeler Trigg Kennedy LLP**, for damages alleged to have been sustained when a child's shoe became entrapped in an escalator on June 4, 2008 at 8700 Spine Road, Hartsfield-Jackson Atlanta International Airport.

09-R-0147 (14) Claim of **New Life Christian Ministry, Inc., c/o Willard L. Smith**, for damages alleged to have been sustained when church revenues were lost due to a sanitary sewer main installation project from July 2008 through August 2008 at 3099 Humphries Drive, SW.

09-R-0148 (15) Claim of **Star Iron & Metal Company, c/o Elliott S. Hammer, President**, for damages alleged to have been sustained for the overpayment of a scrap metal permit fee on December 4, 2007 at 675 Ponce de Leon Avenue, NE.

RESOLUTIONS (CONT'D)

Claims with unfavorable recommendations:

- 09-R-0149 (16) Claim of **Davis Recycling Company, c/o Warren J. Davis**, for damages alleged to have been sustained for the overpayment of a scrap metal permit fee on December 4, 2007 at 675 Ponce de Leon Avenue, NE.
- 09-R-0150 (17) Claim of **Fellfab Corporation, c/o Paul Anderson**, for vehicular damages alleged to have been sustained from an automobile accident on October 27, 2008 at Airport Loop Road and Charles W. Grant Parkway.
- 09-R-0151 (18) Claim of **Rox-Ann Terrence King, through her attorney, Derric Crowther**, for damages alleged to have been sustained as a result of a trip and fall in an open water meter vault on October 7, 2006 at 138 Vine Street and Fair Street.
- 09-R-0152 (19) Claim of **Stephanie and Karl Douglas Bramlett**, for damages alleged to have been sustained as a result of paint splattered on her vehicle during a restriping project on June 26, 2008 on East Andrews Drive.
- 09-R-0153 (20) Claim of **Daniel Landis**, for vehicular damages alleged to have been sustained from driving over a pot hole in the roadway on September 21, 2008 at 1495 Chattahoochee Avenue, NW.
- 09-R-0154 (21) Claim of **City of College Park, through its attorney, Winston A. Denmark, Esq., Fincher, Denmark, Williams, LLC**, for damages alleged to have been sustained when City unlawfully purchased and sold Wynterbrook Apartment Complex on an unspecified date at 2600 Camp Creek Parkway.
- 09-R-0155 (22) Claim of **Progressive Insurance Company, as subrogee of insured, Michael Rushin**, for vehicular damages alleged to have been sustained from driving over a pot hole in the roadway on March 9, 2008 at Peters Street, SW and Chappel Street, SW.

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RESOLUTIONS (CONT'D)

Claims with unfavorable recommendations:

- 09-R-0156 (23) Claim of **Harriette C. Nelson**, for damages alleged to have been sustained when a water line was broken causing an increase in water usage on April 14, 2008 at 2820 Shady Valley Drive, NE.
- 09-R-0157 (24) Claim of **Harriette C. Nelson**, for property damages alleged to have been sustained when a driveway was compromised during a sidewalk installation project on April 11, 2008 at 2820 Shady Valley Drive, NE.
- 09-R-0158 (25) Claim of **LA'Derrick Glenn, through his attorney, Melanie R. Snipes, Esq.**, for damages alleged to have been sustained due to an unlawful arrest on March 18, 2007 at 1371 Kimberly Way.
- 09-R-0159 (26) Claim of **Everett Jerome Tripodis**, for damages alleged to have been sustained when property was withheld on April 2, 2008 at 675 Ponce de Leon Avenue, NE.
- 09-R-0160 (27) Claim of **Rultz Raymond**, for damages alleged to have been sustained as a result of an automobile accident on November 25, 2008 at 10th Street and Interstate 75/85 southbound.
- 09-R-0161 (28) Claim of **Lisa and David Alexander, through their attorney, Jefferson M. Allen**, for damages alleged to have been sustained as a result of failure to perform police duties to discover the claimants' missing son on January 23, 2008 at 3122 Peachtree Road.
- 09-R-0162 (29) Claim of **Shirley R. Arnold**, for damages alleged to have been sustained as a result of an automobile accident on October 14, 2008 at Barge Road, SW and Fairburn Road, SW.
- 09-R-0163 (30) Claim of **Kenneth Brewer**, for damages alleged to have been sustained as a result of striking a pothole in the roadway on March 19, 2008 at 800 Beckwith Street and Paschal Boulevard.

