

ATLANTA CITY COUNCIL

ACTION/MINUTES

SEPTEMBER 07, 2010

The Atlanta City Council held its Regularly Scheduled Meeting on Tuesday, September 07, 2010 due to the Labor Day Holiday on Monday, September 06, 2010. The Meeting convened at 1:15 p.m. in the Council Chambers at City Hall. The roll was called and a quorum was declared.

PRESIDER (S): The Honorable Council President Ceasar 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 Cleta Winslow *2:02	The Honorable Joyce Sheperd
The Honorable Natalyn Archibong *1:25	The Honorable Michael J. Bond *1:19
The Honorable Alex Wan	The Honorable Aaron Watson
The Honorable Howard Shook	The Honorable H. Lamar Willis
The Honorable Yolanda Adrean	

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

INVOCATION: Chaplain Thomas Houston of the Atlanta Fire Rescue Department 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 **August 16, 2010** Regular Meeting are true and correct. The Minutes were **FILED** without objection.

ADOPTION OF AGENDA: A Motion was made to **Adopt the Agenda**. It was properly Seconded and **CARRIED** by a roll call vote of **12 yeas; 0 nays**.

NOTE: During the meeting, Councilmember Martin made a Motion to Suspend the Rules of Council for the swearing in of the Chief of Police (George N. Turner) and Fire (Kelvin J. Cochran). It was properly Seconded and the Motion **CARRIED Without Objection**.

Also, during the meeting, after the Standing Committee report of City Utilities, Councilmember Sheperd made a Motion to enter Executive Session to discuss a personnel matter in the Department of Watershed Management. It was properly Seconded and the Motion CARRIED by a roll call vote of 12 yeas; 1 nay. Council then entered Executive Session. Ending the Executive Session, a Motion to re-enter Regular Session was made. The Motion was properly Seconded and CARRIED by a roll call vote of 9 yeas; 1 nay. Council re-entered Regular Session.

COMMUNICATIONS

Council President Ceasar C. Mitchell Presided

COMMUNICATIONS

- 10-C-1573 (1) A Communication from **Lev Sterling, Chairperson NPU-S, to Municipal Clerk Rhonda Dauphin Johnson**, submitting their appointment of Ms. Amy R. Johnson to serve as a member of the Reverend James Orange Commission.
REFER TO COMMITTEE ON COUNCIL WITHOUT OBJECTION
- 10-C-1574 (2) A Communication by **Chief Procurement Officer Adam L. Smith** submitting the August 2010 Monthly Contracts Report to the Atlanta City Council and Clerk of Council pursuant to Section 2-1142 of the Atlanta City Code of Ordinances.
FILED WITHOUT OBJECTION
- 10-C-1575 (3) A Communication from **John Lewis, Chair, Board of Ethics, to Municipal Clerk Rhonda Dauphin Johnson**, submitting the six major colleges and universities within the city – Clark Atlanta University, Georgia Institute of Technology, Georgia State University, Morehouse College, Morris Brown College and Spelman College re-appointment of Ms. Cathy R. Daniels to serve as a member of the City of Atlanta’s Board of Ethics. (does not require Council confirmation)
REFERRED TO COMMITTEE ON COUNCIL WITHOUT OBJECTION
- 10-C-1576 (4) A Communication by **Municipal Clerk Rhonda Dauphin Johnson** submitting a report of administrative corrections made to previously adopted legislation between the Council's regular meeting dates of August 16, 2010 and September 07, 2010 to the Atlanta City Council in accordance with Section 2-275 of the Atlanta City Code of Ordinances. (10-R-0644; 10-O-0629; 10-O-0880)
FILED WITHOUT OBJECTION
- 10-C-1586 (7) A Communication from **Ms. Drewnell Thomas, President, Atlanta Planning Advisory Board, to Council President Ceasar C. Mitchell and All Members of Council** submitting their appointment of Ryan Johnson to serve as a member of the Atlanta Citizen Review Board in the Neighborhood Planning Unit (NPU), Group M-R Category. This appointment is for a term of three (3) years, scheduled to begin on the date of Council confirmation.
REFER TO PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE AND COMMITTEE ON COUNCIL WITHOUT OBJECTION
- 10-C-1652 (8) A Communication from **Councilmembers Felicia A. Moore, District 9; C. T. Martin, District 10; Keisha L. Bottoms, District 11; Joyce Sheperd, District 12 and H. Lamar Willis, Post 3 At-Large** appointing Ms. Roslyn Pope to serve as a member of the Appeal for Human Rights and the Atlanta Student Movement.
REFER TO COMMITTEE ON COUNCIL WITHOUT OBJECTION

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 item 10-R-1577 which was 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: **12 Yeas:** *Councilmembers Smith, Young, Winslow, Wan, Shook, Adrean, Moore, Martin, Bottoms, Sheperd, Bond and Watson*; **0 Nays.**

SECTION I

ORDINANCES FOR SECOND READING

CITY UTILITIES COMMITTEE

NATALYN M. ARCHIBONG, CHAIR

10-O-1371 (1) An Ordinance by **City Utilities Committee** authorizing the Chief Financial Officer to amend the FY 2011 Budget (2009A Water and Wastewater Fund (5006)) Budget, in the amount of \$25,999,000.00 to transfer funds from Completed, Realigned Postponed or Discontinued Projects to the Capital Project Reserve for Appropriations; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS

10-O-1466 (2) An Ordinance by **Councilmembers Alex Wan and Kwanza Hall** to authorize the Mayor or his designee, the Commissioner of Public Works, to enter into an agreement with the Midtown Improvement District relating to the "Midtown Atlanta Home Banner" Program; to waive Sections 138-60(a), 138-60(a)(4), 138-60(a)(5), 138-60(a)(7) and 138-60(a)(8) of the City of Atlanta Code of Ordinances, to waive other conflicting ordinances; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS

FINANCE/ EXECUTIVE COMMITTEE

YOLANDA ADREAN, CHAIR

10-O-1407 (3) An Ordinance by **Finance/ Executive Committee** to amend Chapter 10, Article II, Division 2, Subdivision I, Section 10-60 (a) 2 (c), to correct the fee for a license for retail dealer of beer to be consumed on or off the premises of the dealer which was incorrectly increased from \$2,362.50 to \$4,000.00 due to a scrivener error in Ordinance Number 10-O-0900, rather than from \$2,362.50 to \$2,500.00; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 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-1408 (4) An **Substitute** Ordinance by **Finance/Executive Committee** amending the 2011 (Intergovernmental Grant Fund) Budget, Department of Executive Offices, by adding to anticipations and appropriations in the amount of \$1,200,000.00 for a Grant Award from the U.S. Department of Energy's Energy Efficiency and Conservation Block Grant to be used to fund the Sustainable Home Initiative in a New Economy Program; and for other purposes.
ADOPTED SUBSTITUTE ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS
- 10-O-1464 (5) An Ordinance by **Councilmember Carla Smith** 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 amendment options on an expired contract in order to enter into Amendment Agreement No. 2 with Public Facilities and Services, Inc. for FC-6006007903, Design Fabrication, and Installation of Automatic Public Toilets, in an amount not to exceed \$156,750.00 with all contract work being charged to and paid from FDOA: 1001 (General Fund) 130302 (DPW Traffic Engineering) 5222002 (Repair and Maintenance) 4270000 (Traffic Engineering); and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS
- 10-O-1470 (6) An Ordinance by **Councilmember Yolanda Adrean** transferring funds from the District 8 Councilmember Expense Account to Park Pride on behalf of the Ardmore Park Neighborhood to assist in tree plantings for Ardmore Park; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS

Council President Ceasar C. Mitchell Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

ORDINANCES FOR SECOND READING (CONT'D)

PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE

IVORY L. YOUNG, JR., CHAIR

10-O-1397 (7) An Ordinance by **Public Safety and Legal Administration Committee** amending the 2011 (Intergovernmental Grant Fund) Budget, Department of Police (“Department”), by adding to anticipations and appropriations in the amount of \$4,500.00 for a Grant from the Georgia Criminal Justice Coordinating Council (“CJCC”) to fund one member of the Department’s Command Staff to attend the 2010 Georgia International Law Enforcement Exchange (GILEE), to receive anti-terrorism training in Israel; and for other purposes.

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

10-O-1398 (8) An Ordinance by **Public Safety and Legal Administration Committee** amending the FY11 (Intergovernmental Grant Fund) Budget for the City of Atlanta Municipal Court, Community Court Division, by adding to anticipations and appropriations in the amount of \$126,980.00, from the Georgia Department of Behavioral Health and Developmental Disabilities (“DBHDD”) for the purpose of continuing Clinical Assessment Services for Criminal Defendants participating in Community Court; and for other purposes.

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

10-O-1465 (9) An Ordinance by **Councilmembers Carla Smith and Alex Wan** to waive the provisions of Chapter 10, Article II, Section 10-209 (c) and (d) of the Code of Ordinances of the City of Atlanta, Georgia so as to modify the hours of operation on Monday, October 11, 2010 only, for all licensed establishments authorized to sell alcoholic beverages for on premises consumption; and for other purposes.

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

TRANSPORTATION COMMITTEE

C. T. MARTIN, CHAIR

10-O-1467 (10) An Ordinance by **Councilmembers Alex Wan and Kwanza Hall** to waive Section 150-207(a) of the Code of Ordinances of the City of Atlanta to allow Roller Skating in the streets of Atlanta on Sunday, October 3, 2010 for the 29th Annual Athens to Atlanta Road Skate; and for other purposes.

