

ATLANTA CITY COUNCIL

ACTION/MINUTES

JUNE 21, 2010

The Atlanta City Council held its Regularly Scheduled Meeting on Monday, June 21, 2010. The Meeting convened at 1:14 p.m. in the Council Chambers at City Hall. The roll was called and a quorum was declared.

PRESIDER (S): The Honorable Council President **Cesar C. Mitchell** presided. The Honorable Council President Pro Tempore **Howard Shook** presided during a portion of the meeting.

Attendance:

The following (15) voting members were present at the Meeting:

The Honorable Carla Smith	The Honorable Felicia A. Moore
The Honorable Kwanza Hall	The Honorable C. T. Martin
The Honorable Ivory L. Young, Jr.	The Honorable Keisha Lance Bottoms
The Honorable Clea Winslow *1:31	The Honorable Joyce Sheperd
The Honorable Natalyn Archibong *2:55	The Honorable Michael J. Bond *1:32
The Honorable Alex Wan	The Honorable Aaron Watson *2:31
The Honorable Howard Shook	The Honorable H. Lamar Willis *1:14
The Honorable Yolanda Adrean	

***Arrival Time:** - indicates arrival after convening roll call.

INVOCATION: Pastor **Arthur Carson, Jr.** of Springfield Missionary Baptist Church gave the invocation.

PLEDGE OF ALLEGIANCE: In unison, the Council recited the Pledge of Allegiance to the flag of the United States of America.

REPORT OF THE JOURNAL: **Rhonda Dauphin Johnson, Municipal Clerk**, certified to the Council and the Committee on Council that the **Action/Minutes** of the **June 07, 2010** Regular Meeting are true and correct. The Minutes were **FILED** without objection.

ADOPTION OF AGENDA: A **Motion** was made to **Amend the Agenda** by moving the Standing Committee of Public Safety and Legal Administration to report last. Without Objection, the Motion **CARRIED** by a roll call vote of **13 yeas; 0 nays**.

During the meeting, a **public hearing** was scheduled for comments regarding the increase in annual license alcohol fees. **Without Objection**, a Motion was **CARRIED** to open the hearing for the public to speak. After all persons who signed up for public comments spoke, the hearing was then declared closed.

COMMUNICATIONS

Council President Ceasar C. Mitchell Presided

COMMUNICATIONS

- 10-C-1185 (1) A Communication by **Councilmember Kwanza Hall** appointing Ms. Grace Chapman to serve as a member of the Atlanta Commission on Aging. This appointment is to fill the unexpired term of Ms. Inez Heard, ending February 17, 2012.
REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE AND COMMITTEE ON COUNCIL
- 10-C-1226 (2) A Communication by **Mayor Kasim Reed** appointing Mr. George A. Dusenbury, IV as Commissioner of the Department of Parks, Recreation and Cultural Affairs.
REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE AND COMMITTEE ON COUNCIL
- 10-C-1242 (3) A Communication by **Councilmembers Carla Smith, District 1; Kwanza Hall, District 2; Ivory Lee Young, Jr., District 3; Cleta Winslow, District 4 and Michael Bond, Post 1 At-Large** appointing Ms. Wendy Battaglia to serve as a member of the Tree Conservation Commission. This appointment is for a term of two (2) years, scheduled to begin on the date of council confirmation.
REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE AND COMMITTEE ON COUNCIL

VETOED LEGISLATION

Council President Ceasar C. Mitchell Presided

VETOED LEGISLATION

NONE

UNFINISHED BUSINESS

Council President Ceasar C. Mitchell Presided

UNFINISHED BUSINESS

NONE

**CONSENT AGENDA
SECTION I**

Council President Ceasar C. Mitchell Presided

CONSENT AGENDA

There was no separate discussion of the following items with the exception of items 10-O-0875 and 10-O-1166 which were removed from the Consent Agenda, and considered separately per Rules for the Conduct of Business of the Council of the City of Atlanta (As Amended), Rule XI; Order of Business, SECTION 11.2; Consent Agenda.

The following CONSENT AGENDA SECTION I received a Favorable Recommendation and was Adopted in accordance with Section 11.2 by the following roll call vote: **11 Yeas: Councilmembers Smith, Hall, Young, Winslow, Archibong, Wan, Shook, Adrean, Moore, Martin and Bond: 0 Nays.**

SECTION I

ORDINANCES FOR SECOND READING

PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE

IVORY L. YOUNG, JR, CHAIR

- 10-O-1178 (1) An Ordinance by **Councilmembers Keisha Lance Bottoms, C. T. Martin, Aaron Watson, Michael J. Bond, Joyce M. Sheperd, H. Lamar Willis, Felicia A. Moore, Kwanza Hall, Ivory L. Young, Jr., Alex Wan, Yolanda Adrean and Carla Smith as Substituted by Public Safety and Legal Administration Committee** to amend Chapter 15 (Traffic and Vehicles), Article IV (Stopping, Standing and Parking), Division 3 (Parking Meters), Sections 150-131, 150-132 and 150-133 of the City of Atlanta Code of Ordinances for the purpose of clarifying that the penalty imposed by the Municipal Court for violations of City of Atlanta Code Section 150-132, which provides for parking time limits at metered parking spaces, and City of Atlanta Code Section 150-133, which prohibits overtime parking at metered parking spaces, is a non-criminal civil monetary penalty; and for other purposes.
ADOPTED SUBSTITUTE ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

CITY UTILITIES COMMITTEE

NATALYN M. ARCHIBONG, CHAIR

- 10-O-1165 (2) An Ordinance by **Councilmember Howard Shook** authorizing the Mayor or his designee to waive the sidewalk requirements of Section 15-09.003 of the City of Atlanta Code of Ordinances, to provide that a certain Subdivision SD-10-07 (678 & 680 Darlington Circle, NE) applicant deposit a dollar amount (\$3,860.00) equal to the value of the required sidewalk construction into a designated Trust Fund Account for District 7; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

Council President Ceasar C. Mitchell Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

ORDINANCES FOR SECOND READING (CONT'D)

FINANCE/EXECUTIVE COMMITTEE

YOLANDA ADREAN, CHAIR

10-O-0875 (3) An Ordinance by **Finance/Executive Committee** amending the City of Atlanta Occupation Tax for the purpose of: (1) increasing the cap on revenue subject to the tax from \$100,000,000.00 to \$200,000,000.00; (2) increasing the rate per employee from \$15.00 to \$25.00; (3) enacting a new subsection authorizing the refund of overpayments in excess of \$300,000.00 to be allocated into the next fiscal year; and for other purposes. **(Public Hearing held 6/16/10.)**

The above item was removed from the Consent Agenda by request of Councilmember Moore.

SEE FINANCE/EXECUTIVE COMMITTEE REPORT

10-O-0876 (4) An Ordinance by **Finance/Executive Committee** authorizing the Chief Financial Officer to assess fees to recapture the full cost charged to the City for the use of Remote Payment Systems made available as a convenience to the public; to authorize future adjustments to that fee structure to reflect the actual cost to the City; to authorize the Chief Financial Officer to establish such accounts as may be necessary to administer a system to provide for the receipt of such fees and the disbursement of such fees to the service providers; and for other purposes.

**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS**

10-O-0945 (5) An Ordinance by **Finance/Executive Committee** authorizing the City of Atlanta to waive the Competitive Procurement Provisions contained in Article X of the Procurement and Real Estate Code of the City of Atlanta Code of Ordinances, allowing the City to contractually exercise its renewal options on an expired Contract as Renewal Option No. 4, for FC-6005007900, Annual Contract for the Yard Trimmings Program on behalf of the Department of Public Works in an amount not to exceed \$675,000.00; all contracted work will be charged to and paid from the FDOA Number listed; and for other purposes.

**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS**

Council President Ceasar C. Mitchell Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

ORDINANCES FOR SECOND READING (CONT'D)

FINANCE/EXECUTIVE COMMITTEE (CONT'D)

YOLANDA ADREAN, CHAIR

- 10-O-0946 (6) An Ordinance by **Finance/Executive Committee** waiving the City of Atlanta Code of Ordinances, Article X, Section 2-1187 of the Procurement and Real Estate Code, and to authorize the Mayor or his designee to enter into an Agreement with Northrop Grumman Systems Corporation for Critical Safety Systems Support, for one (1) year with two (2) one-year renewal options beginning July 1, 2010 on behalf of the Department of Information Technology, in an amount not to exceed \$1,899,302.00. All contracted work to be charged to and paid from the FDOA Number listed; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS
- 10-O-0947 (7) A **Substitute** Ordinance by **Finance/Executive Committee** waiving the City of Atlanta Code of Ordinances, Article X, Section 2-1187 of the Procurement and Real Estate Code, and to authorize the Mayor or his designee to enter into an Agreement with IBM Corporation for the Criminal Justice Information System Support, for one (1) year on behalf of the Department of Information Technology, in an amount not to exceed \$410,000.00 per year; to be charged to and paid from the FDOA Number listed; and for other purposes.
ADOPTED SUBSTITUTE ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS
- 10-O-0948 (8) A **Substitute** Ordinance by **Finance/Executive Committee** to correct Ordinance Number 09-O-1897 Adopted by the Atlanta City Council on November 16, 2009, and Approved by the Mayor on November 24, 2009; and for other purposes.
ADOPTED SUBSTITUTE ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

Council President Ceasar C. Mitchell Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

ORDINANCES FOR SECOND READING (CONT'D)

FINANCE/EXECUTIVE COMMITTEE (CONT'D)

YOLANDA ADREAN, CHAIR

10-O-0949 (9) A **Substitute** Ordinance by **Finance/Executive Committee** to document the Transfer Inventory Assets of twenty-five (25) Motorola XTS 1500 Portable Radios with a value totaling \$45,000.00, from the Atlanta Police Department to the Department of Planning and Community Development for the purpose of increasing the efficiency and safety of the Department of Planning, Code Enforcement Division's Fieldwork Agents, by equipping them with radios to enable real time communication; to amend the FY 2010 Department of Planning and Community Development Director of Code Compliance Budget, and the FY 2010 APD Police Communications Budget by transferring an amount not to exceed \$45,000.00 from the FDOA Numbers listed; and for other purposes.

ADOPTED SUBSTITUTE ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

10-O-0950 (10) A **Substitute** Ordinance by **Finance/Executive Committee** authorizing payment of all salaries and benefits for four (4) employees of the Department of Planning and Community Development's Arborist Division from the Tree Trust Fund for Fiscal Year 2011 from FDOA Number listed; and for other purposes.

ADOPTED SUBSTITUTE ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

10-O-1041 (11) An Ordinance by **Finance/Executive Committee** to authorize the City of Atlanta, Division of Sustainability to appropriate and disburse funds from the FY 2010 Intergovernmental Grant Fund Budget to fund the Sustainable Home Initiative for a New Economy ("SHINE") Program; to authorize the Mayor to execute a Memorandum of Understanding with Georgia Power for the SHINE Program; and for other purposes.

ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

Council President Ceasar C. Mitchell Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

ORDINANCES FOR SECOND READING (CONT'D)

FINANCE/EXECUTIVE COMMITTEE (CONT'D)

YOLANDA ADREAN, CHAIR

- 10-O-1166 (12) An Ordinance by **Councilmember Howard Shook** to waive the application of the Local Bidder Preference Program, Section 2/1188.1 of the City Code of Ordinances, for the project designated as FC-5076, Atlanta-Fulton County Water Treatment Plant Bulk Hypochlorite System and Filter/Plate Settler Improvements, for the Atlanta-Fulton County Water Resources Commission, a Joint Venture of the City of Atlanta and Fulton County; and for other purposes.

The above item was removed from the Consent Agenda by request of Councilmember Shook.

SEE FINANCE/EXECUTIVE COMMITTEE REPORT

- 10-O-1176 (13) An Ordinance by **Councilmember Michael Julian Bond** authorizing the City of Atlanta to waive the Competitive Procurement Provisions contained in Article X, Procurement and Real Estate Code of the City of Atlanta Code of Ordinances, to authorize the Chief Financial Officer to remit payment from UASI Grant Funds for outstanding invoices related to Preventive Maintenance on an Emergency Communication System through June 30, 2010, to Motorola, Incorporated, in an amount not to exceed \$198,758.28; to ratify the Service Agreements related thereto and to authorize the Mayor to execute appropriate Contractual Agreements with Motorola for Preventive Maintenance on an Emergency Communication System, on behalf of the Atlanta Police Department; and for other purposes.