RESOLUTIONS (CONT'D)

Claims with unfavorable recommendations:

- 09-R-0164 (31) Claim of **Torrie E. Jackson**, for vehicular damages alleged to have been sustained when a wind-blown construction barrel struck a vehicle on August 2, 2008 at 17th Street, NE and Market Street, NE.
- 09-R-0165 (32) Claim of **Betty L. Cleave**, for vehicular damages alleged to have been sustained from driving through wet paint after a road-stripping project on November 12, 2008 on Constitution Road, SE, between Jonesboro Road, SE and Moreland Avenue, SE.
- 09-R-0166 (33) Claim of **Megan Kamm**, for property damages alleged to have been sustained from an automobile accident on July 10, 2008 at West Peachtree Street, NE and Abercrombie Place.
- 09-R-0167 (34) Claim of **Manulife Financial**, for damages alleged to have been sustained when keys were lost by firemen on July 26, 2006 at 1170 Peachtree Street, NE.
- 09-R-0168 (35) Claim of **Steven Butler, through his attorney, Bruce A. Hagen, Esq.**, for bodily injuries alleged to have been sustained from a fire on an unspecified date at 2461 Jonesboro Road.
- 09-R-0169 (36) Claim of **Michael Puglise**, for damages alleged to have been sustained when a parked vehicle was struck by a tree that fell on October 12, 2008 at 8700 Spine Road, Hartsfield-Jackson Atlanta International Airport.
- 09-R-0170 (37) Claim of **CROCS, Inc., through its attorney, Kimberly A. Smiley, Esq., Wheeler Trigg Kennedy, LLP**, for damages alleged to have been sustained when a child's shoe became entrapped in an escalator on July 15, 2008 at 8700 Spine Road, Hartsfield-Jackson Atlanta International Airport.

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RESOLUTIONS (CONT'D)

Claims with unfavorable recommendations:

- 09-R-0171 (38) Claim of **State Farm Insurance Companies, as subrogee of Susan Mitchell-Ketzes**, for damages alleged to have been sustained as a result of broken water pipes on June 19, 2008 at 883 Argonne Avenue.
- 09-R-0172 (39) Claim of **USAA, as subrogee of insured, Eric E. Farmer**, for vehicular damages alleged to have been sustained due to an automobile accident on June 27, 2008 at Larkin Street, SW and Walker Street, SW.
- 09-R-0173 (40) Claim of **Allstate Insurance Company, as subrogee of Jessica Baxter**, for damages alleged to have been sustained as a result of a vehicular incident on June 4, 2008 at an undisclosed location.
- 09-R-0174 (41) Claim of **Crystal Baker, through her attorney, Matthew C. Billips, Esq.**, for damages alleged to have been sustained when a citation was issued that violated the Americans with Disabilities Act on October 19, 2008 at 8700 Spine Road, Hartsfield-Jackson Atlanta International Airport.
- 09-R-0175 (42) Claim of **Diane Hardy**, for damages alleged to have been sustained as a result of driving over an unsecured construction cut on August 27, 2008 at Roxboro Road and Peachtree Road.
- 09-R-0176 (43) Claim of **Atlanta Gas Light, through its attorney, John Williams**, for damages alleged to have been sustained as a result of construction work on May 30, 2008 at 687 South Evelyn Place.
(Councilmember Martin made a motion approve Items D1-D4 and D6-D43)

E. ORDINANCES FOR FIRST READING

09-O-0177 (1) An Ordinance by Public Safety and Legal Administration Committee amending the 2008 (Intergovernmental Grant Fund) Budget, Department of Police ("Department"), by adding to anticipations and appropriations, the amount of \$4,500.00 for a grant from the Governor's Criminal Justice Coordinating Council to fund one member of the Department's Command Staff to attend the 2008 Georgia International Law Enforcement Exchange (GILEE), to receive Anti-Terrorism Training in Israel; and for other purposes.

TO BE REFERRED TO PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE

08-O-0178 (2) An Ordinance by Public Safety and Legal Administration Committee amending the 2009 (Intergovernmental Grant Fund) Budget, Departments of Police, Fire and Rescue and Watershed Management, by adding to anticipations and appropriations, the amount of \$4,208,999.16 from the United States Department of Homeland Security (DHS), Office for Domestic Preparedness (ODP), Urban Areas Security Initiative (UASI), to aid the City of Atlanta's ongoing efforts to protect itself from terrorist attacks; and for other purposes.

