

**PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE
MINUTES
DECEMBER 11, 2012**

The scheduled meeting of the **Public Safety and Legal Administration Committee** was held on **Tuesday, December 11, 2012 at 4:24 p.m., in Committee Room #2**. The following members were present:

The Following Committee Members were Present

**The Honorable Michael J. Bond, Chair
The Honorable Alex Wan
The Honorable C. T. Martin
The Honorable Ivory L. Young, Jr.
The Honorable Cleta Winslow
The Honorable Joyce Sheperd
The Honorable H. Lamar Willis, Vice-Chair**

Others present at the meeting were: Councilmember Howard Shook, District 7; Councilmember Yolanda Adrean, District 8; Councilmember Felicia A. Moore, District 9; Jim Beard, CFO; Chief Kelvin Cochran, Fire Chief; Chief Gregory Favors, Fire Rescue; Martha Porter Hall, ATAG II; Ron Lall, ATAG II; Dianne Olansky, ATAG II; Pino Venetico, ATAG II; Eric Richardson, Deputy City Attorney; Amber Robinson, Law Department; Deputy Stefanie Ramage, Citizen Advocate; media, public and council staff.

A. ADOPTION OF AGENDA

The Agenda was Adopted without objection.

B. APPROVAL OF MINUTES

The Minutes for the Public Safety and Legal Administration Committee Meeting held on November 27, 2012 were approved without objection.

C. DISCUSSION/PRESENTATION

1. ATAG II Presentation

Ron Lall, ATAG II Vice-Chair, was asked to come before the Committee to give a report on the ATAG II discussions to date. Mr. Lall first spoke to what ATAG II had been asked to do. He spoke to the make-up of the Committee, the types of meetings and the locations of the meetings. He informed the Committee of the findings to date, and the next steps that will be taken. A map showing the density of alcohol licenses throughout the City of Atlanta was provided, two articles from Science Daily and a copy of the Department of Revenue, Alcohol and Tobacco Division Inspection Report Form from DeKalb County. A copy of this information is on file with these minutes. This meeting can be viewed by visiting www.atlantaga.gov

C. DISCUSSION/PRESENTATION (CONT'D)

**2. Report on carbon monoxide incident at Finch Elementary School
Fire and Rescue, Chief Cochran**

Fire Chief Cochran appeared before the Committee with a very detailed account of the events that occurred after the discovery of carbon monoxide leak at Finch Elementary School. A copy of this information is on file with these minutes. This meeting can be viewed by visiting www.atlantaga.gov

**3. Code Enforcement Update,
Major C. J. Davis**

Major Davis was not present at the meeting. This update will be placed on the next meeting of the Public Safety and Legal Administration Committee January 15, 2013.

CONSENT AGENDA

D. RESOLUTIONS

Claims with favorable recommendations:

- 12-R-1777 (1) Claim of **Mary A. Lovelace (APD/04)**, for property damage alleged to have been sustained as a result of an automobile accident on September 16, 2012 at 1241 Metropolitan Parkway. **\$4,125.00**
- 12-R-1778 (2) Claim of **Lovina Howard, through her Attorney, Jack O. Morse (DPRCA/01)**, for damages alleged to have been sustained as a result of a vehicular accident on October 5, 2011 at 1835 Thomasville Drive. **\$3,500.00**
- 12-R-1779 (3) Claim of **Marilyn Shanks, through her Attorney, Robin Coggsell (DWM/01)**, for bodily injury allegedly sustained as a result of walking on an uncovered water meter box on November 14, 2011 at 1362 Boulevard. **\$3,200.00**
- 12-R-1780 (4) Claim of **Britney Buice, through her Attorney, Fred Lerner and ACS Recovery Services (APD/05)**, for bodily injury allegedly sustained as a result of a vehicular accident on November 14, 2011 at Memorial Drive at Warren Street. **\$3,059.34**
\$415.66
- 12-R-1781 (5) Claim of **Shaw-nay Crime (DPRCA/02)**, for property damage alleged to have been sustained as a result of an automobile accident on August 02, 2012 at Euclid and Alta Avenues. **\$2,899.03**

CONSENT AGENDA

D. RESOLUTIONS (CONT'D)

Claims with favorable recommendations:

- 12-R-1782 (6) Claim of **Dawn L. Braswell (DWM/06)**, for property damage alleged to have been sustained as a result of driving over unsecured metal plates on September 24, 2012 at 845 East Morningside Drive, N.E. **\$2,484.63**
- 12-R-1783 (7) Claim of **Dennis McCrary, through his Attorney, David B. Hodgins (AFR/09)**, for bodily injury alleged to have been sustained as a result of an automobile accident on December 17, 2010 at 2315 Donald Lee Hollowell Parkway. **\$1,000.00**
- 12-R-1784 (8) Claim of **Evelyn Owens (DPW/NA)**, for property damage alleged to have been sustained from debris from a vehicle on August 7, 2012 at State Road 166 and Delowe Drive. **\$1,319.14**

Claims with unfavorable recommendations:

- 12-R-1785 (9) Claim of **Debra D. Turner, through her Attorneys, Law Office of Hung Q. Nguyen & Associates, LLC. (NA/NA)**, for bodily injury alleged to have been sustained on a MARTA train on April 20, 2012 at 3350 Kensington Road, Avondale Estates, Georgia.
- 12-R-1786 (10) Claim of **Great Northern Insurance, as Subrogee of Samuel Austin (NA/NA)**, for property damage alleged to have been sustained as a result of an automobile accident on June 25, 2011 at West Wieuca Road and Roswell Road.
- 12-R-1787 (11) Claim of **Sabrina Smith, as parent and legal guardian of David Barber, a minor, through her Attorney, Kaplan & Seifter, Attorneys at Law (NA/NA)**, for bodily injury alleged to have been sustained in an automobile accident on May 1, 2012 at Memorial Drive and Interstate 285.
- 12-R-1788 (12) Claim of **Zena Mitchell, through her Attorneys, Skip Wilson, Attorney at Law, LLC (NA/NA)**, for bodily injury alleged to have been sustained from an automobile accident on March 21, 2012 at Rockbridge Road & Johnson Drive, Stone Mountain, Georgia.

CONSENT AGENDA

D. RESOLUTIONS (CONT'D)

Claims with unfavorable recommendations:

- 12-R-1789 (13) Claim of **Christine Johnson, through her Attorney, Chris Chima Nwachukwu, Nwachukwu Law Offices, P.C. (NA/02)**, for bodily injury alleged to have been sustained in an automobile accident on July 16, 2012 at Metropolitan Parkway and Ralph David Abernathy Boulevard.
- 12-R-1790 (14) Claim of **Latonya Johnson, on behalf of Sabrina Hickson, a minor, through her Attorney, Morgan and Morgan (NA/03)**, for bodily injury alleged to have been sustained from a fall out of a window on October 21, 2011 at 225 James P. Brawley Drive, S.W.
- 12-R-1791 (15) Claim of **Allen Breaux, through his Attorneys, Morgan and Morgan (NA/07)**, for bodily injury alleged to have been sustained on May 6, 2012 at 3601 Piedmont Road.
- 12-R-1792 (16) Claim of **Laveena Dawson-Francis (NA/07)**, for bodily injury alleged to have been sustained as the result of walking into a construction area on March 4, 2012 at 2598 Browns Mill Road.
- 12-R-1793 (17) Claim of **Sally N. Gardner, through her Attorney, Prakash D. Patel, Esq., Law Offices of Joshi & Patel, LLC (NA/10)**, for bodily injury alleged to have been sustained when dropped while being loaded into the ambulance on December 29, 2011 at Interstate 285 South at Interstate 20 East.
- 12-R-1794 (18) Claim of **Nyiko Thandiwe, through his Attorney, Sharon D. Smith-Knox, Esq., Law Offices of Sharon D. Smith-Knox, LLC (NA/11)**, for property damage alleged to have been sustained when his vehicle was struck by an alleged City vehicle on February 1, 2012 at Boulevard Granada.
- 12-R-1795 (19) Claim of **Pierre Guirand, through his Attorney, Lynnae Thandiwe (NA/11)**, for damages alleged to have been sustained as a result of a streetscape project being done in June 2012 at 2283 Cascade Road.
- 12-R-1796 (20) Claim of **Allstate Insurance, as Subrogee of Marsellias Shannon (NA/12)**, for property damage alleged to have been sustained in an automobile accident on August 13, 2012 at Sylvan Road and Dill Avenue.

