

ATLANTA CITY COUNCIL

ACTION/MINUTES

SEPTEMBER 06, 2011

The Atlanta City Council held its Regularly Scheduled Meeting on Tuesday, September 06, 2011, due to the Labor Day Holiday. The Meeting convened at 1:12 p.m. in the Council Chambers at City Hall. The roll was called and a quorum was declared.

PRESIDER (S): The Honorable Council President Pro Tempore Joyce M. Sheperd presided.

Attendance:

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

The Honorable Carla Smith *1:20	The Honorable Felicia A. Moore
The Honorable Kwanza Hall	The Honorable C. T. Martin
The Honorable Ivory Young, Jr.	The Honorable Keisha Bottoms
The Honorable Cleta Winslow *1:54	The Honorable Joyce Sheperd
The Honorable Natalyn. Archibong *2:28	The Honorable Michael Bond *1:15
The Honorable Alex Wan	The Honorable Aaron Watson *2:58
The Honorable Howard Shook	The Honorable Lamar H. Willis *1:40
The Honorable Yolanda Adrean	

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

INVOCATION: Reverend Dr. Bernice W. Kirkland of Hoosier Memorial United Methodist Church gave the invocation.

PLEDGE OF ALLEGIANCE: In unison, lead by Councilmember C. T. Martin, 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 15, 2011** Regular Meeting are true and correct. The Minutes were **FILED** without objection.

REMARKS BY THE PUBLIC: During the remarks by the public segment, **Council President Pro Tempore Joyce M. Sheperd** officially **opens the public hearing** regarding the sale of alcohol on Sundays. After all who signed up spoke, Ms. Sheperd then **closed the public hearing**.

ADOPTION OF AGENDA: A **Motion** was made to **Adopt the Agenda**. It was properly Seconded and the Motion **CARRIED** by a roll call vote of **11 yeas; 0 nays**.

COMMUNICATIONS

Council President Pro-Tempore Joyce M. Sheperd Presided

COMMUNICATIONS

11-C-1302 (1) A Communication by **Councilmembers Joyce M. Sheperd, District 12; Keisha Lance Bottoms, District 11; C. T. Martin, District 10; Felicia A. Moore, District 9 and H. Lamar Willis, Post 3 At-Large** appointing Ms. Renee Bailey to serve as a member of the Alcohol Technical Advisory Group II. This appointment is scheduled to begin on the date of Council confirmation.

REFERRED TO PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE AND COMMITTEE ON COUNCIL WITHOUT OBJECTION

11-C-1303 (2) A Communication by **Mayor Kasim Reed** appointing Ms. Melinda Miller-Thrasher, M.D. to serve as a member of the Fulton County Board of Health on behalf of the City of Atlanta. This appointment is for a term of (4) four years, scheduled to begin on the date of Council confirmation.

REFERRED TO COMMITTEE ON COUNCIL WITHOUT OBJECTION

VETOED LEGISLATION

Council President Pro Tempore Joyce M. Sheperd Presided

VETOED LEGISLATION

NONE

UNFINISHED BUSINESS

Council President Pro Tempore Joyce M. Sheperd Presided

UNFINISHED BUSINESS

NONE

**CONSENT AGENDA
SECTION I**

Council President Pro Tempore Joyce M. Sheperd 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: **11 Yeas: Councilmembers Smith, Hall, Young, Winslow, Wan, Adrean, Moore, Martin, Sheperd, Bond and Willis: 0 Nays.**

SECTION I

ORDINANCES FOR SECOND READING

CITY UTILITIES COMMITTEE

NATALYN M. ARCHIBONG, CHAIR

- 11-O-1097 (1) A **Substitute** Ordinance by **City Utilities Committee** authorizing the Mayor to encumber funds in an amount not to exceed \$120,000.00 to fund the Care and Conserve Program, through Southeast Energy, on behalf of the Department of Watershed Management; all funds will be charged to and paid from Fund, Department Organization and Account Number listed; and for other purposes.
ADOPTED SUBSTITUTE ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE

JOYCE SHEPERD, CHAIR

- 11-O-1102 (2) An Ordinance by **Community Development/Human Resources Committee** amending the 2011-2012 Budget (Intergovernmental Grant Fund) by adding to anticipations and appropriations account the amount of \$276,598.00 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 11 YEAS; 0 NAYS
- 11-O-1173 (3) An Ordinance by **Councilmember Joyce M. Sheperd** amending the (WIA Adult Job Training Fund) Budget, Atlanta Workforce Development Agency, by adding to anticipations and appropriations in the amount of \$138,604.00 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.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

Council President Pro Tempore Joyce M. Sheperd Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

ORDINANCES FOR SECOND READING (CONT'D)

FINANCE/EXECUTIVE COMMITTEE

YOLANDA ADREAN, CHAIR

- 11-O-1106 (4) A **Substitute** Ordinance by **Finance/Executive Committee** to create the Series 2011A Airport General Revenue Refunding Bond Fund and the 2011B Airport General Revenue Refunding Bond Fund; to amend the Fiscal Year 2012 Budget by adding to anticipations and appropriations Bond Proceeds in the aggregate principal amount of \$224,195,000.00 for the Airport General Revenue Refunding Bonds, Series 2011A and \$216,195,000.00 for the Airport General Revenue Refunding Bonds, Series 2011B; to amend the source of funding identified in legislation previously authorized by the Atlanta City Council for contracts on behalf of the Department of Aviation; and for other purposes.
ADOPTED SUBSTITUTE ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

RESOLUTIONS

CITY UTILITIES COMMITTEE

NATALYN M. ARCHIBONG, CHAIR

- 11-R-1230 (1) 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 Jay-UDay, Inc., owner of real property located at 111 Cone Street, NE, Atlanta, Georgia for the purpose of permitting an overhead canopy to partially extend into the right-of-way along the east side of Cone Street; said canopy being approximately fifteen (15) feet in width, six (6) feet in depth and being fifteen (15) feet in height above the sidewalk; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS
- 11-R-1231 (2) An **Amended** Resolution by **City Utilities Committee** authorizing the Mayor, or his designee to execute a Right-of-Way Certification with the Georgia Department of Transportation for participation and funding assistance to resurface certain city streets in connection with the Local Maintenance and Improvement Grant Agreement; and for other purposes.
ADOPTED AS AMENDED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

Council President Pro Tempore Joyce M. Sheperd Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

RESOLUTIONS (CONT'D)

CITY UTILITIES COMMITTEE (CONT'D)

NATALYN M. ARCHIBONG, CHAIR

- 11-R-1298 (3) A Resolution by **City Utilities Committee** to correct Resolution Number 10-R-2147 adopted by the City Council on January 3, 2011 and approved by the Mayor on January 12 2011 by inserting a missing Fund Department Organization and Account Number and dollar amount; and for other purposes.
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS**

COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE

JOYCE SHEPERD, CHAIR

- 11-R-0264 (4) A **Substitute** Resolution by **Community Development/Human Resources Committee** authorizing the Mayor or his designee, on behalf of the City, to enter into a Memorandum of Understanding with the Board of Regents of the University System of Georgia by and on behalf of Georgia State University, regarding the provision of maintenance and other services at Hurt Park; and for other purposes.
ADOPTED SUBSTITUTE ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS
- 11-R-1101 (5) 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 \$251,784.00 in order to pay rental subsidies on twenty-eight (28) units for low income families at 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 11 YEAS;
0 NAYS**
- 11-R-1244 (6) A Resolution by **Community Development/Human Resources Committee** authorizing the Mayor to enter into a contract on behalf of the City of Atlanta's Department of Planning and Community Development with Elm Street, LLC for the purpose of providing a land swap to assist in the provision of affordable housing; and for other purposes.
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS**

Council President Pro Tempore Joyce M. Sheperd Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

RESOLUTIONS (CONT'D)

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

- 11-R-1245 (7) A Resolution by **Community Development/Human Resources Committee** authorizing the Mayor to execute Amendment Number Two to the Neighborhood Stabilization Program Agreement with Fulton County/City of Atlanta Land Bank Authority for the purpose of revising the total not to exceed amount; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS
- 11-R-1246 (8) A Resolution by **Community Development/Human Resources Committee** requesting the Atlanta Regional Commission (ARC) "Grandfather" Atlanta BeltLine Master Plan; Subarea 3 (Boulevard Crossing) and Atlanta BeltLine Master Plan Subarea 7 (Northside/Peachtree/Piedmont) into the Livable Centers Initiative (LCI) Program; authorizing the Department of Planning and Community Development to apply for such status; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS
- 11-R-1247 (9) 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 Friends of Little Nancy Creek Park in making certain improvements to Little Nancy Creek Park by providing an amount not to exceed \$30,000.00 toward construction of a playground and parking lot, where all funds shall be charged to and paid from FDOA numbers as listed in the legislation.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS

Council President Pro Tempore Joyce M. Sheperd 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-1175 (10) A Resolution by **Councilmembers Howard Shook and Michael J. Bond** to amend Resolution No. 11-R-0936 adopted June 20, 2011 and approved June 29, 2011 which established "The City of Atlanta Alcohol Technical Advisory Group II (ATAG II) for the purpose of performing a complete and comprehensive review of the City of Atlanta's Alcohol Beverage Licensing Process and the enforcement of the laws pertaining to the licensing, sale and regulation of alcoholic beverages in the City of Atlanta" so as to provide that one of the three representatives from the Alcoholic Beverage Industry shall be appointed by the National Association of Licensing and Compliance Professionals; and for other purposes.

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

11-R-1176 (11) A Resolution by **Councilmember Michael J. Bond** to amend Resolution No. 11-R-0936 adopted June 20, 2011 and approved June 29, 2011 which established "The City of Atlanta Alcohol Technical Advisory Group II (ATAG II) for the purpose of performing a complete and comprehensive review of the City of Atlanta's Alcohol Beverage Licensing Process and the enforcement of the laws pertaining to the licensing, sale and regulation of alcoholic beverages in the City of Atlanta" so as to provide that one of the three representatives from the Alcoholic Beverage Industry shall be appointed by the Georgia Alcohol Dealers Association and one shall be appointed by the Georgia Licensed Beverage Association; and for other purposes.

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

11-R-1262 (12) A Resolution by **Public Safety and Legal Administration Committee** authorizing the Mayor, on behalf of the City of Atlanta ("City"), to enter into an Intergovernmental Agreement with the United States Department of State, Bureau of International Narcotics and Law Enforcement Affairs ("INL"), for the participation of the Atlanta Police Department ("APD") in the Timor-Leste Police Development Program ("TLPDP"), for the purpose of increasing the capacity of the Policia Nacional de Timor-Leste ("PNTL"), through the development and delivering of training in police investigations; and for other purposes.