**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS**

Council President Ceasar C. Mitchell Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

ORDINANCES FOR SECOND READING (CONT'D)

COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE
JOYCE SHEPERD, CHAIR

10-O-0897 (14) An Ordinance by **Community Development/Human**
CDP-10-03 **Resources Committee** to amend the Land Use Element of the
2008 Atlanta Comprehensive Development Plan (CDP) so as to re-
designate properties located in the **Chosewood Park**
Redevelopment Plan from the "Single Family Residential" Land
Use Designation to the "Low Density Residential" Land Use
Designation; and for other purposes. **(CDP Public Hearing held**
6/14/10)

NPU-Y

Council District 1

ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS

10-O-0924 (15) An Ordinance by **Councilmember Kwanza Hall** to amend the
CDP-10-04 Land Use Element of the City of Atlanta's 2008 Comprehensive
Development Plan (CDP) so as to re-designate properties located
in the Poncey-Highland Neighborhood Master Plan from Various
Land Use Designations to Various Land Use Designations; and
for other purposes. **(CDP Public Hearing held 6/14/10)**

NPU-N

Council District 2

ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS

10-O-0932 (16) An Ordinance by **Community Development/Human Resources**
Committee to adopt the Chosewood Park Redevelopment Plan; to
amend the City of Atlanta 2008-2023 Comprehensive
Development Plan (CDP) so as to incorporate the Plan into the
CDP; and for other purposes. **(CDP Public Hearing held 6/14/10)**

ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS

10-O-0933 (17) An Ordinance by **Community Development/Human Resources**
Committee to adopt the Poncey-Highland Neighborhood Master
Plan; to amend the City of Atlanta 2008-2023 Comprehensive
Development Plan (CDP) so as to incorporate the Plan into the
CDP; and for other purposes. **(CDP Public Hearing held 6/14/10)**

ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS

Council President Ceasar C. Mitchell Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

ORDINANCES FOR SECOND READING (CONT'D)

COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE (CONT'D)
JOYCE SHEPERD, CHAIR

- 10-O-1057 (18) An Ordinance by **Councilmembers Joyce Sheperd and Ivory Lee Young, Jr.** to authorize the Atlanta Workforce Development Agency to appropriate and disburse funds in the amount of \$3,346,042.00 from the Georgia Department of Labor for the 2010 TANF/ARRA Summer Youth Program Budget, to provide summer work experience for youth; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS

RESOLUTIONS

PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE
IVORY L. YOUNG, JR, CHAIR

- 10-R-1139 (1) A Resolution by **Public Safety and Legal Administration Committee** authorizing the settlement of all claims against the City of Atlanta in the case of Minnie Carey v. City of Atlanta, APD Officers Jamie Nelson and Brandy Dolson, Civil Action File No. 1:10-CV-515-ODE, United States District Court, Northern District of Georgia, Atlanta Division, in the amount of \$20,000.00; to be charged to and paid from the Fund, Account and Center Numbers listed; authorizing payment of \$20,000.00 to her attorney, Robert Douglas Ortman; authorizing the Chief Financial Officer to distribute the settlement amount; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS
- 10-R-1140 (2) An **Amended** Resolution by **Public Safety and Legal Administration Committee** authorizing the settlement of all claims against the City of Atlanta in the case of Erika Schultz v. City of Atlanta, et al., Civil Action File No. 208EV004757A, in the amount of \$40,000.00; to be charged to and paid from the Fund, Account and Center Numbers listed; authorizing the Chief Financial Officer to distribute the settlement amount; and for other purposes.
ADOPTED AS AMENDED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

Council President Ceasar C. Mitchell Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

RESOLUTIONS (CONT'D)

PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE (CONT'D)

IVORY L. YOUNG, JR, CHAIR

- 10-R-1141 (3) A Resolution by **Public Safety and Legal Administration Committee** authorizing the settlement of all claims against the City of Atlanta in the case of Atlanta Taxicab Industry Association, et al. v. City of Atlanta, Civil Action File No. 2008CV158751, in the Superior Court of Fulton County, in the amount of \$425,000.00; to be charged to and paid from the Fund, Account and Center Numbers listed; authorizing the Chief Financial Officer to distribute the settlement amount; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS
- 10-R-1154 (4) A Resolution by **Public Safety and Legal Administration Committee** authorizing the Mayor or his designee to enter into a Contractual Agreement with Revenue Rescue, Inc., for Bid FC-5042, for the purpose of providing Third Party Billing Services on behalf of the Department of Fire Rescue; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS
- 10-R-1180 (5) A Resolution by **Public Safety and Legal Administration Committee** authorizing the Mayor, on be behalf of the City of Atlanta, to enter into an Interlocal Agreement with Fulton County, Georgia, in order to share funds from the U. S. Department of Justice, 2010 Byrne Justice Assistance Grant Program, in the amount of \$1,098,159.00, for the purpose of supporting law-enforcement and criminal justice activities and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS
- 10-R-1181 (6) A Resolution by **Public Safety and Legal Administration Committee** authorizing the Mayor, on be behalf of the Department of Police, to apply for and accept a grant from the U. S. Department of Justice Assistance, in the amount of \$1,098,159.00, for the purpose of supporting law-enforcement and criminal justice activities and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS

Council President Ceasar C. Mitchell Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

RESOLUTIONS (CONT'D)

TRANSPORTATION COMMITTEE

C. T. MARTIN, CHAIR

10-R-1143 (7) A Resolution by **Transportation Committee** authorizing the Chief Procurement Officer, pursuant to Code Section 2-1140, to execute, on behalf of the City of Atlanta, Agreements with property owners participating in the City's Noise Insulation Program 2010 at Hartsfield-Jackson Atlanta International Airport.

**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS**

10-R-1144 (8) A Resolution by **Transportation Committee** authorizing the Mayor or his designee to enter into an Encroachment Agreement between the City of Atlanta and Georgia State University for the installation of a traffic signal on Piedmont Avenue, SE between Decatur Street, SE and Martin Luther King, Jr. Drive, SE; to install fifteen Georgia State University Medallions to be located on Decatur Street, SE, Edgewood Avenue, SE, Piedmont Avenue, SE, and John Wesley Dobbs Avenue, NE; and to install forty-one enhanced stamped pedestrian crosswalks at fourteen intersections on the campus of Georgia State University, all within the public right-of-way; and for other purposes.

**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS**

10-R-1146 (9) A **Substitute** Resolution by **Transportation Committee** establishing a Joint Task Order Fund in the amount of \$8,000,000.00 for use under Six Managing General Contractor Contracts and authorizing the Aviation General Manager, or his designee, to issue task orders under Contract Nos.: [i] FC-3007000038-B, Managing General Contractors, with Bryson and Associates, JV; [ii] FC-3007000038-C, Managing General Contractors, with New South Construction Company, Inc./Circle D Enterprises, LLC, JV; [iii] FC-3007000038-D, Managing General Contractors, with Turner-Davis Atlanta Airport, JV; [iv] FC-3007000037-A, Small Business Managing General

Council President Ceasar C. Mitchell Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

RESOLUTIONS (CONT'D)

TRANSPORTATION COMMITTEE (CONT'D)

C. T. MARTIN, CHAIR

10-R-1146 (9)
(Cont'd) Contractors, with Guthrie Ravin, Construction, LLC; [v] FC-3007000037-B, Small Business Managing General Contractors, with Biosphere International, Inc.; and [vi] FC-3007000037-C, Small Business Managing General Contractors, with Dobbs Raker, LLC, to perform noise abatement work on Aircraft Noise-Sensitive Structures in proximity to Hartsfield-Jackson Atlanta International Airport. All services will be charged to and paid from the PTAE0 and FDOA numbers listed; and for other purposes.

ADOPTED SUBSTITUTE ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

CITY UTILITIES COMMITTEE

NATALYN M. ARCHIBONG, CHAIR

10-R-1060 (10) A Resolution by **City Utilities Committee** authorizing the Mayor or his designee to execute Amendment Agreement Number 3 with Tople Construction, Inc., for FC-4943E, Annual Contract to Construct Sidewalks, Driveways, Curbs and Gutters, for the Fairburn Road Sidewalk Project, on behalf of the Department of Public Works, in an amount not to exceed \$280,000.00; all contracted work to be charged to and paid from Various Fund, Department Organization and Account Numbers listed; and for other purposes.

ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

10-R-1061 (11) A Resolution by **City Utilities Committee** authorizing the Mayor or his designee to execute Amendment Agreement Number 4 with Precision 2000, Inc., for FC-4943C, Annual Contract to Construct Sidewalks, Driveways, Curbs and Gutters, for the Metropolitan Parkway Sidewalk Project, on behalf of the Department of Public Works, in an amount not to exceed \$310,538.05; all contracted work to be charged to and paid from Various Fund, Department Organization and Account Numbers listed; and for other purposes.

ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

Council President Ceasar C. Mitchell Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

RESOLUTIONS (CONT'D)

CITY UTILITIES COMMITTEE (CONT'D)

NATALYN M. ARCHIBONG, CHAIR

- 10-R-1062 (12) A **Substitute** Resolution by **City Utilities Committee** authorizing the Mayor to enter into Renewal Agreement No. 2 with Synagro South, LLC., for FC-6007000087, Annual Contract for Bio-Solids Digester Cleaning, Dewatering, Hauling and Disposal Services, on behalf of the Department of Watershed Management, in an amount not to exceed \$1,225,000.00; all contracted work shall be charged to and paid from Fund, Department Organization and Account Numbers listed; and for other purposes.
ADOPTED SUBSTITUTE ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

FINANCE/EXECUTIVE COMMITTEE

YOLANDA ADREAN, CHAIR

- 10-R-1155 (13) A Resolution by **Finance/Executive Committee** assigning the allocation of Recovery Zone Facility Bonds received by the City of Atlanta under the American Recovery and Reinvestment Act of 2009 in the amount of \$34,163,000.00 to the Atlanta Development Authority and authorizing the Atlanta Development Authority to issue Recovery Zone Facility Bonds on behalf of the City of Atlanta; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS
- 10-R-1156 (14) A Resolution by **Finance/Executive Committee** authorizing payment in the amount of \$44,225.59 from Fund, Account and Center Numbers 1001 5222002 230301 3550000, to Atlanta Communications, Inc., for Performed Services, Installation, and Maintenance in support of the Citywide Radio System on behalf of the Department of Fire Rescue; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

Council President Ceasar C. Mitchell Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

RESOLUTIONS (CONT'D)

FINANCE/EXECUTIVE COMMITTEE (CONT'D)

YOLANDA ADREAN, CHAIR

10-R-1157 (15) A Resolution by **Finance/Executive Committee** authorizing the Mayor to execute a Sole Source Agreement with Burnett Lime Company, Inc., for Cal-Flo Lime Slurry at the Chattahoochee Treatment Plant Complex and Hemphill Treatment Plant Complex, on behalf of the Department of Watershed Management, in an amount not to exceed \$347,295.00; all contracted work shall be charged to and paid from the FDOA Numbers listed; and for other purposes.

**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS**

10-R-1158 (16) A **Substitute** Resolution by **Finance/Executive Committee** authorizing the Mayor or his designee to enter into a Cooperative Purchasing Agreement pursuant to Section 2-1601 et seq. of the City of Atlanta Code of Ordinances, utilizing Western States Contracting Alliance Contract Number B27160 with Dell Corporation, for Hardware Maintenance and Support for the Dell Power Edge Servers for one (1) year on behalf of the Department of Information Technology, in an amount not to exceed \$82,070.80; all contracted work shall be charged to and paid from the FDOA Numbers listed; and for other purposes.

**ADOPTED SUBSTITUTE ON CONSENT BY A ROLL CALL VOTE
OF 11 YEAS; 0 NAYS**

10-R-1159 (17) A Resolution by **Finance/Executive Committee** authorizing the Mayor or his designee to enter into a Cooperative Purchasing Agreement pursuant to Section 2-1601 et seq. of the City of Atlanta Code of Ordinances, utilizing The State of California's Fast Open Contracts utilization Services Contract Number 2005081 with AT&T Communications Systems Southeast for Telecommunications Support Services for one (1) year beginning July 1, 2010 on behalf of the Department of Information Technology, in an amount not to exceed \$271,209.37; all contracted work shall be charged to and paid from the FDOA Numbers listed; and for other purposes.

**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS**

Council President Ceasar C. Mitchell Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

RESOLUTIONS (CONT'D)

FINANCE/EXECUTIVE COMMITTEE (CONT'D)
YOLANDA ADREAN, CHAIR

10-R-1160 (18) A Resolution by **Finance/Executive Committee** authorizing the Mayor or his designee to enter into a Cooperative Purchasing Agreement pursuant to Section 2-1601 et seq. of the City of Atlanta Code of Ordinances, utilizing General Services Administration Contract Number GS-35F-0694P with Computer Mainstream, for Temporary Computer Operations Services for one (1) year with two (2) one-year renewal options beginning July 1, 2010 on behalf of the Department of Information Technology, in an amount not to exceed \$300,000.00; all contracted work shall be charged to and paid from the FDOA Numbers listed; and for other purposes.