CONSENT AGENDA

D. RESOLUTIONS (CONT'D)

Claims with unfavorable recommendations:

- 12-R-1797 (21) Claim of **PJ & Associates, through their Attorney, Scoggins Goodman (NA/12)**, for property damage allegedly sustained as a result of a sewer line upgrade on May 27, 2010 at 519 Cleveland Avenue.
- 12-R-1798 (22) Claim of **Sandra Beach (NA/05)**, for property damage allegedly sustained as a result of driving over a pothole on September 28, 2012 at 1366 Memorial Drive.
- 12-R-1799 (23) Claim of **Charles L. and Gail B. Livingston, through their Attorney, Jed D. Manton, Harris Penn Lowry Delcampo, LLP (DOA/NA)**, for bodily injury alleged to have been sustained from an escalator incident on September 3, 2011 at Hartsfield-Jackson Atlanta International Airport, 8700 Spine Road.
- 12-R-1800 (24) Claim of **Heydi Pineda, through her Attorney, Cruz & Associates, P.C. (DAO/NA)**, for bodily injury alleged to have been sustained from a trip-and-fall incident on November 20, 2011 at Hartsfield-Jackson Atlanta International Airport, 8700 Spine Road.
- 12-R-1801 (25) Claim of **Ruth and Donald Eberlin, through their Attorneys, J. Timothy Wooten and James W. Kiley, The Wooten Firm, LLC (DOA/NA)**, for bodily injury alleged to have been sustained from a trip-and-fall incident on July 5, 2012 at Hartsfield-Jackson Atlanta International Airport, 8700 Spine Road.
- 12-R-1802 (26) Claim of **Tavina N. Cox, through her Attorney, Rita Tucker Williams, Williams & Associates, PC (DPW/02)**, for bodily injury alleged to have been sustained from an automobile accident on August 15, 2011 at Marietta Street and Bolton Road.
- 12-R-1803 (27) Claim of **Raymond Connolly (DPW/02)**, for property damage alleged to have been sustained from an automobile accident on August 21, 2011 at 341 Atlantis Avenue.
- 12-R-1804 (28) Claim of **Frances Kay Crawford, through her Attorney, Henry R. Bauer, Jr. (DPW/03)**, for bodily injury alleged to have been sustained from a trip and fall incident on a sidewalk on March 27, 2010 at 502 Rhodes Street, NW.

CONSENT AGENDA

D. RESOLUTIONS (CONT'D)

Claims with unfavorable recommendations:

- 12-R-1805 (29) Claim of **Courtney Marshall, through her Attorney, Matthew H. Tully, Attorney at Law (DPW/11)**, for bodily injury alleged to have been sustained from an automobile accident on March 16, 2011 at Campbellton Road & Mt. Gilead Road.
- 12-R-1806 (30) Claim of **Joey Thomas (DPW/04)**, for bodily injury alleged to have been sustained as the result of a manhole on October 20, 2011 at 710 McDaniel Street.
- 12-R-1807 (31) Claim of **Kimberly N. Nelson (DPW/04)**, for bodily injury alleged to have been sustained as the result of a manhole on October 19, 2011 at 83 Walton Street.
- 12-R-1808 (32) Claim of **Anita Warren (DPW/09)**, for property damage alleged to have been sustained from an automobile accident on May 10, 2011 at 1401 Gun Club Drive.
- 12-R-1809 (33) Claim of **Roni E. Cantrell (DWM/NA)**, for property damage alleged to have been sustained as the result of driving over a water vault on June 11, 2012 at Lake Forrest Drive and Northwood Drive.
- 12-R-1810 (34) Claim of **Brian K. Spencer (DWM/02)**, for property damage alleged to have been sustained as the result of a vehicle accident on July 10, 2012 at 2nd Avenue and Memorial Drive.
- 12-R-1811 (35) Claim of **Robert Richards (DWM/02)**, for property damages sustained as a result of striking a catch basin on June 29, 2012 at John Portman Boulevard at Peachtree Center Avenue.
- 12-R-1812 (36) Claim of **Brian Moore (DWM/09)**, for property damages alleged to have been sustained as the result of installation of a water meter on September 1, 2011 at 2664 Ridgemore Place.

FAVORABLE 1-36 (7 YEAS) (0 NAYS)

CONSENT AGENDA

E. ORDINANCES FOR FIRST READING

12-O-1763 (1) An Ordinance by Public Safety and Legal Administration Committee amending the 2013 (Intergovernmental Grant Fund) Budget, Department of the Mayor, by adding to Anticipations and Appropriations in the amount of \$85,506.00 for the Weed and Seed Program; and for other purposes.

TO BE REFERRED TO PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE

12-O-1764 (2) An Ordinance by Public Safety and Legal Administration Committee amending the 2013 (Intergovernmental Grant Fund) Budget, Department of the Mayor, by adding to Anticipations and Appropriations in the amount of \$39,494.00 from the State of Georgia Governor's Office of Children and Families and \$25,448.00 from the City of Atlanta Matching Fund for the Intensive Surveillance Officer Program; and for other purposes.

