

# ATLANTA CITY COUNCIL

## ACTION/MINUTES

### JUNE 25, 2010

The Atlanta City Council held a Special Called Meeting on Friday, June 25, 2010. The Meeting convened at 9:13 a.m. in the Council Chambers at City Hall. The roll was called and a quorum was declared.

**PRESIDER:** The Honorable Council President Ceasar C. Mitchell presided. The Honorable Acting Council President Pro Tempore Felicia A. Moore presided a portion of the meeting.

**Attendance:**

The following (13) voting members were present at the Meeting:

<b>The Honorable Carla Smith</b>	<b>The Honorable Felicia A. Moore</b>
<b>The Honorable Kwanza Hall</b>	<b>The Honorable C. T. Martin</b>
<b>The Honorable Ivory L. Young, Jr.</b>	<b>The Honorable Keisha Bottoms *9:26</b>
<b>The Honorable Cleta Winslow *9:26</b>	<b>The Honorable Joyce Sheperd</b>
<b>The Honorable Natalyn Archibong</b>	<b>The Honorable Michael Bond *9:33</b>
<b>The Honorable Alex Wan</b>	<b>The Honorable Aaron Watson *9:18</b>
<b>The Honorable Yolanda Adrean</b>	

*Councilmembers Howard Shook and H. Lamar Willis were absent.*

**\*Arrival Time – indicates arrival after convening roll call.**

**INVOCATION:** Councilmember Ivory L. Young, Jr. of Council District 3 gave the invocation.

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

**THE ADOPTION OF THE AGENDA:** The Agenda for the June 25, 2010 Special Called meeting was **ADOPTED** by a roll call vote of 10 yeas; 0 nays. Councilmember Martin made a Motion to Adopt the Agenda. It was properly Seconded and the Motion **CARRIED** by a roll call vote of **10 yeas; 0 nays**.

**PUBLIC SPEAKING:** Councilmember Martin made a Motion to **Suspend the Rules of Council** for thirty (30) minutes to allow the public to speak. It was properly Seconded and **CARRIED** by a roll call vote of **13 yeas; 0 nays**. Therefore, the Rules of Council were suspended. After the public comments

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were made in the allotted time, the public speaking segment was closed Without Objection.

**RECESS:** After the public speaking segment, Councilmember Martin made a Motion to **Recess** to allow the Budget Commission to meet. It was properly Seconded and the Motion **CARRIED** by a roll call vote of **12 yeas; 0 nays**. Council then entered Recess. Upon the adjournment of the Budget Commission, Councilmember Martin made a Motion to reconvene. It was properly Seconded and CARRIED Without Objection.

# COMMUNICATION

**Council President Ceasar C. Mitchell Presided**

**COMMUNICATION**

10-C-1247 ( 1) A Communication by **Council President Ceasar C. Mitchell** calling for a Special Called Meeting of the Atlanta City Council on Friday, June 25, 2010 at 9:00 a.m. to act on the FY2011 Budget and other related matters.  
**FILED WITHOUT OBJECTION**

# **COMMITTEE REPORTS**

Council President Ceasar C. Mitchell Presided

**COMMITTEE REPORTS**

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

**ORDINANCE**

Councilmember Martin made a Motion to enter Committee of the Whole to act on the following ordinances: (10-O-0729 and 10-O-0905). It was properly Seconded and CARRIED by a roll call vote of 11 yeas; 0 nays. Council entered Committee of the Whole. After all inquiries by Council were responded to, Councilmember Martin made a Motion to re-enter Regular Session. It was Seconded by Councilmember Young and the Motion CARRIED by a roll call vote of 13 yeas; 0 nays. Council then re-entered Regular Session.

10-O-0729 ( 1) A **Substitute** Ordinance by **Public Safety and Legal Administration Committee** amending Chapter 78, Article III, Section 78-57, Subsection (b), of the Code of Ordinances of the City of Atlanta, on behalf of the City of Atlanta Fire Rescue Department, for the purpose of increasing existing fire inspection fees, fire plan review fees and fire permit fees; and for other purposes.

***COMMITTEE OF THE WHOLE***

In Committee of the Whole, Chairperson Young sounded the caption to Ordinance 10-O-0729 and a discussion ensued. During discussion, Council entertained questions to Interim Fire Chief, Joel Baker and Captain Garner of Inspections. After all inquiries were responded to, Councilmember Martin made a Motion to Approve. It was properly Seconded and the Motion CARRIED by a roll call vote of 12 yeas; 0 nays.

