

# ATLANTA CITY COUNCIL

## ACTION/MINUTES

### JULY 18, 2011

The Atlanta City Council held its Regularly Scheduled Meeting on Monday, July 18, 2011. The Meeting convened at 2:03 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.

**Attendance:**

The following (8) voting members were present at the Meeting:

<b>The Honorable Carla Smith</b>	<b>The Honorable Yolanda Adrean</b>
<b>The Honorable Kwanza Hall</b>	<b>The Honorable Felicia A. Moore</b>
<b>The Honorable Ivory Lee Young, Jr.</b>	<b>The Honorable C. T. Martin</b>
<b>The Honorable Clela Winslow</b>	<b>The Honorable Aaron Watson</b>

*Councilmembers Natalyn Archibong (sick), Alex Wan (Absent with Notice), Howard Shook (Absent with Notice), Keisha Lance Bottoms (Absent with Notice), Joyce Sheperd (Absent with Notice), Michael Julian Bond (Absent with Notice) and H. Lamar Willis (Absent with Notice) were absent.*

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

**INVOCATION:** Chaplain Thomas Houston of the Atlanta Fire 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 **July 05, 2011** Regular Meeting are true and correct. The Minutes were **FILED** without objection.

**ADOPTION OF AGENDA:** Councilmember Moore made a **Motion to Amend** the Agenda by moving the Standing Committee of Zoning to report first. It was properly Seconded and the Motion to Adopt the **Agenda as Amended CARRIED** by a roll call vote of **8 yeas; 0 nays**.

# **COMMUNICATIONS**

Council President Ceasar C. Mitchell Presided

**COMMUNICATIONS**

- 11-C-1068 ( 1) A Communication by **Mayor Kasim Reed** appointing George F. Maynard, Esq. to serve as a Procurement Appeals Hearing Officer on behalf of the City of Atlanta. This appointment is for a term of two (2) years, scheduled to begin on the date of Council confirmation.  
**REFERRED TO FINANCE/EXECUTIVE COMMITTEE AND COMMITTEE ON COUNCIL WITHOUT OBJECTION**
- 11-C-1069 ( 2) A Communication by **Mayor Kasim Reed** re-appointing Cassandra A. Lawson to serve as a Procurement Appeals Hearing Officer on behalf of the City of Atlanta. This re-appointment is for a term of two (2) years retroactive to March 16, 2011 and expires on March 16, 2013. This re-appointment is scheduled to begin on the date of Council confirmation.  
**REFERRED TO FINANCE/EXECUTIVE COMMITTEE AND COMMITTEE ON COUNCIL WITHOUT OBJECTION**
- 11-C-1070 ( 3) A Communication by **Mayor Kasim Reed** re-appointing Kwame T. Thompson, Esq. to serve as a Procurement Appeals Hearing Officer on behalf of the City of Atlanta. This re-appointment is for a term of two (2) years retroactive to May 04, 2011 and expires on May 04, 2013. This re-appointment is scheduled to begin on the date of Council confirmation.  
**REFERRED TO FINANCE/EXECUTIVE COMMITTEE AND COMMITTEE ON COUNCIL WITHOUT OBJECTION**
- 11-C-1071 ( 4) A Communication by **Mayor Kasim Reed** re-appointing Anna Foote to serve as a member of the Atlanta Development Authority on behalf of the Atlanta Planning Advisory Board (APAB). This re-appointment is for a term of (two) years retroactive to October 20, 2010 and expires on October 20, 2012. This re-appointment is scheduled to begin on the date of Council confirmation.  
**REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE AND COMMITTEE ON COUNCIL WITHOUT OBJECTION**
- 11-C-1072 ( 5) A Communication from **Mark Massey, Clerk to the Fulton County Board of Commissioners, to Council President Ceasar C. Mitchell**, submitting the Board's nomination of Mr. David M. Holder (Position 2) to serve as the County's representative on the BeltLine Affordable Housing Advisory Board. This appointment is for a term of two (2) years, scheduled to begin on the date of Council confirmation.  
**REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE AND COMMITTEE ON COUNCIL WITHOUT OBJECTION**

Council President Ceasar C. Mitchell Presided

**COMMUNICATIONS (CONT'D)**

- 11-C-1074 ( 6)      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 July 05, 2011 and July 18, 2011 to the Atlanta City Council in accordance with Section 2-275 of the Atlanta City Code of Ordinances. **(11-R-0932)**  
**FILED WITHOUT OBJECTION**
- 11-C-1116 ( 7)      A Communication by **Mayor Kasim Reed** appointing Jo Ann J. Macrina as Acting Commissioner of Watershed Management for the City of Atlanta effective July 18, 2011. **(does not require Council confirmation)**  
**FILED WITHOUT OBJECTION**
- 11-C-1117 ( 8)      A Communication by **Councilmembers Ivory Lee Young, Jr., District 3; Clea M. Winslow, District 4 and Michael Julian Bond, Post 1 At-Large** appointing L. Danielle Carney to serve as a member of the Water and Sewer Appeals Board. This appointment is for a term of three (3) years, scheduled to begin on the date of Council confirmation.  
**REFERRED TO CITY UTILITIES COMMITTEE AND 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**

11-R-0929 ( 1) A Resolution by **Public Safety and Legal Administration Committee** authorizing the Mayor or his designee to exercise renewal options with Wrecker Service Vendors listed on Contract FC-6008000003 (“Contract”), for Wrecker Services for vehicles under two (2) tons, on behalf of the Department of Police, all revenues generated from under this contract shall be deposited as described below.

**At the Regularly Scheduled meeting held July 05, 2011, Councilmember Bond made a Motion to Table 11-R-0929. It was Seconded by Councilmember Young and the Motion CARRIED by a roll call vote of 12 yeas; 0 nays. During this meeting, Councilmember Young made a Motion to continue to Table 11-R-0929. Without Objection the Motion CARRIED. Later during the meeting, there was a Motion to remove the above resolution off the Table. It was properly Seconded and the Motion CARRIED by a roll call vote of 8 yeas; 0 nays. The item was before Council. Subsequently, the Motion to Table CARRIED and FAILED by a roll call vote of 7 yeas; 1 nay. At the end of the meeting, upon further discussion, and in response of Deputy City Attorney Peter Andrews, Councilmember Moore made a Motion to Refer Resolution 11-R-0929 to the Public Safety and Legal Administration Committee. It was properly Seconded and CARRIED by a roll call vote of 8 yeas; 0 nays.**

**REFERRED TO PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE BY A ROLL CALL VOTE OF 8 YEAS; 0 NAYS**

**CONSENT AGENDA  
SECTION I**

**Council President Ceasar C. Mitchell Presided**

**CONSENT AGENDA**

There was no separate discussion of the following items. If discussion on any item is desired, the item will be removed from the Consent Agenda and will be 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: **8 Yeas: Councilmembers Smith, Hall, Young, Winslow, Adrean, Moore, Martin and Watson; 0 Nays.**

**SECTION I**

**ORDINANCES FOR SECOND READING**

**COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE**  
**JOYCE SHEPERD, CHAIR**

10-O-1919 ( 1) An **Amended** Ordinance by **Community Development/Human Resources Committee** to amend the 2008 City of Atlanta Comprehensive Development Plan by adopting the “Atlanta BeltLine Master Plan Sub-Area 4: **Memorial Drive/Glenwood Ave;**” and for other purposes. **(Public Hearing held 11/29/10)**  
**ADOPTED AS AMENDED ON CONSENT BY A ROLL CALL VOTE OF 8 YEAS; 0 NAYS**

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

11-O-0926 ( 2) An Ordinance by **Public Safety and Legal Administration Committee** amending the 2011 (Intergovernmental Grant Fund) Budget, Department of Police, by deducting from anticipations and appropriations, the amount of \$14,174.00 due to modifications in Grant Funds from the White House Office of National Drug Control Policy (“ONDGP”) for the continuation of the High Intensity Drug Trafficking Area (“HIDTA”) Task Force and continued disruption of Drug Trafficking Organizations; and for other purposes.  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 8 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 (CONT'D)**

**IVORY L. YOUNG, JR., CHAIR**

- 11-O-0927 ( 3) An Ordinance by **Public Safety and Legal Administration Committee** amending the 2010 (Intergovernmental Grant Fund) Budget, Department of Police, by adding to anticipations and appropriations the amount of \$2,127,922.00, for Grant Funds from the White House Office of National Drug Control Policy (“ONDCP”), for the purpose of continuing the Atlanta High Intensity Drug Trafficking Area Task Force (“Atlanta HIDTA”); to disrupt and dismantle Drug Trafficking Organizations; and for other purposes.  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 8 YEAS; 0 NAYS**

