

ATLANTA CITY COUNCIL

ACTION/MINUTES

APRIL 18, 2012

The Atlanta City Council held a Special Call Meeting on Wednesday, April 18, 2012. The Meeting convened at 10:06 a.m. in the Council Chambers at City Hall. The roll was called and a quorum was declared.

PRESIDER: The Honorable Council President Pro Tempore Kwanza Hall presided. The Honorable Acting Council President Pro Tempore Michael Julian Bond presided a portion of the meeting.

Attendance:

The following (11) voting members were present at the Meeting:

The Honorable Carla Smith *10:08	The Honorable Felicia A. Moore
The Honorable Kwanza Hall	The Honorable C. T. Martin
The Honorable Ivory L. Young, Jr.	The Honorable Joyce Sheperd *10:18
The Honorable Cleta Winslow *10:18	The Honorable Michael Julian Bond
The Honorable Howard Shook	The Honorable Aaron Watson
The Honorable Yolanda Adrean	

Councilmembers Archibong, Wan, Bottoms and H. Lamar Willis (Absent with Notice) were absent.

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

INVOCATION: Chaplain Norman L. Miller of Atlanta Fire and Rescue 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.

COMMUNICATION

Council President Pro Tempore Kwanza Hall Presided

COMMUNICATION

12-C-0481 (1) A Communication by **Council President Ceasar C. Mitchell** calling for a Special Call Meeting of the Atlanta City Council on Wednesday, April 18, 2012 at 10:00 a.m. to consider the following legislation: (12-R-0480, 12-O-0058).
FILED WITHOUT OBJECTION

COMMITTEE REPORT

Council President Pro Tempore Kwanza Hall Presided

COMMITTEE REPORT

FINANCE/EXECUTIVE COMMITTEE (1)
FELICIA A. MOORE, CHAIR

RESOLUTION

12-R-0480 (1) A Resolution supplementing that certain Sixteenth Supplemental Bond Ordinance of the City of Atlanta adopted on February 6, 2012, to, among other things, set forth the terms of the City of Atlanta's (1) Airport General Revenue Bonds, Series 2012A (Non-Amt) (The "Series 2012A Bonds"), (2) Airport General Revenue Bonds, Series 2012B (Non-Amt) (The "Series 2012B Bonds"), (3) Airport General Revenue Bonds, Series 2012C (Amt) (The "Series 2012 C Bonds"), [and (4) Airport General Revenue Bonds, Series 2012D (Federally Taxable) (The "Series 2012D Bonds] and together with the Series 2012A Bonds, Series 2012B Bonds and Series 2012C Bonds The "Series 2012 Bonds"), within certain parameters previously established by the City including the original aggregate principal amount, interest rates, maturity amounts, maturity dates, redemption provisions, and debt service reserve requirement with respect thereto; ratify certain prior actions of the City Council and certain officers and agents of the City with respect to the issuance and sale of the Series 2012 Bonds; authorize and approve the preparation, use and distribution of a final official statement in connection with the offer and sale of said series 2012 Bonds; provide an effective date; and for other related purposes.

During the regularly scheduled meeting of the Atlanta City Council held on April 16, 2012, Councilmember Willis sounded Resolution 12-R-0480, shown above, in its entirety and made a Motion to Table until a Special Call Meeting to be held on April 18, 2012. The Motion was properly Seconded and CARRIED by a roll call vote of 11 yeas; 0 nays. During this meeting, Chairperson Moore made a Motion to remove Resolution 12-R-0480 off the Table. It was properly Seconded and CARRIED by a roll call vote of 8 yeas; (Councilmembers Smith, Hall, Young, Shook, Adrean, Moore, Martin and Bond); 0 nays. Following, Ms. Moore made a Motion to Enter Committee of the Whole. It was properly Seconded and the Motion CARRIED by a roll call vote of 9 yeas; (Councilmembers Smith, Hall, Young, Shook, Adrean, Moore, Martin, Bond and Watson); 0 nays. Council then entered Committee of the Whole.