**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 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-1373 (11) An Ordinance by **Community Development/ Human Resources Committee** amending the 2010 (Intergovernmental Grant Fund) Budget by adding to anticipations and appropriations in the amount of \$231,472.00 to increase the Budget amount authorized by the U. S. Department of Housing and Urban Development (“HUD”) for the City of Atlanta’s Section 8 Moderate Rehabilitation Program for Vanira Village Apartments; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS

RESOLUTIONS

CITY UTILITIES COMMITTEE
NATALYN M. ARCHIBONG, CHAIR

- 10-R-1462 (1) A Resolution by **Councilmember Ivory L. Young, Jr.** authorizing the Mayor or his designee to enter into an Encroachment Agreement between the City of Atlanta and Atlanta Westside Village Retail Partners, LLC to allow for the installation of three Video Surveillance Cameras to be installed on utility poles within the public right-of-way; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS
- 10-R-1463 (2) A Resolution by **Councilmember Ivory L. Young, Jr.** authorizing the Mayor or his designee to accept ninety (90) gallons of paint from the Sherwin-Williams Company for use by the Department of Public Works as part of its Citywide Graffiti Abatement Program and to assist with the “Clean and Green of Joseph E. Lowery Boulevard Project”; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 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-1480 (3) A Resolution by **City Utilities Committee** authorizing the Mayor or his designee, on behalf of the City of Atlanta, to enter into an Encroachment Agreement for Non-Conforming Uses with Global Concessions, Inc. D/B/A Sweet Georgia's Juke Joint, owner of real property located at 200 Peachtree Street, NE, Atlanta, Georgia, for the purposes of permitting an overhead canopy/ sign to partially extend into the public right-of-way along the west side of Peachtree Street for approximately eight (8) feet in depth, sixteen (16) feet in width and fifteen (15) in height; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS
- 10-R-1481 (4) A Resolution by **City Utilities Committee** authorizing the Mayor or his designee to execute a Utility Relocation Agreement between the City of Atlanta and Georgia Power Company for the removal, relocation and adjusting of electrical and communication facilities owned by the Georgia Power Company for the completion of the Peachtree Corridor Project in an amount not to exceed \$259,258.00 with all contracted work being charged to and paid from the Fund Department, Organization and Account/ PTAE0 Numbers as listed; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS
- 10-R-1482 (5) A **Substitute** Resolution by **City Utilities Committee** authorizing the Mayor to issue payment for the second year of an Agreement FC-4843, Annual Contract for Security Guard Services, with Thorpe Building Service, Inc. on behalf of the Department of Watershed Management, in an amount not to exceed \$2,010,378.24; all contracted services shall be charged to and paid from Fund Department Organization and Account Number as listed; and for other purposes.
ADOPTED SUBSTITUTE ON CONSENT BY A ROLL CALL VOTE OF 12 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-1483 (6) A Resolution by **City Utilities Committee** authorizing the Department of Watershed Management to approve a Task Order to Atlanta Services Group, Inc., Joint Venture for FC-4906B, Annual Contract for Architectural and Engineering Services, Peachtree Creek (PTC) South Fork Relief Storage and Pumping Station, on behalf of the Department of Watershed Management, in an amount not to exceed \$1,544,985.00; all contracted work to be charged to and paid from Fund, Department Organization and Account Number and PATEO as listed; and for other purposes.
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS**
- 10-R-1484 (7) A Resolution by **City Utilities Committee** authorizing the Department of Watershed Management to approve a Task Order to Atlanta Services Group, Inc., Joint Venture for FC-4906B, Annual Contract for Architectural and Engineering Services, Peachtree Creek (PTC) North Fork Relief Storage and Pumping Station, on behalf of the Department of Watershed Management, in an amount not to exceed \$1,544,985.00; all contracted work to be charged to and paid from Fund, Department Organization and Account Number and PATEO as listed; and for other purposes.
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS**
- 10-R-1485 (8) A Resolution by **City Utilities Committee** authorizing the Mayor to enter into Renewal Agreement No. 1 for FC-4926, Annual Contract for Streambank Stabilization and Bioengineering Systems, with Site Engineering, Inc. on behalf of the Department of Watershed of Management in an amount not to exceed \$100,000.00; all contracted work shall be charged to and paid from Fund, Department Organization and Account Number as listed; and for other purposes.
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS**

Council President Ceasar C. Mitchell Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

RESOLUTIONS (CONT'D)

FINANCE/ EXECUTIVE COMMITTEE

YOLANDA ADREAN, CHAIR

- 10-R-1558 (9) A Resolution by **Finance/ Executive Committee** authorizing the Chief Financial Officer to issue a refund to Devgiri Exports, LLC for an overpayment of Business License Fees in the amount of \$11,327.00; all funds to be charged to and paid from Fund, Department Organization and Account Number 1001 (General Fund) 200301 (NDP Unallocated-Citywide Employee Expenses) 5730012 (Account Refunds) 154000 (Function Activity Human Resources); and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS
- 10-R-1559 (10) A Resolution by **Finance/ Executive Committee** authorizing the Chief Financial Officer to issue a refund to BearingPoint, Inc for an overpayment of Business License Fees in the amount of \$77,914.63; all funds to be charged to and paid from Fund, Department Organization and Account Number 1001 (General Fund) 200301 (NDP Unallocated-Citywide Employee Expenses) 5730012 (Account Refunds) 154000 (Function Activity Human Resources); and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS
- 10-R-1560 (11) A Resolution by **Finance/ Executive Committee** authorizing the Chief Financial Officer to issue a refund to The Allison-Smith Company for an overpayment of Business License Fees in the amount of \$63,275.34; all funds to be charged to and paid from Fund, Department Organization and Account Number 1001 (General Fund) 200301 (NDP Unallocated-Citywide Employee Expenses) 5730012 (Account Refunds) 154000 (Function Activity Human Resources); and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS
- 10-R-1561 (12) A Resolution by **Finance/ Executive Committee** authorizing the Chief Financial Officer to issue a refund to Walker Norris Capital Partners III, Inc. for an overpayment of Business License Fees in the amount of \$11,696.77; all funds to be charged to and paid from Fund, Department Organization and Account Number 1001 (General Fund) 200301 (NDP unallocated-Citywide Employee Expenses) 5730012 (Account Refunds) 154000 (Function Activity Human Resources); and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 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-1562 (13) 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-4984H with International Business Machines Corporation, for the purchase of mainframe application hosting on behalf of the City of Atlanta Department of Information Technology, in an amount not to exceed \$1,668,516.00 per year for two years beginning October 11, 2010 through October 10, 2012; all contracted work shall be charged to and paid from 1001 (General Fund) 050202 (IT Applications) 5213001 (Consulting Professional Services) 1535000 (Data Processing;/ Management Information System); and for other purposes.

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

10-R-1563 (14) A Resolution by **Finance/ Executive Committee** authorizing the Mayor or his designee, pursuant to Atlanta City Code Article X, Procurement and Real Estate Code, to Execute Renewal Option Number One (1) of the Kronos Incorporated Time and Attendance System Maintenance and Support Agreement from October 27, 2010 to July 28, 2011 in an amount not to exceed \$125,159.07, all funds to be charged to and paid from Fund, Department, Organization, and Account Numbers 1001 (General Fund) 050202 (IT Applications) 5213001 (Consulting/ Professional Services) 1535000 (Data Processing/ Management Information Systems); and for other purposes.

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

10-R-1564 (15) A Resolution by **Finance/ Executive Committee** authorizing the Mayor or his designee, to execute Renewal Option Number One (1) with James W. Sewall Company pursuant to Atlanta City Code Article X, Section 2-1191.1 Special Procurements, for Geoserver Dispatching Support Services, for nine (9) months beginning October 1, 2010 on behalf of the Department of Information Technology, in an amount not to exceed \$75,000.00, to be charged to and paid from FDOA Number 2151 (Emergency Telephone System) 240207 (APD-E911) 5213001 (Consulting/ Professional Services – Technical) 3800000 (E911); and for other purposes.

**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 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-1565 (16) A Resolution by **Finance/Executive Committee** authorizing the Mayor to execute an appropriate contractual agreement with Hansen Information Technologies, a subsidiary of Infor Global Solutions for the purpose of providing a software maintenance and support agreement for the Hansen 7.7 System, on behalf of the Department of Watershed Management, in an amount not to exceed \$270,055.74; all contracted work shall be charged to and paid from fund Department Organization and account Number 5051 (Water & Wastewater Revenue) 170113 (DWM-Information Systems) 5213001 (Consulting/Professional), 1535000 (Data Processing); and for other purposes.

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

10-R-1568 (17) A Resolution by **Finance/Executive Committee** authorizing the Mayor to execute Change Order No. 3 for Contract No. FC-3005007892, Airfield Recycled Materials with Stephens MDS, LP and The Lions Group, Inc., a Joint Venture, on behalf of The Department of Aviation, in the amount of \$203,598.64, to settle all outstanding contract claims. The settlement will be charged to and paid from PTAE0 18100301 (Airfield-General Improvements) 104 (Task) 550591336 (DOA PFC Revenue 96AA) 5414002 (Facilities other than Bldgs.) and FDOA 5505 (Airport Passenger Facility Charge Fund) 180201 (DOA Aviation Capital Planning & Development) 5414002 (Facilities other than Bldgs.) 7563000 (Airport) 100301 (Airfield-General Improvements) 91336 (DOA PFC Revenue 96AA); and for other purposes.

**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 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-1577 (18) A Resolution by **Finance/ Executive Committee** authorizing the Mayor of the City of Atlanta along with the Executive Director of the Atlanta Workforce Development Agency (“AWDA”) to execute an Intergovernmental Agreement with the Housing Authority of the City of Atlanta, Georgia (“AHA”) for the purpose of supporting AHA-assisted Families in meeting the AHA Catalyst Work Requirement; waiving the grant applications provision of Section 2-910 of the Atlanta City Code in order to accept grant funds not to exceed \$1,250,000.00 over the next five years; and for other purposes.