**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS**

10-R-1164 (19) A **Substitute** Resolution by **Councilmember Carla Smith** authorizing the Mayor to enter into an Intergovernmental Agreement with Fulton County for the provision of Animal Control Services within the City of Atlanta for a period of one year, in an amount not to exceed \$1,401,987.00; to be charged to and paid from the FDOA Numbers listed; and for other purposes.

**ADOPTED SUBSTITUTE ON CONSENT BY A ROLL CALL VOTE
OF 11 YEAS; 0 NAYS**

10-R-1172 (20) A Resolution by **Councilmembers Kwanza Hall, Carla Smith, Ivory Lee Young, Jr., Felicia A. Moore, Natalyn M. Archibong, Alex Wan and Keisha Lance Bottom** authorizing the Mayor to execute Intergovernmental Construction Services Agreements with the Georgia Department of Transportation for the Simpson Street & West Peachtree Street Streetscape, West Peachtree Street North, Midtown Intersection Improvement, Fairlie-Poplar Streetscape Improvement Ph III, Folk Art Park Pedestrian Improvement, Ansley Park Pedestrian & Streetscape/Bike Pedestrian, Tenth Street Corridor Improvement, Simpson Road Corridor Streetscape TE, Bolton/Moores Mill Streetscape TE, Bolton LCI, Danforth Road Sidewalks, Lowery Boulevard, Glenwood East Atlanta Village Phase 2, Greenbriar Parkway, Lakewood Heights TE, Memorial Drive, Ph I, Memorial Drive Ph II, Memorial Drive Ph III, Ralph David Abernathy Boulevard, Headland Drive Pedestrian Improvement, Southwest Atlanta Sidewalk, Barge Road at Campbellton Road, Marietta Boulevard Projects and Lowery Boulevard Pedestrian Improvements Projects; and for other purposes.

**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS**

Council President Ceasar C. Mitchell Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

RESOLUTIONS (CONT'D)

FINANCE/EXECUTIVE COMMITTEE (CONT'D)

YOLANDA ADREAN, CHAIR

10-R-1177 (21) A Resolution by **Councilmember Michael Julian Bond as Substituted by Finance/Executive Committee** to approve the Framework for an Accelerated and Modified Competitive Procurement Process for Emergency Repairs needed for the R. M. Clayton Water Reclamation Center ("WRC"), as required by Ordinance No. 10-O-0518; and for other purposes.
ADOPTED SUBSTITUTE ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

10-R-1183 (22) A Resolution by **Finance/Executive Committee** authorizing the Chief Financial Officer to create a Trust Fund Account for funds received from the Atlanta Housing Authority ("AHA") for costs related to environmental reviews performed on behalf of AHA; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE

JOYCE SHEPERD, CHAIR

10-R-0931 (23) A Resolution by **Community Development/Human Resources Committee** transmitting the Draft 2011-2015 Capital Improvements Program (CIP)-Short Term Work Program (STWP) to the Atlanta Regional Commission in compliance with the requirements of the Georgia Planning Act of 1989; and for other purposes. (Held 06/01/10 for CDP Public Hearing on 6/14/10)
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

10-R-1070 (24) A Resolution by **Community Development/Human Resources Committee** authorizing the Mayor to enter into contract amendment number one with Duncan and Associates, for FC-6007000050, Impact Fee Study, so as to extend the term of the contract; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

Council President Ceasar C. Mitchell Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

RESOLUTIONS (CONT'D)

COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE (CONT'D)
JOYCE SHEPERD, CHAIR

10-R-1071 (25) A **Substitute** Resolution by **Community Development/Human Resources Committee** to authorize the Mayor to amend Neighborhood Stabilization Program Contractual Agreements with Urban Residential Finance Authority (URFA), Habitat for Humanity in Atlanta, Inc., and the Fulton County/City of Atlanta Land Bank Authority (LBA) so as to revise the total not to exceed amount; and for other purposes.

ADOPTED SUBSTITUTE ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

10-R-1175 (26) A Resolution by **Councilmember Ivory Lee Young, Jr. as Amended by Community Development/Human Resources Committee** to endorse the application of Dixie Hills Senior Manor, LP, to the Georgia Department of Community Affairs for 2010 Low-Income Housing Tax Credits for the construction of Dixie Hills Manor, located at 251 Anderson Avenue, SW, Atlanta, Georgia; and for other purposes.

ADOPTED AS AMENDED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

10-R-1179 (27) A Resolution by **Councilmember C. T. Martin** authorizing the Bureau of Planning to change the Lot Dimensions on the City of Atlanta Cadastral Maps for an improved legal, non-conforming lot of record at 2134 Larchwood Road; and for other purposes.

ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE
IVORY L. YOUNG, JR, CHAIR

Claims with favorable recommendations:

10-R-1072 (1) Claim of **Janice Sanders, through her attorney, David R. Moore and Emory-Adventist Hospital, c/o ACI**, for damages alleged to have been sustained as a result of an automobile accident on February 27, 2009 on I-285 northbound at Atlanta Road Cobb County.

\$7,283.00

and

\$1,717.00

ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

Council President Ceasar C. Mitchell Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

RESOLUTIONS/CLAIMS (CONT'D)

PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE (CONT'D)

IVORY L. YOUNG, JR, CHAIR

Claims with favorable recommendations: (Cont'd)

- 10-R-1073 (2) Claim of **Yvette Dennis, through her attorney, Ronnie Mabra**, for damages alleged to have been sustained as a result of an automobile accident on November 19, 2009 at 1501 Lee Street, SW. **\$6,000.00**
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS
- 10-R-1074 (3) Claim of **Timothy Greene**, for property damages alleged to have been sustained from a sewer backup on January 24, 2010 at 3056 Empire Boulevard, SW. **\$5,554.13**
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS
- 10-R-1075 (4) Claim of **SafeCo Insurance Company, as subrogee of Edward Clark Davidson c/o Credit Collection Services**, for property damages alleged to have been sustained from an automobile accident on January 7, 2010 at Peachtree Street, NE and Ponce de Leon Avenue, NE. **\$5,423.47**
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS
- 10-R-1076 (5) Claim of **Lisa Willis, through her attorney, Chris Chima Nwachukwu**, for damages alleged to have been sustained as a result of an automobile accident on March 2, 2010 at Hightower Road, NW and St. Paul Avenue, NW. **\$5,000.00**
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS
- 10-R-1077 (6) Claim of **Tiara Hart, through her attorney, Chris Chima Nwachukwu**, for damages alleged to have been sustained as a result of an automobile accident on March 2, 2010 at Hightower Road, NW and St. Paul Avenue, NW. **\$4,500.00**
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS
- 10-R-1078 (7) Claim of **Yevgeniy Zolotarev**, for vehicular damages alleged to have been sustained from an automobile accident on March 2, 2010 at Highland Avenue, NE and Boulevard, NE. **\$3,862.90**
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS

Council President Ceasar C. Mitchell Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

RESOLUTIONS/CLAIMS (CONT'D)

PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE (CONT'D)
IVORY L. YOUNG, JR, CHAIR

Claims with favorable recommendations: (Cont'd)

- 10-R-1079 (8) Claim of **USAA, as subrogee of Jason M. Bliss**, for damages alleged to have been sustained as a result of an automobile accident on October 30, 2008 at Memorial Drive, SE and Pearl Street, SE. **\$3,637.65**
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS
- 10-R-1080 (9) Claim of **Travelers Home and Marine Insurance Company, as subrogee of Keisha Temple**, for vehicular damages alleged to have been sustained from an automobile accident on November 30, 2009 at McDonough Boulevard, SE and Boulevard, SE. **\$3,572.49**
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS
- 10-R-1081 (10) Claim of **Alvin E. Singleton**, for damages alleged to have been sustained as a result of a trip and fall incident in an uncovered water meter on July 25, 2009 at 202 Sixth Street, NE. **\$2,500.00**
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS
- 10-R-1082 (11) Claim of **Jeffery Ivery**, for damages alleged to have been sustained as a result of an automobile accident on February 17, 2010 at 2025 Hosea L. Williams Drive, SE. **\$2,500.00**
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS
- 10-R-1083 (12) Claim of **Tanesha Goldwire Tutt**, for vehicular damages alleged to have been sustained from driving over a deteriorated defective area in the roadway pothole on January 30, 2010 at 800 Marietta Street, NW. **\$1,244.07**
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS
- 10-R-1084 (13) Claim of **Thomas M. Holder and District Equipment Company**, for damages alleged to have been sustained as a result of striking a construction cut on March 3, 2010 at 3591 Habersham Road. **\$1,067.88**
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS

Council President Ceasar C. Mitchell Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

RESOLUTIONS/CLAIMS (CONT'D)

PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE (CONT'D)
IVORY L. YOUNG, JR, CHAIR

Claims with favorable recommendations: (Cont'd)

- 10-R-1085 (14) Claim of **Tanya Lovett**, for vehicular damages alleged to have been sustained from driving over a pothole on April 4, 2010 at 630 Travis Street. **\$1,061.58**
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS
- 10-R-1086 (15) Claim of **Sheshonda Wells**, for property damages alleged to have been sustained after two sewer backups on September 14, 2009 and January 24, 2010 at 3056 Empire Boulevard, SW. **\$1,050.00**
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS
- 10-R-1087 (16) Claim of **Derek and Amy Wilson**, for damages alleged to have been sustained as a result of driving over a pothole on August 27, 2009 at 656 Montgomery Ferry Road. **\$1,000.00**
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS
- 10-R-1088 (17) Claim of **Brooks L. Porch**, for damages alleged to have been sustained as a result of striking a construction cut on November 24, 2009 at 1142 Lanier Boulevard, NE. **\$1,000.00**
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS
- 10-R-1089 (18) Claim of **Larry and Mamie Collins**, for damages alleged to have been sustained as a result of driving over a pothole on January 18, 2010 at 2755 7th Street. **\$1,000.00**
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS
- 10-R-1182 (19) Claim of **Alyce Jackson**, for vehicular damages alleged to have been sustained after driving over a construction site that was left open and in an unsafe manner on March 3, 2010 at Piedmont Avenue, NE and Westminster Drive, NE. **\$3,395.24**
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS

Council President Ceasar C. Mitchell Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

RESOLUTIONS/CLAIMS (CONT'D)

PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE (CONT'D)
IVORY L. YOUNG, JR, CHAIR

Claims with unfavorable recommendations:

- 10-R-0839 (20) Claim of **Michael Hopkins**, for damages alleged to have been sustained as a result of a fire hydrant leak on September 28, 2009 at 395 Mt. Zion Road.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS
- 10-R-1090 (21) Claim of **Robert H. Dawson, through his attorney, Raegan M. King, LLC**, for bodily injuries alleged to have been sustained from a fall on the escalators on December 1, 2009 at Hartsfield-Jackson Atlanta International Airport, 8700 Spine Road.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS
- 10-R-1091 (22) Claim of **Westover Plantation Condo Association, c/o Heritage Management Company**, for property damages alleged to have been sustained from a sewer backup on September 21, 2009 at 2475 Defoors Ferry Road.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS
- 10-R-1092 (23) Claim of **Julie Lewis, through her attorney, Bret T. Thrasher**, for damages alleged to have been sustained as a result of an arrest on May 15, 2009 at 260 18th Street.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS
- 10-R-1093 (24) Claim of **Emmanuel Thomas**, for damages alleged to have been sustained as a result of driving over a pothole on March 5, 2010 at Peachtree Road at Stratford Road.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS
- 10-R-1094 (25) Claim of **Hector Velazquez, through his attorney, W. Henry Clerke, IV**, for damages alleged to have been sustained as a result of driving over debris in the roadway on November 11, 2009 at Interstate 20 westbound near Martin Luther King, Jr. Boulevard.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

Council President Ceasar C. Mitchell Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

RESOLUTIONS/CLAIMS (CONT'D)

PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE (CONT'D)
IVORY L. YOUNG, JR, CHAIR

Claims with unfavorable recommendations: (Cont'd)

- 10-R-1095 (26) Claim of **Mario L. Taylor and Kristen Colyott**, through their attorney, Law Offices of Sonali Garg, P.C., for damages alleged to have been sustained from a search, seizure and arrest incident from October 8 through October 15, 2009 at 6124 Redtop Loop, Union City, Georgia.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS
- 10-R-1096 (27) Claim of **Janice Kuntz**, for damages allegedly sustained as a result of driving over an unsecured metal plate on October 26, 2009 at 698 Bellemeade Avenue.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS
- 10-R-1097 (28) Claim of **Annie Boyd**, for damages alleged to have been sustained as a result of an automobile accident on March 26, 2010 at 1382 Benteen Avenue.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS
- 10-R-1098 (29) Claim of **Jerry Ryan**, for damages alleged to have been sustained as a result of vandalism at 2349 Benjamin E. Mays Drive on March 25, 2010.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS
- 10-R-1099 (30) Claim of **Karis Townsend**, for damages alleged to have been sustained as a result of a sewer backup on March 7, 2010 at 1048 Martin Street.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS
- 10-R-1100 (31) Claim of **E. A. Gibbons Consulting, LLC, through its attorney, Sam Starks**, for damages alleged to have been sustained as a result of a sewer backup on March 16, 2010 at 3457 Dale Lane.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