**FINANCE/EXECUTIVE COMMITTEE**

**YOLANDA ADREAN, CHAIR**

- 11-O-0979 ( 4) An Ordinance by **Finance/Executive Committee** waiving the Source Selection Methods authorized in the City of Atlanta Code of Ordinances, Article X, Section 2-1187 of the Procurement and Real Estate Code, and to authorize the Mayor or his designee to enter into an Agreement with IBM Corporation for the Criminal Justice Information System support for two (2) years with two (2) one-year Renewal Options on behalf of the Department of Information Technology, in an amount not to exceed \$395,000.00 per year, to be charged to and paid from the FDOA Numbers listed; and for other purposes.  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 8 YEAS; 0 NAYS**
- 11-O-0980 ( 5) A **Substitute** Ordinance by **Finance/Executive Committee** authorizing the Chief Financial Officer of the City of Atlanta to rename the Green Revolving Loan Fund originally created by Ordinance 09-O-1301 Sustainability Projects; to expand the scope of work and projects eligible to be funded from the Sustainability Projects Accounts; to modify the procedures by which projects may be approved; and for other purposes.  
**ADOPTED SUBSTITUTE ON CONSENT BY A ROLL CALL VOTE OF 8 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**

11-O-1057 ( 6) An Ordinance by **Councilmember Kwanza Hall** to amend Section 146-79 of the Code of Ordinances of the City of Atlanta for purposes of increasing the Hotel/Motel Tax Levied and Assessed from 7% to 8% pursuant to O.C.G.A. 48-13-51 (b) (7) (a); and for other purposes.  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 8 YEAS; 0 NAYS**

11-O-1058 ( 7) An Ordinance by **Councilmember Howard Shook** to transfer \$4,663.00 from the District 7 Councilmember Expense Account to the Ridgedale Park Civic Association to be used to assist in funding the Ridgedale Park Monument Markers; and for other purposes.  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 8 YEAS; 0 NAYS**

11-O-1059 ( 8) An Ordinance by **Councilmember Alex Wan** to transfer funds in the amount of \$20,000.0 from the District 6 Council Member Expense Account to contribute to the Piedmont Park Expansion Project; and for other purposes.  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 8 YEAS; 0 NAYS**

**RESOLUTIONS**

**TRANSPORTATION COMMITTEE**

**C. T. MARTIN, CHAIR**

11-R-1024 ( 1) A Resolution by **Transportation Committee** authorizing the Aviation General Manager or his designee to issue task orders under Contract No. FC-4556-B, Structural Tests and Special Inspections with Terracon Consultants, Inc., in a collective amount not to exceed \$760,000.00 to provide Structural Tests and Special Inspection Services at Hartsfield-Jackson Atlanta International Airport. All services shall be charged to and paid from various accounts; and for other purposes.  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 8 YEAS; 0 NAYS**

Council President Ceasar C. Mitchell Presided

**CONSENT AGENDA (CONT'D)**

**SECTION I (CONT'D)**

**RESOLUTIONS (CONT'D)**

**CITY UTILITIES COMMITTEE**

**NATALYN M. ARCHIBONG, CHAIR**

- 11-R-0774 ( 2) A Resolution by **Councilmembers Natalyn M. Archibong and Howard Shook as Substituted by City Utilities Committee** authorizing payment of stipulated penalties imposed by the Environmental Protection Agency (EPA) and the Environmental Protection Division of the Department of Natural Resources of the State of Georgia (EPD) in the amount of \$8,500.00 as stipulated penalties for the violation of total Chlorine Residual Operational Standard at the Custer Avenue CSO on May 27, 2011 pursuant to the CSO Consent Decree, Civil Action File No. 1:95-CV-2550-TWT; to identify the source of funding; and for other purposes.  
**ADOPTED SUBSTITUTE ON CONSENT BY A ROLL CALL VOTE OF 8 YEAS; 0 NAYS**
- 11-R-0973 ( 3) An **Amended** Resolution by **City Utilities Committee** authorizing the Mayor to enter into Amendment Agreement No. 1 with Player and Company, for FC-5011, Annual Contract for Major Electrical Service and Repair, on behalf of the Department of Watershed Management, in an amount not to exceed \$1,117,084.00; all contracted work will be charged to and paid from the listed Fund, Department Organization and Account Numbers; and for other purposes.  
**ADOPTED AS AMENDED ON CONSENT BY A ROLL CALL VOTE OF 8 YEAS; 0 NAYS**
- 11-R-0892 ( 4) A **Substitute** Resolution by **City Utilities Committee** authorizing the Mayor, or his designee to execute a Contract with Precision 2000, Inc., for FC-5086, Marietta Boulevard Streetscape Project, Project Number CM000-0004-00(493), P. I. No. 0004493, on behalf of the Department of Public Works, in an amount not to exceed \$1,494,296.31; all contracted work shall be charged to and paid from Various Fund, Department Account and Center Numbers; and for other purposes.  
**ADOPTED SUBSTITUTE ON CONSENT BY A ROLL CALL VOTE OF 8 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**

11-R-1010 ( 5) A Resolution by **City Utilities Committee** authorizing the Mayor to enter into an Agreement with Scott and Sons Holdings, LLC., for FC-5221 Annual Contract for Clean-Up Sewage Spills Inside Dwellings, on behalf of the Department of Watershed Management, in an amount not to exceed \$200,000.00; all contracted work will be charged to and paid from Fund, Department Organization and Account Number listed; and for other purposes.

**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 8 YEAS; 0 NAYS**

11-R-1011 ( 6) A Resolution by **City Utilities Committee** authorizing the Mayor or his designee, to execute a Contract with C. P. Richards Construction Company, Inc., for FC-5150, Barge Road at Campbellton Intersection Improvement Project, for Project Number STP-0004-00(467), P. I. No. 0004467, on behalf of the Department of Public Works, in an amount not to exceed \$143,380.37; all contracted work shall be charged to and paid from Various Fund, Department Account and Center Numbers; and for other purposes.

**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 8 YEAS; 0 NAYS**

**COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE**

**JOYCE SHEPERD, CHAIR**

11-R-1006 ( 7) A Resolution by **Community Development/Human Resources Committee** authorizing the Mayor or his designee, on behalf of the City of Atlanta, to participate with the Annie E. Casey Foundation in making certain improvements to the Dunbar Recreation Center by providing an amount not to exceed \$100,000.00 toward facility improvements, where all funds shall be charged to and paid from Fund, Department, Organization and Account Numbers: 3501 (Park Improvement Fund) 140106 (PRC Park Design) 5222001 (Repair & Maintenance Buildings) 6220000 (Park Areas); and for other purpose.

**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 8 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**

**IVORY L. YOUNG, JR., CHAIR**

- 11-R-1025 ( 8)      A Resolution by **Public Safety and Legal Administration Committee** authorizing the settlement of all claims against the City Defendants in the case of Wilford and Ernestine Reed v. City of Atlanta, et al., Civil Action File Number 1:11-CV-00227-RLV-GGB, United States District Court, Northern District of Georgia, Atlanta Division, in the amount of \$25,000.00; of this amount, authorizing payment of \$25,000.00 to be charged to and paid from the Fund, Center Number, Account and Functional Activity Number listed; authorizing the Chief Financial Officer to distribute the settlement amount; and for other purposes.  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 8 YEAS; 0 NAYS**
- 11-R-1026 ( 9)      A Resolution by **Public Safety and Legal Administration Committee** authorizing the settlement of all claims against the City of Atlanta in the case of Lawrence Taub v. City of Atlanta, Civil Action File No. 2007EV001848, pending in Fulton County State Court, in the amount of \$30,000.00; authorizing said payment to be charged to and paid from the Fund, Account, Center Number and Functional Activity Number listed; authorizing the Chief Financial Officer to distribute the settlement amount; and for other purposes.  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 8 YEAS; 0 NAYS**
- 11-R-1064 (10)      A Resolution by **Public Safety and Legal Administration Committee** authorizing the Mayor, on behalf of the Department of Police, to apply for and accept a grant from the U. S. Department of Justice, Bureau of Justice Assistance, in the amount of \$829,420.00, for the purpose of supporting law enforcement and criminal justice activities; and for other purposes.  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 8 YEAS; 0 NAYS**
- 11-R-1065 (11)      A Resolution by **Public Safety and Legal Administration Committee** authorizing the Mayor, on behalf of the City of Atlanta, to enter into an Interlocal Agreement with Fulton County, Georgia, in order to share funds from the U. S. Department of Justice Assistance, 2011 Byrne Justice Grant Program, in the amount of \$829,420.00, for the purpose of supporting law enforcement and criminal justice activities; and for other purposes.  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 8 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**

11-R-0656 (12) A **Substitute (#2)** Resolution **as Amended** by **Finance/Executive Committee** authorizing the Mayor or his designee to enter into a Citywide Cooperative Purchasing Agreement Number COA-0002 pursuant to Section 2-1601 et seq. of the City of Atlanta Code of Ordinances, utilizing National IPA Contract #083052-01 with CDW·G for Software, Software Licensing, Maintenance, Hardware, Peripherals, and Services for one (1) year with four (4) one-year renewal options on behalf of the City of Atlanta in an amount not to exceed \$1,500,000.00 to be charged to and paid from City of Atlanta Departments, as defined by the City of Atlanta Charter, with Adopted Fiscal Year Appropriations in funded FDOA Number locations.