TO BE REFERRED TO PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE

12-O-1825 (3) An Ordinance by Public Safety and Legal Administration Committee requiring the installation of carbon monoxide detectors and warning equipment in all public buildings within the corporate limits of the City of Atlanta; and for other purposes.

TO BE REFERRED TO PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE

F. COMMUNICATION

12-C-1759 (1) A Communication from Art R. Malloy, Dean of Student Success, Savannah College of Art and Design (SCAD), to Council President Ceasar C. Mitchell and Members of Council, submitting **Ms. Linda Chang** as their representative to serve as a member of the Student Safety Council Advisory Group.

HELD (7 YEAS) (0 NAYS)

REGULAR AGENDA

G. ORDINANCES FOR SECOND READING

12-O-1816 (1) An Ordinance by Councilmember Michael J. Bond to reauthorize the extension of all permits for vending on public property issued in 2003 and not currently subject to renewal to _____, 20___; to waive conflicting ordinances; and for other purposes.

HELD (7 YEAS) (0 NAYS)

12-O-1817 (2) An Ordinance by Councilmember Natalyn M. Archibong to activate §158-12 (Currently Reserved) of the Code of Ordinances of the City of Atlanta, Georgia, so as to exempt properties certified by the National Wildlife Federation as Wildlife Habitats, from all City of Atlanta Vegetative Growth, Weed, Grass and Nuisance Ordinances and Regulations; to waive conflicting ordinances and code sections; and for other purposes.

HELD (7 YEAS) (0 NAYS)

12-O-1820 (3) An Ordinance by Councilmember Michael J. Bond **as Substituted by Public Safety and Legal Administration Committee** to require that all fines imposed and collected by the City of Atlanta Municipal Court resulting from violations of the City of Atlanta Scrap Tire Enforcement Ordinance, Chapter 130 (Solid Waste Management), Article II (Scrap Tire Enforcement), Sections 130-28 through 130-36, shall be deposited in the City's Solid Waste Services Revenue Fund, with said fine amounts to be used by the City exclusively for all costs associated with the clean-up of scrap tire dumping sites throughout the City; and for other purposes.

HELD ON SUBSTITUTE (5 YEAS) (1 NAY)

H. RESOLUTIONS

12-R-1765 (1) A Resolution by Public Safety and Legal Administration Committee authorizing the settlement of all claims against the City of Atlanta in the case of **Teeordieia Medea Lumpkin v. the City of Atlanta**, Civil Action File No. 12CV199527, pending in Fulton County State Court, in the amount of \$290,000.00 (the "Settlement Amount"); authorizing said payment to be charged to and paid from the FDOA Numbers listed; authorizing the Chief Financial Officer to distribute the Settlement Amount; and for other purposes.

FAVORABLE (7 YEAS) (0 NAYS)

REGULAR AGENDA

H. RESOLUTIONS (CONT'D)

12-R-1766 (2) A Resolution by Public Safety and Legal Administration Committee authorizing the settlement of all claims against the City of Atlanta in the case of **Bernetta Travis v. the City of Atlanta**, Civil Action File No. 2011-EV-012202, Fulton County State Court, in the total amount of \$60,000.00; authorizing said payment to be paid from the FDOA Numbers listed; authorizing the Chief Financial Officer to distribute the settlement amount; and for other purposes.

FAVORABLE (7 YEAS) (0 NAYS)

12-R-1767 (3) A Resolution by Public Safety and Legal Administration Committee authorizing the settlement of all claims against the City of Atlanta in the case of **Colleen Franklin v. the City of Atlanta, et al.**, Civil Action File No. 2011EV028418, pending in Fulton County Superior Court, in the amount of \$50,000.00 (the "Settlement Amount"); authorizing said payment to be charged to and paid from the FDOA Numbers listed; authorizing the Chief Financial Officer to distribute the Settlement Amount; and for other purposes.

FAVORABLE (7 YEAS) (0 NAYS)

12-R-1768 (4) A Resolution by Public Safety and Legal Administration Committee authorizing the settlement of all claims against the City of Atlanta in the case of **Keith Lofton v. the City of Atlanta**, Civil Action File No. 2011EV13025H, pending in Fulton County State Court, in the amount of \$20,000.00 (the "Settlement Amount"); authorizing said payment to be charged to and paid from the FDOA Numbers listed; authorizing the Chief Financial Officer to distribute the settlement amount; and for other purposes.