Council President Ceasar C. Mitchell Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

RESOLUTIONS/CLAIMS (CONT'D)

PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE (CONT'D)
IVORY L. YOUNG, JR, CHAIR

Claims with unfavorable recommendations: (Cont'd)

- 10-R-1101 (32) Claim of **Shirley Chandler**, for damages alleged to have been sustained as a result of her vehicle being struck by a Fire Rescue stretcher on February 14, 2010 at 2040 Lois Place.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS
- 10-R-1102 (33) Claim of **Jessica Martin, through her attorney, Heather Thorpe**, for damages alleged to have been sustained as a result of an automobile accident on December 21, 2009 at 872 Deckner Avenue.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS
- 10-R-1103 (34) Claim of **Nationwide Insurance Company, as subrogee of Terrence Arnold**, for vehicular damages alleged to have been sustained from an automobile accident on April 1, 2010 at 1935 Alison Court.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS
- 10-R-1104 (35) Claim of **State Farm Insurance Companies, as subrogee of Steven T. Fee**, for vehicular damages alleged to have been sustained after driving over a construction metal plate on February 23, 2010 at Piedmont Avenue, NE and Westminster Drive, NE.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS
- 10-R-1105 (36) Claim of **CNA Insurance Company, as subrogee of Ambling Management Company**, for damages alleged to have been sustained as a result of a police shooting that occurred on its property on May 5, 2009 at 250 Richardson Street.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS
- 10-R-1106 (37) Claim of **National Adjustment Bureau**, for damages alleged to have been sustained as a result of an automobile accident on July 31, 2009 at Donald Lee Hollowell Parkway, NW and Oliver Street, NW.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

Council President Ceasar C. Mitchell Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

RESOLUTIONS/CLAIMS (CONT'D)

PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE (CONT'D)
IVORY L. YOUNG, JR, CHAIR

Claims with unfavorable recommendations: (Cont'd)

- 10-R-1107 (38) Claim of **Michael D. Flood, Sr.**, for property damages alleged to have been sustained due to an automobile accident on January 10, 2010 at Deckner Avenue, SW and Hartford Avenue, SW.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS
- 10-R-1108 (39) Claim of **Barbara Jackson**, for vehicular damage alleged to have been sustained after driving over a construction site that was left in an unsafe manner in the road on March 7, 2010 at 1969 Jonesboro Road, SE.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS
- 10-R-1109 (40) Claim of **Maria Gresham**, for damages alleged to have been sustained from an adverse employment action on an unspecified date and time at 2025 Hosea L. Williams Drive, SE.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS
- 10-R-1110 (41) Claim of **Lisa J. Horne**, for vehicular damages alleged to have been sustained after driving over a construction site that was left in an unsafe manner in the road on March 14, 2010 at 1969 Jonesboro Road, SE.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS
- 10-R-1111 (42) Claim of **J. K. Jones, LLC, through its attorney, Marvin S. Arrington, Jr., Esq.**, for damages alleged to have been sustained from a police interference in contractual obligations with the Atrium for the promotion of outdoor events from April 16-18, 2010 at an unspecified location.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS
- 10-R-1112 (43) Claim of **Lucy Wang**, for damages alleged to have been sustained as a result of striking a catch basin on April 12, 2010 at 10th Street, NW and State Street, NW.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

Council President Ceasar C. Mitchell Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

RESOLUTIONS/CLAIMS (CONT'D)

PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE (CONT'D)
IVORY L. YOUNG, JR, CHAIR

Claims with unfavorable recommendations: (Cont'd)

- 10-R-1113 (44) Claim of **Shelia M. Smith**, for damages alleged to have been sustained as a result of striking a construction cut on March 11, 2010 at 2174 Martin Luther King, Jr. Drive.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS
- 10-R-1114 (45) Claim of **Tammy Y. Bowman**, for damages alleged to have been sustained as a result of a water service account dispute on July 8, 2009 at 3708 Ramsey Circle.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS
- 10-R-1115 (46) Claim of **Stan Sugarman**, for damages alleged to have been sustained as a result of a sewer backup on March 12, 2010 at 1293 Beecher Street.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS
- 10-R-1116 (47) Claim of **Lera Longshore**, for damages alleged to have been sustained as a result of forced entry due to a 911 call on January 5, 2010 at 126 Peyton Road, SW.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS
- 10-R-1117 (48) Claim of **Kristine Duranko**, for damages alleged to have been sustained as a result of striking a construction cut on April 12, 2010 at 145 North Avenue, NE.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS
- 10-R-1118 (49) Claim of **Mr. and Mrs. Christopher Gaines**, for damages alleged to have been sustained from an arrest on October 28, 2009 at 2044 Campbellton Road, SW.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS
- 10-R-1119 (50) Claim of **Tracie Guest**, for damages alleged to have been sustained as a result of striking a construction cut on September 20, 2009 at 4435 Greenleaf Circle.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

Council President Ceasar C. Mitchell Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

RESOLUTIONS/CLAIMS (CONT'D)

PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE (CONT'D)
IVORY L. YOUNG, JR, CHAIR

Claims with unfavorable recommendations: (Cont'd)

- 10-R-1120 (51) Claim of **Jason Redmond**, for damages alleged to have been sustained as a result of striking a construction cut on March 3, 2010 at 3610 Piedmont Avenue, NE.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS
- 10-R-1121 (52) Claim of **Leslie Kipling**, for damages alleged to have been sustained as a result of striking a construction cut on April 12, 2010 at 145 North Avenue, NE.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS
- 10-R-1122 (53) Claim of **Laura Cousins-Baker**, for damages alleged to have been sustained as a result of flooding during a heavy rain event on September 21, 2009 at 157 Ormond Street, SE.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS
- 10-R-1123 (54) Claim of **Verna Manns**, for damages alleged to have been sustained as a result of driving over a patch of ice on January 27, 2010 at 1835 Detroit Avenue.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS
- 10-R-1124 (55) Claim of **Julia Bailey**, for damages alleged to have been sustained as a result of driving over an unsecured construction cut on October 24, 2009 at 1345 Monroe Drive.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS
- 10-R-1125 (56) Claim of **Alvin Dale**, for damages alleged to have been sustained as a result of driving over a newly installed curb on October 27, 2009 at 992 North Highland Avenue.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS
- 10-R-1126 (57) Claim of **Kathy D. Lanier**, for damages alleged to have been sustained as a result of striking a pothole on January 25, 2010 at Lavista Road, NE and Vista Valley Drive, NE.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

Council President Ceasar C. Mitchell Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

RESOLUTIONS/CLAIMS (CONT'D)

PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE (CONT'D)
IVORY L. YOUNG, JR, CHAIR

Claims with unfavorable recommendations: (Cont'd)

- 10-R-1127 (58) Claim of **April Blair**, for damages alleged to have been sustained as a result of striking a construction cut on April 12, 2010 at 145 North Avenue, NE.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS
- 10-R-1128 (59) Claim of **Alex and Blair King, through their attorney, Sam L. Starks, Esq., Martin & Jones**, for property damages alleged to have been sustained from a sewer backup on March 31, 2005 at 2397 Black Forest Trail, SW.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS
- 10-R-1129 (60) Claim of **Jarvis A. Williams**, for property damages alleged to have been sustained after driving over a construction site that was left in an unsafe manner on March 10, 2010 at 3099 Panther Trail.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS
- 10-R-1130 (61) Claim of **Peter and Leslie Bassett**, for property damages alleged to have been sustained from a sewer backup on January 3, 2010 at 311 Oakdale Road, NE.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS
- 10-R-1131 (62) Claim of **Calvin Reddick**, for vehicular damages alleged to have been sustained from driving over a pothole on March 16, 2010 at Highway 166 exit ramp and Lakewood Avenue, SE.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS
- 10-R-1132 (63) Claim of **Rhonda Levitt**, for damages alleged to have been sustained as a result of a sewer backup on April 3, 2010 at 3000 Continental Colony Parkway, SW.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS
- 10-R-1133 (64) Claim of **Debra J. Chandler**, for damages alleged to have been sustained as a result of a damaged water meter curb cock on January 20, 2010 at 503 Tarragon Way, SW.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

Council President Ceasar C. Mitchell Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

RESOLUTIONS/CLAIMS (CONT'D)

PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE (CONT'D)
IVORY L. YOUNG, JR, CHAIR

Claims with unfavorable recommendations: (Cont'd)

- 10-R-1134 (65) Claim of **Rushie Ushery**, for damages alleged to have been sustained as a result of a sewer backup on February 11, 2010 at 149 Meadow Park Lane.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS
- 10-R-1135 (66) Claim of **Amaefela and Amber Manuel**, for damages alleged to have been sustained as a result of driving over a pothole on January 22, 2010 at 1214 Sky Haven Road, DeKalb County.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS
- 10-R-1136 (67) Claim of **Robert Burks**, for damages alleged to have been sustained as a result of a tree falling onto his vehicle on November 12, 2009 at 129 Bromack Drive.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS
- 10-R-1137 (68) Claim of **Monique Wilcox**, for damages alleged to have been sustained as a result of an automobile accident on August 16, 2009 at 3133 Hickman Drive.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS
- 10-R-1138 (69) Claim of **Larry Hill**, for vehicular damages alleged to have been sustained after driving over a construction site that was left open and in an unsafe manner on April 4, 2010 at Delowe Drive and Delowe Lane.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

**CONSENT AGENDA
SECTION II**

Council President Ceasar C. Mitchell Presided

CONSENT AGENDA

SECTION II

ORDINANCES FOR FIRST READING

CITY UTILITIES COMMITTEE

NATALYN M. ARCHIBONG, CHAIR

All items on Consent Agenda Section II (01 through 08 as follows) were Referred to the appropriate committees as a collective vote.

10-O-1058 (1) An Ordinance by **City Utilities Committee** to amend Chapter 154 (Utilities), Article III (Water), Division I (Generally) of the City of Atlanta, Code of Ordinances, for the Department of Watershed Management Bureau, for the Department of Watershed Management Bureau of Drinking Water; and for other purposes. **(To be advertised for a Public Hearing)**
REFERRED TO CITY UTILITIES COMMITTEE BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

10-O-1059 (2) An Ordinance by **City Utilities Committee** to amend Section 173 (Charges for Sewers laid by Developer for use of Development), Division 2 (Assessments), Chapter 154 (Utilities) Article IV (Sewer Construction and Assessments), of the City Atlanta Code of Ordinances to increase certain fees and impose new fees for Pipe and Structural Inspection, Erosion Control and Construction Inspection, Site Plan Review, and other services; to create a new Section 48 Erosion Control and Construction Inspection Fees), Article II (Soil Erosion and Sedimentation Control), Chapter 74 (Environment) to impose new fees for Erosion and Sedimentation Plan Review and other reviews; to create a new Section 318 (Application Fees), Article VII (Riparian Buffer Requirements) Chapter 74 (Environment), to impose a new fee for Riparian Buffer authorized Encroachment Application Review; and to create a new Section 521 (Fees), Article X (Post Development Stormwater Management) Chapter 74 (Environment) to impose a new fee for reviews related to Post Development Stormwater Management Plans; and for other purposes. **(To be advertised for a Public Hearing)**
REFERRED TO CITY UTILITIES COMMITTEE BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

Council President Ceasar C. Mitchell Presided

CONSENT AGENDA (CONT'D)

SECTION II (CONT'D)

ORDINANCES FOR FIRST READING (CONT'D)

FINANCE/EXECUTIVE COMMITTEE
YOLANDA ADREAN, CHAIR

- 10-O-1147 (3) An Ordinance by **Finance/Executive Committee** waiving the City of Atlanta Code of Ordinances, Article X, Section 2-1206 of the Procurement and Real Estate Code, and authorizing the Mayor or his designee to extend Contract No. FC-6007000058, Post-Production Support for Enterprise Resource Planning, with Oracle USA, Inc., for one (1) year pending completion of a Competitive Procurement Process, on behalf of the Department of Information Technology, in an amount not to exceed \$1,950,000.00 starting July 1, 2010; all contracted work to be charged to and paid from the FDOA Number listed; and for other purposes.
REFERRED TO FINANCE/EXECUTIVE COMMITTEE BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS
- 10-O-1149 (4) An Ordinance by **Finance/Executive Committee** authorizing the City of Atlanta to waive the Competitive Procurement Provisions contained in Article X, Procurement and Real Estate Code of the City of Atlanta Code of Ordinances, allowing the City to contractually exercise its renewal options on an expired contract as Renewal Option No. 4 for the agreement with Tag Grinding Services, Inc., for FC-6005007900, Annual Contract for Yard Trimmings Program on behalf of the Department of Public Works in an amount not to exceed \$675,000.00; all contracted work will be charged to and paid from the FDOA Number listed; and for other purposes.
REFERRED TO FINANCE/EXECUTIVE COMMITTEE BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS
- 10-O-1150 (5) An Ordinance by **Finance/Executive Committee** to authorize the execution of a First Supplemental Indenture of Trust to amend the Indenture of Trust executed in connection with the issuance of the Tax Allocation Bonds (Eastside Project), Series 2005A and Series 2005B (The "Eastside Bonds"); and for other purposes.
REFERRED TO FINANCE/EXECUTIVE COMMITTEE BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