**ADOPTED SUBSTITUTE AS AMENDED ON CONSENT BY A ROLL CALL VOTE OF 8 YEAS; 0 NAYS**

11-R-0657 (13) A **Substitute (#2)** Resolution **as Amended** by **Finance/Executive Committee** authorizing the Mayor or his designee to enter into a Citywide Cooperative Purchasing Agreement Number COA-0015 pursuant to Section 2-1601 et seq. of the City of Atlanta Code of Ordinances, utilizing State of Georgia Contract #SWC70764 with Dell Marketing, LP for Computer IT Software for one (1) year with four (4) one-year renewal options on behalf of the City of Atlanta in an amount not to exceed \$600,000.00 to be charged to and paid from City of Atlanta Departments, as defined by the City of Atlanta Charter, with Adopted Fiscal Year Appropriations in funded FDOA Number locations.

**ADOPTED SUBSTITUTE AS AMENDED ON CONSENT BY A ROLL CALL VOTE OF 8 YEAS; 0 NAYS**

11-R-1016 (14) A Resolution by **Finance/Executive Committee** authorizing the Mayor to execute Option Year 4 of an Intergovernmental Agreement with the Housing Authority of the City of Atlanta, Georgia, ("AHA") to perform Environmental reviews for AHA Projects and Activities which receive Federal Financial Assistance; and for other purposes.

**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 8 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**

11-R-1017 (15) A **Substitute** Resolution by **Finance/Executive Committee** authorizing the Mayor or his designee to enter into a Memoranda of Understanding and other Contractual Agreements to access Surveillance Cameras at strategic buildings around the City of Atlanta in order to expand the City's Public Safety System; and for other purposes.

**ADOPTED SUBSTITUTE ON CONSENT BY A ROLL CALL VOTE OF 8 YEAS; 0 NAYS**

11-R-1018 (16) A **Substitute** Resolution by **Finance/Executive Committee** authorizing the Mayor or his designee to execute an appropriate Sole Source Agreement with Public Safety Systems, Inc. for Response™ Software and CAD Support Services for two (2) years and nine (9) months beginning October 1, 2011 through June 30, 2014, with two (2) one-year renewal options on behalf of the Department of Information Technology, in an amount not to exceed \$503,755.00 per year contingent upon approval and adoption of the Annual Budget each year, to be charged to and paid from the FDOA Numbers listed; and for other purposes.

**ADOPTED SUBSTITUTE ON CONSENT BY A ROLL CALL VOTE OF 8 YEAS; 0 NAYS**

11-R-1021 (17) A Resolution by **Finance/Executive Committee** authorizing the Mayor to execute a Sole Source Agreement with Schmidthaus, LLC d/b/a Mobility IT for the purchase of Seven (7) Mobility XE Server Licenses, one thousand two hundred fifty (1250) Device Licenses and Maintenance on behalf of the Department of Watershed Management, in an amount not to exceed \$43,750.00; all contracted shall be charged to and paid from the FDOA Numbers listed; and for other purpose

**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 8 YEAS; 0 NAYS**

11-R-1022 (18) A **Substitute** Resolution by **Finance/Executive Committee** authorizing the Mayor to enter into an appropriate Sole Source Agreement with Hansen Information Technologies, a subsidiary of Infor Global Solutions for the purpose of purchasing Software, Licenses and support to implement an online permit application for the Hansen 7.7 System, on behalf of the Department of Watershed Management, in an amount not to exceed \$137,460.00; all contracted work shall be charged to and paid from the FDOA Numbers listed; and for other purposes.

**ADOPTED SUBSTITUTE ON CONSENT BY A ROLL CALL VOTE OF 8 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**

- 11-R-1023 (19) A Resolution by **Finance/Executive Committee** authorizing the Mayor to enter into a Cooperative Purchasing Agreement pursuant to Section 2-1601 et seq. of the City of Atlanta Code of Ordinances, utilizing Georgia Department of Administrative Services Contract Number 99999-SPD-T20100713-0001 with Kronos Incorporated for Training, Gold Plus Support Services and Workforce Manager Software to support the City of Atlanta's Time and Attendance System for one (1) year with two (2) one-year Renewal Options on behalf of the Department of Information Technology, in an amount not to exceed \$190,172.95; all contracted work shall be charged to and paid from the FDOA Numbers listed; and for other purposes.  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 8 YEAS; 0 NAYS**
- 11-R-1056 (20) A Resolution by **Councilmember Natalyn Mosby Archibong as Amended by Finance/Executive Committee** requesting that the Mayor or his designee provide an Annual Personnel Fiscal Impact Statement of the City's total payroll for the purpose of keeping the Administration, City Council and employees abreast of the Pensions' Payroll Ratio to the Actual Required Contribution (ARC); and for other purposes.  
**ADOPTED AS AMENDED ON CONSENT BY A ROLL CALL VOTE OF 8 YEAS; 0 NAYS**
- 11-R-1061 (21) A Resolution by **Finance/Executive Committee** authorizing the Mayor to enter into an Agreement with Networkfleet, Inc., utilizing Federal GSA Contract No. GS-07f-5559R for Five Hundred Twenty-Nine (529) Global Positioning System Units (Networkfleet Light Duty Units 3500PNL), installation of the GPS Units, and Networkfleet Wireless Service (3500SM12S), on behalf of the Department of Watershed Management, in an amount not to exceed \$237,495.00; all contracted work shall be charged to and paid from the FDOA Numbers listed; and for other purposes.  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 8 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**  
**IVORY L. YOUNG, JR., CHAIR**

**Claims with favorable recommendations:**

- 11-R-1034 ( 1) Claim of **Georgia Power (DWM/NA)**, for damages alleged to have been sustained as a result of a severed cable during the repair of a water main on October 6, 2010 at 125 Glace Road. **\$561.29**  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 8 YEARS; 0 NAYS**
- 11-R-1035 ( 2) Claim of **Michelle L. Matthews (DPW/09)**, for vehicular damages alleged to have been sustained from driving over a pothole on April 14, 2010 at 2363 Marietta Boulevard, NW and Bolton Road, NW. **\$725.26**  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 8 YEARS; 0 NAYS**
- 11-R-1036 ( 3) Claim of **Monroe Bellamy (DPRCA/03)**, for damages alleged to have been sustained as a result of a fallen tree limb on December 2, 2010 at 1824 Tiger Flowers Drive. **\$782.00**  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 8 YEARS; 0 NAYS**
- 11-R-1037 ( 4) Claim of **Nationwide Insurance Company, as subrogee of Brian Cooper (APD/03)**, for damages alleged to have been sustained as a result of a vehicular accident on May 4, 2011 at 910 Howell Mill Road. **\$826.89**  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 8 YEARS; 0 NAYS**
- 11-R-1038 ( 5) Claim of **Stanley Morris (DPW/12)**, for vehicle damages alleged to have been sustained as a result of driving over a pothole on October 15, 2009 at 3385 Hamilton Boulevard. **\$933.48**  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 8 YEARS; 0 NAYS**
- 11-R-1039 ( 6) Claim of **Joel Seibel (DPW/01)**, for damages alleged to have been sustained as a result of a vehicular accident on April 12, 2011 at 245 South Avenue. **\$991.91**  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 8 YEARS; 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)**