FAVORABLE (7 YEAS) (0 NAYS)

I. PAPERS HELD IN COMMITTEE

10-R-0137 (1) A Resolution by Councilmembers Natalyn M. Archibong and C. T. Martin requesting that City Council authorize a Forensic Audit should be conducted as a result of the findings and recommendations from the Audit Report of the Public Safety Facilities Construction and the Sale of City Hall East; and for other purposes. **(Held 1/12/10 for a Joint Work Session with Finance/Executive Committee and Committee on Council; Work Session held 2/3/10.)**

I. PAPERS HELD IN COMMITTEE)CONT'D)

- 10-O-0397 (2) An Ordinance by Councilmember H. Lamar Willis **as substituted by Public Safety and Legal Administration Committee** amending Section 162-227 and Section 162-232 of the City of Atlanta Code of Ordinances so as to establish fees for the administrative costs associated with nonconsensual motor vehicle towing; and for other purposes. **(Public Hearing held 4/27/10) (Substituted and held 4/27/10 for further evaluation and review.)**
- 10-O-0399 (3) An Ordinance by Councilmember Ivory L. Young, Jr. to amend Article XXIII, ("Vending on Public Property") of Chapter 30, ("Businesses"), Section 30-1436 ("Disabled Veterans"), of the Code of Ordinances of the City of Atlanta, Georgia, so as to expressly exempt Disabled Veterans from participation in the Public Vending Management Program; and for other purposes. **(Held 2/23/10 for further review.)**
- 10-O-0728 (4) An Ordinance by Public Safety and Legal Administration Committee to amend Chapter 30, Article VIII, of the City of Atlanta Code of Ordinances to clearly distinguish between legitimate Escorts holding permits issued by the City of Atlanta under its police powers, and persons who perform Criminal Acts as determined by State Law; and for other purposes. **(Held 5/11/10 for further review.)**
- 10-R-0855 (5) Claim of **Ron Tusso**, for damages alleged to have been sustained as a result of a sewer backup on November 10, 2009 at 1850 Memorial Drive. **(Held 5/11/10 for further review by the Law Department.)**
- 10-O-1173 (6) An Ordinance by Councilmembers Ivory L. Young, Jr. and C. T. Martin imposing a Ninety (90) Day Moratorium on the City's Public Property Vending Program; to create a subcommittee to study and review the operation of the Public Property Vending Program; to waive conflicting ordinances; and for other purposes. **(Referred back from Council 7/19/10.) (Held 7/27/10 for further review.)**
- 10-O-1342 (7) An Ordinance by Councilmembers Kwanza Hall, Michael J. Bond, Aaron Watson, Alex Wan, C. T. Martin, Felicia A. Moore and Ivory L. Young, Jr. to amend Chapter 10, Article II, Division 3 of the Code of Ordinances of the City of Atlanta, Georgia by creating a new Section 10-130 to be entitled "Extended Hours Permit Pilot Program"; to temporarily waive the provisions of Chapter 10, Article II, Section 10-209 (c) and (d) of the Code of Ordinances in the Edgewood

I. PAPERS HELD IN COMMITTEE (CONT'D)

Avenue/Auburn Avenue District of the City so as to allow for a Pilot Program to examine the impact of extending the permissible hours for establishments authorized to sell alcoholic beverages for on-premises consumption; to define the boundaries of the Edgewood Avenue/Auburn Avenue District; to waive conflicting ordinances for this instance only; and for other purposes. **(Held 7/13/10 for further discussion.)**

10-R-1343 (8) A Resolution by Councilmembers Kwanza Hall, Michael J. Bond, Aaron Watson, Alex Wan, Felicia A. Moore, Joyce Sheperd, Ivory L. Young, Jr., Natalyn M. Archibong and Carla Smith **as amended by Public Safety and Legal Administration Committee** to establish a Task Force to review the Alcoholic Beverage Licensing Process generally, from application to License Review Board consideration and to the enforcement of Alcoholic Beverage Laws, Ordinances and Regulations; to authorize the Public Safety and Legal Administration Committee to determine the membership structure of the Task Force; and for other purposes. **(Amended and held 7/13/10 for further discussion.)**

10-R-1813 (9) A Resolution by Councilmember Michael J. Bond requesting the Atlanta Police Department (APD) to study the feasibility of increasing the collaboration with the Atlanta Public Schools (APS) Security Operations; and for other purposes. **(Held 10/12/10 at the request of the author.)**