TO BE REFERRED TO PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE

REGULAR

F. COMMUNICATION

09-C-0114 (1) A Communication by Mayor Shirley Franklin appointing **Mr. Kwame Thompson** to serve as a Taxicabs and Vehicles for Hire Hearing Officer for the City of Atlanta. This appointment is for a term of two (2) years, scheduled to begin on the date of Council confirmation.
(Councilmember Willis made a motion to approve.)

FAVORABLE - REFERRED TO COMMITTEE ON COUNCIL

G. ORDINANCES FOR SECOND READING

09-O-0083 (1) An Ordinance by Public Safety and Legal Administration Committee amending the 2009 (Intergovernmental Grant Fund) Budget, Department of Police, by adding to anticipations and appropriations, the amount of \$40,658.72, for grant funds from the United States Department of Justice Bulletproof Vest Partnership in the amount of \$20,329.36 and matching funds in the amount of \$20,329.36 from the General Fund Budget; and for other purposes.
(Councilmember Martin made a motion to approve.)

FAVORABLE

09-O-0084 (2) An Ordinance by Public Safety and Legal Administration Committee amending the 2009 (Intergovernmental Grant Fund) Budget, Department of Police, by adding to anticipations and appropriations, the amount of \$232,500.00, for grant funds from the Governor's Office of Highway Safety and matching funds in the amount of \$93,000.00 from the General Fund Budget, to fund the Highway Enforcement of Aggressive Traffic; and for other purposes.
(Councilmember Martin made a motion to approve.)

FAVORABLE

09-O-0085 (3) An Ordinance by Public Safety and Legal Administration Committee amending the 2009 (Intergovernmental Grant Fund) Budget, Department of Police, by adding to anticipations and appropriations, the amount of \$373,359.00, for accepting a Justice Assistance Grant from the United States Department of Justice to enhance the Criminal Justice System in the Atlanta area; 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

07-O-0249 (3) An Ordinance by Councilmembers Kwanza Hall and Clela 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 (4) 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

PAPERS HELD IN COMMITTEE (CONT'D)

07-O-1525 (5) 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 (6) 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 (7) 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

PAPERS HELD IN COMMITTEE (CONT'D)

07-O-1879 (8) 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-R-2294 (9) 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

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PAPERS HELD IN COMMITTEE (CONT'D)

07-O-2513 (10) 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-O-0190 (11) 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

08-O-0507 (12) An Ordinance by Councilmember Mary Norwood to create a new Section 106-15 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 (13) An Ordinance by Councilmembers Ceasar C. Mitchell, Clea 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

PAPERS HELD IN COMMITTEE (CONT'D)

08-O-0843 (14) 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.) (Brought forward, discussed and continued to held 12/9/08.)**

HELD

08-R-0845 (15) 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-0884 (16) 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

PAPERS HELD IN COMMITTEE (CONT'D)

08-O-1211 (17) 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-1230 (18) An Ordinance by Councilmember Kwanza Hall **as substituted by Public Safety and Legal Administration Committee** to amend Sections 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)**

HELD

08-O-1252 (19) 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. **(Held 7/1/08 at the request of the Law Department)**

HELD

08-O-1289 (20) 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,

PAPERS HELD IN COMMITTEE (CONT'D)

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. **(Held 7/15/08 at the request of the Law Department)**

HELD

- 08-O-1538 (21) An Ordinance by Councilmembers Jim Maddox, Joyce Sheperd, Mary Norwood, Ivory Lee Young, Jr., H. Lamar Willis, Kwanza Hall, C. T. Martin, Natalyn Archibong and Ceasar C. Mitchell to amend the Charter of the City of Atlanta, Georgia pursuant to the authority of the Municipal Home Rule Act of 1965, O.C.G.A. Section 36-35-1 et seq., as amended, by amending Section 4-104 (d) so as to provide that for the next Election of Municipal Court Judges, to be held in 2009, if more than seven (7) Judges elect to continue to serve for an additional four year term, only the seven (7) Judges receiving the highest number of votes shall continue to serve; to waive conflicting ordinances and charter amendments; and for other purposes. **(Referred by Full Council on 8/18/08) (Held 8/26/08 for a legal opinion.)**

HELD

- 08-O-1544 (22) An Ordinance by Councilman C. T. Martin to amend Section 162-78 (a) (3) and (6) (Taxicabs and Vehicles for Hire) of the Code of Ordinances of the City of Atlanta, Georgia so as to eliminate the Annual Fingerprinting Requirement for Taxicab Drivers and to change the Driver's Training Course Requirement from annually to every three years; to waive conflicting ordinances; and for other purposes. **(Referred back by Full Council on 8/18/08) (Held 8/26/08 for further review.)**