***REGULAR SESSION***

During Regular Session, a Motion to Adopt was made. 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 Ceasar C. Mitchell Presided

**COMMITTEE REPORTS (CONT'D)**

**CITY UTILITIES COMMITTEE (1)**

**NATALYN M. ARCHIBONG, CHAIR**

**ORDINANCE**

Acting Council President Pro Tempore Felicia A. Moore Presided

10-O-0905 ( 1) An Ordinance by **City Utilities Committee** to authorize the revision in 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.

***COMMITTEE OF THE WHOLE***

**In Committee of the Whole, Chairperson Archibong sounded the caption to Ordinance 10-O-0905 and a discussion ensued. During discussion, Council entertained questions to Commissioner Michael Cheyne, Department of Public Works; Mr. James Swope, Director of Administrative Services, Solid Waste; Deputy Chief Operating Officer Duriya Farooqui and City Auditor Leslie Ward. Council also allowed for public speaking regarding this legislation. After all inquiries were answered, a Motion to Approve was moved and Without Objection, the Motion CARRIED by a roll call vote of 12 yeas; 1 nay.**

***REGULAR SESSION***

**During Regular Session, a Motion to Adopt was moved. It was properly Seconded and 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)**

**FINANCE/EXECUTIVE COMMITTEE (1)**  
**YOLANDA ADREAN, CHAIR**

**ORDINANCES**

10-O-0739 ( 1) A **Substitute** Ordinance by **Finance/Executive Committee** as **Substituted by Full Council** adopting the FY2011 proposed operating budget; and for other purpose.

**Chairperson Adrean sounded the caption to Ordinance 10-O-0739. Following, Councilmember Martin made a Motion to remove the item off the Table. It was properly Seconded and CARRIED by a roll call vote of 12 yeas; 1 nay. The ordinance was before Council. Mr. Martin then offered Amendment #1/#1 to read as follows: "3.5% step adjustment for all sworn police; effective January 1, 2011; 3.5% step adjustment for all sworn fire; effective January 1, 2011; one-time \$450.00 adjustment to all City employees, except sworn police and fire, employees in the Executive Offices of the Mayor, excluding employees in the Office of Enterprise Assets Management, and all Employees making \$75,000.00 or more; effective within 30 days of adoption of the 2011 Budget." An extensive discussion ensued, during which, Councilmember Sheperd made a Motion to enter Committee of the Whole. It was Seconded by Councilmember Moore and the Motion CARRIED by a roll call vote of 11 yeas; 1 nay. Council entered Committee of the Whole.**

***COMMITTEE OF THE WHOLE***

**In Committee of the Whole, Council entertained questions to Mayor Kasim Reed; Chief Operating Officer Peter Aman; union representatives of PACE and AFSCME; Deputy City Attorney Jerry Deloach; Interim Chief Financial Officer Roosevelt Council; Assistant Commissioner Jerry Solamon, Department of Human Resources; and Mrs. Katrina Taylor, Executive Assistant, Mayor's Office. After all inquiries were answered, Councilmember Bottoms made a Motion to re-enter Regular Session. It was Seconded by Councilmember Martin and the Motion CARRIED by a roll call vote of 11 yeas; 0 nays. Council then re-entered Regular Session.**

Council President Ceasar C. Mitchell Presided

**COMMITTEE REPORTS (CONT'D)**

**FINANCE/EXECUTIVE COMMITTEE (2)**  
**YOLANDA ADREAN, CHAIR**

**ORDINANCES (CONT'D)**

10-O-0739 ( 1)  
(Cont'd) A **Substitute** Ordinance by **Finance/Executive Committee** as **Substituted by Full Council** adopting the FY2011 proposed operating budget; and for other purpose.

***REGULAR SESSION***

**During Regular Session, Councilmember Martin Amendment #1/#1 CARRIED by a roll call vote of 10 yeas; 2 nays. Another discussion ensued, after which, the Motion to Adopt on Substitute as Amended CARRIED by a roll call vote of 12 yeas; 1 nay.**

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

10-O-0740 ( 2) An Ordinance by **Finance/Executive Committee, as Amended by Full Council**, adopting the FY11 Capital, Special Revenue and Fiduciary Funds for the City of Atlanta.