10-O-1880 (10) An Ordinance by Councilmembers Kwanza Hall, Aaron Watson, H. Lamar Willis, Michael J. Bond, Natalyn Archibong, Keisha Lance Bottoms, Alex Wan and Carla Smith authorizing the operation of Human-Drawn Vehicles (Pedicabs) within the City of Atlanta; to establish requirements and regulations for such program; and for other purposes. **(Held 10/26/10 for further review at the request of the author.)**

11-R-0772 (11) A Resolution by Councilmembers Michael J. Bond and Ivory Lee Young, Jr. to amend the Contract with U. K. - LaSalle LLC, (an entity affiliated with General Growth Properties, Inc.) for the Administration and Management of the Public Vending Program, so as to grant a first right of refusal to vendors who currently hold vending permits or who formerly held vending permits as of November 21, 2001, for vending locations around Turner Field; and for other purposes. **(Held 5/10/11 for further discussions.)**

I. PAPERS HELD IN COMMITTEE (CONT'D)

- 11-R-0929 (12) A Resolution by Public Safety and Legal Administration Committee authorizing the Mayor or his designee to exercise renewal options with Wrecker Service Vendors listed on Contract FC-6008000003 ("Contract"), for Wrecker Services for vehicles under two (2) tons, on behalf of the Department of Police, all revenues generated under this contract shall be deposited as described in this resolution; and for other purposes. **(Referred back by Full Council 10/3/11.) (Held 10/11/11 for further review.)**
- 11-O-0996 (13) An Ordinance by Councilmembers Felicia A. Moore, Natalyn Archibong, Joyce Sheperd, Michael J. Bond, Yolanda Adrean, Kwanza Hall and Alex Wan to amend Section 62-27.1 of the Code of Ordinances of the City of Atlanta, Georgia, so as to decrease the number of Municipal Court Judges from ten (10) to eight (8); to waive conflicting ordinances and code sections; and for other purposes. **(Referred back by Full Council 7/5/11.) (Held 7/11/11 for further review.)**
- 11-O-1479 (14) An Ordinance by Councilmember Michael J. Bond to amend Chapter 10, (Alcoholic Beverages) of the City of Atlanta Code of Ordinances to provide for the regulation of package and convenience stores; and for other purposes. **(Held 10/11/11 at the author's request.)**
- 12-O-0375 (15) An Ordinance by Public Safety and Legal Administration Committee to amend Chapter 70, Article II of the Code of Ordinances of the City of Atlanta, Georgia, entitled "Burglar or Robbery Alarm Systems," for the purpose of regulating Burglary and Robbery Alarm Systems within the City of Atlanta in order to reduce the number of false alarms within the City of Atlanta through more efficient regulation of such alarm systems; to waive conflicting ordinances; and for other purposes. **(Held 5/1/12 for further review.)**
- 12-O-0488 (16) An Ordinance by Councilmember Michael J. Bond **as substituted by Public Safety and Legal Administration Committee** to repurpose General Fund Revenue from City Cell Tower Leases for the Atlanta Police Department Shot Spotter Program; and for other purposes. **(Held 5/1/12 for further review.) (Substituted and held 5/15/12.)**

I. PAPERS HELD IN COMMITTEE (CONT'D)

- 12-R-0670 (17) A Resolution by Public Safety and Legal Administration Committee authorizing the Mayor or his designee to enter into and execute an "Agreement" between the City of Atlanta and Sandy Springs, Georgia for the purpose of providing Automatic and Mutual Aid for emergency and non-emergency responses and the lease for usage of the City of Atlanta's Fire Station 39 by the City of Sandy Springs Fire Department; and for other purposes. **(Held 5/15/12 at the Department request.)**
- 12-O-0693 (18) An Ordinance by Councilmembers Michael J. Bond, Natalyn M. Archibong, H. Lamar Willis, C. T. Martin, Kwanza Hall, Keisha Lance Bottoms, Carla Smith, Howard Shook, Felicia A. Moore, Aaron Watson, Alex Wan, Joyce Sheperd and Yolanda Adrean amending the Code of Ordinances of the City of Atlanta Part II ("General Ordinances"), Chapter 106 ("Offenses and Miscellaneous Provisions"), Article IV (Offenses Against Public Morals"), Division 3 ("Drugs and Other Controlled Substances") by adding a new section prohibiting the use, sale or delivery of certain dangerous substances, sold and marketed as incense, potpourri or novelty aromatics affecting the public health, safety and welfare of the Citizens of Atlanta and providing for a penalty for violation; and for other purposes. **(Held 5/15/12 for further review.)**
- 12-O-0774 (19) A **Substitute** Ordinance by Public Safety and Legal Administration Committee amending the City of Atlanta Noise Control Ordinance as set forth in Chapter 74, Article IV, Sec. 74-129 et seq. so that those sections shall read as set forth herein and adding certain new sections to the Noise Control Ordinance; and for other purposes. **(Held 6/12/12 at the request of the Law Department; Substituted and held 10/30/12; Worksession 11/13/12; Public Hearing 11/27/12; Public Hearing Held 11/27/12.)**
- 12-O-0781 (20) An Ordinance by Councilmember Michael Julian Bond authorizing the Department of Corrections to discontinue 12-Hour Work Shifts and restore Eight-Hour Work Shifts for Corrections Officers defined as Law Enforcement Employees in the Code of Federal Regulations; and for other purposes. **(Held 5/29/12 for further review.)**