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

Council President Pro Tempore Joyce M. Sheperd 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

11-R-1263 (13) A Resolution by **Public Safety and Legal Administration Committee** authorizing the settlement of all claims against the City of Atlanta in the case of Shannon Briley v. City of Atlanta, et al., Civil Action File Number 1:09-CV-3581-TCB, in the United States District Court for the Northern District of Georgia, Atlanta Division, in the total gross amount of \$10,000.00, to be distributed to plaintiff; of this amount, authorizing payment of \$10,000.00 to be charged to and paid from 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 11 YEAS; 0 NAYS

11-R-1264 (14) 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 James Hereford V. Grady Goggins, Jr., Civil Action File Number 1:11-CV-01535-JOF, in the United States District Court for the Northern District of Georgia, Atlanta Division, in the total gross amount of \$50,000.00, to be distributed to plaintiff; authorizing payment of \$50,000.00 to be charged to and paid from Fund, Center Number, Account and Functional Activity Number 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 11 YEAS; 0 NAYS

11-R-1265 (15) A Resolution by **Public Safety and Legal Administration Committee** authorizing the settlement of all claims against the City of Atlanta in the case of Joe and Janice Sanders v. City of Atlanta, Civil Action File Number 201EV011458J, in the amount of \$8,500.00, authorizing said payment to be charged to and paid from 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 11 YEAS; 0 NAYS

Council President Pro Tempore Joyce M. Sheperd Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

RESOLUTIONS (CONT'D)

FINANCE/EXECUTIVE COMMITTEE
YOLANDA ADREAN, CHAIR

- 11-R-1172 (16) A Resolution by **Councilmember C. T. Martin** authorizing the Mayor to enter into an Intergovernmental Agreement with Fulton County for the provision of Animal Control Services within the City of Atlanta for a period of one year, in an amount not to exceed \$1,374,111.94 to be charged to and paid from the FDOA Numbers listed; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS
- 11-R-1269 (17) A **Substitute** Resolution by **Finance/Executive Committee** authorizing the Mayor or his designee to issue a Task Order to Brown and Caldwell/Delon Hampton and Associates, Chartered, a Joint Venture, for FC-4906D-Architectural Engineering and Design for Consulting Services for preparation of bid and contract documents for the removal of lead at the Atlanta Police Department's Firing Range, in an amount not to exceed \$39,790.00; all work to be charged to and paid from the FDOA Numbers listed; and for other purposes.
ADOPTED SUBSTITUTE ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS
- 11-R-1271 (18) A **Substitute** Resolution by **Finance/Executive Committee** authorizing the Mayor to enter into a 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-070764, for New Software Releases, Deployment Planning, Phone and Web Support, Training and Unique Technologies, in an amount not to exceed \$102,054.75 for a one year period; to be charged to and paid from the FDOA Numbers listed; and for other purposes.
ADOPTED SUBSTITUTE ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

Council President Pro Tempore Joyce M. Sheperd Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

RESOLUTIONS (CONT'D)

FINANCE/EXECUTIVE COMMITTEE (CONT'D)

YOLANDA ADREAN, CHAIR

11-R-1274 (19) 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-07F-0420T for FC-5378-PL: Emergency Monitoring Services with Kings III of America, Incorporated to support the City of Atlanta Elevator Phones for three (3) years with two (2) one year renewal options on behalf of the Department of Information Technology, in an amount not to exceed \$23,000.00 per year for a total contract amount of \$69,000.00; all contracted work to be charged to and paid from the FDOA Numbers listed; and for other purposes.

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

11-R-1275 (20) 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-0892R with Summit Sales and Marketing, Incorporated, an authorized reseller for ClearCube Technology for COA-5392-PL:E911 Virtual Desktop Computing Solution Hardware Maintenance and Support for a term of three (3) years with two (2) one year renewal options on behalf of the Department of Information Technology, in an amount not to exceed \$29,795.00 per year for a total contract amount not to exceed \$89,385.00; all contracted work to be charged to and paid from the FDOA Numbers listed; and for other purposes.

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

11-R-1276 (21) A **Substitute** Resolution by **Finance/Executive Committee** authorizing the Mayor or his designee to enter into a Cooperative Purchasing Agreement pursuant to Section 2-1601 et seq. of the City of Atlanta Code of Ordinances, utilizing General Services Administration Contract Number GS-35F-4984H with International Business Machines for COA-5391-PL: Cognos Maintenance and Support Services for one (1) year with two (2) one year renewal options beginning October 1, 2011, in an amount not to exceed \$130,783.40 per 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 11 YEAS; 0 NAYS**

Council President Pro Tempore Joyce M. Sheperd Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

RESOLUTIONS (CONT'D)

FINANCE/EXECUTIVE COMMITTEE (CONT'D)

YOLANDA ADREAN, CHAIR

- 11-R-1277 (22) A Resolution by **Finance/Executive Committee** to authorize the assignment of a previously authorized Contract with CIT Technology Financing Services Incorporated for the Microsoft True-up Enterprise Licensing Financing and the right to receive payments under that agreement to Bank of the West; and for other purposes.
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS**
- 11-R-1296 (23) A Resolution by **Finance/Executive Committee** authorizing the Mayor to execute a Sole Source Agreement with IBM Corporation for Technical Support Services of the IBM Tivoli Maximo Asset Management System; on behalf of the Department of Watershed Management, in an amount not to exceed \$94,920.26; all contracted work shall be charged to and paid from the FDOA Numbers listed; and for other purposes.
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS**
- 11-R-1297 (24) A **Substitute** Resolution by **Finance/Executive Committee** authorizing the Mayor to execute a Sole Source Agreement with Invensys Systems, Inc., for Maintenance Upgrades and Technical Support for Invensys Automation and Process Systems and Software located in the Department of Watershed Management Wastewater Reclamation Centers, in an amount not to exceed \$675,452.00; 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 11 YEAS; 0 NAYS**
- 11-R-1299 (25) A **Substitute** Resolution by **Finance/Executive Committee** authorizing the Mayor, on behalf of the City, to enter into a contract with N.T.R.C., P.C., Inc., for FC-5365, Financial Education, for the purpose of providing financial education services related to the City's New Retirement Plan in an amount not to exceed \$225,000.00; where all funds shall be charged to and paid from Accounts Numbers listed; and for other purposes.
**ADOPTED SUBSTITUTE ON CONSENT BY A ROLL CALL VOTE
OF 11 YEAS; 0 NAYS**

Council President Pro Tempore Joyce M. Sheperd Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

RESOLUTIONS (CONT'D)

FINANCE/EXECUTIVE COMMITTEE (CONT'D)

YOLANDA ADREAN, CHAIR

- 11-R-1300 (26) A Resolution by **Finance/Executive Committee** authorizing the Mayor, on behalf of the City, to enter into a contract with the Ayco Services Agency, LP for FC-5365, Financial Education, for the purpose of providing financial education services related to the City's New Retirement Plan in an amount not to exceed \$700,000.00; where all funds shall be charged to and paid from Accounts Numbers listed; and for other purposes.
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS**

TRANSPORTATION COMMITTEE

C. T. MARTIN, CHAIR

- 11-R-1232 (27) A Resolution by **Transportation Committee** authorizing the Mayor, or his designee, to execute a Local Government Lighting Project Agreement between the City of Atlanta and the Georgia Department of Transportation for Lighting Improvements for the Glenwood Avenue/SR 260 Pedestrian Lighting Project; and for other purposes.
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS**
- 11-R-1254 (28) A Resolution by **Transportation Committee** authorizing the Mayor to execute an Agreement with Ricondo & Associates, Inc., for Project Number FC-5233, Master Plan Update and On-Call Airport Planning Services at Hartsfield-Jackson Atlanta International Airport, in an amount not to exceed \$3,000,000.00 for the first contract year to provide Professional Planning Service; all services shall be charged to and paid from the PTAE0 and FDOA Numbers listed; and for other purposes.
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS**
- 11-R-1255 (29) A Resolution by **Transportation Committee** authorizing the Mayor to execute Renewal Agreement No.2 for Contract No. FC-7217-00A; Construction Management Services with Hartsfield Atlanta Construction Managers, LLC on behalf of the Department of Aviation to provide Comprehensive Construction Management Services pursuant to the terms and conditions of the contract; and for other purposes.
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS**

Council President Pro Tempore Joyce M. Sheperd Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

RESOLUTIONS (CONT'D)

TRANSPORTATION COMMITTEE (CONT'D)

C. T. MARTIN, CHAIR

11-R-1256 (30) A Resolution by **Transportation Committee** authorizing the Mayor to execute Renewal Agreement No.2 for Contract No. FC-7217-00B; Construction Management Services with Hartsfield-Jackson Construction Management on behalf of the Department of Aviation to provide Comprehensive Construction Management Services pursuant to the terms and conditions of the contract; and for other purposes.

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

11-R-1257 (31) A Resolution by **Transportation Committee** authorizing the Mayor to execute a Contract with Archer Western Contractors, Ltd., for Project Number FC-5240, Runway 27R Extension Paving and Lighting, at Hartsfield-Jackson Atlanta International Airport in an amount not to exceed \$15,269,669.75. All services will be charged to and paid from the PTAE0 and FDOA Numbers listed; and for other purposes.

Note: Councilmember Martin made a Motion to send Resolution 11-R-1257 to the Mayor's Office immediately. It was Seconded by Councilmember Moore and the Motion CARRIED by a roll call vote of 13 yeas; 0 nays.

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

11-R-1258 (32) A Resolution by **Transportation Committee** authorizing the Mayor to enter into an Agreement with Metropolitan Atlanta Rapid Transit Authority ("MARTA") on behalf of the Department of Aviation to enable the City to make Various Improvements to the MARTA Station at Hartsfield-Jackson Atlanta International Airport; and for other purposes.

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

11-R-1260 (33) A Resolution by **Transportation Committee** authorizing the Mayor to execute a Supplemental Lease Agreement with the United States of America for Partial Relocation of the Transportation Security Administration from Concourse E Boarding Level to the North Terminal Apron Level at Hartsfield-Jackson Atlanta International Airport; and for other purposes.

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

Council President Pro Tempore Joyce M. Sheperd 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-1179 (1) Claim of **Michele Rapp (DWM/08)**, for damages alleged to have been sustained as a result of a sewer backup on January 18, 2011 and March 19, 2011 at 1340 Twelve Oaks Circle, Atlanta, GA 30327. **\$37,000.00**
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS
- 11-R-1180 (2) Claim of **Cascade Club, LLC, c/o Jeffery L. Riddle and Shelly L. Riddle (DWM/11)**, for property damages alleged to have been sustained from two sanitary sewer backups on October 22, 24, 2010 at 2890 Continental Colony Parkway, SW. **\$30,000.00**
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS
- 11-R-1181 (3) Claim of **Bederia Ponder, through her attorney, Michael D. Rosenbloum, Zevin & Rosenbloum, P.C. (APD/08)**, for bodily injuries alleged to have been sustained from an automobile accident on October 12, 2009 at 902 Donald Lee Hollowell Parkway, NW. **\$9,500.00**
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS
- 11-R-1182 (4) Claim of **Alma Rodriguez, through her attorney, Robert B. Lipman, P. C., Lipman & Drew (APD/02)**, for bodily injuries alleged to have been sustained from an automobile accident on February 19, 2011 at Courtland Street, SE and Decatur Street, SE. **\$7,100.00**
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS
- 11-R-1183 (5) Claim of **Lakeesha Ealey, through her attorneys, Kim and Associates (DPW/03)**, for bodily injuries alleged to have been sustained from a fall into a missing section of sidewalk on November 8, 2010 at 553 Chappell Road, NW. **\$7,000.00**
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS

Council President Pro Tempore Joyce M. Sheperd 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-1184 (6) Claim of **Cecilia Wimberly and Gwinnett Medical System (DWM/02)**, for damages alleged to have been sustained as a result of walking into an uncovered water meter box on April 17, 2010 at 62 Peachtree Street. **\$4,101.00**
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS
- 11-R-1185 (7) Claim of **Xchanging, on behalf of OneBeacon Insurance, as subrogee of Digitel Corporation (APD/07)**, for vehicular damages alleged to have been sustained from an automobile accident on September 8, 2010 at Sidney Marcus Boulevard, NE and Buford Highway, NE. **\$4,101.00**
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS
- 11-R-1186 (8) Claim of **Gwen Henderson (DWM/11)**, for damages alleged to have been sustained as a result of walking into an uncovered water meter box on September 21, 2010 at 3059 Cascade Road. **\$3,500.00**
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS
- 11-R-1187 (9) Claim of **Kerri Sulcer (DWM/05)**, for damages alleged to have been sustained as a result of walking into an uncovered water meter box on February 2, 2010 at 467 Moreland Avenue. **\$3,500.00**
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS
- 11-R-1188 (10) Claim of **Heath McSwain (DPW/NA)**, for vehicular damages alleged to have been sustained from an automobile accident on March 23, 2011 at 4605 Fulton Industrial Boulevard. **\$3,191.62**
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS
- 11-R-1189 (11) Claim of **Jessica Baker (APD/10)**, for property damages alleged to have been sustained from an automobile accident on June 4, 2011 at 3330 Martin Luther King, Jr. Drive. **\$2,025.16**
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS

Council President Pro Tempore Joyce M. Sheperd 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-1190 (12) Claim of **Margaret Burnett (DWM/01)**, for damages alleged to have been sustained as a result of walking into an uncovered water meter box on October 2, 2010 at 64 Ormond Street.