Council President Ceasar C. Mitchell Presided

CONSENT AGENDA (CONT'D)

SECTION II (CONT'D)

ORDINANCES FOR FIRST READING (CONT'D)

FINANCE/EXECUTIVE COMMITTEE (CONT'D)
YOLANDA ADREAN, CHAIR

10-O-1151 (6) An Ordinance by **Finance/Executive Committee** amending and restating the Ninth Supplemental Bond Ordinance of the City of Atlanta Adopted on July 5, 2005 (05-O-1122) that Supplements the Restated and Amended Master Bond Ordinance of the City of Atlanta Adopted on March 20, 2000 (99-O-1896), as amended and Supplemented, to provide for the issuance of Commercial Paper Notes secured by a Senior Lien on General Revenues and the issuance of Commercial Paper Notes secured by a Senior Lien on PFC Revenues and a Subordinate Lien on General Revenues; to provide funds to finance or refinance, in whole or in part, the cost of planning, engineering, design, acquisition and construction of certain improvements to Hartsfield-Jackson Atlanta International Airport; to provide for a reasonably required Debt Service Reserve and to pay expenses relating thereto; to authorize and approve the preparation and use and distribution of an offering memorandum in connection with the offer and sale of the Commercial Paper Notes and for the execution of the Commercial Paper Notes; to provide for the place of payment of the Principal and Interest on the Commercial Paper Notes; to authorize and approve the execution of Issuing and Paying Agency Agreements, Dealer Agreements and Credit Facility Agreements in connection with the Commercial Paper Notes; and for other purposes.

REFERRED TO FINANCE/EXECUTIVE COMMITTEE BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

10-O-1184 (7) An Ordinance by **Finance/Executive Committee** to amend the 2010 Trust Fund Budget, Department of Finance, by adding to anticipations and appropriations in the amount of \$22,744.00 for costs related to environmental reviews performed on behalf of the Atlanta Housing Authority; and for other purposes.

REFERRED TO FINANCE/EXECUTIVE COMMITTEE BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

Council President Ceasar C. Mitchell Presided

CONSENT AGENDA (CONT'D)

SECTION II (CONT'D)

ORDINANCES FOR FIRST READING (CONT'D)

COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE
JOYCE SHEPERD, CHAIR

- 10-O-1063 (8) An Ordinance by **Community Development/Human Resources Committee** to correct Ordinance 10-O-0408, adopted by the Atlanta City Council on April 19, 2010, and approved by the Mayor on April 27, 2010, to clarify certain inconsistencies; and for other purposes.
REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

COMMITTEE REPORTS

Council President Ceasar C. Mitchell Presided

COMMITTEE REPORTS

TRANSPORTATION COMMITTEE (1)

C. T. MARTIN, CHAIR

Attendance at the June 16, 2010 meeting of the Transportation Committee was as follows:

Present: Councilmembers Martin (Chair), Bottoms, Willis, Moore, Bond and Archibong

Absent: Councilmember Smith

The Standing Committee of Transportation did not have a report.

Council President Ceasar C. Mitchell Presided

COMMITTEE REPORTS (CONT'D)

COMMITTEE ON COUNCIL (1)

FELICIA A. MOORE, CHAIR

Attendance at the June 21, 2010 meeting of the Committee on Council was as follows:

Present: Councilmembers Moore (Chair), Wan, Sheperd, Hall and Winslow

Absent: Councilmember Bond

COMMUNICATIONS

The following communications (01 through 08) were taken as a collective vote.

10-C-0608 (1) A Communication by **Councilmember Joyce M. Sheperd** appointing Ms. Paulette White Scott to serve as a member of the Keep Atlanta Beautiful Board. This appointment is for a term of two (2) years, scheduled to begin on the date of Council confirmation. **(Favorable by City Utilities Committee 6/15/10.)**
CONFIRMED BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS

10-C-0612 (2) A Communication by **Councilmember Cleta Winslow** re-appointing Ms. Helen D. Jenkins to serve as a member of the Atlanta Commission on Women. This re-appointment is for a term of two (2) years, scheduled to begin retroactively on October 15, 2009 and to expire October 15, 2011. **(Held 5/3/10 by the Committee to allow the appointee an opportunity to appear before the Committee.)**
CONFIRMED BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS

10-C-0618 (3) A Communication by **Councilmembers Felicia A. Moore, District 9; C. T. Martin, District 10; Keisha Lance Bottoms, District 11; Joyce M. Sheperd, District 12 and H. Lamar Willis, Post 3 At-Large** appointing Mr. Derrick Boazman to serve as a member of the Reverend James Orange Commission, scheduled to begin on the date of Council confirmation. **(Held 5/3/10 by the Committee to allow the appointee an opportunity to appear before the Committee.)**
CONFIRMED BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS

10-C-0916 (4) A Communication by **Council President Ceasar C. Mitchell** appointing Kanata A. Herring to serve as a member of the Atlanta Commission on Women. This appointment is for a term of two (2) years, scheduled to begin on the date of Council confirmation. **(Held 6/7/10 by the Committee to allow the appointee an opportunity to appear before the Committee.)**
CONFIRMED BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS

Council President Ceasar C. Mitchell Presided

COMMITTEE REPORTS (CONT'D)

COMMITTEE ON COUNCIL (2)

FELICIA A. MOORE, CHAIR

COMMUNICATIONS (CONT'D)

- 10-C-0917 (5) A Communication by **Council President Ceasar C. Mitchell** re-appointing Keena R. Eddington to serve as a member of the Atlanta Commission on Women. This re-appointment is for a term of two (2) years, retroactive to July 18, 2009. **(Held 6/7/10 by the Committee to allow the appointee an opportunity to appear before the Committee.)**
CONFIRMED BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS
- 10-C-1054 (6) A Communication from **Ms. Drennell Thomas, President, Atlanta Planning Advisory Board, to President Ceasar C. Mitchell** submitting their appointment of Ms. Barbara Hubbard to serve as a member of the Atlanta Citizen Review Board in the (NPU G-L) category. This appointment is for a term of three (3) years, scheduled to begin on the date of Council confirmation. **(Favorable by Public Safety and Legal Administration Committee 6/15/10.)**
CONFIRMED BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS
- 10-C-1055 (7) A Communication by **Councilmembers Felicia A. Moore, District 9; C. T. Martin, District 10; Keisha Lance Bottoms, District 11; Joyce Sheperd, District 12 and H. Lamar Willis, Post 3 At-Large** appointing Mr. Eugene Miller to serve as a member of the Board of Zoning Adjustment. This appointment is for a term of two (2) years, scheduled to begin on the date of Council confirmation. **(Favorable by Zoning Committee 6/16/10.)**
CONFIRMED BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS
- 10-C-1056 (8) A Communication by **Councilmember Howard Shook** re-appointing Mr. Jim W. Brown to serve as a member of the Atlanta Tree Conservation Commission in the Developer position. This re-appointment is for a term of two (2) years, to begin retroactively on January 07, 2010 and expire on January 07, 2012. **(Favorable by Community Development/Human Resources Committee 6/15/10.)**
CONFIRMED BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS
- 10-C-0802 (9) A Communication by **Councilmember Joyce M. Sheperd** nominating Ms. Marion L. Cameron to serve as a member of the Audit Committee. **(Tabled by full Council 5/3/10; Referred by Full Council 5/17/10; Favorable by Finance/Executive Committee 6/16/10.)**
FILED BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS

Council President Cesar C. Mitchell Presided

COMMITTEE REPORTS (CONT'D)

COMMITTEE ON COUNCIL (3)

FELICIA A. MOORE, CHAIR

RESOLUTIONS

The following resolutions (01 through 06) were taken as a collective vote.

- 10-R-0899 (1) A Resolution by **Committee on Council** appointing Ms. Marion L. Cameron, CPA, to the Audit Committee; and for other purposes. (Referred by Full Council 5/17/10; Favorable by Finance/Executive Committee 6/16/10.)
ADOPTED BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS
- 10-R-1064 (2) A Resolution by **Community Development/Human Resources Committee** to confirm the appointment of Michelle Falconer to the Campbellton Road Tax Allocation District Advisory Committee; and for other purposes. (Favorable by Community Development/Human Resources Committee 6/15/10.)
ADOPTED BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS
- 10-R-1065 (3) A Resolution by **Community Development/Human Resources Committee** to confirm the appointment of Sigrid Ehrmann Read to the Campbellton Road Tax Allocation District Advisory Committee; and for other purposes. (Favorable by Community Development/Human Resources Committee 6/15/10.)
ADOPTED BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS
- 10-R-1066 (4) A Resolution by **Community Development/Human Resources Committee** to confirm the appointment of Eric Borders to the Hollowell/M.L. King Tax Allocation District Advisory Committee; and for other purposes. (Favorable by Community Development/Human Resources Committee 6/15/10.)
ADOPTED BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS
- 10-R-1068 (5) A Resolution by **Community Development/Human Resources Committee** to confirm the appointment of David Jackson to the Stadium Neighborhood Tax Allocation District Advisory Committee; and for other purposes. (Favorable by Community Development/Human Resources Committee 6/15/10.)
ADOPTED BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS
- 10-R-1069 (6) A Resolution by **Community Development/Human Resources Committee** to confirm the appointment of David Holder to the Stadium Neighborhood Tax Allocation District Advisory Committee; and for other purposes. (Favorable by Community Development/Human Resources Committee 6/15/10.)
ADOPTED BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS

Council President Ceasar C. Mitchell Presided

COMMITTEE REPORTS (CONT'D)

ZONING COMMITTEE (1)

AARON WATSON, CHAIR

Attendance at the June 16, 2010 meeting of the Zoning Committee was as follows:

Present: Councilmembers Watson (Chair), Winslow, Young and Shook

Absent: Councilmembers Bottoms and Smith

ZONING REVIEW BOARD SUMMARY REPORT

10-O-0387 (1) An Ordinance by **Councilmember Yolanda Adrean** to rezone
Z-10-04 **1082, 1088 and 1094 Moores Mill Road** from R-3 (Single-Family Residential) to R-2B (Single-Family Residential).
ADOPTED BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS

10-O-0776 (2) An Ordinance by **Councilmember Kwanza Hall as Substituted**
Z-10-10/Z-05-54 **by Zoning Committee** to rezone **675 Ponce De Leon Avenue and 641 North Avenue** from MRC-3-C (Mixed Residential Commercial) to MRC-3-C (Mixed Residential Commercial) for the purpose of a change of conditions; to modify the official zoning maps; and for other purposes.
ADOPTED SUBSTITUTE BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS

The following ordinances (03 through 05) were taken as a collective vote.

10-O-0505 (3) An **Amended** Ordinance by **Zoning Committee** to Amend
Z-10-05 /Z-06-37 Ordinance 06-O-0776 that rezoned property from the R-4 (Single-Family Residential) District to the O-I-C (Office-Institutional-Conditional) District for property located at **2812 Piedmont Road, N.E.** for the purpose of a change of conditions.
ADOPTED AS AMENDED BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS

10-O-0337(4) An **Amended** Ordinance by **Zoning Committee** granting a
U-10-07 Special Use Permit pursuant to Section 16-05.005 (1) (c) for a Church, property located at **4400 Peachtree Dunwoody Road, N.E.** fronting approximately 431 feet on the west side of Peachtree Dunwoody Road and approximately 714 feet on the north side of Loridans Drive and at the northwestern intersection of Peachtree Dunwoody and Loridans Drive. Dept: Varies; Area: 07.99 acres; Land Lot: 42, 17th District, Fulton County Georgia; Applicant: Leslee C. Evans; Owner: Emory Boyd, Chair of Trustee Board/St. James United Methodist Church; NPU-B Council District 7.
ADOPTED AS AMENDED BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS

Council President Ceasar C. Mitchell Presided

COMMITTEE REPORTS (CONT'D)

ZONING COMMITTEE (2)

AARON WATSON, CHAIR

ZONING REVIEW BOARD SUMMARY REPORT (CONT'D)

10-O-0520 (5) An **Amended** Ordinance by **Zoning Committee** granting a
U-10-10 Special Use Permit for a Pre-kindergarten/Kindergarten pursuant
to Section 16-05.005 (1) (b), property located at **4100 Roswell
Road (AKA 4136 Roswell Road)**, fronting approximately 295.50
feet on the west side of Roswell Road beginning 170.99 feet from
the southwest corner of Interlochen. Depth: varies; Area:
approximately 5.52 acres; Land Lot: 96, 17th District, Fulton
County, Georgia; Owner: Buckhead Baptist Church, Inc.;
Applicant: International School Buckhead, LLC; NPU-B Council
District 8.