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

SEE FINANCE/ EXECUTIVE COMMITTEE REPORT

PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE

IVORY L. YOUNG, JR., CHAIR

- 10-R-1537 (19) A **Substitute** Resolution by **Public Safety and Legal Administration Committee** authorizing the settlement of all claims against the City of Atlanta in the case of State Farm Mutual Automotive Insurance Company a/ s/ o of Jennifer Heizer v. City of Atlanta, Civil Action File No. 2009EV008388A, pending in Fulton County State Court, in the amount of \$1,000.00; authorizing said payment 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 SUBSTITUTE ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS

- 10-R-1538 (20) A Resolution by **Public Safety and Legal Administration Committee** authorizing the settlement of all claims against the City of Atlanta in the case of James Chumbley, Deborah Green and Jana Kato vs. City of Atlanta, Civil Action File No. 2008-EV-003830, Fulton County State Court, in the total amount of \$440,000.00; authorizing said payment to be charged to and paid from the Funds, Accounts 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 12 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-1539 (21) A Resolution by **Public Safety and Legal Administration Committee** authorizing the Mayor or his designee to accept on behalf of the Atlanta City Department of Corrections (ACDC) Compensation in an amount no greater than \$15,000.00 per year from the Morehouse School of Medicine for the purpose of developing and delivery of an on-site and/or community based HIV Risk Reduction Intervention Program tailored to the rapid release nature of the pretrial detainee population; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS

10-R-1540 (22) A Resolution by **Public Safety and Legal Administration Committee** authorizing the Mayor, on behalf of the City of Atlanta, to accept the donation of one or more Bait Cars from KKI Productions (aka the Wolper Organization) or its local affiliate, in connection with the filming of the Bait Car Television Series in Atlanta; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS

TRANSPORTATION COMMITTEE
C. T. MARTIN, CHAIR

10-R-1543 (23) A Resolution by **Transportation Committee** reducing to not to exceed compensation amount payable to Bombardier Transportation Holdings USA, Inc., (Bombardier) authorized by Resolution 10-R-1211 adopted by Council July 6, 2010 and approved by the Mayor July 15, 2010; from \$450,000.00 to \$100,000.00; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS

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-1544 (24) A Resolution by **Transportation Committee** authorizing the Mayor to execute agreements with Various Artists for the Production of Art Work in support of the Maynard Holbrook Jackson, Jr. International Terminal, on behalf of the Department of Aviation, in collective amount not to exceed \$3,075,000.00 and establishing an Art Contingency Fund in an additional amount not to exceed \$337,000.00 for the terminal; all contracted work to be charged to and paid from PATEO and FDOA as listed; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS
- 10-R-1545 (25) A Resolution by **Transportation Committee** correcting the Fund, Department, Organization and Account Number (FDOA) listed in Resolution Number 10-R-0951 adopted by the Atlanta City Council on June 07, 2010, and approved by the Mayor on June 15, 2010; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS
- 10-R-1546 (26) A Resolution by **Transportation Committee** authorizing the Mayor to execute an agreement with Atlanta Airlines Terminal Corporation for Concourse T and the Main Terminal Electrical Equipment Renovation Project Phase I for a cost to the City not to exceed \$4,314,443.00; all contracted work shall be charged to and paid from PTAE0 and FDOA as listed; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS
- 10-R-1547 (27) A Resolution by **Transportation Committee** correcting the Fund, Department, Organization and Account Number (FDOA) listed in Resolution Number 10-R-0597 adopted by the Atlanta City Council on April 19, 2010, and approved by the Mayor on April 27, 2010 correcting the invalid Department Organization and Expenditure Number and Description; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS

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-1548 (28) A Resolution by **Transportation Committee** increasing the Compensation Limit and authorizing the Interim Aviation General Manager or his designee to issue Task Orders under Contract FC-6006007929-A with Hartsfield Support Services Team in an amount not to exceed \$350,000.00 to provide Architectural and Engineering Design Services in support of the Automated People Mover Communication System Replacement and the Power Distribution System Upgrade Projects at Hartsfield-Jackson Atlanta International Airport. All services will be charged to and paid from PTAE0 and FDOA as listed; and for other purposes.
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS**
- 10-R-1549 (29) A Resolution by **Transportation Committee** authorizing the Mayor to enter into an Amendment to the O&M Agreement for Reimbursement of Operation and Maintenance Costs with Atlanta Airlines Terminal Corporation for partial Fiscal Year 2011 (September 21, 2010 through June 30, 2011) and Fiscal Years 2012 through and 2017, on behalf of the Department of Aviation, for Operation and Maintenance Costs associated with City of Atlanta space at Hartsfield-Jackson Atlanta International Airport, in the approximate amount of \$2,991,484.00 annually for Fiscal Years 2012 through and 2017 and \$2,319,426.00 for partial Fiscal Year 2011; to be charged to and paid from FDOA as listed; and for other purposes.
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS**
- 10-R-1551 (30) A Resolution by **Transportation Committee** authorizing the Mayor to apply for, accept, execute associated documents and implement all grant awards offered to the City of Atlanta from all State and Federal Agencies for Projects at Hartsfield-Jackson Atlanta International Airport during the 2011 Fiscal Years; and for other purposes.
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS**

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-1578 (31) A Resolution by **Transportation Committee** amending Resolution 10-R-1406 to incorporate the terms for supplemental rental payments to be made to the City of Atlanta by Atlantic Southeast Airlines, Inc. for its occupancy and use of certain premises located at Hartsfield-Jackson Atlanta International Airport; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS
- 10-R-1579 (32) A Resolution by **Transportation Committee** amending Resolution 10-R-1326 to incorporate the terms for supplemental rental payments to be made to the City of Atlanta by United Airlines, Inc., American Airlines, Inc., Continental Airlines, Inc. and US Airways, Inc. for their occupancy and use of certain premises located at Hartsfield-Jackson Atlanta International Airport; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS
- 10-R-1580 (33) A Resolution by **Transportation Committee** authorizing the Mayor to execute Amendment No. 18 to the Central Passenger Terminal Complex Lease Agreement with AirTran Airways, Inc. covering a supplemental rental payment to the City of Atlanta related to its occupancy and use of certain facilities and premises leased from the City of Atlanta located at Hartsfield-Jackson Atlanta International Airport; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS
- 10-R-1581 (34) A Resolution by **Transportation Committee** authorizing the Mayor to execute Amendment No. 21 to the Central Passenger Terminal Complex Lease Agreement with Delta Airlines, Inc. covering a supplemental rental payment to the City of Atlanta related to its occupancy and use of certain facilities and premises leased from the City of Atlanta located at Hartsfield-Jackson Atlanta International Airport; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 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
JOYCE SHEPERD, CHAIR

10-R-1374 (35) A Resolution by **Community Development/ Human Resources Committee** authorizing the Mayor, on behalf of the Department of Planning and Community Development, Office of Housing, to enter into a Housing Assistance Payments ("HAP) contract with Del-Har, Inc. in an amount not to exceed \$206,658.00 in order to pay rental unit subsidies on twenty-eight (28) units for very low income families at the Vanira Village Apartments pursuant to the Section 8 Moderate Rehabilitation Program sponsored by the U. S. Department of Housing and Urban Development (HUD); and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS

10-R-1491 (36) A Resolution by **Community Development/ Human Resources Committee** authorizing the re-employment of Jocelyn Ross as Grants Analyst in the Department of Parks, Recreation and Cultural Affairs for an amount not to exceed \$31,564.00 pursuant to Section 3-505 (C) of the Charter of the City of Atlanta; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS

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

Claims with favorable recommendations:

10-R-1492 (1) Claim of **Sandra Davenport, through her attorney, David Schoenberg**, for damages alleged to have been sustained as a result of walking on an uncovered water meter box on October 18, 2009 at 136 Moreland Avenue. **\$9,750.00**
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS

10-R-1493 (2) Claim of **Orion Knight**, for damages alleged to have been sustained as a result of a vehicular accident on May 10, 2010 at 4th Street and Myrtle Street. **\$4,524.12**
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 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-1494 (3) Claim of **Cathy Martin, through her attorney, Heather Thorpe**, for damages alleged to have been sustained as a result of a vehicular accident on December 21, 2009 at 872 Deckner Avenue. **\$4,300.00**
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS
- 10-R-1495 (4) Claim of **Balboa Insurance Company, as subrogee of Yolanda Wilson**, for damages alleged to have been sustained as a result of an automobile accident on May 17, 2010 at 938 Sims Street, SW. **\$3,124.99**
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS
- 10-R-1496 (5) Claim of **Phillip Davis**, for vehicle damages alleged to have been sustained as a result of a sewer backup on January 20, 2010 at 671 Cativo Drive. **\$2,300.00**
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS
- 10-R-1497 (6) Claim of **James and Edna Clark**, for damages alleged to have been sustained as a result of a sewer backup on March 15, 2010 at 1184 Kipling Street, SE. **\$2,959.91**
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS
- 10-R-1498 (7) Claim of **Georgia Power Company**, for damages alleged to have been sustained as a result of a vehicular accident on February 2, 2010 at 360 Jackson Street. **\$1,595.52**
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS
- 10-R-1499 (8) Claim of **Rebecca Perry**, for damages alleged to have been sustained as a result of a vehicular accident on September 21, 2009 at 1350 Howell Mill Road. **\$1,450.00**
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 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-1500 (9) Claim of **Mattie Aikens**, for damages alleged to have been sustained as a result of striking a construction cut on June 3, 2010 at 2945 Stone Hogan Connector, SW. **\$1,420.00**
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS
- 10-R-1501 (10) Claim of **Omni Indemnity Company, as subrogee of Samuel K. Hill**, for property damages alleged to have been sustained from an automobile accident March 20, 2010 at Bass Street and Ira Street. **\$1,046.28**
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS
- 10-R-1502 (11) Claim of **Christopher Johnson**, for vehicle damages alleged to have been sustained as a result of driving over a pothole on April 5, 2010 at 915 8th Street. **\$950.00**
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS
- 10-R-1503 (12) Claim of **Allstate Insurance Company, as subrogee of Walter Collins**, for damages alleged to have been sustained as a result of driving over a pothole on January 18, 2010 at 2755 7th Street. **\$923.88**
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS
- 10-R-1504 (13) Claim of **Helen Griffin**, for damages alleged to have been sustained as a result of striking a pothole on February 9, 2010 at 872 Berne Street. **\$718.97**
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS
- 10-R-1505 (14) Claim of **Ira Tedoff**, for damages alleged to have been sustained as a result of driving over a street cut around a water valve on February 15, 2010 at North Highland Avenue and East Rock Springs Road. **\$714.90**
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 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-1506 (15) Claim of **Lillian V. Bivins**, for damages alleged to have been sustained as a result of driving over an unsecured construction project on December 9, 2009 at Spring Street and 1st Street. **\$667.95**

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

10-R-1541 (16) A **Substitute Claim** by **Public Safety and Legal Administration Committee** of **James Davis**, for damages alleged to have been sustained to his windshield as a result of it being struck by a rock from a riding lawn mower on June 10, 2010 at 1565 Martin Luther King, Jr. Drive. **\$622.60**

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

Claims with unfavorable recommendations:

10-R-1507 (17) Claim of **Anthony Harper**, for damages alleged to have been sustained as a result of driving over an unsecured construction cut on December 23, 2009 at Memorial Drive at Clifton Road.

ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS

10-R-1508 (18) Claim of **John Saunders**, for damages alleged to have been sustained as a result of driving over a construction cut on January 8, 2010 at 570 Spring Street.

ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS

10-R-1509 (19) Claim of **Jerry Lee, through his attorney, David M. Lewis**, for damages alleged to have been sustained as a result of a fall on a private walkway on January 15, 2010 at 69 Jessie Hill, Jr. Drive.

ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS

10-R-1510 (20) Claim of **Allstate Insurance Company, as subrogee of Alton Gaston**, for damages alleged to have been sustained as a result of driving over an unsecured construction cut on September 4, 2009 at 730 St. Charles Avenue.

ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 12 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-1511 (21) Claim of **Sheet Metal Works' Local 85 c/o Ronald H. Whatley**, for damages alleged to have been sustained to its water line during the installation of a sidewalk on June 16, 2009 at 1838 Metropolitan Parkway, SW.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS
- 10-R-1512 (22) Claim of **Donna Frishe, through her attorney, Orlando A. Marra, Esq., Montlick & Associates, P.C.**, for bodily injuries alleged to have been sustained from a fallen panel while entering a security area on June 1, 2010 at Hartsfield-Jackson International Airport, 6000 N. Terminal Parkway.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS
- 10-R-1513 (23) Claim of **Nationwide Property & Casualty Insurance Company, as subrogee of Alfreda Shufford**, 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 15, 2010 at 1969 Jonesboro Road, SE.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS
- 10-R-1514 (24) Claim of **Balbina Rodriguez, through her attorney, Jason A. Shartzter, Yosha Cook Shartzter & Tisch**, for bodily injuries alleged to have been sustained when a piece of metal molding or metal expansion joint became detached from the wall on January 5, 2010 at Hartsfield-Jackson Atlanta International Airport, 8700 Spine Road.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS
- 10-R-1515 (25) Claim of **Jeffrey Smith**, for vehicular damages alleged to have been sustained after driving over a pothole on January 31, 2010 at Juniper Street, NE and Ponce de Leon Avenue, NE.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 12 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-1516 (26) Claim of **James and Beverly Ellis, through their attorney, Sam L. Starks, Esq.**, for property damages allegedly sustained from storm sewer overflows on September 19, 2009 and October 15, 2009 at 1812 Brewer Boulevard, SW.
ADVERSE ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS
- 10-R-1517 (27) Claim of **Jannett Roberts, through her attorney, Sam L. Starks, Esq.**, for property damages allegedly sustained from a sewer backup on September 19, 2009 and October 15, 2009 at 1809 Brewer Boulevard, SW.
ADVERSE ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS
- 10-R-1518 (28) Claim of **Lula P. Whatley, through her attorney, Mary Carole Cooney**, for damages alleged to have been sustained during a sanitary sewer project in 2009 at 215 West Lake Drive, NW.
ADVERSE ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS
- 10-R-1519 (29) Claim of **Bill Martin, through his attorney, Piers J. Weyant**, for damages alleged to have been sustained as a result of a water service account dispute between September 2009 and October 2009 at 5910 Mallory Road, College Park.
ADVERSE ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS
- 10-R-1520 (30) Claim of **Daland and Emily Pylant**, for damages alleged to have been sustained as a result of a sewer backup on September 21, 2009 at 582 Oakdale Road.
ADVERSE ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS
- 10-R-1521 (31) Claim of **Gary M. Pattman**, for damages alleged to have been sustained as a result of striking a construction cut on November 22, 2009 at Ponce de Leon Avenue and Parkway Drive, NE.
ADVERSE ON CONSENT BY A ROLL CALL VOTE OF 12 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-1522 (32) Claim of **Raushanah El-Amin Foster**, for damages alleged to have been sustained as a result of striking a construction cut on February 8, 2010 at 996 Cascade Road.
ADVERSE ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS
- 10-R-1523 (33) Claim of **David M. Wofford**, through his attorney, **Sam L. Starks, Esq.**, for property damages allegedly sustained from a sewer backup on September 19-20, 2009 at 1805 Brewer Boulevard, SW.
ADVERSE ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS
- 10-R-1524 (34) Claim of **Carl A. and Angela S. Fields**, through their attorney, **Clarence Cuthpert**, for damages alleged to have been sustained as a result of an arrest on October 23, 2010 at 3463 Roxboro Road.
ADVERSE ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS
- 10-R-1525 (35) Claim of **Charles Cornwell**, for damages alleged to have been sustained as a result of sidewalk installation on May 4 – May 6, 2010 at 3989 Wieuca Road.
ADVERSE ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS
- 10-R-1526 (36) Claim of **Latasha Smith**, for damages alleged to have been sustained as a result of an automobile accident on April 26, 2010 at 10 North Avenue, NE and West Peachtree Street, NE.
ADVERSE ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS
- 10-R-1527 (37) Claim of **Steven R. Smith**, for damages alleged to have been sustained as a result of an automobile accident on April 26, 2010 at 10 North Avenue, NE and West Peachtree Street, NE.
ADVERSE ON CONSENT BY A ROLL CALL VOTE OF 12 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-1528 (38) Claim of **Jacquelyn Woods**, for damages alleged to have been sustained to her irrigation system during the replacement of a water meter box on April 21, 2010 at 980 Carlo Woods Drive.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS
- 10-R-1529 (39) Claim of **Demetrius Thomas, through his attorney, Neil Putnam**, for damages alleged to have been sustained as a result of an automobile accident on February 15, 2010 at Avon Avenue and Lee Street.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS
- 10-R-1530 (40) Claim of **Faye Fulks**, for damages alleged to have been sustained as a result of an automobile accident on January 11, 2010 at Fairburn Road and Benjamin E. Mays Drive.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS
- 10-R-1531 (41) Claim of **Don Crawford**, for damages alleged to have been sustained as a result of driving over a median in the roadway on December 12, 2009 at 3626 Wieuca Road.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS
- 10-R-1532 (42) Claim of **Clara Funderburg, through her attorney, Thelma Wyatt Moore**, for damages alleged to have been sustained during a sewer rehabilitation project between May 14, 2008 and present at 2990 Stone Hogan Road.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS
- 10-R-1533 (43) Claim of **Robert Hood, through his attorney, Neil Putnam**, for damages alleged to have been sustained as a result of an automobile accident on February 15, 2010 at Avon Avenue and Lee Street.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 12 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-1534 (44) Claim of **Lottie Mallory, through her attorney, Steven West**, for damages alleged to have been sustained as a result of a trip and fall on August 30, 2009 at 1077 Ralph David Abernathy Boulevard.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS

10-R-1571 (45) Claim of **Brenton Arnold, through his attorney, Thomas L. Schaefer**, for damages alleged to have been sustained as a result of an automobile accident on January 2, 2010 at Washington Road and Laurel Ridge Way, East Point.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS

10-R-1572 (46) Claim of **Frederick Palmer, Jr., deceased, through his attorney, L. Chris Stewart**, for damages alleged to have been sustained as a result of an automobile accident on December 15, 2009 at McDonough Boulevard and Blashfield Street.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 12 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 15 as follows) were Referred to the appropriate committees as a collective vote.

- 10-O-1486 (1) An Ordinance by **City Utilities Committee** authorizing the Chief Financial Officer to amend the FY2011 (Water and Wastewater Renewal and Extension Fund) (5052) Budget in the amount of \$6,479,676.00 to transfer funds from the Water and Wastewater Renewal and Extension Fund Reserve for Appropriations and add to appropriations for DWM Hazard Mitigation Project; and for other purposes.
REFERRED TO CITY UTILITIES COMMITTEE BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS

FINANCE/ EXECUTIVE COMMITTEE

YOLANDA ADREAN, CHAIR

- 10-O-1553 (2) An Ordinance by **Finance/ Executive Committee** amending the 2011 (Intergovernmental Grant Fund) Budget by adding to anticipations and appropriations Metropolitan Atlanta Rapid Transit Authority ("MARTA") local funds on behalf of the Department of Public Works, for Transportation Improvement Projects around MARTA Stations in the amount of \$7,649,680.00; and for other purposes.
REFERRED TO FINANCE/ EXECUTIVE COMMITTEE BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS
- 10-O-1554 (3) An Ordinance by **Finance/ Executive Committee** to correct Ordinance 10-O-0473, 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 FINANCE/ EXECUTIVE COMMITTEE BY A ROLL CALL VOTE OF 12 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-1555 (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, to authorize the Mayor, on behalf of the City of Atlanta ("City"), to negotiate for and to purchase one approximately 0.30 acre parcel of property located at 3382 Delmar Lane from the Conservation Fund or current land owner ("The Property"), for the purpose of expanding the existing Old Adamsville Park ("Park"), in an amount not to exceed \$90,000.00. The City's purchase price, closing costs, due diligence demolition, and development costs shall be paid from Impact Fee West 14201997 (Project), 104 (Task), 350291107 (Award), 5411001 (Expense Type Land), Organization City of Atlanta, and Amending the 2010 (General Government Capital Outlay Fund) Budget, Department of Planning and Community Development by transferring between accounts the sum of \$90,000.00; and for other purposes.

REFERRED TO FINANCE/ EXECUTIVE COMMITTEE BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS

10-O-1556 (5) An Ordinance by **Finance/ Executive Committee** to authorize the creation of the Capital Asset-Finance Fund to record the purchase and financing of the equipment under the Georgia Municipal Association, Inc. 1998 Lease Pool; to authorize the Chief Financial Officer to amend the FY 2011 Budget by adding to anticipations and appropriations in the amount of \$15,081,517.00 to be used for the acquisition of equipment for various departments within the City of Atlanta pursuant to the 1998A Master Lease and Option Agreement between the City of Atlanta and the Georgia Municipal Association, Inc; and for other purposes.

REFERRED TO FINANCE/ EXECUTIVE COMMITTEE BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS

10-O-1557 (6) An Ordinance by **Finance/ Executive Committee** to amend the Fiscal Year 2011 (Atlantic Station Fund) Budget by anticipating interest earnings and appropriating funds from Motor Equipment and Design in the total amount of \$508,498.50 to the Construction Fund to pay additional construction costs for the Atlantic Station Fire Station ("Fire Station Number 11"); and for other purposes.