\$1,700.00

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

11-R-1191 (13) Claim of **Carla Shelby, on behalf of Carlos Jemison, a minor (DWM/04)**, for damages alleged to have been sustained as a result of walking into an uncovered water meter box on November 11, 2010 at 955 Coleman Street.

\$1,500.00

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

11-R-1192 (14) Claim of **LaTonya Thomas (DWM/11)**, for damages alleged to have been sustained as a result of walking into an uncovered water meter box on July 13, 2010 at 1446 Childress Drive.

\$1,500.00

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

11-R-1193 (15) Claim of **J. D. Ingram (DPRCA/03)**, for vehicular damages alleged to have been sustained when a window was broken due to an object that was thrown from a lawnmower on May 25, 2011 at 1540 North Avenue.

\$940.57

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

11-R-1201 (16) Claim of **Heidy Fuentes, through her attorney, Robert B. Lipman, P. C., Lipman & Drew (APD/02)**, for bodily injuries alleged to have been sustained from an automobile accident on February 19, 2011 at Courtland Street, SE and Decatur Street, SE.

\$8,000.00

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

11-R-1202 (17) Claim of **USAA, as subrogee of, Victor Johnson (APD/05)**, for damages alleged to have been sustained as a result of a vehicular accident on January 30, 2011 at 1393 Hosea L. Williams Drive.

\$4,222.34

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

Council President Pro Tempore Joyce M. Sheperd 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-1203 (18) Claim of **New White Springs Baptist Church c/o Roberta Brooks (DWM/12)**, for damages alleged to have been sustained as a result of a sewer backup on January 22, 2011 at 418 Amal Drive. **\$3,700.00**
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS
- 11-R-1204 (19) Claim of **Shalonda Richards, through her attorney L. Chris Stewart (DWM/NA)**, for damages alleged to have been sustained as a result of walking into an uncovered water meter box on June 21, 2010 at 365 Mt. Vernon Highway. **\$3,100.00**
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS
- 11-R-1205 (20) Claim of **LaWanda Morgan (DWM/NA)**, for damages alleged to have been sustained as a result of walking into an uncovered water meter box on September 7, 2010 at 6090 Hillandale Drive. **\$1,750.00**
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS
- 11-R-1206 (21) Claim of **Reesheemah Sadler (DWM/12)**, for damages alleged to have been sustained as a result of walking into an uncovered water meter box on June 17, 2010 at 2370 N. Metropolitan Parkway. **\$1,500.00**
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS
- 11-R-1207 (22) Claim of **Heidy Fuentes, on behalf of her minor child, Jordan Fuentes, through her attorney, Robert B. Lipman, P. C., Lipman & Drew (APD/02)**, for bodily injuries alleged to have been sustained from an automobile accident on February 19, 2011 at Courtland Street, SE and Decatur Street, SE. **\$2,500.00**
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS
- 11-R-1208 (23) Claim of **Saucerae Swift-Hodges (DWM/02)**, for damages alleged to have been sustained as a result of walking into an uncovered water meter box on August 14, 2010 at 492 Auburn Avenue. **\$3,100.00**
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS

Council President Pro Tempore Joyce M. Sheperd 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-1194 (24) Claim of **Jessica Davis (NA/NA)**, for property damages alleged to have been sustained from driving over a pothole on May 5, 2011 at Lenox Park Boulevard between the cross streets of Arbor Terrace and Vista Drive.
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS**
- 11-R-1195 (25) Claim of **Michael L. Brown, through his attorney, the Law Offices of Robert R. Pagnello, P.C. (DOA/NA)**, for bodily injuries alleged to have been sustained from a fall on March 13, 2011 at Hartsfield-Jackson Atlanta International Airport, 8700 Spine Road.
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS**
- 11-R-1196 (26) Claim of **Connie R. Horn (DPW/02)**, for property damages alleged to have been sustained from driving over a pothole on August 13, 2010 on Spring Street.
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS**
- 11-R-1197 (27) Claim of **Nina McFarland (DPW/04)**, for property damages alleged to have been sustained from driving over a pothole on July 30, 2010 at Ralph David Abernathy Boulevard near McDaniel Street.
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS**
- 11-R-1198 (28) Claim of **Sheila Nixon-Scott, through her attorney, L. Chris Stewart (DWM/02)**, for damages alleged to have been sustained as a result of walking into an uncovered water meter on August 24, 2009 at 1146 Euclid Avenue.
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS**
- 11-R-1199 (29) Claim of **James Lee Ford (DWM/07)**, for damages alleged to have been sustained as a result of being overcharged due to an on-going water meter usage error at 4344 Town Commons Circle.
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS**

Council President Pro Tempore Joyce M. Sheperd 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)

- 11-R-1200 (30) Claim of **John Wood, through his attorney, Sam L. Starks, Esq., Martin & Jones (DWM/07)**, for property damages alleged to have been sustained from a storm sewer overflow on March 18, 2010 at 3365 Mathieson Drive.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS
- 11-R-1209 (31) Claim of **Cynthia Randell (NA/NA)**, for damages alleged to have been sustained as a result of driving over an unsecured construction cut on February 28, 2011 at 5884 Old Bill Cook Road.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS
- 11-R-1210 (32) Claim of **Keith Lofton, through his attorney, Perry D. Ellis, P. C. (APD/09)**, for bodily injury alleged to have been sustained from a motorized scooter accident on May 31, 2010 at 611 Woods Drive, NW.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS
- 11-R-1211 (33) Claim of **Margaret Jean Fletcher, a minor, through her attorney, E. Michael Moran (NA/01)**, for damages alleged to have been sustained as a result of being struck by a baseball on August 30, 2010 at 755 Hank Aaron Drive.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS
- 11-R-1212 (34) Claim of **Brandon Oliver (DPW/01)**, for vehicular damages alleged to have been sustained from driving over a cable wire in the street on April 17, 2011 at 31 Lethea Street.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS
- 11-R-1213 (35) Claim of **Michele Rapp (DWM/08)**, for damages alleged to have been sustained as a result of a sewer backup on March 19, 2011 at 1340 Twelve Oaks Circle.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS

Council President Pro Tempore Joyce M. Sheperd 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)

- 11-R-1214 (36) Claim of **John S. Whittney (DWM/07)**, for property damages alleged to have been sustained from driving over a road defect on March 4, 2010 at Habersham Road and Honour Circle.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS
- 11-R-1215 (37) Claim of **Isaac Frank (DPRCA/08)**, for property damages alleged to have been sustained from a tree falling on April 5, 2011 at 670 Trabert Avenue.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS
- 11-R-1216 (38) Claim of **Bernard Banks (DWM/01)**, for property damages and bodily injury alleged to have been sustained from driving over a metal plate that was improperly covering a construction site on March 10, 2010 at 858 Hargis Street.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS
- 11-R-1217 (39) Claim of **Kolandra Dupree (DPW/06)**, for property damages alleged to have been sustained from driving over a metal plate on November 13, 2010 at Crescent Avenue and 12th Street.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS
- 11-R-1218 (40) Claim of **Timothy Cole (DWM/11)**, for bodily injury alleged to have been sustained after stepping into an open water meter on December 13, 2010 at 1200 Utoy Springs Road.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS
- 11-R-1219 (41) Claim of **Allstate Insurance Company, as subrogee of Anderson Davis (NA/NA)**, for property damages alleged to have been sustained from driving over a pothole on February 22, 2011 at West Park Place and Bermuda Road, Stone Mountain, Georgia.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS

Council President Pro Tempore Joyce M. Sheperd 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)

- 11-R-1220 (42) Claim of **Sanchez Kelley, through his attorney, Duncan Harle, Foy and Associates (NA/11)**, for bodily injuries alleged to have been sustained from a falling ceiling on April 13, 2011 at 879 Victoria Place.
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS**
- 11-R-1221 (43) Claim of **GEICO General Insurance Company, as subrogee of Jillian Martin c/o Lazega and Johnson, LLC (DPRCA/06)**, for damages alleged to have been sustained as the result of a fallen tree limb on July 21, 2010 at 1652 North Pelham Road.
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS**
- 11-R-1222 (44) Claim of **Emma G. Anderson (NA/NA)**, for vehicular damages alleged to have been sustained from driving over a construction site that was left in an unsafe manner on February 5, 2011 at 5884 Old Bill Cook Road, College Park, Georgia.
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS**
- 11-R-1223 (45) Claim of **Denethia McCall, through her attorneys, Darwin F. Johnson, LLC (DWM/03)**, for bodily injury alleged to have been sustained from falling into an open manhole on November 21, 2009 on Joseph E. Lowery Boulevard, SW.
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS**
- 11-R-1224 (46) Claim of **Farmers Insurance Company, as subrogee of Forsyth Fabrics, Inc. (DPW/11)**, for damages alleged to have been sustained as a result of driving over a pothole on May 16, 2011 at 1190 Foster Street.
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS**

**CONSENT AGENDA
SECTION II**

Council President Pro Tempore Joyce M. Sheperd 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 29 as follows) were Referred to the appropriate committees as a collective vote.

11-O-1225 (1) An Ordinance by **City Utilities Committee** amending the 2011 (General Government Capital Outlay Fund) Budget in the Department of Public Works by adding to anticipations and appropriations Transportation Improvement Funds in the amount of \$436,000.00; \$68,000.00 for Right-of-Way costs and \$360,000.00 for construction expenses and to authorize the Mayor or his designee to execute a Project Framework Agreement between the City of Atlanta and the Georgia Department of Transportation for the Right-of-Way and Construction Services for the Habersham Road/Habersham Drive Project; and for other purposes.

REFERRED TO CITY UTILITIES COMMITTEE BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS

11-O-1226 (2) An Ordinance by **City Utilities Committee** authorizing the Chief Financial Officer to amend the FY 2012 (DWM 2001 Water and Wastewater Bond Fund – 5057) Budget, in the amount of \$8,723,753.00 to transfer funds from the Realigned, Postponed or Discontinued Projects to the Capital Project Reserve for Appropriations; and for other purposes.

REFERRED TO CITY UTILITIES COMMITTEE BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS

11-O-1227 (3) An Ordinance by **City Utilities Committee** authorizing the Chief Financial Officer to amend the FY 2012 (2009A Water and Wastewater Bond Fund – 5066) Budget, in the amount of \$6,055,020.00 to transfer funds from the Capital Projects Reserve (2009A Water and Wastewater Bond Fund – 5066) for Appropriations; to add to appropriation funds for Cathodic Protection, Sandy Creek Basin Relief, HTP Reservoir Expansion and Riverside Outfall Capacity Relief CIP Capital Projects; and for other purposes.