- 11-R-1040 ( 7) Claim of **Linda G. Higgins (DWM/12)**, for property damages alleged to have been sustained from two sanitary sewer backups on September 13, 2010 and January 19, 2011 at 811 Belfast Street, SW. **\$1,709.00**  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 8 YEAS; 0 NAYS**
- 11-R-1041 ( 8) Claim of **James Jackson (DPW/03)**, for damages alleged to have been sustained as a result of a vehicular accident on January 24, 2011 at 1255 North Avenue. **\$1,896.64**  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 8 YEAS; 0 NAYS**
- 11-R-1042 ( 9) Claim of **Willene James (DWM/12)**, for damages alleged to have been sustained as a result of a vehicular accident on December 17, 2010 at 230 Cleveland Avenue. **\$1,982.00**  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 8 YEAS; 0 NAYS**
- 11-R-1043 (10) Claim of **Jermaine Martin (DWM/01)**, for vehicle damages alleged to have been sustained as a result of a recessed manhole on October 4, 2010 at Hill Street and Decatur Street. **\$2,558.47**  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 8 YEAS; 0 NAYS**
- 11-R-1044 (11) Claim of **Damian Bush (AFR/01)**, for damages alleged to have been sustained as a result of a vehicular accident on February 1, 2011 at 256 Claire Drive. **\$3,413.60**  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 8 YEAS; 0 NAYS**
- 11-R-1045 (12) Claim of **Beverly Lundy, through her attorney, R. Shane Smith (MO/02)**, for bodily injuries alleged to have been sustained from a slipping incident on May 3, 2010 at 55 Trinity Avenue, SW. **\$4,000.00**  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 8 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)**

- 11-R-1046 (13) Claim of **Adrian Malone (DWM/03)**, for property damages alleged to have been sustained from a water main break on October 25, 2009 at 2744 Lincoln Court, NW. **\$4,600.00**  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 8 YEAS; 0 NAYS**
- 11-R-1047 (14) Claim of **Victor Skukalek (DWM/12)**, for property damages alleged to have been sustained from two sanitary sewer backups on September 13, 2010 and January 19, 2011 at 811 Belfast Street. **\$4,747.80**  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 8 YEAS; 0 NAYS**
- 11-R-1048 (15) Claim of **Kerstin Pfister, through her attorney, Howard Stopek, Attorney at Law (APD/06)**, for bodily injuries alleged to have been sustained from an automobile accident on October 21, 2010 at I-85 NB Expressway, NE and Buford Highway, NE. **\$8,500.00**  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 8 YEAS; 0 NAYS**
- 11-R-1049 (16) Claim of **Keandra S. Huff, through her attorney, Neil Flit, Attorney at Law (APD/05)**, for bodily injuries alleged to have been sustained from an automobile accident on December 9, 2010 at Montgomery Street, NE and Hosea L. Williams Drive, NE. **\$8,500.00**  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 8 YEAS; 0 NAYS**
- 11-R-1063 (17) Claim of **Sherita Ward (APD/03)**, for damages alleged to have been sustained as a result of a vehicular accident on April 10, 2011 at Donald Lee Hollowell Parkway at West Lake Avenue. **\$7,001.68**  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 8 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:**

- 11-R-1028 (18) Claim of **Mike Walker, through his attorney, Jack O. Morse, Esq. (DWM/01)**, for vehicular damages and bodily injuries alleged to have been sustained after driving over a sanitary sewer manhole that was under construction and left on an unsafe manner on February 4, 2011 at 3546 Jonesboro Road, SE.  
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 8 YEAS;  
0 NAYS**
- 11-R-1029 (19) Claim of **Mark Crupi (DWM/NA)**, for damages alleged to have been sustained as a result of a vehicular incident on November 1, 2010 at 5136 Powers Ferry Road.  
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 8 YEAS;  
0 NAYS**
- 11-R-1030 (20) Claim of **Colleen Franklin (DWM/04)**, for damages alleged to have been sustained as a result of walking into an uncovered water meter on July 10, 2009 at 424 Mathewson Place.  
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 8 YEAS;  
0 NAYS**
- 11-R-1031 (21) Claim of **La Fonda Smith (DWM/06)**, for damages alleged to have been sustained as a result of a vehicular accident on December 14, 2009 at 13<sup>th</sup> Street at Crescent Avenue.  
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 8 YEAS;  
0 NAYS**
- 11-R-1032 (22) Claim of **Tomkiew Brown, through her attorney, Franklin Evans (NA/12)**, for damages alleged to have been sustained as a result of a vehicular accident on March 3, 2011 at Lakewood Avenue at McDonough Boulevard.  
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 8 YEAS;  
0 NAYS**
- 11-R-1033 (23) Claim of **Johnnie Mae Ingram, through her attorney, Duncan Harle (NA/04)**, for damages alleged to have been sustained as a result of a fall on March 24, 2011 at 1089 Indale Place.  
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 8 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 07 as follows) were Referred to the appropriate committees as a collective vote.**

- 11-O-1004 ( 1)      An Ordinance by **City Utilities Committee** authorizing the renaming of Harris Street to John Portman Boulevard by and through actions of the Commissioner of the Department of Public Works or designee; and for other purposes. **(To be advertised for a Public Hearing)**  
**REFERRED TO CITY UTILITIES COMMITTEE BY A ROLL CALL VOTE OF 8 YEAS; 0 NAYS**
- 11-O-1007 ( 2)      An Ordinance by **City Utilities Committee** authorizing the Chief Financial Officer to amend the FY2012 (2009A Water and Wastewater Bond Fund -5066) Budget in the amount of \$26,560,000.00 to transfer funds from the Capital Projects Reserve (2009A Water and Wastewater Bond Fund -5066) for Appropriations and to add to appropriation funds for the R. M. Clayton Compliance Upgrades Project; and for other purposes.  
**REFERRED TO CITY UTILITIES COMMITTEE BY A ROLL CALL VOTE OF 8 YEAS; 0 NAYS**
- 11-O-1008 ( 3)      An Ordinance by **City Utilities Committee** authorizing the Chief Financial Officer to amend the FY2012 (1999 Water and Wastewater Bond Fund -5056) Budget in the amount of \$13,172.57 to transfer funds from the Capital Projects Reserve (1999 Water and Wastewater Bond Fund -5056) for Appropriations and to add to appropriation funds for Greensferry Sewer Separation and 10<sup>th</sup> Ward Trunk Projects; and for other purposes.  
**REFERRED TO CITY UTILITIES COMMITTEE BY A ROLL CALL VOTE OF 8 YEAS; 0 NAYS**
- 11-O-1009 ( 4)      An Ordinance by **City Utilities Committee** authorizing the Chief Financial Officer to amend the FY2012 (2009A Water and Wastewater Bond Fund -5066) Budget in the amount of \$10,750,000.00 to transfer funds from the Capital Projects Reserve (5066) for Appropriations and to add to appropriation funds for Various Capital Projects; and for other purposes.  
**REFERRED TO CITY UTILITIES COMMITTEE BY A ROLL CALL VOTE OF 8 YEAS; 0 NAYS**

Council President Ceasar C. Mitchell Presided

**CONSENT AGENDA (CONT'D)**

**SECTION II (CONT'D)**

**ORDINANCES FOR FIRST READING (CONT'D)**

**FINANCE/EXECUTIVE COMMITTEE**  
**YOLANDA ADREAN, CHAIR**

11-O-1014 ( 5) An Ordinance by **Finance/Executive Committee** authorizing the Mayor or his designee, on behalf of the City of Atlanta ("City"), to waive the requirements of the City Code Section 2-1541 (d) of the Procurement and Real Estate Code, and to negotiate for and purchase approximately 0.517 acre of property located at 1181 Boulevard Street, SE, Atlanta, Georgia ("The Property"), from Atlanta BeltLine, Inc. ("ABI"), in an amount not to exceed \$275,000.00 for the purpose of expanding Boulevard Crossing Park. The City's Purchase Price, Due Diligence and Purchase Services shall be paid from Park Improvement Bond 2005A from the FDOA Numbers listed; and for other purposes.

**REFERRED TO FINANCE/EXECUTIVE COMMITTEE BY A ROLL CALL VOTE OF 8 YEAS; 0 NAYS**

11-O-1019 ( 6) An Ordinance by **Finance/Executive Committee** authorizing the Chief Financial Officer to amend the FY 2012 (Intergovernmental Grant Fund – 2501) Budget in the amount of \$5,000.00 by adding to anticipations and appropriations funds for the grant from National Center for Civic Innovation for the Performance Reporting Project; and for other purposes.

**REFERRED TO FINANCE/EXECUTIVE COMMITTEE BY A ROLL CALL VOTE OF 8 YEAS; 0 NAYS**

11-O-1027 ( 7) An Ordinance by **Finance/Executive Committee** to authorize and adopt a Third Supplemental Indenture to Ratify, Reaffirm, Supplement and Amend that certain Indenture of Trust, dated as of December 1, 2001 and securing the City's Tax Allocation Variable Rate Bonds (Westside Project), Series 2001, as Supplemented and Amended by that certain First Supplemental Indenture of Trust, dated as of December 1, 2005 and securing the City's Tax Allocation Variable Rate Bonds (Westside Project), Series 2005A and Series 2005B and as Supplemented and Amended by that certain Second Supplemental Indenture of Trust, dated as of December 1, 2008 and securing the City's Subordinate Lien Tax Allocation Variable Rate Bonds (Westside Project), Series 2008; to provide for the creation of an Index Rate Period; and for other purposes.