**ADOPTED AS AMENDED BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS**

ORDINANCES FOR SECOND READING

10-O-0896 (1) An Ordinance by **Community Development/Human**
CDP-10-02 **Resources Committee** to amend the Land Use Element of the
2008 Atlanta Comprehensive Development Plan (CDP) so as to re-
designate property that is located at **1017 Westview Drive, SW**,
from the "Low Density Residential" Land Use Designation to the
"Medium Density Residential" Land Use Designation (Z-10-02);
and for other purposes. **(CDP Public Hearing held 6/14/10) (Favorable
by CD/HR Committee 6/15/10)**

NPU-T

Council District 4

ADOPTED BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS

Council President Ceasar C. Mitchell Presided

COMMITTEE REPORTS (CONT'D)

ZONING COMMITTEE (3)

AARON WATSON, CHAIR

ORDINANCES FOR SECOND READING (CONT'D)

10-O-0336 (2)
Z-10-02

A **Substitute** Ordinance by **Zoning Committee** to rezone from the RG-2 (Residential General-Sector 2) District to the MR-3-C (Multi-Family Residential-Conditional) District, property located at **1017 Westview Drive, SW**, fronting approximately 328 feet on the northeasterly side of Westview Drive and approximately 275 feet on the east side of Agnes Jones Place and approximately 416.40 feet on the west side of Abbott Street.

Depth: Varies
Area: 3.48 Acres
Land Lot: 116, 14th District, Fulton County, Georgia
Applicant: Rex Bray
Owner: Columbia Plaza 1, LP
NPU-T Council District 4

**ADOPTED SUBSTITUTE BY A ROLL CALL VOTE OF 13 YEAS;
0 NAYS**

Council President Ceasar C. Mitchell Presided

COMMITTEE REPORTS (CONT'D)

CITY UTILITIES COMMITTEE (1)

NATALYN M. ARCHIBONG, CHAIR

Attendance at the June 15, 2010 meeting of the City Utilities Committee was as follows:

Present: Councilmembers Archibong (Chair), Shook, Adrean and Watson

Absent: Councilmembers Hall and Smith

ORDINANCE FOR SECOND READING

10-O-0805 (1) An Ordinance by **City Utilities Committee** to authorize the revision in Application Fees for the abandonment of public streets pursuant to the provision of Chapter 138, Section 138-9 and Appendix B of the Code Of Ordinances, City of Atlanta, Georgia; and for other purposes. **(Public Hearing held 5/27/10)**
ADVERSED BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS

ITEMS HELD IN COMMITTEE

Chairperson Archibong made a Motion to enter Committee of the Whole to consider ordinances (10-O-0904 and 10-O-0905). It was properly Seconded and the Motion CARRIED by a roll call vote of 12 yeas; 1 nay. Council entered Committee of the Whole. After discussion in Committee of the Whole, there was a Motion to re-enter Regular Session. It was properly Seconded and CARRIED by a roll call vote of 13 yeas; 0 nays. Council then re-entered Regular Session.

10-O-0904 (1) An Ordinance by **City Utilities Committee** to authorize the revision in permit fees for Encroachments pursuant to the provisions of Chapter 138, Section 138-20 and Appendix B of the Code of Ordinances, City of Atlanta, Georgia; to add an Annual Inspection Fee to all Encroachment Agreements; and for other purposes. **(Public Hearing held 5/27/10) (Held 6/15/10)**

COMMITTEE OF THE WHOLE

In Committee of the Whole, Council entertained questions to Interim Commissioner Michael Cheyne, Department of Public Works. After Council questions were answered, Councilmember Smith made a Motion to approve. It was properly Seconded. Following, a brief discussion ensued. After discussion, the Motion CARRIED by a roll call vote of 12 yeas; 0 nays.

Council President Ceasar C. Mitchell Presided

COMMITTEE REPORTS (CONT'D)

CITY UTILITIES COMMITTEE (2)
NATALYN M. ARCHIBONG, CHAIR

ITEMS HELD IN COMMITTEE (CONT'D)

REGULAR SESSION

10-O-0904 (1)
(Cont'd) **During Regular Session, Chairperson Archibong made a Motion to Adopt. It was properly Seconded and CARRIED by a roll call vote of 13 yeas; 0 nays.**

ADOPTED BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS

Council President Pro Tempore Howard Shook Presided

10-O-0905 (2) An Ordinance by **City Utilities Committee** to authorize the revision of Annual Fees for Recycling pursuant to the provisions of Chapter 130, Section 130-82 and Appendix B of the Code of Ordinances, City of Atlanta, Georgia; and for other purposes. **(Public Hearing held 5/27/10) (Held 6/15/10)**

COMMITTEE OF THE WHOLE

In Committee of the Whole, Council entertained questions to Interim Commissioner Michael Cheyne, Department of Public Works and Interim Chief Financial Officer, Roosevelt Council. After Council questions were answered, Councilmember Adrean made a Motion to Hold 10-O-0905 in committee. After an extensive discussion, the Motion CARRIED by a roll call vote of 12 yeas; 0 nays.

HELD IN CITY UTILITIES COMMITTEE BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS

Council President Ceasar C. Mitchell Presided

COMMITTEE REPORTS (CONT'D)

FINANCE/EXECUTIVE COMMITTEE (1)
YOLANDA ADREAN, CHAIR

Attendance at the June 16, 2010 meeting of the Finance/Executive Committee was as follows:

Present: Councilmembers Adrean (Chair), Shook, Moore, Martin, Watson, Wan and Willis

Absent: None

ORDINANCES FOR SECOND READING

Council President Pro Tempore Howard Shook Presided

10-O-0880 (1) A **Substitute** Ordinance by **Finance/Executive Committee** to amend Section 146-26 (b), (c), (d), (e) and (f) of the Code of Ordinances of the City of Atlanta, so as to change the Ad Valorem Tax Rate of Real and Personal Property for the General Levy, Debt Levy, City Parks Levy, School Operating Levy, School Debt Levy and the Special Tax District Levy; to provide that the Tax Rates established herein shall remain fixed each year until amended or repealed; and for other purposes.

**ADOPTED SUBSTITUTE BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS**

10-O-0900 (2) An Ordinance by **Finance/Executive Committee** to amend Chapter 10, Article II, Division 2, Subdivision I, Section 10-60, entitled Annual License Fee; Refunds, to Increase the Annual License Fees for Certain Classifications of Alcohol Licenses; and for other purposes. (**Public Hearing to be held 6/21/10 at 1:00 p.m. Council Chambers.**)

Chairperson Adrean sounded the caption to Ordinance 10-O-0900 and stated the item was forwarded from committee Without Recommendation. Following, Mrs. Adrean made a Motion to Table. It was properly Seconded and CARRIED by a roll call vote of 11 yeas; 2 nays. However, Councilmember Martin was recognized and made a Motion to remove 10-O-0900 from the Table. It was Seconded by Councilmember Moore and the Motion CARRIED by a roll call vote of 12 yeas; 0 nays. Ordinance 10-O-0900 was then before Council. An extensive discussion ensued. After which, Councilmember Martin made a Motion to Adopt. It was Seconded by Councilmember Winslow and CARRIED by a roll call vote of 8 yeas; 6 nays.

ADOPTED BY A ROLL CALL VOTE OF 8 YEAS; 6 NAYS

Council President Ceasar C. Mitchell Presided

COMMITTEE REPORTS (CONT'D)

FINANCE/EXECUTIVE COMMITTEE (2)
YOLANDA ADREAN, CHAIR

ORDINANCES FOR SECOND READING (CONT'D)

10-O-0907 (3) An Ordinance by **Finance/Executive Committee** to amend Section 6-637 (c) and 6-637 (d) of the 1978 Pension Act (Related Laws) of the Code of Ordinances of the City of Atlanta so as to provide New Members of the Firefighters Pension Fund, a fifteen (15) year vesting schedule, two percent (2%) Multiplier for all Creditable Years of service, one hundred percent 100% CAP of Average Earnings, to repeal conflicting Ordinances; and for other purposes.

Chairperson Adrean sounded the caption to the above item and offered Amendment #1/#1 to attach the Chief Financial Officer and City Attorney letters as well as the actuary report. Council then deferred the item. Returning back to Ordinance 10-O-0907, an extensive discussion ensued. After which, Adrean Amendment #1/#1 CARRIED by a roll call vote of 11 yeas; 3 nays. Councilmember Martin was then recognized and offered Amendment #1/#2 to attach the final actuary report. It was properly Seconded and another discussion ensued. After discussion, Martin Amendment #1/#2 CARRIED by a roll call vote of 12 yeas; 2 nays. Subsequently, the Motion to Adopt as Amended was CARRIED by a roll call vote of 11 yeas; 3 nays. Thereafter, Councilmember Archibong was recognized and made a Motion to Reconsider Ordinance 10-O-0907. It was properly Seconded and CARRIED by a roll call vote of 13 yeas; 0 nays. The item was before Council. The Motion to Adopt as Amended was made, properly Seconded, and CARRIED by a roll call vote of 9 yeas; 5 nays. The Motion FAILED due to the lack of required 2/3 majority vote. Councilmember Archibong, who was on the prevailing side, made a Motion to Reconsider the ordinance. It was Seconded by Chairperson Adrean and the Motion CARRIED by a roll call vote of 12 yeas; 2 nays. The item was then before Council. Following, Councilmember Winslow was recognized and made a Motion to Adopt as Amended. It was Seconded by Councilmember Martin and a brief discussion ensued. Subsequently, the Motion to Adopt as Amended CARRIED by a roll call vote of 11 yeas; 2 nays

**ADOPTED AS AMENDED BY A ROLL CALL VOTE OF 11 YEAS;
2 NAYS**

Council President Ceasar C. Mitchell Presided

COMMITTEE REPORTS (CONT'D)

FINANCE/EXECUTIVE COMMITTEE (3)
YOLANDA ADREAN, CHAIR

ORDINANCES FOR SECOND READING (CONT'D)

10-O-0909 (4) An Ordinance by **Finance/Executive Committee** to amend Section 6-222 (c) and 6-222 (d) of the 1978 Pension Act (Related Laws) of the Code of Ordinances of the City of Atlanta so as to provide New Members of the Police Officers Pension Fund, a fifteen (15) year vesting schedule, two percent (2%) Multiplier for all Creditable Years of service, one hundred percent 100% CAP of Average Earnings, to repeal conflicting Ordinances; and for other purposes.

Chairperson Adrean sounded the caption to Ordinance 10-O-0909 and offered Amendment #1/#1 to attach the letters from the Chief Financial Officer and City Attorney as well as the actuary report. It was Seconded by Councilmember Winslow and after a brief discussion CARRIED by a roll call vote of 11 yeas; 3 nays. Councilmember Martin then offered Amendment #1/#2 to attach the final actuary report. It was Seconded by Councilmember Winslow and the Motion CARRIED by a roll call vote of 12 yeas; 2 nays. Another discussion ensued, during which, Council deferred the item. Returning back to Ordinance 10-O-0909, Deputy City Attorney, Jerry Deloach responded to Council inquiries. The Motion to Adopt as Amended was then CARRIED by a roll call vote of 11 yeas; 3 nays.

**ADOPTED AS AMENDED BY A ROLL CALL VOTE OF 11 YEAS;
3 NAYS**

10-O-0911 (5) A **Substitute** Ordinance by **Finance/Executive Committee** to amend Section 6-37 (c) and 6-37 (d) of the 1978 Pension Act (Related Laws) of the Code of Ordinances of the City of Atlanta so as to provide for New Employees, a fifteen (15) year vesting schedule, two percent (2%) Multiplier for all Creditable Years of service, one hundred percent (100%) CAP of Average Earnings, to repeal conflicting Ordinances; and for other purposes.

Chairperson Adrean sounded the caption to Ordinance 10-O-0911 and offered Amendment #1/#1 to attach the letters from the Chief Financial Officer and City Attorney as well as the actuary report. It was Seconded by Councilmember Martin and CARRIED by a roll call vote of 13 yeas; 1 nay. Councilmember Martin then offered Amendment #1/#2 to attach the final actuary report. It was Seconded by Councilmember Winslow and the Motion CARRIED by a roll

Council President Ceasar C. Mitchell Presided

COMMITTEE REPORTS (CONT'D)

FINANCE/EXECUTIVE COMMITTEE (4)
YOLANDA ADREAN, CHAIR

ORDINANCES FOR SECOND READING (CONT'D)

10-O-0911 (5) call vote of 13 yeas; 1 nay. Following, the Motion to Adopt
(Cont'd) on Substitute as Amended was CARRIED by a roll call vote of
12 yeas; 2 nays.