REFERRED TO CITY UTILITIES COMMITTEE BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS

Council President Pro Tempore Joyce M. Sheperd Presided

CONSENT AGENDA (CONT'D)

SECTION II (CONT'D)

ORDINANCES FOR FIRST READING (CONT'D)

COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE
JOYCE SHEPERD, CHAIR

- 11-O-1234 (4) An Ordinance by **Community Development/Human Resources Committee** adopting the 2011 City of Atlanta Comprehensive Development Plan as the Official Comprehensive Development Plan for the City of Atlanta, Georgia; and for other purposes.
REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS
- 11-O-1237 (5) An Ordinance by **Community Development/Human Resources Committee** to amend the Land Development Code, Part 19, Chapter 1, entitled "Development Impact Fees"; and for other purposes.
REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS
- 11-O-1239 (6) An Ordinance by **Community Development/Human Resources Committee** authorizing the Mayor to enter into a Renewal and First Amendment to the Memorandum of Understanding between the City of Atlanta and the Grant Park Conservancy; and for other purposes.
REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS
- 11-O-1240 (7) An Ordinance by **Community Development/Human Resources Committee** authorizing the Mayor to rename the Kirkwood Greenway to Kirkwood Urban Forest Park; and for other purposes.
REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS
- 11-O-1241 (8) An Ordinance by **Community Development/Human Resources Committee** to change the effective date for the creation of the Manor at Scott's Crossing Housing Urban Enterprise Zone (Phase 1), created pursuant to Ordinance 10-O-0499, from January 1, 2011 to January 1, 2012; and for other purposes.
REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS

Council President Pro Tempore Joyce M. Sheperd 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

11-O-1243 (9) An Ordinance by **Community Development/Human Resources Committee** amending the Intergovernmental Grant Fund Budget by anticipating and appropriating program income generated from projects funded under the Empowerment Zone Program 25202680 (Project) 101 (Task) 250230904 (Award); and for other purposes.
REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS

11-O-1268 (10) An Ordinance by **Community Development/Human Resources Committee** to amend the Community Development Fund Budget and the HOME Investment Partnership Act Budget by anticipating and appropriating program income generated from projects funded under the Community Development Block Grant (CDBG) Program, HOME Investment Partnership Act (HOME) Program, and Neighborhood Stabilization Program (NSP); and for other purposes.
REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS

11-O-1235 (11) An Ordinance by **Community Development/Human Resources Committee** to adopt the NPU-G Community Master Plan; to incorporate the Plan into the City of Atlanta 2011 Comprehensive Development Plan (CDP); and for other purposes.

NPU-G

Council District 9

REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE BY A ROLL CALL VOTE OF 12 YEARS; 0 NAYS

11-O-1236 (12) An Ordinance by **Community Development/Human Resources Committee** to adopt the Brookwood Alliance Plan; to incorporate the Brookwood Alliance Plan into the City of Atlanta 2011 Comprehensive Development Plan (CDP); and for other purposes.

NPU's C & E

Council Districts 7 & 8

REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS

Council President Pro Tempore Joyce M. Sheperd 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

11-O-1238 (13) An Ordinance by **Community Development/Human Resources Committee** to adopt the Edgewood-Candler Park MARTA Station Charrette; to incorporate the Edgewood-Candler Park MARTA Station Charrette into the Moreland LCI and City of Atlanta 2011 Comprehensive Development Plan (CDP); and for other purposes.

NPU-O

Council District 5

REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS

11-O-1242 (14) An Ordinance by **Community Development/Human Resources Committee** authorizing the Mayor to execute a Quitclaim Deed conveying the City of Atlanta's interest in properties located at **875 Joseph E. Boone Street, 881 Joseph E. Boone Street, 887 Joseph E. Boone Street and 870 Proctor Street** in Atlanta, Fulton County, Georgia for the consideration of one dollar (\$1.00) to the Atlanta/Fulton County Land Bank Authority for the public purpose of returning the property to an effective utilization status; and for other purposes.

REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS

11-O-1248 (15)
CDP-11-06 An Ordinance by **Community Development/Human Resources Committee** to amend the Land Use Element of the 2011 Atlanta Comprehensive Development Plan (CDP) so as to re-designate property that is located at **690 Lindberg Drive, 723-745 Morosgo Drive, 2472-2480 Adina Drive and 2455 Piedmont Road** from the "High Density Residential" Land Use Designation to the "High Density Commercial" Land Use Designation (Z-11-19); and for other purposes.

NPU-B

Council District 7

REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS

Council President Pro Tempore Joyce M. Sheperd 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

11-O-1290 (16) An Ordinance by **Community Development/Human Resources Committee** to amend Section 104 of the Appendix "A" to Volume III of the Code of Ordinances of the City of Atlanta which contains the Building Code Amendments and Appendix "B" of Volume II of the City of Atlanta which contains a cross reference to Schedule of Fees imposed for City operations; and for other purposes.

REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS

11-O-1291 (17) An Ordinance by **Community Development/Human Resources Committee** amending Sec. 6-4029 of the Code of the City of Atlanta relating to the "Powers Duties and Functions" of the Board of Zoning Adjustment for the purpose of defining the jurisdiction of the Board after the creation of the Buildings Enterprise Fund; clarifying certain other language of Sec. 6-4029; and for other purposes.

REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS

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

11-O-1261 (18) An Ordinance by **Public Safety and Legal Administration Committee** amending the 2012 (Intergovernmental Grant Fund) Budget, Department of Police, by adding to anticipations and appropriations, in the amount of \$2,938,599.00, 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.

REFERRED TO PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS

Council President Pro Tempore Joyce M. Sheperd Presided

CONSENT AGENDA (CONT'D)

SECTION II (CONT'D)

ORDINANCES FOR FIRST READING (CONT'D)

FINANCE/EXECUTIVE COMMITTEE

YOLANDA ADREAN, CHAIR

- 11-O-1249 (19) An Ordinance by **Finance/Executive Committee** amending the 2011 (General Government Capital Outlay Fund) Budget, in the Department of Public Works by adding to anticipations and appropriations the amount of \$77,235.00 and authorizing the Mayor, or his designee, to enter into an Intergovernmental Agreement between the City of Atlanta and the Georgia Department of Transportation for the Roswell Road Clear Zone Facilities Relocation Project; and for other purposes.
REFERRED TO FINANCE/EXECUTIVE COMMITTEE BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS
- 11-O-1251 (20) An Ordinance by **Finance/Executive Committee** authorizing Standard Parking Corporation/Parking Solutions, LLC to provide and the City of Atlanta to accept Ground Transportation Taxi Starter Services at Hartsfield-Jackson Atlanta International Airport on a month to month basis retroactively beginning on July 1, 2011 under the Terms of Agreement FC-6004007831 for a period not to extend beyond October 30, 2011; in an amount not to exceed \$38,976.30 per month, to be charged to and paid from the FDOA Numbers listed; authorizing the City of Atlanta to waive the Competitive Source Selection requirements contained in Section 2-1187 of Article X Procurement and Real Estate Code of the City of Atlanta Code of Ordinances; and for other purposes.
REFERRED TO FINANCE/EXECUTIVE COMMITTEE BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS
- 11-O-1252 (21) An Ordinance by **Transportation Committee** authorizing the City to purchase undeveloped land east of Hartsfield-Jackson Atlanta International Airport from Airport Station, LLC, for Runway Protection and Future Airport Development; authorizing a methodology for a transaction to terminate certain leasehold interests which are to be a part of an exchange or sale of City real property interests in the immediate area of the purchase tract; for land purchase not to exceed 60 acres in an amount not to exceed \$32,437,500.00; to be charged to and paid from the FDOS Numbers listed and for other purposes.
REFERRED TO FINANCE/EXECUTIVE COMMITTEE BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS

Council President Pro Tempore Joyce M. Sheperd Presided

CONSENT AGENDA (CONT'D)

SECTION II (CONT'D)

ORDINANCES FOR FIRST READING (CONT'D)

FINANCE/EXECUTIVE COMMITTEE (CONT'D)

YOLANDA ADREAN, CHAIR

- 11-O-1266 (22) An Ordinance by **Finance/Executive Committee** authorizing the Mayor to waive Article X, Procurement and Real Estate Code, of the Code of Ordinances of the City of Atlanta; to authorize the Chief Financial Officer to remit payment of all outstanding invoices to the Historic Oakland Foundation, in an amount not to exceed \$32,804.32 with all invoices being paid from the FDOA Numbers listed; and for other purposes.
REFERRED TO FINANCE/EXECUTIVE COMMITTEE BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS
- 11-O-1267 (23) An Ordinance by **Finance/Executive Committee** to amend Section 146-26 (f), of the Code of Ordinances of the City of Atlanta, so as to change the Special Tax District (Library) Levy; to provide that the Tax Rate established herein shall remain fixed each year until amended or repealed; and for other purposes.
REFERRED TO FINANCE/EXECUTIVE COMMITTEE BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS
- 11-O-1292 (24) An Ordinance by **Finance/Executive Committee** authorizing the establishment of the Office of Buildings Professional Certification Program; and for other purposes.
REFERRED TO FINANCE/EXECUTIVE COMMITTEE BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS
- 11-O-1293 (25) An Ordinance by **Finance/Executive Committee** amending Section 2-240 of the Code of the City of Atlanta relating to the "Functions and Duties of the Bureau of Buildings" for the purpose of authorizing that its revenue and expenses be accounted for as an enterprise fund; clarifying those activities that are performed by the Office of Buildings; and for other purposes.
REFERRED TO FINANCE/EXECUTIVE COMMITTEE BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS
- 11-O-1295 (26) An Ordinance by **Finance/Executive Committee** authorizing the Chief Financial Officer to pay certain outstanding and future invoices to Siemens Industry, Inc. on behalf of the Department of Watershed Management for certain work performed related to Security Equipment and Systems Protecting Water and Sewer Facilities in an amount not to exceed \$176,595.64; to waive Article X of the City of Atlanta Code of Ordinances, including Section 2-1190 Small Purchases; all contracted work to be charged to and paid from the FDOA Numbers listed; and for other purposes.
REFERRED TO FINANCE/EXECUTIVE COMMITTEE BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS

Council President Pro Tempore Joyce M. Sheperd Presided

CONSENT AGENDA (CONT'D)

SECTION II (CONT'D)

ORDINANCES FOR FIRST READING (CONT'D)

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

- 11-O-1301 (27) An Ordinance by **Finance/Executive Committee** to allocate funds remaining based on balancing the FY12 Budget to the FDOA Numbers listed, in the amount of \$1,061,015.87; to provide funding for unfunded personnel positions; and for other purposes.
REFERRED TO FINANCE/EXECUTIVE COMMITTEE BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS

TRANSPORTATION COMMITTEE
C. T. MARTIN, CHAIR

- 11-O-1250 (28) An Ordinance by **Transportation Committee** to amend the 2012 [Airport Renewal and Extension Fund (5502), the Airport Passenger Facility Charge Fund (5505), the 2004 Airport PFC Bond Fund (5508), the CONRAC Customer Service FAC Charge Fund (5512), and the Airport 2010B PFC Bond Fund (5521)] Budgets by transferring to and from appropriations a total amount of \$31,189,962.44 for reimbursement of the Renewal and Extension Fund, a total amount of \$6,329,433.76 for reimbursement of the Airport Passenger Facility Charge Fund; and for other purposes.
REFERRED TO TRANSPORTATION COMMITTEE BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS
- 11-O-1253 (29) An Ordinance by **Transportation Committee** amending the Fiscal Year 2012 (Airport Renewal & Extension Fund) Budget by transferring to and from appropriations in the amount of \$11,500,000.00 to provide adequate funding for acquisition of approximately 60 acres of land adjacent to Hartsfield-Jackson Atlanta International Airport from Airport Station, LLC for Runway Protection and future airport development; and for other purposes.
REFERRED TO TRANSPORTATION COMMITTEE BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS

COMMITTEE REPORTS

Council President Pro Tempore Joyce M. Sheperd Presided

COMMITTEE REPORTS

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

Attendance at the August 30, 2011 meeting of the Community Development/Human Resources Committee was as follows:

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

Absent: None

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

Council President Pro Tempore Joyce M. Sheperd Presided

COMMITTEE REPORTS (CONT'D)

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

Attendance at the August 30, 2011 meeting of the Public Safety and Legal Administration Committee was as follows:

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

Absent: None

ORDINANCES FOR SECOND READING

10-O-1809 (1) An Ordinance by **Councilmembers Kwanza Hall and Natalyn Archibong** to create a new Division 3 (To be entitled "Street Food Vending Program") of Article XXIII ("Vending on Public Property") of the Code of Ordinances of the City of Atlanta, Georgia which Division shall provide the regulatory framework by which street food vending in the City of Atlanta shall be governed, including but not limited to, the creation of street food vending sites, rules and regulations, and the criteria for the issuance of permits and the cost thereof; to waive conflicting ordinances; and for other purposes.