REFERRED TO FINANCE/ EXECUTIVE COMMITTEE BY A ROLL CALL VOTE OF 12 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-1570 (7) An Ordinance by **Finance/Executive Committee** amending the 2011 (General Fund) Budget, transferring funds from Council Districts 2 and 11 and Post 2-At-Large to the Jim Maddox Retirement Trust Fund Account; and for other purposes.
REFERRED TO FINANCE/EXECUTIVE COMMITTEE BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS

10-O-1582 (8) An Ordinance by **Finance/Executive Committee** to amend Chapter 114, Personnel, Article "IV", Classification Plan of the Code of Ordinances, City of Atlanta, Georgia, so as to provide for certain position creations, reclassifications, above entry authorizations, and position transfers in the Departments of Aviation, Executive Offices, Finance, Fire, Law, Parks-Recreation & Cultural Affairs, Police, Public Works, and Watershed Management and other personnel actions in line with the 2011 Budget; and for other purposes.
REFERRED TO FINANCE/EXECUTIVE COMMITTEE BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS

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

10-O-1535 (9) An Ordinance by **Public Safety and Legal Administration Committee** to amend Chapter 10, Article II, Division 3, Section 10-127, Entitled "Temporary Permit for Non-Profit Civic Organizations", to increase the number of permits that may be issued to an organization in any one calendar year from four to six to correspond with State Law; and for other purposes.
REFERRED TO PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS

Council President Ceasar C. Mitchell Presided

CONSENT AGENDA (CONT'D)

SECTION II (CONT'D)

ORDINANCES FOR FIRST READING (CONT'D)

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

- 10-O-1536 (10) An Ordinance by **Public Safety and Legal Administration Committee** to amend Chapter 30, (Businesses), Article II, (Police Power Licenses and Permits Generally), of the City of Atlanta Code of Ordinances, to mandate that the renewal of a license or permit issued under the police powers of the City be conditioned on a showing that the licensed business maintains a current registration with the Business Tax Division and maintains a current certificate in accordance with Chapter 30, Article III (Occupation Tax), Section 30-51 et seq. where applicable; and for other purposes.
REFERRED TO PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS

TRANSPORTATION COMMITTEE
C. T. MARTIN, CHAIR

- 10-O-1552 (11) An Ordinance by **Transportation Committee** to make the intersection of Adams Drive, NW and La Dawn Lane, NW an All-Way stop; and for other purposes.
REFERRED TO TRANSPORTATION COMMITTEE BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS

COMMUNITY DEVELOPMENT/ HUMAN RESOURCES COMMITTEE
JOYCE SHEPERD, CHAIR

- 10-O-1479 (12) An Ordinance by **Community Development/ Human 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 **287/289 Little Street, SE and 288 Grant Park Place, SE**, from the "Low-Density Residential" Land Use Designation to the "Low-Density Commercial" Land Use Designation (Z-10-12); and for other purposes.

NPU-W

Council District 1

REFERRED TO COMMUNITY DEVELOPMENT/ HUMAN RESOURCES COMMITTEE BY A ROLL CALL VOTE OF 12 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 (CONT'D)
JOYCE SHEPERD, CHAIR

- 10-O-1487 (13) An Ordinance by **Community Development/ Human Resources Committee** amending the 2011 (Intergovernmental Grant Fund) Budget by adding to anticipations and appropriations in the amount of \$29,000.00 for one grant award from the National Endowment for the Arts for the purpose of funding the ARTSCool Program for the Bureau of Cultural Affairs; to authorize the Mayor or his designee to accept a \$29,000.00 Grant Award from the National Endowment for the Arts so as to fund the ARTSCool Program; and for other purposes.
REFERRED TO COMMUNITY DEVELOPMENT/ HUMAN RESOURCES COMMITTEE BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS
- 10-O-1488 (14) An Ordinance by **Community Development/ Human Resources Committee** amending the 2011 (WIA Adult Worker Job Training Fund) Budget, Atlanta Workforce Development Agency, by adding to anticipations and appropriation in the amount of \$352,764.00 in the Workforce Investment Act Adult Fund from the Georgia Department of Labor, to provide job training and other skills to local adult workers; and for other purposes.
REFERRED TO COMMUNITY DEVELOPMENT/ HUMAN RESOURCES COMMITTEE BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS
- 10-O-1489 (15) An Ordinance by **Community Development/ Human Resources Committee** amending the 2011 (WIA Dislocated Worker Job Training Fund) Budget, Atlanta Workforce Development Agency, by adding to anticipations and appropriations in the amount of \$283,814.00 in the Workforce Investment Act Dislocated Worker Fund from the Georgia Department of Labor, to provide job training and other skills to local dislocated workers; and for other purposes.
REFERRED TO COMMUNITY DEVELOPMENT/ HUMAN RESOURCES COMMITTEE BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS

COMMITTEE REPORTS

Council President Ceasar C. Mitchell Presided

COMMITTEE REPORTS

COMMITTEE ON COUNCIL (1)
FELICIA A. MOORE, CHAIR

COMMUNICATIONS

Attendance at the September 07, 2010 meeting of the Committee on Council was as follows:

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

Absent: None

ORDINANCE FOR SECOND READING

10-O-1450 (1) An Ordinance by **Committee on Council** to correct and clarify Ordinance No. 10-O-0729, adopted June 25, 2010 and approved June 29, 2010, which ordinance amends 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 and Rescue Department, for the purpose of increasing existing Fire Inspection Fees, Fire Plan Review Fees and Fire Permit Fees and creating new Fire Inspection and Administrative Fees; to update and amend that portion of Appendix "B" pertaining to fees for fire prevention and protection; to waive conflicting Ordinances; and for other purposes.

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

COMMUNICATIONS

10-C-1364 (1) A Communication by **Mayor Kasim Reed** appointing Joya C. DeFoor to serve as the Chief Financial Officer (CFO) for the City of Atlanta; effective upon City Council confirmation. (Favorable by Finance/ Executive Committee 9/1/10)

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

The following Communications (02 through 12) were Confirmed as a collective vote.

10-C-1432 (2) A Communication from **Stanley Pritchett, ED.D., President, Morris Brown College, to Municipal Clerk Rhonda Dauphin Johnson**, submitting their appointment of Dr. Mary Ann Wilson-Booker to serve as a member of the Appeal for Human Rights and the Atlanta Student Movement.

CONFIRMED BY A UNANIMOUS ROLL CALL VOTE OF 15 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-1433 (3) A Communication from **Beverly Daniel Tatum, PH.D., President, Spelman College, to Municipal Clerk Rhonda Dauphin Johnson**, submitting their appointment of Judge Brenda Hill Cole to serve as a member of the Appeal for Human Rights and the Atlanta Student Movement.
CONFIRMED BY A UNANIMOUS ROLL CALL VOTE OF 15 YEAS; 0 NAYS
- 10-C-1434 (4) A Communication from **Aristide J. Collins, Vice President for Institutional Advancement and University Relations, Clark Atlanta University, to Municipal Clerk Rhonda Dauphin Johnson**, submitting their appointment of Mrs. Lydia Tucker Arnold to serve as a member of the Appeal for Human Rights and the Atlanta Student Movement.
CONFIRMED BY A UNANIMOUS ROLL CALL VOTE OF 15 YEAS; 0 NAYS
- 10-C-1435 (5) A Communication from **John Ahmann, Executive Director, Atlanta Committee for Progress, to Municipal Clerk Rhonda Dauphin Johnson**, submitting their appointment of Mrs. Clair Arnold to serve as a member of the Joint Commission for Mr. John Portman and Mr. Herman Russell.
CONFIRMED BY A UNANIMOUS ROLL CALL VOTE OF 15 YEAS; 0 NAYS
- 10-C-1436 (6) A Communication from **William Pate, President & CEO, Atlanta Convention & Visitors Bureau, to Municipal Clerk Rhonda Dauphin Johnson**, submitting their appointment of Ms. Kathleen Jackson Bertrand to serve as a member of the Joint Commission for Mr. John Portman and Mr. Herman Russell.
CONFIRMED BY A UNANIMOUS ROLL CALL VOTE OF 15 YEAS; 0 NAYS
- 10-C-1437 (7) A Communication from **Judy C. Marx, Director, American Jewish Committee, to Municipal Clerk Rhonda Dauphin Johnson**, submitting their appointment of Ms. Valerie Hartman Levy to serve as a member of the Appeal for Human Rights and the Atlanta Student Movement.
CONFIRMED BY A UNANIMOUS ROLL CALL VOTE OF 15 YEAS; 0 NAYS

Council President Ceasar C. Mitchell Presided

COMMITTEE REPORTS (CONT'D)

COMMITTEE ON COUNCIL (3)

FELICIA A. MOORE, CHAIR

COMMUNICATIONS (CONT'D)

- 10-C-1440 (8) A Communication from **Leroy R. Johnson, Esq., Chairman of the Board of Directors of the Butler Street YMCA, to Municipal Clerk Rhonda Dauphin Johnson**, submitting their appointment of Mr. William "Sonny" Walker to serve as a member of the Joint Commission for Mr. John Portman and Mr. Herman Russell.
CONFIRMED BY A UNANIMOUS ROLL CALL VOTE OF 15 YEAS; 0 NAYS
- 10-C-1445 (9) A Communication by **Councilmember Aaron Watson** appointing Ms. Cora "Cocoa" Dunston to serve as a member of the Atlanta Commission on Women. Her appointment is for a term of two (2) years.
CONFIRMED BY A UNANIMOUS ROLL CALL VOTE OF 15 YEAS; 0 NAYS
- 10-C-1468 (10) A Communication by **Councilmembers Carla Smith, District 1; Kwanza Hall, District 2; Ivory Lee Young, Jr., District 3; Cleta Winslow, District 4 and Michael Julian Bond, Post 1 At-Large** appointing Ms. Carolyn Long Banks to serve as a member of the Commission to Honor the Committee for the Appeal for Human Rights and the Atlanta Student Movement, scheduled to begin on the date of Council confirmation.
CONFIRMED BY A UNANIMOUS ROLL CALL VOTE OF 15 YEAS; 0 NAYS
- 10-C-1469 (11) A Communication from **Mr. Charles Hodges, Chairman of the Board of Trustees of the Rush Memorial Congregational Church, to Municipal Clerk Rhonda Dauphin Johnson**, submitting their nomination of Mrs. Alethea W. Boone to serve as a member of the Commission to Honor the Committee for the Appeal for Human Rights and the Atlanta Student Movement, scheduled to begin on the date of Council confirmation.
CONFIRMED BY A UNANIMOUS ROLL CALL VOTE OF 15 YEAS; 0 NAYS
- 10-C-1443 (12) A Communication by **Mayor Kasim Reed** appointing Constance Barkley-Lewis to serve on the Atlanta Development Authority Board. This appointment is for a term of four years and begins on the date of Council confirmation. (Favorable by CD/HR Committee 8/31/10)
CONFIRMED BY A UNANIMOUS ROLL CALL VOTE OF 15 YEAS; 0 NAYS

Council President Ceasar C. Mitchell Presided

COMMITTEE REPORTS (CONT'D)

COMMITTEE ON COUNCIL (4)
FELICIA A. MOORE, CHAIR

COMMUNICATIONS (CONT'D)

10-C-1438 (13) A Communication from **Robert M. Franklin, President, Morehouse College, to Municipal Clerk Rhonda Dauphin Johnson**, submitting their appointment of Ms. Fran Phillips-Calhoun to serve as a member of the Appeal for Human Rights and the Atlanta Student Movement.
FILED BY A UNANIMOUS ROLL CALL VOTE OF 15 YEAS; 0 NAYS

The following Communications (14 through 18) were Confirmed as a collective vote.