**REFERRED TO FINANCE/EXECUTIVE COMMITTEE BY A ROLL CALL VOTE OF 8 YEAS; 0 NAYS**

# **COMMITTEE REPORTS**

Council President Ceasar C. Mitchell Presided

**COMMITTEE REPORTS**

**ZONING COMMITTEE (1)**

**AARON WATSON, CHAIR**

Attendance at the July 13, 2011 meeting of the Zoning Committee was as follows:

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

Absent: None

**ZONING REVIEW BOARD SUMMARY REPORT ITEMS**

**Ordinances (01 through 03 as follows) were taken as a collective vote.**

11-O-0692 ( 1)  
U-11-16 An **Amended** Ordinance by **Zoning Committee** granting a Special Use Permit pursuant to Section 16-28.023 (2)(c)(3) and Section 16-28.027 (3)(c) of the City of Atlanta Zoning Ordinance for a transfer of excess development rights. Said use is granted to Atlanta Beltline, Inc. (recipient parcel) its successors, assigns and all subsequent owners and are to be transferred from the **544 North Angier Avenue, N.E.** (donor parcel).

**Chairperson Watson sounded the caption to Ordinances 11-O-0692, 11-O-0693 and 11-O-0857 and stated they were forwarded Favorable as Amended; however, Mr. Watson made a Substitute Motion to Refer all three (3) items back to the Zoning Committee. It was Seconded by Councilmember Adrean and the Motion CARRIED by a roll call vote of 8 yeas; 0 nays.**

**REFERRED AS AMENDED TO ZONING COMMITTEE BY A ROLL CALL VOTE OF 8 YEAS; 0 NAYS**

11-O-0693 ( 2)  
U-11-17 An **Amended** Ordinance by **Zoning Committee** granting a Special Use Permit pursuant to Section 16-28.023 (2)(c)(3) and Section 16-28.027 (3)(c) of the City of Atlanta Zoning Ordinance for a transfer of excess development rights. Said use is granted to Atlanta Beltline, Inc. (recipient parcel) its successors, assigns and all subsequent owners and are to be transferred from **641 (aka 665) North Avenue, N.E.** (Perlman Tract) (donor parcel).

**Chairperson Watson sounded the caption to Ordinances 11-O-0692, 11-O-0693 and 11-O-0857 and stated they were forwarded Favorable as Amended; however, Mr. Watson made a Substitute Motion to Refer all three (3) items back to the Zoning Committee. It was Seconded by Councilmember Adrean and the Motion CARRIED by a roll call vote of 8 yeas; 0 nays.**

**REFERRED AS AMENDED TO ZONING COMMITTEE BY A ROLL CALL VOTE OF 8 YEAS; 0 NAYS**

Council President Ceasar C. Mitchell Presided

**COMMITTEE REPORTS (CONT'D)**

**ZONING COMMITTEE (2)**

**AARON WATSON, CHAIR**

**ZONING REVIEW BOARD SUMMARY REPORT ITEMS (CONT'D)**

11-O-0857 ( 3)  
U-11-18 An **Amended** Ordinance by **Zoning Committee** granting a Special Use Permit pursuant to Section 16-28.023 (2)(c)(3) and Section 16-28.027 (3)(c) of the City of Atlanta Zoning Ordinance for a transfer of excess development rights. Said use is granted to Atlanta Beltline, Inc. (recipient parcel) its successors, assigns and all subsequent owners and are to be transferred from the **690 Morgan Street, N.E. (aka 0 North Avenue tax parcel identification 14-0018-0001-026-5)**, (donor parcel).

**Chairperson Watson sounded the caption to Ordinances 11-O-0692, 11-O-0693 and 11-O-0857 and stated they were forwarded Favorable as Amended; however, Mr. Watson made a Substitute Motion to Refer all three (3) items back to the Zoning Committee. It was Seconded by Councilmember Adrean and the Motion CARRIED by a roll call vote of 8 yeas; 0 nays.**

**REFERRED AS AMENDED TO ZONING COMMITTEE BY A ROLL CALL VOTE OF 8 YEAS; 0 NAYS**

10-O-0648 ( 4)  
Z-10-09 An **Amended** Ordinance by **Zoning Committee** to rezone property from the R-4 (Single Family) Residential District to the PD-H (Planned Development-Housing) District property located at **972 Berne Street and 610 Vernon Avenue, S.E.**, fronting approximately 50 feet on the north side of Berne Street beginning approximately 223 feet from the northeast corner of Vernon Avenue. Depth: approximately 349 feet. Area: approximately 1.68 acres. Land Lot 11, 14<sup>th</sup> 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 8 YEAS; 0 NAYS**

11-O-0236 ( 5)  
U-11-04 An Ordinance by **Zoning Committee** granting a Special Use Permit pursuant to Section 16-17.005(1)(c) of the City of Atlanta Zoning Ordinance for an Automobile Salvage Yard property located at **610 Trusco Way, S.W.** fronting approximately 99.3 feet on the south side of Trusco Way beginning approximately 180 feet from the southeast intersection of Trusco Way and Metropolitan Parkway. Depth varies. Area: 1.765 acres. Land Lot 86, 14<sup>th</sup> District, Fulton County, Georgia. Owner: Gregory M. Swartzberg; Applicant: Gregory M. Swartzberg; NPU-T Council District 4.

**ADVERSE BY A ROLL CALL VOTE OF 8 YEAS; 0 NAYS**

Council President Ceasar C. Mitchell Presided

**COMMITTEE REPORTS (CONT'D)**

**ZONING COMMITTEE (3)**

**AARON WATSON, CHAIR**

**ORDINANCES FOR FIRST READING**

**All items for First Reading (01 through 02 as follows) were Referred to the appropriate committees as a collective vote.**

11-O-1066 ( 1)      An Ordinance by **Zoning Committee** to amend the 1982 Atlanta Zoning Ordinance, as amended, by amending the SPI-15 Lindbergh Transit Station Area Special Public Interest District, Subarea 3 Piedmont Commercial Corridor Regulations, Section 16-180.028(4), so as to remove the requirement that a minimum of 20% of the floor area of proposed commercial uses be developed as residential dwelling uses on certain parcels of land; and for other purposes.  
**REFERRED TO ZONING REVIEW BOARD AND ZONING COMMITTEE BY A ROLL CALL VOTE OF 8 YEAS; 0 NAYS**

11-O-1067 ( 2)      An Ordinance by **Zoning Committee** to rezone property known as **690 Lindbergh Drive, 723-745 Morosgo Drive, 2472-2480 Adina Drive and 2455 Piedmont Road**, from the SPI-15 Subarea 8 (Special Public Interest Lindbergh Transit Station Area, Subarea 8, Lindberg Residential) to the SPI-15 Subarea 3 (Special Public Interest Lindbergh Transit Station Area Subarea 3 Piedmont Commercial) Zoning District; fronting approximately 1,500 feet on the north side of Lindbergh Drive, approximately 1,200 feet on the south side of Morosgo Drive, and approximately 800 feet on the west side of Adina Drive north, and 60 feet on the east side of Piedmont Road.

Area:                      Approximately 21.87 Acres  
Land Lot:                48, 17<sup>th</sup> District, Fulton County, Georgia  
Owner:                    Buckhead at Lindbergh, LLC, Buckhead South, LLC, and San Lucia Land, LLC  
NPU-B                     Council District 7

**REFERRED TO ZONING REVIEW BOARD AND ZONING COMMITTEE BY A ROLL CALL VOTE OF 8 YEAS; 0 NAYS**

**Council President Ceasar C. Mitchell Presided**

**COMMITTEE REPORTS (CONT'D)**

**TRANSPORTATION COMMITTEE (1)**

**C. T. MARTIN, CHAIR**

Attendance at the July 13, 2011 meeting of the Transportation Committee was as follows:

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

Absent: Councilmember Bond

**The Standing Committee of Transportation did not have a report.**

Council President Ceasar C. Mitchell Presided

**COMMITTEE REPORTS (CONT'D)**

**COMMITTEE ON COUNCIL (1)**

**FELICIA A. MOORE, CHAIR**

Attendance at the July 18, 2011 meeting of the Committee on Council was as follows:

Present: Councilmembers Moore (Chair), Adrean, Winslow, Archibong and Hall

Absent: Councilmember Sheperd

**COMMUNICATIONS**

11-C-1005 ( 1) A Communication by **Felicia A. Moore, District 9; C. T. Martin; District 10 and H. Lamar Willis, Post 3 At-Large** re-appointing **Ms. Rhudine Crawford** to serve as a member of the Water and Sewer Appeals Board, scheduled to begin on the date of Council confirmation. **(Favorable by City Utilities Committee 7/12/11)**  
**CONFIRMED BY A ROLL CALL VOTE OF 8 YEAS; 0 NAYS**

11-C-1075 ( 2) A Communication by **Council President Ceasar C. Mitchell** to all members of the Atlanta City Council requesting the Council to accept and issue a formal letter to the personnel file of Municipal Clerk Rhonda Dauphin Johnson.