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

11-O-0994 (2) An Ordinance by **Councilmembers Kwanza Hall, Natalyn Archibong, Carla Smith, Alex Wan and Yolanda Adrean** to amend Section 30-1461 (Private Property Vending-Definitions) and to create new sections to the Private Property Vending regulations, beginning with Code Section 30-1471 of the Code of Ordinances of the City of Atlanta, Georgia, so as to establish regulations for vending from Mobile Food Units; to waive conflicting ordinances and code sections; and for other purposes.

Chairperson Young stated the committee recommendation was Favorable on Condition. Following, Councilmember Hall offered Amendment #1 to create a new Section 3 to read as follows: "it shall be unlawful for an outdoor food vendor to sell food on private property without first obtaining a business license and a vending permit from the city and a permit from the county health department in which the vending site is located." And to change Section 3 to Section 4. Also, create a new Subsection (H) which shall read as follows: "in accordance with section 30-1481 (a) of this code, mobile food unit vendors shall comply with all requirements of the health department of the county in which the vending site is located." An extensive discussion ensued, after which, Councilmember Adrean made a Motion to accept the amendments. It was Seconded by Councilmember Hall and

Council President Pro Tempore Joyce M. Sheperd Presided

COMMITTEE REPORTS (CONT'D)

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

ORDINANCES FOR SECOND READING (CONT'D)

11-O-0994 (2)
(Cont'd)

An Ordinance by **Councilmembers Kwanza Hall, Natalyn Archibong, Carla Smith, Alex Wan and Yolanda Adrean** to amend Section 30-1461 (Private Property Vending-Definitions) and to create new sections to the Private Property Vending regulations, beginning with Code Section 30-1471 of the Code of Ordinances of the City of Atlanta, Georgia, so as to establish regulations for vending from Mobile Food Units; to waive conflicting ordinances and code sections; and for other purposes.

the Motion CARRIED by a unanimous roll call vote of 15 yeas; 0 nays. After a brief discussion, the Motion to Adopt as Amended was made and Properly Seconded. Subsequently, the Motion CARRIED by a unanimous roll call vote of 15 yeas; 0 nays.

ADOPTED AS AMENDED BY A UNANIMOUS ROLL CALL VOTE OF 15 YEAS; 0 NAYS

RESOLUTION

11-R-1270 (1)

A Resolution by **Public Safety and Legal Administration Committee** authorizing the Mayor to enter into an appropriate contract renewal with Keefe Commissary Network, for FC-6008000000, for Inmate Commissary and Trust Fund Services, in an amount not to exceed \$444,000.00 for one year, for the purpose of providing labor, supplies and materials necessary for the management of the Trust Fund and the management and distribution of commissary goods for the detainees in the Atlanta City Detention Center (ACDC). All contracted work shall be charged to and paid from Fund, Account and Center Number listed; and for other purposes.

Chairperson Young sounded the caption to Resolution 11-R-1270 and stated the committee recommendation was Favorable. A discussion ensued, during which, Councilmember Willis made a Motion to Table the resolution for a two-week time certain. It was properly Seconded and the Motion CARRIED by a roll call vote of 8 yeas; 7 nays.

TABLED BY A ROLL CALL VOTE OF 8 YEAS; 7 NAYS

Council President Pro Tempore Joyce M. Sheperd Presided

COMMITTEE REPORTS (CONT'D)

CITY UTILITIES COMMITTEE (1)

NATALYN M. ARCHIBONG, CHAIR

Attendance at the August 30, 2011 meeting of the City Utilities Committee was as follows:

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

Absent: Councilmember Willis

ORDINANCES FOR SECOND READING

11-O-1098 (1) An Ordinance by **City Utilities Committee** authorizing the Chief Financial Officer to amend the FY 2012 (Water and Wastewater Revenue Fund) (5051) Budget, in the amount of \$400,000.00; to transfer funds from the Water and Wastewater Revenue Fund (5051) Reserves for Appropriations and add to appropriations to the Water and Wastewater Revenue (5051) for Extra Help Salary Charges; and for other purposes.

Chairperson Archibong sounded the caption to Ordinance 11-O-1098 and made a substitute Motion to Refer the ordinance back to the City Utilities Committee. It was properly Seconded and CARRIED by a roll call vote of 14 yeas; 1 nay.

REFERRED TO CITY UTILITIES COMMITTEE BY A ROLL CALL VOTE OF 14 YEAS; 1 NAY

11-O-1178 (2) An Ordinance by **Councilmember Natalyn Archibong** authorizing the Chief Financial Officer to amend the FY 2012 (2009A Water and Wastewater Bond Fund – 5066) Budget, in the amount of \$2,500,000.00 to transfer funds from the Capital Projects Reserve (2009A Water and Wastewater Bond Fund – 5066) for Appropriations; to add to appropriation funds for the Small Meter Audit Project; and for other purposes.

Chairperson Archibong made a Motion to bring forth a Substitute for Ordinance 11-O-1178. It was properly Seconded and CARRIED by a unanimous roll call vote of 15 yeas; 0 nays. The Substitute was before the Council. Following, Ms. Archibong sounded the caption to the ordinance and stated the condition (changing the account to a non-bond account) has been met, therefore, made a Motion to Adopt on Substitute. Without Objection, the Motion CARRIED by a roll call vote of 14 yeas; 0 nays; 1 abstention.

Council President Pro Tempore Joyce M. Sheperd Presided

COMMITTEE REPORTS (CONT'D)

CITY UTILITIES COMMITTEE (2)

NATALYN M. ARCHIBONG, CHAIR

ORDINANCES FOR SECOND READING (CONT'D)

11-O-1178 (2)
(Cont'd)

An Ordinance by **Councilmember Natalyn Archibong** authorizing the Chief Financial Officer to amend the FY 2012 (2009A Water and Wastewater Bond Fund – 5066) Budget, in the amount of \$2,500,000.00 to transfer funds from the Capital Projects Reserve (2009A Water and Wastewater Bond Fund – 5066) for Appropriations; to add to appropriation funds for the Small Meter Audit Project; and for other purposes.

Note: Councilmember Adrean stated for the record her abstention to ordinance 11-O-1178 was due to a potential conflict of interest (family member works with Arcadis).

ADOPTED SUBSTITUTE BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS; 1 ABSTENTION

RESOLUTIONS

11-R-1228 (1)

A Resolution by **City Utilities Committee** authorizing the Department of Watershed Management to approve a Task Order to Arcadis/Brindley Pieters & Associates, Joint Venture for FC-4906A, Annual Contract for Architectural and Engineering Services, Small Water Meter Audit, on behalf of the Department of Watershed Management in an amount not to exceed \$1,120,000.00; all contracted work to be charged to and paid from Fund, Department, Organization, and Account Number listed; and for other purposes.

Chairperson Archibong sounded the caption to Resolution 11-R-1228 and stated the recommendation from committee was Favorable on Condition (receive requested information). Following, Chairperson Archibong offered Amendment #1#1 to change the funding source. It was properly Seconded and CARRIED by a unanimous roll call vote of 15 yeas; 0 nays. Subsequently, Ms. Archibong made a Motion to Adopt as Amended. Without Objection, the Motion CARRIED by a roll call vote of 13 yeas; 0 nays; 1 abstention.

Note: Councilmember Adrean stated for the record her abstention to resolution 11-R-1228 was due to a potential conflict of interest (family member works with Arcadis).

ADOPTED AS AMENDED BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS; 1 ABSTENTION

Council President Pro Tempore Joyce M. Sheperd Presided

COMMITTEE REPORTS (CONT'D)

CITY UTILITIES COMMITTEE (3)
NATALYN M. ARCHIBONG, CHAIR

RESOLUTIONS (CONT'D)

11-R-1229 (2) An **Amended** Resolution by **City Utilities Committee** authorizing the Mayor to issue a Notice to Proceed with Arcadis/Brindley Pieters & Associates, Joint Venture for FC-4906A, Annual Contract for Post Closure Care and Landfill Maintenance for City Owned Landfills, on behalf of the Department of Public Works in the amount not to exceed \$1,677,215.00; all contracted work to be charged to and paid from Fund, Department, Organization, and Account Number listed; and for other purposes.

Note: Councilmember Adrean stated for the record her abstention to resolution 11-R-1229 was due to a potential conflict of interest (family member works with Arcadis).

ADOPTED AS AMENDED BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS; 1 ABSTENTION

11-R-1233 (3) A Resolution by **City Utilities Committee** authorizing the Department of Watershed Management to approve a Task Order to JP2 (Prad, Atkins North America, Inc.), a Joint Venture, for FC-4906E, Annual Contract for Architectural and Engineering Services, Small Water Meter Audit, on behalf of the Department of Watershed Management in an amount not to exceed \$1,120,396.00; all contracted work to be charged to and paid from Fund, Department, Organization, and Account Number listed; and for other purposes.

Chairperson Archibong sounded the caption to Resolution 11-R-1233 and stated the recommendation from committee was Favorable on Condition (provide account numbers). Following, Chairperson Archibong offered Amendment #1#1 to change the funding source. It was properly Seconded and CARRIED by a unanimous roll call vote of 15 yeas; 0 nays. Thereafter, Ms. Archibong made a Motion to Adopt as Amended. It was properly Seconded and the Motion CARRIED by a roll call vote of 14 yeas; 0 nays; 1 abstention.

Note: Councilmember Adrean stated for the record her abstention to resolution 11-R-1233 was due to a potential conflict of interest (family member works with Arcadis).

ADOPTED AS AMENDED BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS; 1 ABSTENTION

Council President Pro Tempore Joyce M. Sheperd Presided

COMMITTEE REPORTS (CONT'D)

FINANCE/EXECUTIVE COMMITTEE (1)
YOLANDA ADREAN, CHAIR

Attendance at the August 31, 2011 meeting of the Finance/Executive Committee was as follows:

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

Absent: Councilmember Wan

ORDINANCE FOR SECOND READING

11-O-1171 (1) An Ordinance by **Councilmember C. T. Martin as Substituted #2 by Finance/Executive Committee** authorizing the Chief Financial Officer to amend the FY 2012 (General Fund) Budget by adding to anticipations and appropriations and the adopted FY 2012 (E911 Fund) Budget by adding to anticipations in the amount of \$4,633,870.00; to transfer funds from the FY 2012 (General Fund) Budget to the FY 2012 (E911 Fund) Budget for the purpose of reestablishing the transfer between the General Fund and the E911 Fund; and to ratify the actions of the City Council of the City of Atlanta by amending the adopted FY2012 (General Fund) Budget by adding to appropriations in the amount of \$2,278,164.00 in order to fund the anticipated property tax revenue shortfall; and for other purposes.
ADOPTED SUBSTITUTE BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

RESOLUTIONS

11-R-0907 (1) A **Substitute** Resolution by **Finance/Executive Committee** authorizing the Mayor to execute Renewal Agreement No.1 with CH2M Hill, for FC-4885-09, Revenue Discovery Services, a Revenue Generating Contract, on behalf of the Department of Finance, for a term of one year; and for other purposes.
FILED SUBSTITUTE BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS

11-R-1020 (2) A Resolution by **Finance/Executive Committee** authorizing the Mayor or his designee to enter into an appropriate Renewal No. 2 Contractual Agreement with Wayne Evans Auction Company, Inc., for FC-6007007930, Auctioneer Services, on behalf of the Department of Procurement; all revenue generated under the contract shall be deposited into the appropriate FDOA; and for other purposes.
ADOPTED BY A ROLL CALL VOTE OF 13 YEAS; 1 NAY

Council President Pro Tempore Joyce M. Sheperd Presided

COMMITTEE REPORTS (CONT'D)

FINANCE/EXECUTIVE COMMITTEE (2)
YOLANDA ADREAN, CHAIR

RESOLUTIONS (CONT'D)

Resolutions (03 through 04 as follows) were taken as a collective vote.