10-C-1354 (14) A Communication by **Mayor Kasim Reed** appointing Mr. Les Stumpff to serve as a member of the Xernona Clayton Commission, scheduled to begin on the date of Council confirmation. (Held 8/16/10 by the Committee to allow the appointee an opportunity to appear before the Committee.)
CONFIRMED BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS

10-C-1583 (15) A Communication by **Mayor Kasim Reed** appointing Mr. Charles A. Black to serve as a member of the Appeal for Human Rights and the Atlanta Student Movement.
CONFIRMED BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS

10-C-1684 (16) A Communication from **Robert M. Franklin, President, Morehouse College, to Municipal Clerk Rhonda Dauphin Johnson**, submitting their appointment of Mr. Lonnie King to serve as a member of the Appeal for Human Rights and the Atlanta Student Movement.
CONFIRMED BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS

10-C-1585(17) A Communication by **Councilmembers Natalyn Archibong, District 5; Alex Wan, District 6; Howard Shook, District 7; Yolanda Adrean, District 8 and Aaron Watson, Post 2 At-Large** appointing Mrs. Wylma L. Blanding to serve as a member of the Appeal for Human Rights and the Atlanta Student Movement.
CONFIRMED BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS

10-C-1686 (18) A Communication from **Charles F. McDew, Chair of Legacy of the Student Nonviolent Coordinating Committee, to Municipal Clerk Rhonda Dauphin Johnson**, submitting their appointment of Ms. Constance Curry to serve as a member of the Appeal for Human Rights and the Atlanta Student Movement.
CONFIRMED BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS

Council President Ceasar C. Mitchell Presided

COMMITTEE REPORTS (CONT'D)

CITY UTILITIES COMMITTEE (1)

NATALYN M. ARCHIBONG, CHAIR

Attendance at the August 31, 2010 meeting of the City Utilities Committee was as follows:

Present: Councilmembers Archibong (Chair), Martin, Shook, Smith and Adrean

Absent: Councilmembers Watson and Hall

The Standing Committee of City Utilities did not have a report.

9/7/10 Action Minutes

Council President Ceasar C. Mitchell Presided

COMMITTEE REPORTS (CONT'D)

FINANCE/ EXECUTIVE COMMITTEE (1)
YOLANDA ADREAN, CHAIR

Attendance at the September 01, 2010 meeting of the Finance/Executive Committee was as follows:

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

Absent: Councilmember Watson

REPORT

10-TR-1584 (1) Report of the **Chief Financial Officer** of the Transfer of Appropriations from one Line Item to another Line Item to various Funds as approved under Section 6-304(b) of the Charter of the City of Atlanta.

Chairperson Adrean sounded the caption to 10-TR-1584 and made a Motion to Refer the item back to the Finance/ Executive Committee. It was Seconded by Councilmember Martin and the Motion CARRIED by a roll call vote of 10 yeas; 0 nays.

REFERRED TO FINANCE/ EXECUTIVE COMMITTEE BY A ROLL CALL VOTE OF 10 YEAS; 0 NAYS

The following Ordinance (10-O-0401) and Resolutions (01 through 02 as follows) were taken as a collective vote.

ORDINANCE FOR SECOND READING

10-O-0401 (1) An Ordinance by **Councilmember C. T. Martin** to grant Amnesty on Late Fees, Penalties and Interest for Unpaid Parking Tickets; to provide that no additional fees, penalties or interest shall be assessed against the obligator for late payments; to repeal conflicting Ordinances; and for other purposes.
FILED BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

Council President Ceasar C. Mitchell Presided

COMMITTEE REPORTS (CONT'D)

FINANCE/ EXECUTIVE COMMITTEE (2)
YOLANDA ADREAN, CHAIR

RESOLUTIONS

- 10-R-1566 (1) A Resolution by **Finance/ Executive Committee** authorizing the Mayor to enter into a Cooperative Purchasing Agreement pursuant to §2-1606 of the City of Atlanta Code of Ordinances, with Dell Marketing, LP, utilizing the State of Georgia Contract #SWC-07764, in an amount not to exceed \$824,587.11 over a three year period; to be charged to and paid from FDOA Fund 5501 Airport Operating Revenue, Department 180107 (Department of Aviation, Aviation Information Services), Expenditure 5213001 (Consultant Professional Services/ Technical), Functional Activity 7563000 (Airport); and for other purposes.
FILED BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS
- 10-R-1567 (2) A Resolution by **Finance/ Executive Committee** authorizing the Chief Procurement Officer to enter into a Cooperative Purchasing Agreement pursuant to §2-1606 of the City of Atlanta Code of Ordinances, with DLT Solutions, Inc. utilizing the State of Georgia Contract #GS-35F-4543G in an amount not to exceed \$33,887.72; to be charged to and paid from FDOA 5501 Airport Operating Revenue, Department 180107 (Department of Aviation, Aviation Information Services), Expenditure 5213001 (Consultant Professional Services/ Technical), Functional Activity 7563000 (Airport); and for other purposes.
FILED BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

Council President Ceasar C. Mitchell Presided

COMMITTEE REPORTS (CONT'D)

FINANCE/ EXECUTIVE COMMITTEE (3)
YOLANDA ADREAN, CHAIR

RESOLUTIONS (CONT'D)

- 10-R-1569 (3) A Resolution by **Finance/ Executive Committee** authorizing the Chief Procurement Officer to utilize GSA Contract Number GS-07F-0468-V, which encompasses GSA-FEEL (Upgrade IST Vehicle-SUV), GSA-90-69000-0 (Scheduled Preventative Maintenance, checks, and service for 3 years – SUV), and GSA-02-80051-0 (Harris Wireless Tracking Platform including components and training SR2, portable equipment and accessories, and annual maintenance costs – Harris Equipment- for 3 years), to purchase a wireless tracking vehicle, on behalf of the Department of Police (“Department”), in an amount not to exceed \$684,569.33. All costs shall be charged to and paid from a grant from the United States Department of Justice, \$14,508.00 shall be charged to and paid from 2501 (Intergovernmental Grant Fund); 240101 (General Ledger Department; APD Chief of Police); 5422003 (Expense Account; Vehicles \$5,000+); 1320000 (Function Activity Number: Chief Executive); 31839 (General Ledger Project: 2007 JAG); 210009 (General Ledger Funding Source: 2007 JAG); and \$670,061.33 shall be charged to and paid from 2501 (Intergovernmental Grant Fund); 240101 (General Ledger Department: APD Chief of Police; 5421003 (Expense Account: Equipment \$5,000+); 1320000 (Function Activity Number: Chief Executive); 31839 (General Ledger Project: 2007 JAG); 210009 (General Ledger Funding Source: 2007 JAG); and for other purposes.

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

Council President Ceasar C. Mitchell Presided

COMMITTEE REPORTS (CONT'D)

FINANCE/ EXECUTIVE COMMITTEE (4)
YOLANDA ADREAN, CHAIR

ITEM REMOVED FROM CONSENT AGENDA

10-R-1577 (1) A Resolution by **Finance/ Executive Committee** authorizing the Mayor of the City of Atlanta along with the Executive Director of the Atlanta Workforce Development Agency (“AWDA”) to execute an Intergovernmental Agreement with the Housing Authority of the City of Atlanta, Georgia (“AHA”) for the purpose of supporting AHA-assisted Families in meeting the AHA Catalyst Work Requirement; waiving the grant applications provision of Section 2-910 of the Atlanta City Code in order to accept grant funds not to exceed \$1,250,000.00 over the next five years; and for other purposes. **Note: The above item was removed from the Consent Agenda by request of Councilmember Martin.**

Chairperson Adrean sounded the caption to Resolution 10-R-1577 and made a Motion to Adopt. Without Objection, the Motion CARRIED by a roll call vote of 12 yeas; 0 nays; 1 abstention.

Note: Councilmember Keisha Bottoms stated for the record her abstention to Resolution 10-R-1577 was due to a potential conflict of interest.

ADOPTED BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS; 1 ABSTENTION

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 August 31, 2010 meeting of the Public Safety and Legal Administration Committee was as follows:

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

Absent: Councilmembers Willis and Archibong

The Standing Committee of Public Safety and Legal Administration did not have a report.

9/7/10 Action Minutes

Council President Ceasar C. Mitchell Presided

COMMITTEE REPORTS (CONT'D)

TRANSPORTATION COMMITTEE (1)

C. T. MARTIN, CHAIR

Attendance at the September 01, 2010 meeting of the Transportation Committee was as follows:

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

Absent: Councilmembers Bond and Archibong

ORDINANCE FOR SECOND READING

10-O-1429 (1) An Ordinance by **Transportation Committee** to amend Chapter 150, Article IV, Division 3, Section 150-132 of the City of Atlanta Code of Ordinances to amend the provisions of Ordinance No. 99-O-0777, Adopted by the Atlanta City Council on December 3, 2001, and effective as of December 21, 2001, so as to revise said ordinance by deleting Section 3 of Ordinance No. 99-O-0777 which provided that parking meter fee increases from \$.50 per half hour to \$1.00 per half hour would not apply to meters located around City Hall downtown, Grady Hospital, Atlanta Medical Center, and other applicable hospitals; and for other purposes.
FILED BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS

RESOLUTIONS

10-R-1542 (1) A Resolution by **Transportation Committee** authorizing the Mayor to execute Renewal Agreement No. 1 with Standard Parking Solutions, for FC-6004007831, Ground Transportation Taxi Starter Services at Hartsfield-Jackson Atlanta International Airport, on behalf of the Department of Aviation, in an amount not to exceed \$467,716.00; all contracted work shall be charged to and paid from FDOA as listed; and for other purposes.
(Councilmember Lance Bottoms made a motion to file.)
FILED BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS

10-R-1550 (2) An **Amended** Resolution by **Transportation Committee** authorizing the Mayor to execute and award Contract No. FC-5038 Comprehensive Development of Airport Branding and Advertising Program, with Fuseideas and for the Aviation General Manager, or his designee to issues Task Order under contract, in an amount not to exceed \$750,000.00, to serve as the Department of Aviation's Advertising Agency of Record for Hartsfield-Jackson Atlanta International Airport. All services will be charged to and paid from FDOA as listed; and for other purposes.
ADOPTED AS AMENDED BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS

Council President Ceasar C. Mitchell Presided

COMMITTEE REPORTS (CONT'D)

COMMUNITY DEVELOPMENT/ HUMAN RESOURCES COMMITTEE (1)

JOYCE SHEPERD, CHAIR

Attendance at the August 31, 2010 meeting of the Community Development/Human Resources Committee was as follows:

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

Absent: Councilmembers Bond and Hall

ORDINANCE FOR SECOND READING

10-O-0303 (1) A **Substitute** Ordinance by **Community Development/ Human**
CDP-09-29 **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 **240 Colonial Homes Drive**,
from the "Medium Density Residential" Land Use Designation to
the "High Density Residential" Land Use Designation (Z-09-27);
and for other purposes. (**Public Hearings held on 3/8/10 and 6/14/10**)

NPU-C

Council District 8

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

Council President Ceasar C. Mitchell Presided

COMMITTEE REPORTS (CONT'D)

ZONING COMMITTEE (1)

CLETA WINSLOW, VICE-CHAIR

Attendance at the September 01, 2010 meeting of the Zoning Committee was as follows:

Present: Councilmembers Winslow (Vice-Chair), Young, Shook and Smith

Absent: Councilmembers Watson and Bottoms

ZONING REVIEW BOARD SUMMARY REPORT

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

10-O-1243 (1) An **Amended** Ordinance by **Zoning Committee** granting a Special
U-10-13 Use Permit for a Salvage Yard pursuant to Section 16-17.005 (1)
(c), property located at **1134 Sylvan Road, S.W.**, fronting
approximately 85 feet on the east side of Sylvan Road and
approximately 61 feet north of the intersection of Sylvan Road and
Avon Road. Depth: varies; Area: approximately 2.032 acres; Land
Lot 106, 14th District Fulton County, Georgia. Owner: Mercy L.
Matthews; Applicant: Mercy L. Matthews; NPU-X Council District
12.

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

10-O-0960 (2) An **Amended** Ordinance by **Zoning Committee** granting a Special
U-10-18 Use Permit for a Day Care Center pursuant to Section 16-06.005
(1) (b), property located at **3297 Fairburn Road, S.W.**, fronting
approximately 75 feet on the northwesterly side of Fairburn Road
and approximately 940 feet east of the Seaboard Coast Railroad
Line. Depth: varies; Area: approximately 0.472; Land Lot 35, 14th
ff District Fulton County, Georgia. Owner: Arlethea Marie
Scrivens-Aghaji; Applicant: Arlethea Marie Scrivens-Aghaji; NPU-P
Council District 11.

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

10-O-1244 (3) An **Amended** Ordinance by **Zoning Committee** granting a Special
U-10-21 Use Permit for a Day Care Center pursuant to Section 16-05.005
(1) (b), property located at **4190 Tell Road, S.W.**, fronting
approximately 27.5 feet on the south side of Tell Road. Depth:
varies; Area: approximately 5.3 acres; Land Lot 34, 14th ff District
Fulton County, Georgia. Owner: David L. Dumas; Applicant:
Tiffany Dumas; NPU-P Council District 11.

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

Council President Ceasar C. Mitchell Presided

COMMITTEE REPORTS (CONT'D)

ZONING COMMITTEE (2)

CLETA WINSLOW, VICE-CHAIR

ZONING REVIEW BOARD SUMMARY REPORT (CONT'D)

10-O-1245 (4)
U-10-22 An **Amended** Ordinance by **Zoning Committee** granting a Special Use Permit for an Eating and Drinking Establishment pursuant to Section 16-18P.007 (1) (b), property located at **1075 Peachtree Street, N.E.**, fronting approximately 443 feet on the east side of Peachtree Street beginning at the intersection of Peachtree Street and 12th Street. Depth: varies; Area: approximately 2.95 acres; Land Lot 106, 17th District, Fulton County, Georgia. Owner: The Development Authority of Fulton County; Applicant: 1075 Peachtree, LLC; NPU-E Council District 6.

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

10-O-1246 (5)
U-10-23 An **Amended** Ordinance by **Zoning Committee** granting a Special Use Permit for a Church pursuant to Section 16-18K.004 (3) (a), property located at **105 Joseph E. Lowery Boulevard, S.W.**, fronting approximately 168 feet on the west side of Joseph E. Lowery at the intersection of Joseph E. Lowery Boulevard and Palmetto Avenue. Depth: varies; Area: approximately 0.7217 acres; Land Lot 116, 14th District, Fulton County, Georgia. Owner: Refuge Temple; Applicant: Karim Shahid; NPU-T Council District 4

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

10-O-0646 (6)
Z-10-07 An **Amended** Ordinance by **Zoning Committee** to rezone property from the R-5 (Two Family Residential) District to the PD-H (Planned Development) District/HD20 (k) (Grant Park Historic) District, property located at **943 Cherokee Avenue, S.E.**, fronting approximately 97 feet on the west side of Cherokee Avenue at the southwest corner of Kendrick Avenue. Depth: approximately 137 feet; Area: approximately 0.28 acres; Land Lot 42, 14th District, Fulton County, Georgia. Owner: Brett and Charles Smith and Paul Saros; Applicant: Eric J. Kronberg; NPU-W Council District 1.

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

Council President Ceasar C. Mitchell Presided

COMMITTEE REPORTS (CONT'D)

ZONING COMMITTEE (3)

CLETA WINSLOW, VICE-CHAIR

ZONING REVIEW BOARD SUMMARY REPORT (CONT'D)

10-O-0521 (7) An Ordinance by **Zoning Committee** granting a Special Use
U-10-08 Permit for a Day Care Center pursuant to Section 16-06.005 (1)
(b), property located at **1812 Donald Lee Hollowell Parkway,
N.W.**, fronting approximately 117.97 feet on the south side of
Donald Lee Hollowell Parkway at the southwest intersection of
Donald Lee Hollowell Parkway and South Evelyn Place. Depth:
approximately 172 feet; Area: approximately 0.424 acres; Land Lot
176, 14th District Fulton County, Georgia. Owner: Bettye
Arrington; Applicant: Bettye Arrington; NPU-J Council District 9.
ADVERSED BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS

10-O-0959 (8) An Ordinance by **Zoning Committee** to rezone from the C-4
Z-10-13 (Central Area Commercial Residential) District to the C-3
(Commercial Residential) District, property located at **333
Highland Avenue, N.E.**, fronting approximately 237.99 feet on the
west side of Hilliard Street, approximately 69 feet on the south
side of North Highland Avenue and bordering Interstate 75/85
Connector with approximately 214.44 feet. Depth: varies; Area:
approximately 0.554 acres; Land Lot 46, 14th District, Fulton
County, Georgia. Owner: 333 Highland Avenue Associates, LLC;
Applicant: 333 Highland Avenue Associates, LLC; NPU-M Council
District 2.
FILED BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS

Council President Ceasar C. Mitchell Presided

COMMITTEE REPORTS (CONT'D)

ZONING COMMITTEE (4)

CLETA WINSLOW, VICE-CHAIR

ORDINANCE FOR SECOND READING

10-O-0024 (1)
Z-09-27

An Ordinance by **Councilmember Aaron Watson as Substituted by Zoning Committee** to rezone from the RG-3 (Residential General-Sector 3) District to the MR-4-C (Multi-Family Residential Conditional) District, property located at **240 Colonial Homes Drive, NW**, fronting approximately 875 feet on the north and south side of Colonial Homes Drive beginning approximately 680 feet from the west corner of Peachtree Road.

Depth: Varies
Area: Approximately 20.76 Acres
Land Lots: 110 and 111, 17th District, Fulton County, Georgia
Owner: Pope and Land Enterprises, Inc.
Applicant: Pope and Land Enterprises, Inc.
NPU-C Council District 8

The original Adverse vote of Ordinance 10-O-0024 was CARRIED by a roll call of 13 yeas; 0 nays; however, Councilmember Watson made a Motion to Reconsider the item. It was properly Seconded and the Motion CARRIED by a roll call vote of 14 yeas; 0 nays. The ordinance was before Council. Following, Vice-Chair Winslow made a Motion to Adverse. It was properly Seconded and CARRIED by a roll call vote of 14 yeas; 0 nays.

ADVERSED SUBSTITUTE BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS

Council President Ceasar C. Mitchell Presided

COMMITTEE REPORTS (CONT'D)

ZONING COMMITTEE (5)

CLETA WINSLOW, VICE-CHAIR

ORDINANCES FOR FIRST READING

All Ordinances for First Reading (01 through 08 as follows) were Referred to the Zoning Review Board and Zoning Committee as a collective vote.

10-O-1471 (1) An Ordinance by **Zoning Committee** to rezone property from
Z-10-16 the R-4 (Single Family Residential) District/ BeltLine Overlay District to the MR-3 (Multifamily Residential) District/ BeltLine Overlay District, for property located at **403 Montgomery Ferry Drive, NE**, property fronting approximately 65.13 feet on the southeastern side of Montgomery Ferry Drive beginning 451.24 feet from the southwestern corner of Monroe Drive.

Depth: Approximately 150 Feet
Area: Approximately 0.22 Acre
Land Lot: 56, 17th District, Fulton County, Georgia
Owner: Sarah E. Ashton
Applicant: Sarah E. Ashton
NPU-F Council District 6

REFERRED TO ZONING REVIEW BOARD AND ZONING COMMITTEE BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS

10-O-1472 (2) An Ordinance by **Zoning Committee** to rezone property from
Z-10-21 the PD-H (Planned Development-Housing) District/ BeltLine Overlay District to the MR-3 (Multifamily Residential) District/ BeltLine Overlay District, for property located at **764 Highland Avenue, NE**, property fronting approximately 123 feet on the north side of North Highland Avenue beginning approximately 158 feet from the northeast corner of Alaska Avenue.

Depth: Varies
Area: Approximately 4.85 Acres
Land Lots: 18th and 19th, 14th District, Fulton County, Georgia
Owner: Residential Recovery Fund, LLC
Applicant: Stacy Patton for Residential Recovery Fund, LLC
NPU-M Council District 2

REFERRED TO ZONING REVIEW BOARD AND ZONING COMMITTEE BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS

Council President Ceasar C. Mitchell Presided

COMMITTEE REPORTS (CONT'D)

ZONING COMMITTEE (6)

CLETA WINSLOW, VICE-CHAIR

ORDINANCES FOR FIRST READING (CONT'D)

10-O-1473 (3) An Ordinance by **Zoning Committee** granting a Special Use
U-10-24 Permit under the provisions of Section 16-06.005(l)(g) for a
Personal Care Home, property located at **2695 Dodson Terrace,
SW**, fronting 75 feet on the north side of Dodson Terrace and
approximately 480 feet west of the intersection of Dodson Terrace
and Dodson Drive.