**Chairperson Moore sounded the caption of 11-C-1075. Noting that the recommendation from the Committee was Favorable (by a vote of 3 Yeas; 1 Nay) to Accept the disciplinary action as indicated within and to File the communication. Ms. Moore stated for the record that she voted Nay in the Committee and would do so in the Full Council as well because she believed that a penalty harsher than a letter of reprimand should be leveled. In addition, Ms. Moore requested to proof the notation in the Minutes of this July 18, 2011 meeting of the Atlanta City Council prior to the Council's next meeting. During the ensuing discussion, Councilmember Martin suggested that the communication be Referred back to the Committee on Council, however, no Second was heard. Thus Mr. Martin stated that he would defer to Councilmember Smith, who made a Substitute Motion to Table (Hold in the Breast of Council). Councilmember Martin Seconded the Motion. Discussion ensued wherein Deputy City Attorney Peter Andrews responded to an inquiry as to whether or not this communication and possibly other items could be added to the agenda of the already scheduled July 21, 2011 Special Call Meeting of the Atlanta City Council. Mr. Andrews opined that there was time to amend the special meeting's call, however, he noted that the Motion to Table which was currently before the Body did not allow for debate or discussion. Council President Mitchell noted that the Motion was not under discussion, but that the questions**

Council President Ceasar C. Mitchell Presided

**COMMITTEE REPORTS (CONT'D)**

**COMMITTEE ON COUNCIL (2)**

**FELICIA A. MOORE, CHAIR**

**COMMUNICATIONS (CONT'D)**

11-C-1075 ( 2)  
(Cont'd)

A Communication by **Council President Ceasar C. Mitchell** to all members of the Atlanta City Council requesting the Council to accept and issue a formal letter to the personnel file of Municipal Clerk Rhonda Dauphin Johnson.

**which were raised were matters of parliamentary inquiry. He then called for the vote and Councilmember Smith's Motion to Table FAILED by a roll call vote of 6 Yeas; 2 Nays. Councilmember Smith, noting her fear that a Nay vote on this or any other item would result in unintended non-action by the Body, because there was only a quorum of eight members present, Moved to Recess the day's meeting and Reconvene at 9:00 a.m. on Thursday, July 21, 2011. The Motion was properly Seconded but prompted discussion which President Mitchell curtailed by asking the Law Department to address Ms. Smith's concerns. Deputy City Attorney Peter Andrews responded that a quorum of eight (8) members present and voting is required to conduct business by the Atlanta City Council and that approved actions require eight (8) affirmative votes. He clarified if a motion does not gain eight (8) affirmative votes, the motion would fail, and the item then under consideration by the Council would die and be filed away. Mr. Andrews then opined that according to *Robert's Rules of Order*, a Motion to Recess is short-term in nature and would typically serve to allow a body to leave a meeting and return in a matter of hours rather than days. He therefore advised the Council against a Motion to Recess until Thursday. Consequently, the Motion to Recess and its Second were withdrawn. Councilmember Martin then suggested a motion to re-hire a terminated employee and asked if it was the proper time to make such a motion. Councilmembers Moore and Winslow expressed opinions that the proposed motion was inappropriate with Councilmember Winslow asking that the Council Return to the Orders of the Day. Council President Mitchell ruled Mr. Martin's proposed motion and the consequent discussion Out of Order, but asked the City Attorney to speak and offer assistance to Mr. Martin in this matter. Mr. Mitchell then, without objection, deferred further discussion of 11-C-1075 to the end of the Committee on Council's (COC) report. Accordingly Chairperson Moore proceeded to sound the remaining item on the COC report. Upon returning to consideration of 11-C-1075, the prevailing motion before the Council was the**

Council President Ceasar C. Mitchell Presided

**COMMITTEE REPORTS (CONT'D)**

**COMMITTEE ON COUNCIL (3)**  
**FELICIA A. MOORE, CHAIR**

**COMMUNICATIONS (CONT'D)**

11-C-1075 ( 2)  
(Cont'd) A Communication by **Council President Ceasar C. Mitchell** to all members of the Atlanta City Council requesting the Council to accept and issue a formal letter to the personnel file of Municipal Clerk Rhonda Dauphin Johnson.

**original Motion to Accept and File 11-C-1075. That Motion subsequently FAILED by a roll call vote of 7 yeas; 1 nay.**

**FAILED BY A ROLL CALL VOTE OF 7 YEAS; 1 NAY**

**ORDINANCE FOR FIRST READING**

11-O-1062 ( 1) An Ordinance by **Committee on Council** to amend the 2001 City of Atlanta Precincts and Polling Places in Precincts 02C, 03C, 03G, 04G, 04V, 06A, 07N, 08C, 08H, 08J, 09A, 09F, 11J and 11N to make permanent relocations as a result of completed renovations, inadequate heating and air conditioning issues at existing facilities; safety issues and name changes; and for other purposes.  
**REFERRED TO COMMITTEE ON COUNCIL BY A ROLL CALL VOTE OF 8 YEAS; 0 NAYS**

**Council President Ceasar C. Mitchell Presided**

**COMMITTEE REPORTS (CONT'D)**

**CITY UTILITIES COMMITTEE (1)**

**NATALYN M. ARCHIBONG, CHAIR**

Attendance at the July 12, 2011 meeting of the City Utilities Committee was as follows:

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

Absent: None

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

Council President Ceasar C. Mitchell Presided

**COMMITTEE REPORTS (CONT'D)**

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

Attendance at the July 12, 2011 meeting of the Community Development/Human Resources Committee was as follows:

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

Absent: Councilmembers Wan, Bond and Archibong

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

Council President Ceasar C. Mitchell Presided

**COMMITTEE REPORTS (CONT'D)**

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

Attendance at the July 13, 2011 meeting of the Finance/Executive Committee was as follows:

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

Absent: Councilmembers Wan, Bond and Archibong

**ORDINANCES FOR SECOND READING**

11-O-0673 (1) An Ordinance and Charter Amendment by **Councilmembers Howard Shook, Ivory Lee Young, Jr. and H. Lamar Willis as Substituted and Amended by Finance/Executive Committee**, to amend the Charter of the City of Atlanta, Georgia, 1996 Ga Laws, P. 4469, et seq., adopted under and by virtue of the authority of the Municipal Home Rule Act of 1965, O.C.G.A. Section 36-35-1 et seq., as amended, by amending Part 1 (Charter and Related Laws), Subpart A (Charter), Article III (Executive), Chapter 5 (Civil Service System), Section 3-507 (Modification of Pension Plans), so as to modify language that improperly delegates legislative authority; and for other purposes.  
**ADOPTED SUBSTITUTE AS AMENDED BY A ROLL CALL VOTE OF 8 YEAS; 0 NAYS FOR 3<sup>RD</sup> READING/FINAL ADOPTION**

11-O-0944 (2) An Ordinance and Charter Amendment by **Councilmembers Yolanda Adrean, Felicia A. Moore, H. Lamar Willis, Keisha Lance Bottoms, Ivory Lee Young, Jr., Howard Shook, C. T. Martin, Joyce M. Sheperd, Aaron Watson, Alex Wan and Michael Julian Bond as Substituted by Full Council** to amend the Charter of the City of Atlanta, Georgia, 1996 Ga Laws P. 4469, et seq., Adopted under and by virtue of the authority of the Municipal Home Rule Act of 1965, O.C.G.A. Section 36-35-1 et seq., as amended, by amending Part 1 (Charter and Related Laws), Subpart A (Charter), Article VI (Revenue and Fund Administration), Chapter 3 (Fiscal Control), to create new Sections 6-313 and 6-314 so as to require that an Actuarial Audit and Experience Study be conducted for the City of Atlanta's General Employee Pension Fund, Firefighter Pension Fund and Police Pension Fund; and for other purposes.  
**ADOPTED SUBSTITUTE BY A ROLL CALL VOTE OF 8 YEAS; 0 NAYS FOR 3<sup>RD</sup> READING/FINAL ADOPTION**