- 11-R-1272 (3) A Resolution by **Finance/Executive Committee** authorizing the Mayor or his designee to enter into a Cooperative Purchasing Agreement with Oracle America, Inc., utilizing General Services Administration Contract Number GS-35F-0009T for the renewal of COA-5389-PL: Oracle Contract Number 4370085, Database Licenses Maintenance and Support for three (3) years with two (2) one-year renewal options beginning August 25, 2011 in an amount not to exceed \$288,314.69 per year to be charged to and paid from the FDOA numbers listed; and for other purposes.
FILED BY A ROLL CALL VOTE OF 14 YEARS; 0 NAYS
- 11-R-1273 (4) 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-0196M with Softchoice Corporation, an authorized reseller of Numara Footprints Asset Management Bundle Software for COA-5390-PL: Software Support and Maintenance for a term of two (2) years with two (2) one year renewal options on behalf of the Department of Information Technology, in an amount not to exceed \$114,286.75 per year for a total contract amount not to exceed \$228,573.50; all contracted work to be charged to and paid from the FDOA Numbers listed; and for other purposes.
FILED BY A ROLL CALL VOTE OF 14 YEARS; 0 NAYS
- 11-R-1278 (5) A Resolution by **Finance/Executive Committee** authorizing the Mayor to execute Change Order No.1 to Contract FC-5078, Maynard Holbrook Jackson, Jr. International Terminal Construction Audit Services with Jefferson Wells International, Inc. in an amount not to exceed \$41,927.64 to be paid from the FDOA Numbers listed; and for other purposes.
ADOPTED BY A ROLL CALL VOTE OF 14 YEARS; 0 NAYS

Council President Pro Tempore Joyce M. Sheperd Presided

COMMITTEE REPORTS (CONT'D)

ZONING COMMITTEE (1)

AARON WATSON, CHAIR

Attendance at the August 31, 2011 meeting of the Zoning Committee was as follows:

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

Absent: Councilmember Young

ZONING REVIEW BOARD SUMMARY REPORT ITEMS

Ordinances (01 through 02 as follows) were taken as a collective vote.

11-O-0448 (1)
Z-11-08 A **Substitute** Ordinance by **Zoning Committee** to amend the 1982 Zoning Ordinance of the City of Atlanta, as amended, so as to revise Section 16-25.002(3) for the purpose of clarifying the effect of site plans and conditions required the City Council in conjunction with the issuance of special use permits; and for other purposes.

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

11-O-0784 (2)
Z-11-16 A **Substitute** Ordinance by **Zoning Committee** to rezone property from the R-4A (Single Family Residential) District to the MRC-1-C (Mixed Residential Commercial-Conditional) District, property located at **607 and 611 Joseph E. Boone Boulevard, N.W.**, fronting approximately 90 feet on the north side of Joseph E. Boone Boulevard, beginning 45 feet from the northeasterly corner of Vine Street and Joseph E. Boone Boulevard. Depth: 120 feet. Area: 0.2347 acre. Land Lot 82, 14th District, Fulton County, Georgia. Owner: Asghar Memarzadeh. Applicant: Kaveh Kamooneh (Lili Properties, Inc.) NPU-L Council District 3.

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

10-O-1773 (3)
Z-10-30 A **Substitute** Ordinance by **Zoning Committee** to amend various sections of the Atlanta Zoning Ordinance for the purpose of defining Farmers' Markets as a permitted use; to provide where and under what conditions such uses shall be permitted; and for other purposes.

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

Council President Pro Tempore Joyce M. Sheperd Presided

COMMITTEE REPORTS (CONT'D)

ZONING COMMITTEE (2)

AARON WATSON, CHAIR

ZONING REVIEW BOARD SUMMARY REPORT ITEMS (CONT'D)

11-O-0694 (4)
U-11-19 An **Amended** Ordinance by **Zoning Committee** granting a Special Use Permit pursuant to Section 16-06.005 (1) (g) for a Personal Care Home, property located at **470 Macedonia Road, S.E.**, fronting approximately 102 feet on the north side of Macedonia Road and approximately 180 feet west of the intersection of Macedonia and Jonesboro Road. Depth: varies. Area: approximately 0.468. Land Lot 34, 14th District, Fulton County, Georgia. Owner: Tuan Le. Applicant: Thomas Kirven. NPU-Z Council District 12.
**ADOPTED AS AMENDED BY A ROLL CALL VOTE OF 11 YEAS;
0 NAYS**

Ordinances (05 through 06 as follows) were taken as a collective vote.

11-O-0232 (5)
U-10-40 An Ordinance by **Zoning Committee** granting a Special Use Permit under the provisions of Section 16-06.005 (1) (g) for a Personal Care Home, property located at **1545 Brewer Boulevard, S.W.**, fronting approximately 70 feet on the west side of Brewer Boulevard and approximately 70 southwest of the intersection of Burchill Road and Brewer Boulevard. Depth: approximately 150 feet. Area: approximately 0.513 acres. Land Lot 30, 14th District, Fulton County, Georgia. Owner: Chaim Oami. Applicant: Susan E. Samuels. NPU-X Council District 12.
ADVERSED BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS

11-O-0542 (6)
U-11-14 An Ordinance by **Zoning Committee** granting a Special Use Permit pursuant to Section 16-06.005 (1) (g) City of Atlanta Zoning Ordinance for a Personal Care Home, property located at **4246 Campbellton Road, S.W.**, fronting approximately 200 feet on the south side of Campbellton Road, beginning 200 feet from the corner of Campbellton Road at Niskey Lake Road. Depth: varies. Area: approximately 0.0918 acres. Land Lot 43, 14th District, Fulton County, Georgia. Owner: Horation F. Leftwich. Applicant: Vance B. Jones. NPU-P Council District 11.
ADVERSED BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS

Council President Pro Tempore Joyce M. Sheperd Presided

COMMITTEE REPORTS (CONT'D)

ZONING COMMITTEE (3)

AARON WATSON, CHAIR

ORDINANCE FOR SECOND READING

10-O-1886 (1) An Ordinance by **Zoning Committee** to rezone property from the
Z-10-29 R-5 (Two Family Residential) District to the R-4B (Single-Family
Residential) District, for property located at **815 Kirkwood (a.k.a.
812 Harold Avenue), SE**, property fronting approximately 50 feet
on the north side of Harold Avenue beginning 400 feet from the
west side of Chester Avenue.

Depth: 100 Feet
Area: Approximately 0.114 Acre
Land Lot: 20, 14th District, Fulton County, Georgia
Owner: Drum Custom Renovations, LLC
Applicant: Nathan J. Boston
NPU-N Council District 5

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

ORDINANCES FOR FIRST READING

All items for First Reading (01 through 10 as follows) were Referred to the Zoning Review Board and/or Zoning Committee as a collective vote.

11-O-1279 (1) An Ordinance by **Zoning Committee** to amend the 1982 Atlanta
Z-11-21 Zoning Ordinance, as amended, so as to revise the Inman Park
Historic District Regulations (Chapter 20L of the Zoning
Ordinance) adopted on April 10, 2002; so as to revise the
Compatibility Rule; so as to revise the types of Certificates of
Appropriateness required; so as to revise the language regarding
subdivisions and aggregations; so as to clarify certain design and
setback requirements; so as to revise the off-street parking
language; and for other purposes.

**REFERRED TO ZONING REVIEW BOARD AND ZONING
COMMITTEE BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS**

11-O-1280 (2) An Ordinance by **Zoning Committee** to amend Ordinance U-73-
U-73-14/ 14, as adopted by the Board of Alderman on May 21, 1973 and
(TR10-003) approved by the Mayor on May 25, 1973 for the purposes of
approving a Transfer of Ownership for a Special Use Permit for a
Daycare Center for property located at **1039 Camilla Street, SW**;
and for other purposes.

**REFERRED TO ZONING COMMITTEE BY A ROLL CALL VOTE
OF 13 YEAS; 0 NAYS**

Council President Pro Tempore Joyce M. Sheperd Presided

COMMITTEE REPORTS (CONT'D)

ZONING COMMITTEE (4)
AARON WATSON, CHAIR

ORDINANCES FOR FIRST READING (CONT'D)

11-O-1281 (3)
U-11-26/
U-03-19/
U-95-23A/
U-93-17/
U-80-01

An Ordinance by **Zoning Committee** to amend Ordinance U-08-31 adopted by the City Council on March 16, 2009 and approved by the Mayor on March 24, 2009 and U-03-19 adopted by the City Council on September 2, 2003 and approved by the Mayor on September 10, 2003; Ordinance U-95-23A adopted by the City Council on October 2, 1995 and approved by Operation of Law on October 10, 1995; Ordinance U-93-17 adopted by the City Council on August 2, 1993 and approved by the Mayor on August 10, 1993 and Ordinance U-80-01, as amended, adopted by the City Council on March 3, 1980 and approved by the Mayor on March 10, 1980, granting a Special Use Permit for a Private School property located at **1424 West Paces Ferry Road, NW**, so as to delete all previously adopted site plans and adopt a revised site plan.

REFERRED TO ZONING REVIEW BOARD AND ZONING COMMITTEE BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS

11-O-1282 (4)
U-11-27

An Ordinance by **Zoning Committee** granting a Special Use Permit pursuant to Section 16-17.005(l)(w) for a Processing Facility, property located at **111 Hollow Tree Lane, SW**, fronting approximately 25 feet on the west side of Hollow Tree Lane beginning approximately 335 feet from the northwest corner of Empire Boulevard and Hollow Tree Lane.

Depth: Varies
Area: Approximately 14.68 Acres
Land Lot: 66, 14th District, Fulton County, Georgia
Owner: Larise Hartsfield 75 Associates
Applicant: Plasmet, LLP (a Georgia Limited Liability Partnership)

NPU-Z Council District 2

REFERRED TO ZONING REVIEW BOARD AND ZONING COMMITTEE BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS

Council President Pro Tempore Joyce M. Sheperd Presided

COMMITTEE REPORTS (CONT'D)

ZONING COMMITTEE (5)

AARON WATSON, CHAIR

ORDINANCES FOR FIRST READING (CONT'D)

11-O-1283 (5)
U-11-28 An Ordinance by **Zoning Committee** granting a Special Use Permit pursuant to Section 16-16.005(l)(n) and Section 16-17.005(l)(c) for a Processing Facility and Scrap Metal Processing Facility, property located at **940 Marietta Boulevard, NW**, fronting approximately 287 feet on the west side of Marietta Boulevard beginning approximately 1,980 feet from the northwestern corner of Marietta Street and Marietta Boulevard.