**ADOPTED SUBSTITUTE AS AMENDED BY A ROLL CALL VOTE
OF 12 YEAS; 2 NAYS**

Note: after the Council voted on the above item, Councilmember Martin made a Motion to Suspend the Rules of Council for Mayor Kasim Reed to address the Council. It was properly Seconded and the Motion CARRIED by a roll call vote of 14 yeas; 0 nays. The Rules of Council were then Suspended. After the Mayor addressed the Council, Councilmember Martin made a Motion to re-enter Regular Session. It was Seconded by Councilmember Winslow and the Motion CARRIED by a roll call vote of 14 yeas; 0 nays. Council re-entered Regular Session.

10-O-0739 (6) An Ordinance by **Finance/Executive Committee as Amended by Full Council** adopting the FY2011 Proposed Budget; and for other purposes.

Chairperson Adrean sounded the caption to the above ordinance and a discussion ensued. During discussion, Councilmember Martin made a Motion to Recess for thirty (30) minutes. It was properly Seconded and CARRIED by a roll call vote of 13 yeas; 0 nays. Council then entered Recess. Returning from Recess, a motion was made to re-enter Regular Session. It was properly Seconded and CARRIED by a roll call vote of 12 yeas; 0 nays. Council re-entered Regular Session.

Councilmember Martin was then recognized and offered Amendment #1/#1/Team #1/#1 to add the following:

\$2,060,537.00 3.5% step adjustment for all sworn police; effective January 1, 2011

\$605,517.00 3.5% step adjustment for all sworn fire; effective January 1, 2011

\$1,229,100.00 one-time \$300.00 adjustment to all remaining City employees; effective January 1, 2011.

Council President Ceasar C. Mitchell Presided

COMMITTEE REPORTS (CONT'D)

FINANCE/EXECUTIVE COMMITTEE (5)
YOLANDA ADREAN, CHAIR

ORDINANCES FOR SECOND READING (CONT'D)

10-O-0739 (6)
 (Cont'd)

Following, an extensive discussion ensued, in which, Councilmember Bond offered a Friendly Amendment to add the language all remaining City employees. The Amendment was accepted by Councilmember Martin and discussion continued, during which, Councilmember Willis Called the Question. It was properly Seconded and the Motion CARRIED by a roll call vote of 14 yeas; 1 nay. Subsequently, Martin Amendment #1/#1/Team #1/#1 CARRIED by a roll call vote of 11 yeas; 4 nays. Councilmember Young offered Amendment #1/#2 restoring \$1,439,145.00 to the FY2011 to respond to the needs of the City of Atlanta judiciary to include the Courts, Public Defender's Office and the Solicitor's Office. These funds would come from the General Fund of City of Atlanta Government. After a brief discussion, the Motion CARRIED by a roll call vote of 12 yeas; 2 nays. Councilmember Young offered Amendment #2/#3 to amend the FY2011 Budget to modify the current annual required contribution (ARC) for General Non-Sworn Employees as follows: General Fund Employees from \$20,157,848.00 to \$16,300,000.00; Aviation General Employees from \$6,572,415.00 to \$5,300,000.00; Watershed Employees from \$20,197,182.00 to \$16,400,000.00; Other Funds Employees from \$9,975,371.00 to \$8,100,000.00. A discussion ensued, during which, Councilmember Wan offered a Friendly Amendment and Councilmember Young accepted as incorporated in Amendment #2/#3. After which, Young Amendment #2/#3 CARRIED by a roll call vote of 13 yeas; 1 nay. Councilmember Sheperd offered Amendment #1/#4 to provide \$452,077.00 for funding a grass cutting crew of 9. It was properly Seconded and the Motion CARRIED by a roll call vote of 11 yeas; 1 nay. Councilmember Bond offered Amendment #1/#5 to add a net of \$1,461,000.00 to the fiscal year 2011 Budget to fully fund the Department of Corrections' operations. It was properly Seconded and an extensive discussion ensued. After which, Bond Amendment #1/#5 CARRIED by a roll call vote of 12 yeas; 3 nays. Councilmember Archibong offered Amendment #1/#6 to create an Administrative Assistant position to provide office support for the Council's communication office. It was properly Seconded and the Motion CARRIED by a roll call vote of 11 yeas; 3 nays. There was then a Motion to Table as Amended for a Special Called Meeting to be held 6/25/10 at 9:00a.m. It was properly Seconded and the Motion CARRIED by a roll call vote of 14 yeas; 1 nay.

TABLED AS AMENDED BY A ROLL CALL VOTE OF 14 YEAS; 1 NAY

Council President Ceasar C. Mitchell Presided

COMMITTEE REPORTS (CONT'D)

FINANCE/EXECUTIVE COMMITTEE (6)
YOLANDA ADREAN, CHAIR

ORDINANCES FOR SECOND READING (CONT'D)

10-O-0740 (2) An Ordinance by **Finance/Executive Committee as Amended by Full Council** adopting the FY'11 Capital, Special Revenue and Fiduciary Funds, for the City of Atlanta; and for other purposes.

Chairperson Adrean sounded the caption to Ordinance 10-O-0740 and stated the committee recommendation was Favorable as Amended. A discussion ensued, during which, Councilmember Moore made a Substitute Motion to Table as Amended for a Special Called Meeting to be held 6/25/10 at 9:00a.m. Without Objection, the Motion CARRIED by a roll call vote of 12 yeas; 1 nay.

TABLED AS AMENDED BY A ROLL CALL VOTE OF 12YEAS; 1 NAY

10-O-1047 (3) A **Substitute** Ordinance by **Finance/Executive Committee** to amend Chapter 114, Personnel, Article "V", Classification Plan of the Code of Ordinances, City of Atlanta, Georgia, so as to provide for certain Position Abolishment's, Creations, Reclassifications, Class Abolishment's, Class Creations, Class Title Amendments, Above Entry Authorization, Employee Salary Adjustments, Salary Grade Amendments, Position Transfers, Position Funding Allocation Changes and other personnel actions in line with the 2011 Budget; and for other purposes.

Chairperson Adrean sounded the caption to the above item and stated the recommendation from committee was Without Recommendation on Substitute as Amended. A discussion ensued, during which, Councilmember Martin offered Amendment #1/#1 by adding back a Grant Writer position. Discussion continued, in which, Council deferred the item to later during the meeting. Returning back to Ordinance 10-O-1047, Chairperson Adrean made a Substitute Motion to Table on Substitute as Amended for a Special Called Meeting to be held on 6/25/10 at 9:00a.m. It was properly Seconded and the Motion CARRIED by a roll call vote of 12 yeas; 1 nay.

TABLED SUBSTITUTE AS AMENDED BY A ROLL CALL VOTE OF 12 YEAS; 1 NAY

Council President Ceasar C. Mitchell Presided

COMMITTEE REPORTS (CONT'D)

FINANCE/EXECUTIVE COMMITTEE (7)
YOLANDA ADREAN, CHAIR

RESOLUTIONS

10-R-1050 (1) A **Substitute** Resolution by **Finance/Executive Committee** authorizing the Mayor or designee to enter into an appropriate Renewal Agreement for FC-4907, Employee Benefits, with Blue Cross Blue Shield of Georgia for Group Health (POS and Life); Kaiser Permanente for Group Health (HMO); Humana Specialty Benefits for Dental (HMO); Cigna Healthcare for Dental (PPO); Optum Health for Voluntary Vision, and the AFLAC Assurance for Flexible Spending Accounts (FSA) and Voluntary Benefits; Establishing Premium Rates for Health, Dental and Voluntary Vision – Employee Funded Insurance for FY2011 to be charged to and paid from the appropriate FDOA Numbers listed; and for other purposes.

Chairperson Adrean sounded the caption to Resolution 10-R-1050 and stated the recommendation from committee was Favorable on Substitute on Condition (administration agree to audit the Blue Cross/Blue Shield contract). Following, Councilmember Martin was recognized and offered Amendment #1/#1 to add to the legislation an audit for Blue Cross/Blue Shield (BCBS). After a brief discussion, the Motion CARRIED by a roll call vote of 13 yeas; 1 nay. Subsequently, the Motion to Adopt on Substitute as Amended CARRIED by a roll call vote of 13 yeas; 0 nays.

ADOPTED SUBSTITUTE AS AMENDED BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS

10-R-1152 (2) A Resolution by **Finance/Executive Committee** authorizing the Mayor to enter into an Intergovernmental Agreement with Fulton County for the provision of Animal Control Services within the City of Atlanta; and for other purposes.

FILED BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS

10-R-1153 (3) A **Substitute** Resolution by **Finance/Executive Committee** authorizing the Mayor of the City of Atlanta to enter into an Inmate Agreement with the South Fulton Municipal Regional Jail Authority (The “Authority”) for the purpose of housing persons charged with or sentenced for a violation of the City of Atlanta Code of Ordinances in the facility operated by the Authority; and for other purposes.

Chairperson Adrean sounded the caption to Resolution 10-R-1153 and stated the recommendation from committee was Favorable on Substitute on Condition (receive further

Council President Ceasar C. Mitchell Presided

COMMITTEE REPORTS (CONT'D)

FINANCE/EXECUTIVE COMMITTEE (8)
YOLANDA ADREAN, CHAIR

RESOLUTIONS (CONT'D)

10-R-1153 (3)
(Cont'd)

analysis from the administration). Following, Councilmember Bond offered Amendment #1/#1 to add the language “that any final agreement that may result from this resolution and is different in any form than the attached agreement would have to be approved by the Atlanta City Council and signed by the Mayor before enacted.” It was properly Seconded and after a brief discussion, the Motion CARRIED by a roll call vote of 13 yeas; 1 nay. Another discussion ensued, after which, Councilmember Martin was recognized and made a Substitute Motion to Table. It was properly Seconded and CARRIED by a roll call vote of 9 yeas; 5 nays.

ADOPTED SUBSTITUTE AS AMENDED BY A ROLL CALL VOTE OF 9 YEAS; 5 NAYS

ITEMS REMOVED FROM CONSENT AGENDA

10-O-1166 (1)

An Ordinance by **Councilmember Howard Shook** to waive the application of the Local Bidder Preference Program, Section 2/1188.1 of the City Code of Ordinances, for the project designated as FC-5076, Atlanta-Fulton County Water Treatment Plant Bulk Hypochlorite System and Filter/Plate Settler Improvements, for the Atlanta-Fulton County Water Resources Commission, a Joint Venture of the City of Atlanta and Fulton County; and for other purposes.

The above item was removed from the Consent Agenda by request of Councilmember Shook. Mr. Shook sounded the caption to Ordinance 10-O-1166 and offered Amendment #1/#1 to correct the Code Section in the ordinance. Without Objection, the Motion CARRIED by a roll call vote of 12 yeas; 0 nays. Councilmember Shook then made a Motion to Adopt as Amended. It was properly Seconded and CARRIED by a roll call vote of 13 yeas; 0 nays.

ADOPTED AS AMENDED BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS

Council President Ceasar C. Mitchell Presided

COMMITTEE REPORTS (CONT'D)

FINANCE/EXECUTIVE COMMITTEE (9)
YOLANDA ADREAN, CHAIR

ITEMS REMOVED FROM CONSENT AGENDA (CONT'D)

10-O-0875 (2) An Ordinance by **Finance/Executive Committee** amending the City of Atlanta Occupation Tax for the purpose of: (1) increasing the cap on revenue subject to the tax from \$100,000,000.00 to \$200,000,000.00; (2) increasing the rate per employee from \$15.00 to \$25.00; (3) enacting a new subsection authorizing the refund of overpayments in excess of \$300,000.00 to be allocated into the next fiscal year; and for other purposes. **(Public Hearing held 6/16/10.)**

The above ordinance was removed from the Consent Agenda by request of Councilmember Moore. Chairperson Adrean sounded the caption to Ordinance 10-O-0875 and stated the Motion from committee was Favorable. A brief discussion ensued, after which, Chairperson Adrean made a Motion to Adopt. Without Objection, the Motion CARRIED by a roll call vote of 11 yeas; 2 nays.

ADOPTED BY A ROLL CALL VOTE OF 11 YEAS; 2 NAYS

Council President Ceasar C. Mitchell Presided

COMMITTEE REPORTS (CONT'D)

COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE (1)
JOYCE SHEPERD, CHAIR

Attendance at the June 15, 2010 meeting of the Community Development/Human Resources Committee was as follows:

Present: Councilmembers Sheperd (Chair), Wan, Young, Hall, Winslow and Bond

Absent: None

The Standing Committee of Community Development/Human Resources did not have a report.