Council President Ceasar C. Mitchell Presided

**COMMITTEE REPORTS (CONT'D)**

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

**ORDINANCES FOR SECOND READING (CONT'D)**

11-O-0982 ( 3) A **Substitute** Ordinance by **Finance/Executive Committee** for the Twelfth Supplemental Bond Ordinance to Ratify, Reaffirm, Supplement and Amend that certain Master Bond Ordinance Adopted on March 31, 1999, as supplemented and amended by that certain First Supplemental Bond Ordinance Adopted on March 5, 2001, that certain Series 2001 Bond Ordinance Adopted on December 5, 2001, that certain Series 2004 Bond Ordinance Adopted on August 16, 2004, as supplemented by that certain Supplemental Series 2004 Bond Ordinance Adopted on September 15, 2004, that certain Fifth Supplemental Bond Ordinance Adopted on November 19, 2007, that certain Series 2008 Bond Ordinance Adopted on March 17, 2008, that certain Seventh Supplemental Bond Ordinance Adopted on October 6, 2008, that certain Series 2009 Bond Ordinance Adopted on May 4, 2009, as supplemented by that certain Supplemental Series 2009 Bond Ordinance Adopted on June 17, 2009 and that certain Series 2009B Bond Ordinance Adopted on October 5, 2009, as supplemented by that certain Supplemental Series 2009B Bond Ordinance, Adopted October 14, 2009; to provide for an Index Rate Mode; and for other related purposes.

**Chairperson Adrean offered Amendment #1/#1 to Ordinance 11-O-0982 by adding the following underlined text: “Applicable Spread” means, with respect to each Index Rate Period, the following: During the Initial Period, 87 basis points if the Applicable Index is the LIBOR Index and 75 basis points if the Applicable Index is the SIFMA Index; etc.” It was properly Seconded and Adrean Amendment CARRIED by a roll call vote of 8 yeas; 0 nays. Following, Chairperson Adrean sounded the caption to the ordinance and made a Motion to Adopt on Substitute as Amended. Without Objection, the Motion CARRIED by a roll call vote of 8 yeas; 0 nays.**

**Note: There was a Motion by Council to send Ordinance 11-O-0982 to the Mayor’s Office immediately for his signature. It was properly Seconded and CARRIED by a roll call vote of 8 yeas; 0 nays.**

**ADOPTED SUBSTITUTE AS AMENDED BY A ROLL CALL VOTE OF 8 YEAS; 0 NAYS**

Council President Ceasar C. Mitchell Presided

**COMMITTEE REPORTS (CONT'D)**

**FINANCE/EXECUTIVE COMMITTEE (3)**  
**YOLANDA ADREAN, CHAIR**

**RESOLUTION**

11-R-1073 ( 1)

A. Resolution by **Finance/Executive Committee** Supplementing that certain Fifteenth Supplemental Bond Ordinance of the City of Atlanta Adopted on June 6, 2011 to, among other things, set forth the terms of (1) the Airport General Revenue Refunding Bonds, Series 2011A (The "Series 2011A Bonds") and (2) the Airport General Revenue Refunding Bonds, Series 2011B (the "Series 2011B Bonds" and together with the "Series 2011A Bonds, the Series 2011A/B Refunding Bonds") within certain parameters previously established by the City including the original Aggregate Principal Amount, Interests Rates, Maturity Amounts, Maturity Dates, Redemption Provisions and Debt Service Reserve requirements with respect thereto; Ratify certain prior actions of the City Council and certain officers and agents of the City with respect to the issuance and sale of the Series 2011A/B Refunding Bonds; authorize and approve the preparation, use and distribution of a final official statement in connection with the offer and sale of said Series 2011A/B Refunding Bonds; set forth the terms and Covenants associated with a Municipal Bond Insurance Policy related to said Series 2011A/B Refunding Bonds; provide an effective Date; and for other related purposes.

**Chairperson Adrean sounded the caption to Resolution 11-R-1073 and made a Motion to Table for a Special Called Meeting to be held July 21, 2011. It was Seconded by Councilmember Hall and the Motion CARRIED by a roll call vote of 8 yeas; 0 nays.**

**TABLED BY A ROLL CALL VOTE OF 8 YEAS; 0 NAYS**

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 July 12, 2011 meeting of the Public Safety and Legal Administration Committee was as follows:

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

Absent: Councilmembers Bottoms, Wan and Bond

**RESOLUTION**

11-R-1060 ( 1) A Resolution by **Councilmembers Joyce Sheperd, Cleta Winslow and Keisha Lance Bottoms** authorizing the Mayor to enter into an agreement with the Directorate of Emergency Services (DES), Fort McPherson, Georgia, on behalf of the Department of Fire Rescue for the purpose of providing Fire Protection, Suppression, Emergency Medical, Hazardous Material, and Technical Rescue support within the boundaries of Fort McPherson, Georgia; and for other purposes.

**Chairperson Young sounded the caption to Resolution 11-R-1060 and stated the recommendation was Favorable on Condition; however, as prerogative as Chair, Mr. Young made a Substitute Motion to Table. It was Seconded by Councilmember Hall and the Motion CARRIED by a roll call vote of 8 yeas; 0 nays.**

**TABLED BY A ROLL CALL VOTE OF 8 YEAS; 0 NAYS**

# **PERSONAL PAPERS**

Council President Ceasar C. Mitchell Presided

**PERSONAL PAPERS**

**ORDINANCES/REFERRED**

- 11-O-1120 ( 1) An Ordinance by **Councilmember C. T. Martin** 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, September 5, 2011 (Labor Day), only, for all licensed establishments authorized to sell alcoholic beverages for on premises consumption; and for other purposes.  
**REFERRED TO PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE WITHOUT OBJECTION**
- 11-O-1122 ( 2) An Ordinance by **Councilmembers Ivory Lee Young, Jr. and Joyce Sheperd** authorizing funding for various grant positions under the 2011 Community Development (CDBG) Budget, 2011 Emergency Shelter Grant (ESG) Budget, 2011 HOME Investment (HOME) Budget and the 2011 Housing Opportunities for Persons with AIDS (HOPWA); and for other purposes.  
**REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE WITHOUT OBJECTION**
- 11-O-1123 ( 3) An Ordinance by **Councilmembers Ivory Lee Young, Jr. and Joyce Sheperd** amending the 2011 (Community Development Fund) Budget by adding to anticipations and appropriations in the amount of \$1,825,540.00 and by amending the 2011 (HOME Investment Trust Fund) Budget by adding to anticipations and appropriations in the amount of \$300,000.00 for the purpose of funding various projects assigned to the Department of the Mayor, Office of Human Services that are included in the 2011 Annual Action Plan of the 2010-2014 Consolidated Plan; and for other purposes.  
**REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE WITHOUT OBJECTION**
- 11-O-1124 ( 4) An Ordinance by **Councilmembers Ivory Lee Young, Jr. and Joyce Sheperd** amending the 2011 (Intergovernmental Grant Fund) Budget by adding to anticipations and appropriations in the amount of \$9,103,294.00 for the purpose of funding various Housing Opportunities for Persons with AIDS (HOPWA) Projects assigned to the Department of the Mayor, Office of Human Services that are included in the 2011 Annual Action Plan of the 2010-2014 Consolidated Plan; and for other purposes.  
**REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE WITHOUT OBJECTION**

Council President Ceasar C. Mitchell Presided

**PERSONAL PAPERS (CONT'D)**

**ORDINANCES/REFERRED (CONT'D)**

11-O-1125 ( 5) An Ordinance by **Councilmembers Ivory Lee Young, Jr. and Joyce Sheperd** amending the 2011 (Community Development Fund) Budget by adding to anticipations and appropriations in the amount of \$3,627,457.00 and amending the 2011 (Intergovernmental Grant Fund) Budget by adding to anticipations and appropriations in the amount of \$1,039,138.00 for the purpose of funding various projects assigned to the Department of Finance, Department of Parks, Recreation and Cultural Affairs, Municipal Courts and Department of Watershed Management that are included in the 2011 Annual Action Plan of the 2010-2014 Consolidated Plan; and for other purposes.

**REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE WITHOUT OBJECTION**

11-O-1126 ( 6) An Ordinance by **Councilmembers Ivory Lee Young, Jr. and Joyce Sheperd** amending the 2011 (Community Development Fund) Budget by adding to anticipations and appropriations in the amount of \$1,904,762.00 and by amending the 2011 (HOME Investment Trust Fund) Budget by adding to anticipations and appropriations in the amount of \$3,121,992.00 for the purpose of funding various projects assigned to the Department of Planning and Community Development that are included in the 2011 Annual Action Plan of the 2010-2014 Consolidated Plan; and for other purposes.

**REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE WITHOUT OBJECTION**

11-O-1133 ( 7) An Ordinance by **Councilmember Aaron Watson** to waive the competitive procurement provisions contained in the Atlanta Code of Ordinances, Article X, Procurement and Real Estate Code, to authorize the Mayor or his designee, on behalf of the City, to execute an agreement with Nationwide Retirement Solutions for the continuation of administrative services of the City's Section 457 component of its Defined Contribution Retirement Plan on a month-to-month basis for a period not to exceed twelve months; and for other purposes.

**REFERRED TO FINANCE/EXECUTIVE COMMITTEE WITHOUT OBJECTION**

Council President Ceasar C. Mitchell Presided

**PERSONAL PAPERS (CONT'D)**

**ORDINANCES/REFERRED (CONT'D)**

11-O-1134 (8) An Ordinance by **Councilmember Aaron Watson** to waive the competitive procurement provisions contained in the Atlanta Code of Ordinances, Article X, Procurement and Real Estate Code, to authorize the Mayor or his designee, on behalf of the City, to execute an agreement with ING Life Insurance and Annuity Company for the continuation of administrative services of the City's Defined Contribution Retirement Plan on a month-to-month basis for a period not to exceed twelve months; and for other purposes.

**REFERRED TO FINANCE/EXECUTIVE COMMITTEE WITHOUT OBJECTION**

11-O-1135 (9) An Ordinance by **Councilmember Aaron Watson** to waive the competitive procurement provisions contained in the Atlanta Code of Ordinances, Article X, Procurement and Real Estate Code, to authorize the Mayor or his designee, on behalf of the City, to execute an agreement with ICMA Retirement Corporation for the continuation of administrative services of the City's Section 457 component of its Defined Contribution Retirement Plan on a month-to-month basis for a period not to exceed twelve months; and for other purposes.

**REFERRED TO FINANCE/EXECUTIVE COMMITTEE WITHOUT OBJECTION**

11-O-1137 (10) An Ordinance by **Councilmembers Carla Smith and Ivory Lee Young, Jr.** amending Sections 10-2 and 10-3 of the Code of Ordinances of the City of Atlanta in order to clarify that providing alcoholic beverages for consumption at premises open to the public requires a license issued by the City pursuant to Chapter 10; and for other purposes.

**REFERRED TO PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE WITHOUT OBJECTION**

11-O-1138 (11) An Ordinance by Councilmembers **Cleta Winslow, Aaron Watson, Carla Smith, Yolanda Adrean, Ivory Lee Young, Jr., Kwanza Hall and C. T. Martin** to authorize the Mayor, on behalf of the City of Atlanta, to accept a \$3,267,000 donation through the Mayors' project at Bloomberg Philanthropies for the purpose of designing and implementing effective solutions to pressing challenges; and to authorize the Mayor to enter in an agreement with Bloomberg Philanthropies with respect to the acceptance of such funds and subject to the conditions described therein; and for other purposes.

**REFERRED TO FINANCE/EXECUTIVE COMMITTEE WITHOUT OBJECTION**

Council President Ceasar C. Mitchell Presided

**PERSONAL PAPERS (CONT'D)**

**ORDINANCES/REFERRED (CONT'D)**

- 11-O-1141 (12) An Ordinance by **Councilmember Ivory Lee Young, Jr.** to amend Chapter 98, Article II, Division 2, Sections 98-70, (Qualifications for Eligibility) and 98-81 (Expiration of Eligible List) and Chapter 114, Article IV, Division 7, Subdivision II, Sections 114-236, (Minimum Qualifications to Compete) and 114-247 (Duration of Eligible List) so s to permit a promotional examination announcement to be made before the expiration of a current eligible list; to increase the number of years of continuous service in all non-discretionary ranks above Police Sergeant and Fire Lieutenant in a lower rank from which promotions can be made, such increase being necessary as a result of an ability to make an earlier promotional examination announcement; to repeal conflicting ordinances; and for other purposes.  
**REFERRED TO PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE WITHOUT OBJECTION**

**RESOLUTIONS/REFERRED**

- 11-R-1121 ( 1) A Resolution by **Councilmember C. T. Martin** authorizing the Mayor, on behalf of the City of Atlanta, to enter into an Operating Agreement with the Metro Atlanta YMCA to maintain, operate, and provide programming at the Adamsville Recreation Center; and for other purposes.  
**REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE WITHOUT OBJECTION**
- 11-R-1127 ( 2) A Resolution by **Councilmembers Ivory Lee Young, Jr. and Joyce Sheperd** authorizing the Mayor to enter into various contractual agreements administered by the Department of the Mayor, Office of Human Services for projects under the 2011 Community Development Block Grant (CDBG), 2011 Emergency Shelter Grant (ESG), 2011 HOME Investment Trust Fund (HOME) and 2011 Housing Opportunities for Persons with AIDS (HOPWA); and for other purposes.  
**REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE WITHOUT OBJECTION**
- 11-R-1128 ( 3) A Resolution by **Councilmembers Ivory Lee Young, Jr. and Joyce Sheperd** authorizing the Mayor to enter into various contractual agreements administered by the Department of Planning and Community Development for projects under the 2011 Community Development Block Grant (CDBG), and 2011 HOME Investment Trust Fund (HOME); 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)**

11-R-1129 ( 4) A Resolution by **Councilmembers Ivory Lee Young, Jr. and Joyce Sheperd** authorizing the Mayor to enter into a contractual agreement administered by the Department of Watershed Management for the project under the 2011 Community Development Block Grant (CDBG); and for other purposes.

**REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE WITHOUT OBJECTION**

11-R-1130 ( 5) A Resolution by **Councilmember Felicia A. Moore** a resolution of the Council of the City of Atlanta requesting that the Mayor direct the Commissioner of Human Resources to immediately implement pension education workshops to explain pension plan changes and options to all City employees; and for other purposes.

**REFERRED TO FINANCE/EXECUTIVE COMMITTEE WITHOUT OBJECTION**

11-R-1131 ( 6) A Resolution by **Councilmember Felicia A. Moore** a resolution of the Council of the City of Atlanta requesting that the Mayor and his administration expeditiously work to resolve a potentially adverse impact to City employees re-employed from United Water in 2003 and effected by the newly adopted 2011 pension changes under Ordinance 11-O-0672; and for other purposes.

**REFERRED TO FINANCE/EXECUTIVE COMMITTEE WITHOUT OBJECTION**

11-R-1132 ( 7) A Resolution by **Councilmembers Natalyn Mosby Archibong, Howard Shook and Yolanda Adrean** authorizing payment of stipulated penalties imposed by the Environmental Protection Agency (EPA) and the Environmental Protection Division of the Department of Natural Resources of the State of Georgia (EPD) in the amount of \$\_\_\_\_\_ as stipulated penalties for the violation of CSO Fecal Coliform Operational Standards \_\_\_\_\_ pursuant to the CSO Consent Decree, Civil Action File No. 1:95-CV-2550-TWT; to identify the source of funding; and for other purposes.

**REFERRED TO CITY UTILITIES COMMITTEE WITHOUT OBJECTION**

11-R-1136 ( 8) A Resolution by **Councilmember Carla Smith** authorizing the Mayor, on behalf of the City of Atlanta, to enter into an Operating Agreement with the Boys and Girls Club of Metro Atlanta to maintain, operate, and provide programming at the Thomasville Recreation Center; 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)**

11-R-1139 (9) A Resolution by **Councilmember Clea Winslow** authorizing the Mayor or his designee to conduct a traffic study of Donnelly Street, SW from Cascade Road, SW to Beecher Street, SW for the study and future installation of traffic calming measures; and for other purposes.

**REFERRED TO TRANSPORTATION COMMITTEE WITHOUT OBJECTION**

11-R-1140 (10) A Resolution by **Councilmember Clea Winslow** authorizing the Mayor to apply for and accept grant funding from the Governor's Office for Children and Families under the Juvenile Accountability Block Grant (JABG) Program in an amount not to exceed \$40,000.00 and matched by the City in an amount not to exceed \$4,400.00 from District 4 Councilmember expense account, to develop and implement programs to benefit youth in District 4; and for other purposes.

**REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE WITHOUT OBJECTION**

# **ADJOURNMENT**

**Council President Ceasar C. Mitchell Presided**

**ADJOURNMENT**

There being no further business to discuss, the July 18, 2011 meeting of the Atlanta City Council was adjourned at 4:17 p.m.

**ADJOURNMENT ROLL CALL: Council President Ceasar C. Mitchell (1); Councilmembers Smith, Hall, Young, Winslow, Adrean, Moore, Martin, and Watson (8).**