Depth: Varies
Area: Approximately 2.0 Acres
Land Lot: 190, 17th District, Fulton County, Georgia
Owner: Metro Atlanta Land Group, LLC
Applicant: Stone Metal, LLC c/o Battle, PC
NPU-K and J Council District 3

REFERRED TO ZONING REVIEW BOARD AND ZONING COMMITTEE BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS

11-O-1284 (6)
U-11-29 An Ordinance by **Zoning Committee** granting a Special Use Permit pursuant to Section 16-11.005 (l)(I) for outdoor dining at eating and drinking establishments when any part of such use is located within 1,000 feet of property that is zoned R-1 through R-5, or that is used as a residential property. Property located at **664 North Highland Avenue, NE**, fronting approximately 75 feet on the north side of Blue Ridge Avenue at the northwest intersection of North Highland and Blue Ridge.

Depth: 100 Feet
Area: Approximately 0.172 Acre
Land Lot: 16, 14th District, Fulton County, Georgia
Owner: Southern Buffalo, LLC
Applicant: Michael Sard
NPU-N Council District 2

REFERRED TO ZONING REVIEW BOARD AND ZONING COMMITTEE BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS

Council President Pro Tempore Joyce M. Sheperd Presided

COMMITTEE REPORTS (CONT'D)

ZONING COMMITTEE (6)
AARON WATSON, CHAIR

ORDINANCES FOR FIRST READING (CONT'D)

11-O-1285 (7) An Ordinance by **Zoning Committee** granting a Special Use
U-11-30/U-06-25 Permit pursuant to Section 16-11.005(l)(d) for a amusement
arcades and game rooms (Bowling Center), property located at
1959 Metropolitan Parkway, SW, fronting approximately 201 feet
on the west side of Metropolitan Parkway.

Depth: Varies
Area: Approximately 2.0 Acres
Land Lot: 103, 14th District, Fulton County, Georgia
Owner: Stewart Square, LLC
Applicant: Bruce Richardson
NPU-X Council District 12

**REFERRED TO ZONING REVIEW BOARD AND ZONING
COMMITTEE BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS**

11-O-1286 (8) An Ordinance by **Zoning Committee** granting a Special Use
U-11-31 Permit for a Church, pursuant to Section 16-06.005(l)(c), property
located at **850 Cascade Avenue, SW**, approximately 595 feet on
the south side of Cascade Avenue and approximately 238 feet on
the west side of Richland Road and approximately 460 feet on the
north side of Westmont Road.

Depth: Varies
Area: Approximately 3.58 Acres
Land Lot: 150, 14th District, Fulton County, Georgia
Owner: Community Church of God
Applicant: Daniel Woodson
NPU-S Council District 4

**REFERRED TO ZONING REVIEW BOARD AND ZONING
COMMITTEE BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS**

Council President Pro Tempore Joyce M. Sheperd Presided

COMMITTEE REPORTS (CONT'D)

ZONING COMMITTEE (7)

AARON WATSON, CHAIR

ORDINANCES FOR FIRST READING (CONT'D)

11-O-1287 (9) An Ordinance by **Zoning Committee** granting a Special Use
U-11-32 Permit for a Daycare Center, pursuant to Section 16-06A.005(l)(b),
property located at **2150 Bolton Road, NW**, approximately 618
feet on the north side of Bolton Road at the intersection of Bolton
Road and Parrott Avenue.

Depth: Varies
Area: Approximately 2.813 Acres
Land Lot: 256, 17th District, Fulton County, Georgia
Owner: First Baptist Church of Chattahoochee
Applicant: Randy E. Pimsler
NPU-D Council District 9

**REFERRED TO ZONING REVIEW BOARD AND ZONING
COMMITTEE BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS**

11-O-1288 (10) An Ordinance by **Zoning Committee** granting a Special Use
U-11-33 Permit for a Junkyard, Automobile Salvage Yard, pursuant to
Section 16-17.005(l)(c), property located at **415 Sawtell Avenue,
SE**, approximately 205 feet on the south easterly side of Sawtell
Avenue.

Depth: Varies
Area: Approximately 7.0 Acres
Land Lot: 40, 14th District, Fulton County, Georgia
Owner: Norfolk Southern Railway Company
Applicant: Greater Atlanta Towing and Transportation,
LLC
NPU-Y Council District 1

**REFERRED TO ZONING REVIEW BOARD AND ZONING
COMMITTEE BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS**

Council President Pro Tempore Joyce M. Sheperd Presided

COMMITTEE REPORTS (CONT'D)

TRANSPORTATION COMMITTEE (1)

C. T. MARTIN, CHAIR

Attendance at the August 31, 2011 meeting of the Transportation Committee was as follows:

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

Absent: None

ORDINANCE FOR SECOND READING

11-O-0773 (1) An Ordinance by **Councilmembers Michael Julian Bond, Howard Shook, Alex Wan and Kwanza Hall as Substituted #2 and Amended by Transportation Committee** to amend Chapter 150 ("Traffic and Vehicles"), Article IV ("Stopping, Standing and Parking"), Division 4 ("Residential Permit Parking"), Sections 150-147 ("Program Established"), 150-154 ("Uniformity of Parking Regulations") and 150-157 ("Limitation on Permit Use") of the City of Atlanta Code of Ordinances so as to remove the blanket two-hour exemption for non-permitted vehicles in all residential permit parking areas and to allow for all existing and future residential permit parking areas to choose whether to opt into or out of the two-hour non residential exemption; and for other purposes.

Chairperson Martin sounded the caption to Ordinance 11-O-0773 and stated the recommendation from committee was Favorable on Substitute as Amended on Condition. Following, an extensive discussion ensued, in which, Councilmember Wan made a Motion to bring forth a Substitute. It was properly Seconded and discussion continued. During discussion, Councilmember Wan Called the Question. It was properly Seconded and CARRIED by a roll call vote of 12 yeas; 1 nay. Without Objection, the Substitute was before Council. Subsequently, the Motion to Adopt on Substitute as Amended CARRIED by a roll call vote of 12 yeas; 0 nays; 1 abstention.

Note: Councilmember Bottoms stated for the record her abstention to ordinance 11-O-0773 was due to a potential conflict of interest (Mrs. Bottoms sit on the board at her children's school and this will affect the school).

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

Council President Pro Tempore Joyce M. Sheperd Presided

COMMITTEE REPORTS (CONT'D)

TRANSPORTATION COMMITTEE (2)

C. T. MARTIN, CHAIR

RESOLUTION

11-R-1259 (1)

A Resolution by **Transportation Committee** authorizing the Mayor to enter into Agreement FC-5249; Ground Transportation Curbside Management Services at Hartsfield-Jackson Atlanta International Airport with A-National Limousine Service, Inc. on behalf of the Department of Aviation for an amount not to exceed \$6,635,619.00. All works shall be charged to and paid from FDOA 5501 (Airport Revenue Fund) 5212001 (Consulting/Professional Services) 180315 (Ground Transportation) 7563000 (Airport); and for other purposes.

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

Council President Pro Tempore Joyce M. Sheperd Presided

COMMITTEE REPORTS (CONT'D)

COMMITTEE ON COUNCIL (1)

FELICIA A. MOORE, CHAIR

Attendance at the September 06, 2011 meeting of the Committee on Council was as follows:

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

Absent: None

COMMUNICATIONS

11-C-1069 (1) A Communication by **Mayor Kasim Reed** re-appointing Ms. 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. **(Recommendation to file by Finance/Executive Committee 8/31/11.)**
FILED BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS

Communications (02 through 09 as follows) were taken as a collective vote.

11-C-1147 (2) A Communication by **Mayor Kasim Reed** appointing Ms. Drewnell Thomas to serve as a member of the License Review Board. This appointment is for a term of two (2) years, scheduled to begin on the date of Council confirmation. **(Favorable by Public Safety & Legal Administration Committee 8/30/11.)**
CONFIRMED BY A ROLL CALL VOTE OF 10 YEAS; 0 NAYS

11-C-1148 (3) A Communication **from Mark Massey, Clerk to the Commission, to Council President Ceasar C. Mitchell**, submitting the Fulton County Board of Commissioners' appointment of Mr. Bernie Tokarz (Position 3) to serve as the County's Representative on the BeltLine Tax Allocation District (TAD) Advisory Committee. This appointment is for a term of two (2) years, scheduled to begin on the date of Council confirmation. **(Favorable by Community Development/Human Resources Committee 8/30/11.)**
CONFIRMED BY A ROLL CALL VOTE OF 10 YEAS; 0 NAYS

Council President Pro Tempore Joyce M. Sheperd Presided

COMMITTEE REPORTS (CONT'D)

COMMITTEE ON COUNCIL (2)

FELICIA A. MOORE, CHAIR

COMMUNICATIONS (CONT'D)

- 11-C-1150 (4) A Communication from **John O'Callaghan, President and CEO, Atlanta Neighborhood Development Partnership, Inc., (ANDP), to Municipal Clerk Rhonda Dauphin Johnson**, jointly with Andy Schneggenburger, Executive Director, Atlanta Housing Association of Neighborhood-Based Developers (AHAND), re-appointing Ms. Kate S. Little to serve as their representative on the BeltLine Tax Allocation District (TAD) Affordable Housing Advisory Board. This re-appointment is for a term of two (2) years, retroactive to May 01, 2011. **(Favorable by Community Development/Human Resources Committee 8/30/11.)**
CONFIRMED BY A ROLL CALL VOTE OF 10 YEAS; 0 NAYS
- 11-C-1152 (5) A Communication by **Councilmembers Joyce M. Sheperd, District 12; Keisha Lance Bottoms, District 11; C. T. Martin, District 10; Felicia Moore, District 9 and H. Lamar Willis, Post 3 At-Large** appointing Ms. Angelia M. Newell to serve as a member of the People TV Board of Directors. This appointment is for a term of two (2) years, scheduled to begin on the date of Council confirmation. **(Favorable by City Utilities Committee 8/30/11.)**
CONFIRMED BY A ROLL CALL VOTE OF 10 YEAS; 0 NAYS
- 11-C-1153 (6) A Communication by **Council President Ceasar C. Mitchell** appointing Ms. Ruth Price to serve as a member of the Atlanta Citizen Review Board. This appointment is for a term of three (3) years, scheduled to begin on the date of Council confirmation. **(Favorable by Public Safety & Legal Administration Committee 8/30/11.)**
CONFIRMED BY A ROLL CALL VOTE OF 10 YEAS; 0 NAYS
- 11-C-1157 (7) A Communication by **Councilmembers Felicia A. Moore, District 9; C. T. Martin, District 10; Keisha Lance Bottoms, District 11; Joyce Sheperd, District 12 and H. Lamar Willis, Post 3 At-Large** appointing Mr. James W. Haskell, Jr. to serve as a member on the BeltLine Tax Allocation District (TAD) Affordable Housing Advisory Board. This appointment is for a term of two (2) years, scheduled to begin on the date of Council confirmation. **(Favorable by Community Development/Human Resources Committee 8/30/11.)**
CONFIRMED BY A ROLL CALL VOTE OF 10 YEAS; 0 NAYS

Council President Pro Tempore Joyce M. Sheperd Presided

COMMITTEE REPORTS (CONT'D)

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

COMMUNICATIONS (CONT'D)

11-C-1161 (8) A Communication from **Howard W. Grant, Ph.D., Atlanta Board of Education, to Municipal Clerk Rhonda Dauphin Johnson**, appointing Mr. Alvah Hardy to serve as the Board's representative on the BeltLine Tax Allocation District (TAD) Affordable Housing Advisory Board. This appointment is for a term of two (2) years, scheduled to begin on the date of Council confirmation. **(Favorable by Community Development/Human Resources Committee 8/30/11.)**
CONFIRMED BY A ROLL CALL VOTE OF 10 YEAS; 0 NAYS

11-C-1162 (9) A Communication from **Howard W. Grant, Ph.D., Atlanta Board of Education, to Municipal Clerk Rhonda Dauphin Johnson**, appointing Dr. Eric Rosser to serve as the Board's representative on the BeltLine Tax Allocation District (TAD) Affordable Housing Advisory Board. This appointment is for a term of two (2) years, scheduled to begin on the date of Council confirmation. **(Favorable by Community Development/Human Resources Committee 8/30/11.)**
CONFIRMED BY A ROLL CALL VOTE OF 10 YEAS; 0 NAYS

ORDINANCES FOR SECOND READING

11-O-1144 (1) An Ordinance by **Committee on Council** authorizing the Mayor to enter into a contract among the City of Atlanta, the Atlanta Board of Education and Fulton County for the conduct of a Special Election to be held on November 8, 2011 and if necessary a Run-off Election to be held on December 6, 2011 to fill the vacancy in the Atlanta Board of Education District Two (2) position; providing that the Atlanta Board of Education will pay all costs and expenses of the Special Election to Fulton County and the City of Atlanta; to appoint the Fulton County Board of Registration and Elections as Municipal Election Superintendent, for the purpose of conducting said election, as Absentee Ballot Clerk and as Municipal Registrar; and for other purposes.