Council President Ceasar C. Mitchell Presided

COMMITTEE REPORTS (CONT'D)

PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE (1)
IVORY L. YOUNG, JR., CHAIR

Attendance at the June 15, 2010 meeting of the Public Safety and Legal Administration Committee was as follows:

Present: Councilmembers Young (Chair), Martin, Bottoms, Adrean, Sheperd, Willis and Archibong

Absent: None

ORDINANCES FOR SECOND READING

10-O-0952 (1) An Ordinance by **Public Safety and Legal Administration Committee** to amend Chapter 98, Article II, Division 2, Sections 98-63 and 98-64; Chapter 114, Article IV, Division I, Section 114-79; Chapter 114, Article IV, Division 7, Subdivision II, Sections 114-229 and 114-230; Chapter 114, Article VI, Division I, Section 114-502; and Chapter 114 Article VI, Division 3, Sections 114-546 and 114-553, so as to change the nondiscretionary rank of Police Captain to a discretionary rank; to repeal conflicting ordinances; and for other purposes.

Chairperson Young sounded the caption to Ordinance 10-O-0952 and stated the item was forwarded from committee Without Recommendation on Condition. Mr. Young then made a Motion to Adopt. It was properly Seconded and a brief discussion ensued. Following, the Motion to Adopt CARRIED by a roll call vote of 12 yeas; 1 nay.

ADOPTED BY A ROLL CALL VOTE OF 12 YEAS; 1 NAY

Council President Ceasar C. Mitchell Presided

COMMITTEE REPORTS (CONT'D)

PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE (2)
IVORY L. YOUNG, JR., CHAIR

RESOLUTIONS

10-R-0863 (1) A Resolution by Public Safety and Legal Administration Committee authorizing the Mayor, on behalf of the City of Atlanta Municipal Court, to execute Temporary Service Contracts with fifteen (15) retired City of Atlanta ("City") police officers and four (4) DSI security officers, for the purpose of providing professional security services at the Municipal Court of Atlanta for a period of one (1) year in FY11, in an amount not to exceed Seven Hundred Two Thousand Seven Hundred Ninety Dollars (\$702,790.00). All costs to be charged to Fund, Department, Account, and Function Activity: 1001 (General Fund), 190101 (Municipal Court Operations), 5212001 (Consultant Professional Services), 2650000 (Municipal Courts); and for other purposes. **(Referred back from Full Council 6/7/10)**

Chairperson Young sounded the caption to Resolution 10-R-0863 and stated the item was forwarded from committee Without Recommendation. A brief discussion ensued, after which, Chairperson Young made a Motion to Adopt. Without Objection, the Motion CARRIED by a roll call vote of 12 yeas; 0 nays.

ADOPTED BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS

10-R-1000 (2) Claim of **Alyce Jackson**, for vehicular damages alleged to have been sustained after driving over a construction site that was left open and in an unsafe manner on March 3, 2010 at Piedmont Avenue, NE and Westminster Drive, NE.

FILED BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS

PERSONAL PAPERS

Council President Ceasar C. Mitchell Presided

PERSONAL PAPERS

RESOLUTIONS/REFERRED

10-R-1225 (1) A Resolution by **Councilmember Keisha Lance Bottoms** appointing Danita M. Brown, AIA as the Full Council appointee to the Board of Zoning Adjustment; and for other purposes.
REFERRED TO ZONING COMMITTEE AND COMMITTEE ON COUNCIL WITHOUT OBJECTION

10-R-1228 (2) A Resolution by **Councilmembers Michael Bond, Aaron Watson, Cleta Winslow, H. Lamar Willis, Ivory Lee Young, Jr., Kwanza Hall and Natalyn Archibong** declaring the need for the exercise by the City of Atlanta of its' Urban Redevelopment Project Powers under the Urban Redevelopment Law; to designate a certain area within its geographic boundaries as Atlanta Urban Redevelopment Area No. 1; to direct the preparation of an Urban Redevelopment Plan and the publication of a notice of public hearing for such plan; and for other purposes.
REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESURCES COMMITTEE WITHOUT OBJECTION

10-R-1230 (3) A Resolution by **Councilmembers Michael Bond, Aaron Watson, Kwanza Hall, Cleta Winslow, Natalyn Archibong, H. Lamar Willis and Ivory Lee Young, Jr.** to authorize the creation of the Atlanta Urban Redevelopment Agency to transact business and exercise powers under the provisions of the Urban Redevelopment Law of the State of Georgia; to determine the number and terms of Office of the Board of Commissioners of the Atlanta Urban Redevelopment Agency; to assign the allocation of Recovery Zone Economic Development Bonds received by the City of Atlanta under the American Recovery and Reinvestment Act of 2009 in the amount of \$22,776,000 to the Atlanta Urban Redevelopment Agency; to authorize the Atlanta Urban Redevelopment Agency to issue Recovery Zone Economic Development Bonds on behalf of the City of Atlanta; and for other purposes.
REFERRED TO FINANCE/EXECUTIVE COMMITTEE WITHOUT OBJECTION

10-R-1231 (4) A Resolution by **Councilmember Kwanza Hall** authorizing the Office of Planning to change the lot dimensions on the City of Atlanta Cadastral Maps, for an improved legal, non-conforming lot of record at **875 Ashland Avenue**; and for other purposes.
REFERRED COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE WITHOUT OBJECTION

Council President Ceasar C. Mitchell Presided

PERSONAL PAPERS (CONT'D)

RESOLUTIONS/REFERRED (CONT'D)

- 10-R-1232 (5) A Resolution by **Councilmember Kwanza Hall** authorizing the Mayor or his designee to enter into an Encroachment Agreement with the National Park Service, to allow the installation of an accessibility ramp within the public right-of-way at **407 Auburn Avenue, NE** (Historic Ebenezer Baptist Church); and for other purposes.
REFERRED TO CITY UTILITIES COMMITTEE WITHOUT OBJECTION
- 10-R-1234 (6) A Resolution by **Councilmember Alex Wan** to endorse the application of the Seven Fifty Limited Partnership (C/O Evergreen Partners Housing) to the Georgia Department of Community Affairs for 2010 low income housing tax credits for the acquisition and renovation of Briarcliff Summit Apartments, located at **1050 Ponce De Leon Avenue NE, Atlanta, Georgia**; and for other purposes.
REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE WITHOUT OBJECTION
- 10-R-1236 (7) A Resolution by **Councilmember Cleta Winslow** authorizing the Chief Financial Officer to refund \$96,248.00 to Sunny Communications located at **3568 Peoria St. Unit 608, Aurora, Colorado**, for payments made toward surplus radios not within the City of Atlanta's inventory; and for other purposes.
REFERRED TO FINANCE/EXECUTIVE COMMITTEE WITHOUT OBJECTION
- 10-R-1240 (8) A Resolution by **Councilmembers Keisha Lance Bottoms and C. T. Martin** endorsing the application of National Church residences to the Georgia Department of Community Affairs for low income housing tax credits to construct the Commons at Adams Park to be located at **1881 Myrtle Drive**.
REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE WITHOUT OBJECTION

Council President Ceasar C. Mitchell Presided

PERSONAL PAPERS (CONT'D)

ORDINANCES/REFERRED

10-O-1227 (1) An Ordinance by **Councilmembers Michael Julian Bond, Keisha Bottoms, Joyce M. Sheperd, H. Lamar Willis, Yolanda Adrean, Natalyn Archibong, Ivory Lee Young, Jr., Kwanza Hall, Cleta Winslow and Alex Wan and C. T. Martin** to amend Chapter 150, Article IV, Division 3, Section 150-132 of the City of Atlanta Code of Ordinances to establish metered space parking zones throughout the City of Atlanta; to amend Chapter 150, Article IV, Division 1, by deleting Section 150-94 so as to eliminate the prohibition on overnight parking contained therein; to amend Chapter 150, Article IV, Division 1, Section 150-95(a) so as to eliminate the prohibition of metered parking in excess of two hours in any business district including the central business district; and for other purposes.

REFERRED TO TRANSPORTATION COMMITTEE WITHOUT OBJECTION

10-O-1229 (2) An Ordinance by **Councilmembers Michael Bond, Aaron Watson, Hl Lamar Willis, Cleta Winslow, Natalyn Archibong, Kwanza Hall and Ivory Lee Young, Jr.** to request the issuance by the Atlanta Urban Redevelopment Agency (The "Issuer") of its taxable Recovery Zone Economic Development Revenue Bonds, Series 2010 in the aggregate principal amount of not to exceed \$ _____ (The "Series 2010 Bonds") to finance the cost of certain Urban Redevelopment Projects (The "Series 2010 Project") to be acquired, constructed and installed by the issuer within the City of Atlanta (The "City"); to authorize the Mayor to execute, deliver and perform an Intergovernmental Agreement by and between the issuer and the City; to authorize acknowledgment of service and the filing of an answer on behalf of the City in validation proceedings to be brought in validating the Series 2010 Bonds; to authorize the Mayor to enter into a Bond Purchase Agreement and continuing disclosure undertaking in connection with the sale of the Series 2010 Bonds; to approve the official statement; to authorize certain related actions all in connection with the issuance of the Series 2010 Bonds; and for other purposes.

REFERRED TO FINANCE/EXECUTIVE COMMITTEE WITHOUT OBJECTION

10-O-1233 (3) An Ordinance by **Councilmember Joyce M. Sheperd** to amend the Rules of Council by creating a New Rule XIX which shall provide for additional procedures governing the process by which Department and Agency Heads are to be confirmed by the City Council; and for other purposes.

REFERRED TO COMMITTEE ON COUNCIL WITHOUT OBJECTION

Council President Ceasar C. Mitchell Presided

PERSONAL PAPERS (CONT'D)

ORDINANCES/REFERRED (CONT'D)

- 10-O-1235 (4) An Ordinance by **Councilmember Cleta Winslow** authorizing the Mayor to enter into a lease agreement with Russell C. McCall and Atlanta Loft Company, LLC for rental space located at **236 Forsyth Street, S.W., Atlanta, Georgia** on behalf of the Department of Watershed Management; to waive Atlanta City Code of Ordinances Article X, Sec. 2-1546 of the Procurement and Real Estate Code; and for other purposes.
REFERRED TO FINANCE/EXECUTIVE COMMITTEE WITHOUT OBJECTION
- 10-O-1237 (5) An Ordinance by **Councilmember Cleta Winslow** amending the 2010 (Intergovernmental Grant Fund) Budget, Department of Parks, Recreation and Cultural Affairs, by adding to anticipations and appropriations in the amount of \$39,494.00 for a grant award from the Governor's Office For Children and Families for the implementation of the Atlanta Gun Violence Prevention Program; and for other purposes.
REFERRED TO FINANCE/EXECUTIVE COMMITTEE WITHOUT OBJECTION
- 10-O-1238 (6) An Ordinance by **Councilmember Ivory Lee Young, Jr.** to amend Sections 16-29.001 (71) (A) (1) and 16-29.001 (73) (A) (2) of the Zoning Code of the City of Atlanta, for the purpose of clarifying that the distance requirement between shelter facilities or supportive housing facilities applies equally to city-owned or operated shelter or supportive housing facilities as it does to privately owned or operated shelter or supportive housing facilities; and for other purposes.
REFERRED TO ZONING COMMITTEE WITHOUT OBJECTION
- 10-O-1239 (7) An Ordinance by **Councilmember Ivory Lee Young, Jr.** imposing a moratorium on the acceptance of any building permit application for any proposed supportive housing or shelter facility within two thousand (2000) feet of any existing supportive housing or shelter facility owned, leased and/or operated by the City of Atlanta for a period not to exceed one hundred and twenty (120) days; and for other purposes.
REFERRED TO ZONING COMMITTEE WITHOUT OBJECTION
- 10-O-1241 (8) An Ordinance by **Councilmembers Felicia A. Moore, Yolanda Adrean and Howard Shook** to amend the Code of the City of Atlanta, Georgia, by amending Sec. 2-343 and Section 114-101, to require the submission of legislation in support of the proposed annual budget be made to the City Council at the same time that the proposed budget is submitted, to repeal conflicting ordinances; and for other purposes.
REFERRED TO FINANCE/EXECUTIVE COMMITTEE WITHOUT OBJECTION

ADJOURNMENT

Council President Ceasar C. Mitchell Presided

ADJOURNMENT

There being no further business to discuss, the June 21, 2010 meeting of the Atlanta City Council was adjourned at 4:51 p.m.

ADJOURNMENT ROLL CALL: Council President Ceasar C. Mitchell (1); Councilmembers Smith, Young, Winslow, Archibong, Wan, Shook, Adrean, Moore, Martin, Bottoms, Sheperd and Watson (12); the attendance of Councilmembers Hall and Bond was not signified upon the adjourning roll call (2); Councilmember Willis was excused (1).