**Chairperson Adrean sounded the caption to Ordinance 10-O-0740 and made a Motion to remove the item from the Table. It was properly Seconded and CARRIED by a roll call vote of 12 yeas; 1 nay. The ordinance was before Council. Councilmember Martin was then recognized and made a Motion to Adopt as Amended. It was properly Seconded and CARRIED by a roll call vote of 12 yeas; 1 nay.**

**ADOPTED 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 (3)**  
**YOLANDA ADREAN, CHAIR**

**ORDINANCES (CONT'D)**

10-O-1047 ( 3)     A **Substitute Ordinance by Finance/Executive Committee as Amended by Full Council** 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 abolishments, creations, reclassifications, class abolishments, class creations, class title amendments, above entry authorizations, 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 Ordinance 10-O-1047. Following, Councilmember Martin made a Motion to remove the item from the Table. It was properly Seconded and the Motion CARRIED by a roll call vote of 12 yeas; 1 nay. The ordinance was before Council. Chairperson Adrean then offered Amendment #1/#1 to include an organizational chart as part of the personnel paper. It was Seconded by Councilmember Archibong and a discussion ensued, in which, Councilmember Moore offered a Friendly Amendment to include the organizational chart as part of the budget. Thereafter, Chairperson Adrean withdrew her Amendment; likewise, Councilmember Archibong withdrew her Second. Councilmember Wan was recognized and offered Amendment #1/#1 to add back the following: Section 3: Department of Boards and Commissions; Employee Salary Adjustment Authorization: Ethics Officer; Section 14: Department of Parks, Recreation & Cultural Affairs; Position Creation: Grants Development Officer; Section 15: Planning and Community Development; Above Entry Hiring Authorizations: Customer Service Administrator, Code Enforcement Chief; Section 16: Department of Police; Employee Salary Adjustment Authorization: Administrative Assistant, Sr.; Section 18: Department of the Public Defender; Employee Salary Adjustment Authorization: Public Defender Assistant Attorney, Senior; to delete the following: Section 19: certain positions in the Department of Public Works; Section 20: certain positions in the Department of the Solicitor; Section 21: certain positions in the Department of**

Council President Ceasar C. Mitchell Presided

**COMMITTEE REPORTS (CONT'D)**

**FINANCE/EXECUTIVE COMMITTEE (4)**  
**YOLANDA ADREAN, CHAIR**

**ORDINANCES (CONT'D)**

10-O-1047 ( 3)  
(Cont'd)

A **Substitute Ordinance by Finance/Executive Committee as Amended by Full Council** 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 abolishments, creations, reclassifications, class abolishments, class creations, class title amendments, above entry authorizations, 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.

**Watershed Management." It was Seconded by Councilmember Archibong, after a brief discussion, the Wan Amendment #1/#1 CARRIED by a roll call vote of 11 yeas; 1 nay. Councilmember Archibong offered Amendment #1/#2 by adding a new Section 23 to read as follows: "that all employees and/or positions which are being re-classed, authorized for above entry hiring and salary adjustments, shall be excluded from receiving the \$450.00 bonus; renumber the old Section 23 to Section 24 and add a Section 25 to read as follows: all savings realized from this amendment shall be allocated to the City's reserves." It was properly Seconded and an extensive discussion ensued. After discussion, Archibong Amendment #1/#2 CARRIED by a roll call vote of 12 yeas; 1 nay. Councilmember Martin then offered Amendment #1/#3 to add in Section 20 to re-class a position from an Investigator Senior to an Investigation Manager." It was properly Seconded and Martin Amendment #1/#3 CARRIED by a roll call vote of 12 yeas; 1 nay. Mr. Martin, subsequently, made a Motion to Adopt on Substitute as Amended. Without Objection, the Motion CARRIED by a roll call vote of 12 yeas; 1 nay.**

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

# ADJOURNMENT

**Council President Ceasar C. Mitchell Presided**

**ADJOURNMENT**

There being no further business to discuss, the June 25, 2010 Special Called Meeting of the Atlanta City Council was adjourned at 2:52 p.m.

**ADJOURNMENT ROLL CALL: Council President Ceasar C. Mitchell (1); Councilmembers Smith, Hall, Young, Winslow, Archibong, Wan, Adrean, Moore, Martin, Bottoms, Sheperd, Bond and Watson (13).**