Councilmember Moore made a Motion to send ordinance 11-O-1144 to the Mayor's Office immediately for his signature. It was properly Seconded and the Motion CARRIED by a roll call vote of 10 yeas; 0 nays.

ADOPTED BY A ROLL CALL VOTE OF 10 YEAS; 0 NAYS

Council President Pro Tempore Joyce M. Sheperd Presided

COMMITTEE REPORTS (CONT'D)

COMMITTEE ON COUNCIL (4)

FELICIA A. MOORE, CHAIR

ORDINANCES FOR SECOND READING (CONT'D)

11-O-1169 (2) An Ordinance by **Councilmembers Alex Wan, Michael Julian Bond, H. Lamar Willis, Clea Winslow, Yolanda Adrean, Keisha Lance Bottoms, Kwanza Hall and Joyce M. Sheperd as Amended by Committee on Council** to call and conduct an election to be held on November 8, 2011 for the purpose of submitting the question of Sunday Package Sales by Retailers of Malt Beverages, Wine and Distilled Spirits to the electors of the City of Atlanta for approval or rejection; the election shall be conducted in the manner authorized under Code Section 21-2-540; to waive conflicting ordinances; and for other purposes.

Councilmember Moore made a Motion to send ordinance 11-O-1169 to the Mayor's Office immediately for his signature. It was properly Seconded and the Motion CARRIED by a roll call vote of 11 yeas; 2 nays.

ADOPTED AS AMENDED BY A ROLL CALL VOTE OF 9 YEAS; 2 NAYS

RESOLUTIONS

11-R-1145 (1) A Resolution by **Councilmember Kwanza Hall** appointing Mr. Darrell Glasco as the Full Council appointee to the Atlanta Development Authority Board of Directors in the Real Estate Category for a term of four (4) years; and for other purposes. **(Recommendation to file by Community Development/Human Resources Committee 8/30/11)**

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

11-R-1174 (2) A Resolution by **Councilmember Felicia A. Moore** appointing Mr. William L. Harrison to the Atlanta Citizen Review Board. This appointment is for a term of three (3) years, scheduled to begin on the date of the approval of this resolution. **(Favorable by Public Safety & Legal Administration Committee 8/30/11.)**

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

PERSONAL PAPERS

Council President Pro Tempore Joyce M. Sheperd Presided

PERSONAL PAPERS

RESOLUTION/ADOPTED

11-R-1351 (1) A Resolution by **Councilmembers Ivory Lee Young, Jr., Michael Julian Bond, Keisha Bottoms, Joyce M. Sheperd, Felicia A. Moore, Alex Wan, Yolanda Adrean, Natalyn Archibong, Kwanza Hall, Carla Smith, Clela Winslow, H. Lamar Willis and Aaron Watson** urging the President of the United States, by and through the National Parks Service, to order a revision to the inscription on the Martin Luther King Jr. National Memorial; and for other purposes.

Councilmember Young made a Motion to Adopt Resolution 11-R-1351 and offered Amendment #1/#1 to the 6th paragraph to state “celebrated poet Maya Angelou, the National Monuments Foundation, as well as, the opinion of the Atlanta City Council.....”. It was Seconded by Councilmember Hall and a brief discussion ensued, during which, Councilmember Moore offered a Friendly Amendment to attach correspondence for the National Monuments Foundation. Accepted by Councilmember Young, Amendment #1/#1 CARRIED by a roll call vote of 14 yeas; 0 nays. Following, Councilmember Young made a Motion to Adopt as Amended. It was properly Seconded and CARRIED by a roll call vote of 12 yeas; 0 nays.

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

ORDINANCES/REFERRED

11-O-1353 (1) An Ordinance by **Councilmember C. T. Martin** to waive Chapter 150, Article VIII, Section 150-293(b) of the City of Atlanta Code of Ordinances to allow for the closure of the sidewalks and street located on the block of Peachtree Street from the intersection of 3rd Street to the intersection of Ponce De Leon Avenue, during the morning and afternoon rush hours on Thursday November 17, 2011, for the construction of the Soul Train Awards Red Carpet Area; and for other purposes.

REFERRED TO CITY UTILITIES COMMITTEE WITHOUT OBJECTION

11-O-1354 (2) An Ordinance by **Councilmember Kwanza Hall** to amend Sections of Chapter 20C of the Code of Ordinances of the City of Atlanta which governs Martin Luther King, Jr. Landmark District to stimulate growth and investments in the district; and for other purposes.

REFERRED TO ZONING REVIEW BOARD AND ZONING COMMITTEE WITHOUT OBJECTION

Council President Pro Tempore Joyce M. Sheperd Presided

PERSONAL PAPERS (CONT'D)

ORDINANCES/REFERRED (CONT'D)

- 11-O-1355 (3) An Ordinance by **Councilmembers Alex Wan and Carla Smith** 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 10, 2011 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-1357 (4) An Ordinance by **Councilmembers Michael Julian Bond and Ivory Lee Young, Jr.** to amend Chapter 150, Article II, Section 150-26, of the City of Atlanta Code of Ordinances so as to expand the area of the English Avenue Neighborhood which is not excluded from the issuance of temporary off-street parking permits; and for other purposes.
REFERRED TO TRANSPORTATION COMMITTEE WITHOUT OBJECTION
- 11-O-1358 (5) An Ordinance by **Councilmember Kwanza Hall** imposing a limited and temporary moratorium upon the issuance of business licenses to new pain management clinics within the City of Atlanta; and for other purposes.
REFERRED TO FINANCE/EXECUTIVE COMMITTEE WITHOUT OBJECTION
- 11-O-1359 (6) An Ordinance by **Councilmember H. Lamar Willis** amending the Fiscal Year 2012 (Airport Revenue Fund) Budget by transferring to and from appropriations in the amount of \$52,000 to provide the balance of funding required from the Airport Revenue Fund for the purpose of providing the Department of Aviation's allocable share in the Financial Education Services Program related to the City's new retirement plan; and for other purposes.
REFERRED TO FINANCE/EXECUTIVE COMMITTEE WITHOUT OBJECTION
- 11-O-1360 (7) An Ordinance by **Councilmember H. Lamar Willis** authorizing the Chief Financial Officer to amend the FY 2012 Water & Wastewater Revenue Fund (5051) Budget by transferring to and from appropriations the amount of One Hundred Forty-Eight Thousand Dollars and No Cents (\$148,000.00) for financial education services related to the City's new retirement plan; and for other purposes.
REFERRED TO FINANCE/EXECUTIVE COMMITTEE WITHOUT OBJECTION

Council President Pro Tempore Joyce M. Sheperd Presided

PERSONAL PAPERS (CONT'D)

ORDINANCES/REFERRED (CONT'D)

11-O-1361 (8) An Ordinance by **Councilmember Joyce M. Sheperd** amending the 2012 (WIA Dislocated Worker Job Training Fund) Budget, Atlanta Workforce Development Agency, by adding to anticipations and appropriations in the amount of Two Hundred Six Thousand Seven Hundred Five Dollars (\$206,705.00) 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 WITHOUT OBJECTION

11-O-1362 (9) An Ordinance by **Councilmember Joyce M. Sheperd** amending the 2012 (Job Training Fund) Budget, Atlanta Workforce Development Agency, passed in Ordinance 09-O-0677, adopted by the City Council on May 18, 2009 and approved by the Mayor on May 26, 2009, by adding to anticipations and appropriations in the amount of Four Thousand Six Hundred Thirty-Four Dollars (\$4,634.00) to reflect an increase in the grant amount to \$2,748,725.00 in the Workforce Investment Act Youth Fund from the Georgia Department of Labor to provide youth jobs and training and other skills to local youth; and for other purposes.

REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE WITHOUT OBJECTION

11-O-1363 (10) An Ordinance by **Councilmember Joyce M. Sheperd** amending the 2012 (Job Training Fund) Budget, Atlanta Workforce Development Agency, passed in Ordinance 09-O-0676, adopted by the City Council on May 18, 2009 and approved by the Mayor on May 26, 2009, by adding to anticipations and appropriations in the amount of Twenty-Five Thousand Dollars (\$25,000.00) to reflect an increase in the grant amount to \$1,139,301.00 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 WITHOUT OBJECTION

Council President Pro Tempore Joyce M. Sheperd Presided

PERSONAL PAPERS (CONT'D)

ORDINANCES/REFERRED (CONT'D)

- 11-O-1364 (11) An Ordinance by **Councilmember Joyce M. Sheperd** amending the 2012 (Job Training Fund) Budget, Atlanta Workforce Development Agency, passed in Ordinance 09-O-0675, adopted by the City Council on May 18, 2009 and approved by the Mayor on May 26, 2009, by adding to anticipations and appropriations in the amount of Eighty-Four Thousand Five Hundred Dollars (\$84,500.00) to reflect an increase in the grant amount to \$1,162,597.00 in the Workforce Investment Act Adult Fund from the Georgia Department of Labor, to provide job training and other skills to local adults; and for other purposes.
REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE WITHOUT OBJECTION

RESOLUTIONS/REFERRED

- 11-R-1352 (1) A Resolution by **Councilmember Ivory Lee Young, Jr.** authorizing the Mayor or his designee to enter into a Cooperative Revenue Sharing Agreement with Open Portal Solutions (OPS), utilizing the State of Georgia contract PSOTOAIR100106 for purpose of sharing in the revenue generated by OPS as a result of such contract, wherein the State has agreed to provide OPS with vehicle accident or collision reports prepared by law enforcement agencies to be sold online, such revenue to be payable to the City of Atlanta at the rate of Five Dollars (\$5.00) per Atlanta Police Department Accident Report sold; and for other purposes.
REFERRED TO PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE WITHOUT OBJECTION
- 11-R-1356 (2) A Resolution by **Councilmembers Yolanda Adrean and Aaron Watson** authorizing the Mayor or his designee to enter into an agreement between the City of Atlanta ("City") and the Atlanta History Center for the loan of the City's archived Mayoral records from the period spanning from 1961 through 1971, to the Atlanta History Center for the History Center's review, preservation and display to the public; and for other purposes.
REFERRED TO FINANCE/EXECUTIVE COMMITTEE WITHOUT OBJECTION

ADJOURNMENT

Council President Pro Tempore Joyce M. Sheperd Presided

ADJOURNMENT

There being no further business to discuss, the September 06, 2011 meeting of the Atlanta City Council was adjourned at 5:47 p.m.

ADJOURNMENT ROLL CALL: Council President Ceasar C. Mitchell, absent (1); Councilmembers Smith, Hall, Young, Winslow, Archibong, Wan, Shook, Adrean, Moore, Martin, Sheperd, Bond, Watson and Willis (14); the attendance of Councilmember Bottoms was not signified upon the adjourning roll call (1).