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PAPERS HELD IN COMMITTEE (CONT'D)

08-O-1753 (23) An Ordinance by Councilmember Mary Norwood to amend Article XXIV entitled "Vending on Private Property"; and for other purposes. **(Held 9/9/08 for further review.)**

HELD

08-O-1760 (24) An Ordinance by Councilmembers Jim Maddox, C. T. Martin, Cleta Winslow, H. Lamar Wills, Ceasar Mitchell, Ivory L. Young, Jr., Kwanza Hall, Clair Muller to create a new Section 62-27.1 of the Code of Ordinances of the City of Atlanta, Georgia, which section shall provide that effective January 1, 2010, the number of Municipal Court Judges shall be eight (8); to waive conflicting ordinances; and for other purposes. **(Held 9/9/08 for further review.)**

HELD

08-O-2033 (25) An Ordinance by Councilmembers H. Lamar Willis and Ivory L. Young, Jr. **as substituted by Public Safety and Legal Administration Committee** amending section 162-227 entitled "Fees Charged For Non-Consensual Motor Vehicle Towing;" Section 162-229 entitled "Service Calls;" Section 162-232 entitled "Notification Upon Removal of Vehicle at Request of other than Police Officer;" and Section 162-233 entitled "Impound Lot; Attendant" so as to provide for an increase in the maximum amount allowed for Nonconsensual Towing; to provide for electronic notification from Wrecker Service to City Of Atlanta Police Department containing notice that vehicle has been towed, location that vehicle was towed, description of vehicle, vehicle identification number and tag **(Public Hearing held 12/9/08)**
(Councilmember Willis made a motion to approve on substitute.)

FAVORABLE ON SUBSTITUTE

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PAPERS HELD IN COMMITTEE (CONT'D)

08-O-2436 (26) An Ordinance by Public Safety and Legal Administration Committee to amend Chapter 2, Article XVI, Division 11, Section 2-2211 and Chapter 2, Article XVI, Division 11, Section 2-2212 to provide for the disclosure of public police and corrections documents to the Citizen Review Board; to amend Chapter 98, Article II, Section 98-26(b)(3) and Chapter 98, Article IV, Section 98-153(b)(3) to require the Chiefs of Police and Corrections to appear before the Citizen Review Board upon request and set forth the reasons for delays in internal investigations into their employees' conduct; and for the other purposes. **(Held 1/13/09 for a 4 week time certain.)**

HELD

I. ITEMS NOT ON THE AGENDA

ORDINANCE FOR SECOND READING

08-O-2296 (1) An Ordinance by Public Safety and Legal Administration Committee amending Chapter 162, Article II, Division 5, Section 162-118, subsection (a), of the Code of Ordinances of the City of Atlanta, on behalf of the Department of Police, Bureau of Taxicabs and Vehicles for Hire, for the purpose of creating an initial airport fare for all taxicab trips originating from Hartsfield-Jackson Atlanta International Airport; and for other purposes. **(Public Hearing held 12/9/08)**
(Referred back by Full Council 1/22/09)

HELD

ORDINANCE FOR FIRST READING

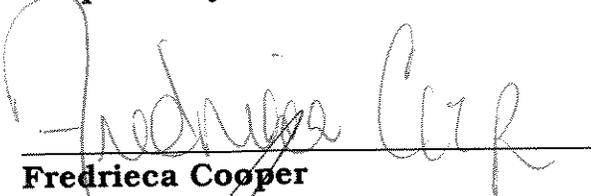
09-O-0204 (1) An Ordinance by Public Safety and Legal Administration Committee to Amend Chapter 162, Article II, Division 2, Section 162-61(D) of the Code of Ordinances of the City of Atlanta, Georgia, so as to authorize the sale of Vehicle for Hire CPNCs by the City of Atlanta in accordance with the provisions of the Procurement and Real Estate Code; to repeal conflicting ordinances; and for other purposes

TO BE REFERRED TO PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE

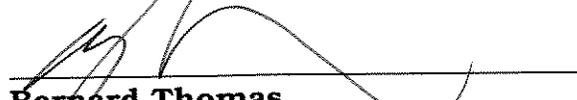
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There being no further business to come before the Committee, the meeting was adjourned at 7:09 p.m.

Respectfully Submitted:



**Fredrieca Cooper
Legislative Assistant**



**Bernard Thomas
Research and Policy Analyst**



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