I. PAPERS HELD IN COMMITTEE (CONT'D)

- 12-R-0888 (21) A Resolution by Public Safety and Legal Administration Committee authorizing the Mayor to enter into a new Lease Agreement with the Vine City Plaza I, LLC, for the rental of 1,707 square feet of office space located at 612 Magnolia Street, Atlanta, Georgia, for the Department of Police Zone One Investigations Mini Precinct, from the period of September 1, 2012, until August 31, 2015, at a rental rate of \$1.00 for the year, to be charged to and paid from Fund, Account and Center Number listed; and for other purposes. **(Referred back from Full Council 7/2/12.) (Held 7/10/12 at the request of Councilmember Young for further review.)**
- 12-O-0900 (22) An Ordinance by Councilmembers Felicia A. Moore and Natalyn M. Archibong to amend Chapter 18, Article III (Animal Control) of the City of Atlanta Code of Ordinances by activating Code Sections 18-70 and 18-131 (Both Being Currently Reserved) so as to make unlawful the use of "Bullhooks" or other similar devices on elephants; to waive conflicting ordinances; and for other purposes. **(Held 6/26/12 at the request of the Author.)**
- 12-O-1001 (23) An Ordinance by Councilmember Kwanza Hall to amend Article V-Vehicle Immobilization Services of the City of Atlanta Code of Ordinances; and for other purposes. **(Held 7/31/12 at the Author's request.)**
- 12-O-1138 (24) An Ordinance by Councilman Kwanza Hall to activate Section 106-13 (Which Code Section is Currently "Reserved") of the Code Of Ordinances of the City Of Atlanta, Georgia to be entitled "Loitering or Prowling" so as to make unlawful the activity described therein and to provide for the penalty to be imposed upon persons convicted for the violation of said ordinance and Code Section; to waive conflicting ordinances and Code Sections; and for other purposes. **(Held 8/28/12 for further discussions.)**
- 12-O-1419 (25) An Ordinance by Councilmember Michael J. Bond to amend Sections 30-1464 (b), 30-1469 (b), 30-1484 and 30-1491 of the Code of Ordinances of the City of Atlanta (Vending on Private Property) so as to provide that persons vending on private property shall not be required to apply for or obtain a Special Use Permit or a Special Administrative Permit as prescribed by Sections 16-25.001 through 16-25.004 of the Zoning Ordinance; to waive conflicting Ordinances and Code Sections; and for other purposes. **(Held 10/30/12.)**

I. PAPERS HELD IN COMMITTEE (CONT'D)

- 12-C-1629 (26) A Communication from Anita Foster, Student Government President, Spelman College, to Council President Ceasar C. Mitchell and Members of Council, submitting **Ms. Brianna A. Kinsey**, as their representative to serve as a member of the Student Safety Council Advisory Group. **(Held 11/27/12 by the Committee to allow the appointee an opportunity to appear before the Committee.)**
- 12-C-1631 (27) A Communication from Marcus Kernizan, President, Student Government Association, Georgia State University, submitting **Mr. Christian S. Hill**, as their representative to serve as a member of the Student Safety Council Advisory Group. **(Held 11/27/12 by the Committee to allow the appointee an opportunity to appear before the Committee.)**
- 12-C-1633 (28) A Communication from W. David Wilkinson, President & CEO, Atlanta Police Foundation, to Council President Ceasar C. Mitchell and Members of Council, submitting **Mr. Miguel Sepulveda**, as their representative to serve as a member of the Student Safety Council Advisory Group. **(Held 11/27/12 by the Committee to allow the appointee an opportunity to appear before the Committee.)**
- 12-C-1636 (29) A Communication from **Mr. Tyler Joshua Green**, President, Student Government Association, Clark Atlanta University, to Council President Ceasar C. Mitchell and Members of Council, appointing **himself** as their representative to serve as a member of the Student Safety Council Advisory Group. **(Held 11/27/12 by the Committee to allow the appointee an opportunity to appear before the Committee.)**
- 12-C-1638 (30) A Communication from **Mr. Anre D. Washington**, President, Student Government Association, Morehouse College, to Council President Ceasar C. Mitchell and Members of council, appointing **himself** as their representative to serve as a member of the Student Safety Council Advisory Group. **(Held 11/27/12 by the Committee to allow the appointee an opportunity to appear before the Committee.)**