Depth: Varies
Area: Approximately 0.2894 Acre
Land Lot: 199, 14th District, Fulton County, Georgia
Owner: Nnenna M. Ekeke
Applicant: Nnenna M. Ekeke
NPU-R Council District 11

**REFERRED TO ZONING REVIEW BOARD AND ZONING
COMMITTEE BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS**

10-O-1474 (4) An Ordinance by **Zoning Committee** granting a Special Use
U-10-25 Permit under the provisions of Section 16-06A.005(l)(g) for a
Personal Care Home, property located at **505 James P. Brawley
Drive, SW**, fronting approximately 100 feet on the north side of
Kennedy Street and approximately 98 feet on the east side of
James P. Brawley Drive.

Depth: Varies
Area: Approximately 0.224 Acre
Land Lot: 111, 14th District, Fulton County, Georgia
Owner: Hakim Alladin
Applicant: Shirley A. Barker
NPU-L Council District 3

**REFERRED TO ZONING REVIEW BOARD AND ZONING
COMMITTEE BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS**

Council President Ceasar C. Mitchell Presided

COMMITTEE REPORTS (CONT'D)

ZONING COMMITTEE (7)

CLETA WINSLOW, VICE-CHAIR

ORDINANCES FOR FIRST READING (CONT'D)

10-O-1475 (5) An Ordinance by **Zoning Committee** granting a Special Use
U-10-26 Permit under the provisions of Section 16-06.005(l)(g) for a
Personal Care Home, property located at **1928 Velma Street, SE**,
fronting approximately 249 feet on the east side of Velma Street
and approximately 240 feet on the west side of Turner Road.

Depth: Varies
Area: Approximately 1.50 Acres
Land Lot: 7, 14th District, Fulton County, Georgia
Owner: Soul Harvest Miracle Revival Ministry
Applicant: Ronnie Johnson
NPU-Z Council District 1

**REFERRED TO ZONING REVIEW BOARD AND ZONING
COMMITTEE BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS**

10-O-1476 (6) An Ordinance by **Zoning Committee** granting a Special Use
U-10-27 Permit under the provisions of Section 16-04.005(l)(b) for a Pre-
Kindergarten/ Kindergarten, property located at **4300 Northside
Drive, NW**, fronting approximately 524 feet on the north side of
Conway Drive and approximately 750 feet on the west side of
Northside Drive at the intersection Conway Drive and Northside
Drive.

Depth: Varies
Area: Approximately 11.8 Acres
Land Lot: 161, 17th District, Fulton County, Georgia
Owner: Northwest Presbyterian Church
Applicant: Tammy S. Wingate
NPU-A Council District 8

**REFERRED TO ZONING REVIEW BOARD AND ZONING
COMMITTEE BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS**

Council President Ceasar C. Mitchell Presided

COMMITTEE REPORTS (CONT'D)

ZONING COMMITTEE (8)

CLETA WINSLOW, VICE-CHAIR

ORDINANCES FOR FIRST READING (CONT'D)

10-O-1477 (7) An Ordinance by **Zoning Committee** granting a Special Use
U-10-28 Permit under the provisions of Section 16-06.005(l)(c) for a Church, property located at **2961-2965 Jonesboro Road, SE**, fronting approximately 188 feet on the west side of Jonesboro Road and approximately 677 feet south west of the intersection of School Drive and Jonesboro Road.

Depth: Varies
Area: Approximately 1.716 Acres
Land Lot: 36, 14th District, Fulton County, Georgia
Owner: Josiah Osasona
Applicant: Josiah Osasona
NPU-Z Council District 12

REFERRED TO ZONING REVIEW BOARD AND ZONING COMMITTEE BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS

10-O-1478 (8) An Ordinance by **Zoning Committee** granting a Special Use
U-10-29 Permit under the provisions of Section 16-17.005(l)(c) and 16-36.008 (2) for an Automobile Salvage Yard, property located at **804-840 Woodrow Street, SW**, fronting approximately 780 feet on the south side of Woodrow Street and approximately 100 feet west of the intersection of Woodrow Street and Allene Avenue.

Depth: Varies
Area: Approximately 3.87 Acres
Land Lot: 106, 14th District, Fulton County, Georgia
Owner: Barry W. Goren
Applicant: Charles D. Smith
NPU-S Council District 12

REFERRED TO ZONING REVIEW BOARD AND ZONING COMMITTEE BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS

PERSONAL PAPERS

Council President Ceasar C. Mitchell Presided

PERSONAL PAPERS

RESOLUTION/ ADOPTED

10-R-1687 (1) A Resolution by **Councilmember Michael Julian Bond** to amend Resolution 10-R-0926 authorizing the creation of a commission to determine an appropriate honor memorializing the committee for the Appeal for Human Rights and the Atlanta Student Movement, so as to add Ms. Lottie Watkins as a Citywide appointee; to add an appointee from the Southeast Regional Office of the National Parks Service; and for other purposes.

Councilmember Bond made a Motion to Adopt Resolution 10-R-1687. It was Seconded by Councilmember Hall, and after a brief discussion, the Motion CARRIED by a roll call vote of 14 yeas; 0 nays.

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

ORDINANCES/ REFERRED

10-O-1688 (1) An Ordinance by **Councilmembers Ivory Lee Young, Jr. and Michael Julian Bond** authorizing the Mayor or his designee to abandon the portion of James P. Brawley Drive, S.W., located between Beckwith Street, S.W. and Martin Luther King, Jr., Drive, S.W. on the East and located between Mitchell Street, S.W. and Beckwith Street, S.W. on the West, and being more specifically described in the Exhibit "A" and more completely described in Exhibit "B" lying and being in Land Lot 109 of the 14th District, Fulton County, Georgia; to abandon the portion of Mitchell Street, S.W. between James P. Brawley Drive, S.W. and Paschal Boulevard, S.W. as marked on Exhibit "A" and more completely described in Exhibit "C"; to abandon Student Nonviolent Coordinating Committee ("SNCC") Way, S.W. between 399.76' South of Mitchell Street, S.W. and Beckwith Street, S.W. on the West side and between Mitchell Street, S.W. and Beckwith Street, S.W. on the West side as marked on Exhibit "A" and more completely described in Exhibit "D;" and for other purposes.

REFERRED TO CITY UTILITIES COMMITTEE WITHOUT OBJECTION

10-O-1689 (2) An Ordinance by **Councilmembers Ivory Lee Young Jr. and Kwanza Hall** authorizing the Mayor, acting on behalf of the City of Atlanta, to execute all documents necessary to accept the dedication of a fire station at Atlantic Station ("Fire Station"); and for other purposes.

REFERRED TO PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE WITHOUT OBJECTION

Council President Ceasar C. Mitchell Presided

PERSONAL PAPERS (CONT'D)

ORDINANCES/ REFERRED (CONT'D)

10-O-1692 (3) An Ordinance by **Councilmember Howard Shook** allocating funding for a project to be included in the Capital Improvement Program ("CIP")/ Short Term Work Program (STWP) for the purpose of constructing and reconstructing system improvements along Peachtree Street; and for other purposes.

REFERRED TO CITY UTILITIES COMMITTEE WITHOUT OBJECTION

10-O-1693 (4) An Ordinance by Councilmembers **Michael Julian Bond, C. T. Martin, Keisha Bottoms, Alex Wan, Joyce M. Sheperd, Cleta Winslow, Kwanza Hall, Aaron Watson, Ivory Lee Young, Jr., H. Lamar Willis and Carla Smith** to rename the portion of Fair Street, SW from Northside Drive, SW to Joseph Lowery Boulevard, SW to Atlanta Student Movement Way, SW; to waive various sections of the Code of Ordinances; and for other purposes.

REFERRED TO CITY UTILITIES COMMITTEE WITHOUT OBJECTION

RESOLUTIONS/ REFERRED

10-R-1690 (1) A Resolution by **Councilmember Alex Wan** authorizing the Office of Planning to change the lot dimensions on the City of Atlanta Cadastral Map, for an improved legal, non-conforming lot of record at 1270 North Morningside Drive; and for other purposes.

REFERRED TO COMMUNITY DEVELOPMENT/ HUMAN RESOURCES COMMITTEE WITHOUT OBJECTION

Council President Ceasar C. Mitchell Presided

PERSONAL PAPERS (CONT'D)

RESOLUTIONS/ REFERRED (CONT'D)

10-R-1691 (2) A Resolution by **Councilmembers Keisha L. Bottoms and C. T. Martin** authorizing the Mayor, or his designee, to enter into an Intergovernmental Agreement (IGA) with Fulton County, Georgia on behalf of the Department of Fire Rescue, authorizing Fulton County to provide fire protection, fire suppression, emergency medical, hazardous material, technical rescue, and support assistance in specific areas within the boundaries of the City of Atlanta, with the initial term of the IGA being four (4) months concluding on December 31, 2010, with the IGA to automatically renew on January 01 of each successive year, and that as payment therefore, the City of Atlanta shall pay Fulton County an annual amount of Two Hundred and Fifty Thousand Dollars (\$250,000.00), with One Hundred Four Thousand, One Hundred Sixty-Six Dollars and Sixty-Seven Cents (\$104,166.67) as a pro-rated amount payable upon the execution of the IGA, and for each subsequent year, with One Hundred Twenty-Five Thousand Dollars (\$125,000.00) due on each successive January 01 and One Hundred and Twenty-Five Thousand Dollars (\$125,000.00) due on each successive July 01; all payments to be charged to and paid from Fund, Account and Center Numbers; 1001.230201.5710001.3520000 (Payments to Other Governments); and for other purposes.

REFERRED TO PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE WITHOUT OBJECTION

ADJOURNMENT

Council President Ceasar C. Mitchell Presided

ADJOURNMENT

There being no further business to discuss, the September 07, 2010 meeting of the Atlanta City Council was adjourned at 4:58 p.m.

ADJOURNMENT ROLL CALL: Council President Ceasar C. Mitchell (1); Councilmembers Smith, Hall, Young, Winslow, Wan, Shook, Adrean, Moore, Martin, Bottoms, Sheperd, Bond, Watson and Willis (14); Councilmember Archibong was excused (1).