FAVORABLE (7 YEAS) (0 NAYS)

- 12-O-1734 (31) An Ordinance by Councilmember Michael J. Bond to establish Section 10-109.1 of the Code of Ordinances of the City of Atlanta, Chapter 10 (Alcoholic Beverages), Article II (Dealers and Manufacturer), Division 2 (License), Subdivision

I. PAPERS HELD IN COMMITTEE (CONT'D)

III (Renewal, Revocation, Transfer), so as to create mandatory progressive penalties for “due cause” findings made by the License Review Board; to waive conflicting ordinances and code sections; and for other purposes. **(Held 11/27/12 for further review.)**

12-O-1735 (32) An Ordinance by Councilmember Michael J. Bond to activate Section 10-76 of the Code of Ordinances of the City of Atlanta (which section is currently reserved), Chapter 10 (Alcoholic Beverages), Article II (Dealers and Manufacturer), Division 2 (License), Subdivision 1 (General Provisions), so as to provide for not less than forty-five (45) days notice to all interested parties in all proceedings before the License Review Board; to waive conflicting ordinances and code sections; and for other purposes. **(Held 11/27/12 for further review.)**

12-O-1744 (33) An Ordinance by Councilmember Michael Julian Bond, Aaron Watson and H. Lamar Willis to designate a certain area of the Downtown Special Public Interest Zoning District (SPI-1) as a “Public Entertainment District” as defined in Atlanta Code of Ordinances, Section 16-28A.010 (12) (L), between the dates of April 1, 2013 through April 15, 2013; and prohibiting free distribution of commercial products during certain areas of the City between April 5, 2013 through April 9, 2013; and applying the City’s Cruising Ordinance, Code Section 150-296, to additional areas of the City between April 5, 2013 through April 9, 2013; and for other purposes. **(Held 11/27/12 by the Committee to wait for a companion paper in the zoning committee.)**

J. REQUESTED ITEMS

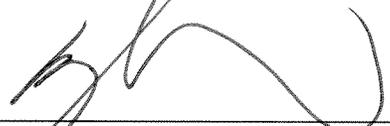
ADJOURNMENT

There being no further business before the Committee, the meeting was Adjourned at 5:34 p.m.

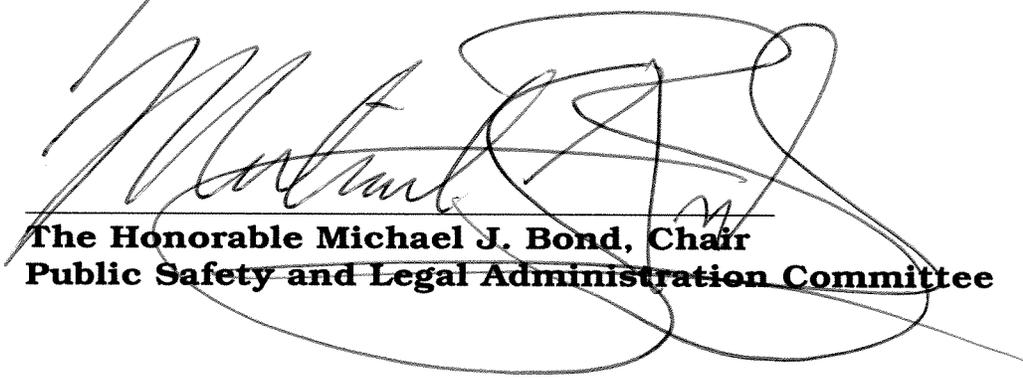
Respectfully Submitted:



Wasonna H. Griffin, Legislative Assistant



Bernard Thomas, Research & Policy Analyst



The Honorable Michael J. Bond, Chair
Public Safety and Legal Administration Committee