Council President Pro Tempore Kwanza Hall Presided

COMMITTEE REPORT (CONT'D)

FINANCE/EXECUTIVE COMMITTEE (2)
FELICIA A. MOORE, CHAIR

RESOLUTION (CONT'D)

12-R-0480 (1)

COMMITTEE OF THE WHOLE

Within the Committee of the Whole, Council entertained questions to Chief Financial Officer Jim Beard, Interim Chief Financial Officer Roosevelt Council, Hartsfield Jackson International Airport, Mr. Ron Pittman, Fresco Association and a representative of First South. After the question and answer session, Councilmember Martin made a Motion to Exit Committee of the Whole. It was Seconded by Councilmember Watson but shortly thereafter, Councilmember Martin's Motion to Exit Committee of the Whole, and Mr. Watson's Second were withdrawn. Following, Mr. Watson made a Motion to approve. Chairperson Moore was then recognized and made a Motion to bring forth a Substitute. It was properly Seconded and CARRIED by a roll call vote of 11 yeas; *(Councilmembers Smith, Hall, Young, Winslow, Shook, Adrean, Moore, Martin, Sheperd, Bond and Watson)*; 0 nays. The Substitute was before the Council. Chairperson Moore, subsequently, made a Motion to Approve the Substitute. It was properly Seconded and CARRIED by a roll call vote of 11 yeas; *(Councilmembers Smith, Hall, Young, Winslow, Shook, Adrean, Moore, Martin, Sheperd, Bond and Watson)*; 0 nays. Ms. Moore then made a Motion to Exit Committee of the Whole. It was properly Seconded and CARRIED by a roll call vote of 11 yeas; *(Councilmembers Smith, Hall, Young, Winslow, Shook, Adrean, Moore, Martin, Sheperd, Bond and Watson)*; 0 nays. Council re-entered Regular Session.

REGULAR SESSION

During Regular Session, Chairperson Moore made a Motion to Adopt 12-R-0480 on Substitute. It was properly Seconded and CARRIED by a roll call vote of 11 yeas; 0 nays.

ADOPTED BY A ROLL CALL VOTE OF 11 YEAS;
(Councilmembers Smith, Hall, Young, Winslow, Shook, Adrean, Moore, Martin, Sheperd, Bond and Watson); 0 nays.

Council President Pro Tempore Kwanza Hall Presided

COMMITTEE REPORT (CONT'D)

FINANCE/EXECUTIVE COMMITTEE (3)
FELICIA A. MOORE, CHAIR

RESOLUTION (CONT'D)

12-R-0480 (1) **Note: Subsequent to adoption of Resolution 12-R-0480, Chairperson Moore made a Motion to Send Resolution 12-R-0480 to the Mayor's Office Post Haste with the implied request that the Mayor take immediate action regarding this item. The Moore Motion was properly Seconded and CARRIED by a roll call vote of 11 yeas; (Councilmembers Smith, Hall, Young, Winslow, Shook, Adrean, Moore, Martin, Sheperd, Bond and Watson; 0 NAYS**

ORDINANCE

12-O-0058 (2) An Ordinance by Finance/Executive Committee to amend Section 2-1547 of the Real Estate Code (Leases of City-Owned Property, Multi-Term Leases) so as to add a new Subsection (j) allowing automatic renewal of leases of city-owned property used for telecommunication towers and related equipment; and for other purposes.

During the regularly scheduled meeting of the Atlanta City Council held on April 16, 2012, Councilmember Martin made a Motion to Table Ordinance 12-O-0058 until a Special Call Meeting to be held on April 18, 2012. It was properly Seconded and the Motion CARRIED by a roll call vote of 12 yeas; 2 nays. During this meeting, Chairperson Moore made a Motion to enter Committee of the Whole. It was properly Seconded and CARRIED by a roll call vote of 9 yeas; (Councilmembers Smith, Hall, Young, Winslow, Shook, Adrean, Martin, Sheperd and Bond; 1 NAY; (Councilmember Moore) **Council then entered Committee of the Whole.**

Acting Council President Pro Tempore Michael Julian Bond Presided

COMMITTEE REPORT (CONT'D)

FINANCE/EXECUTIVE COMMITTEE (4)
FELICIA A. MOORE, CHAIR

ORDINANCE (CONT'D)

12-O-0058 (2)
(Cont'd)

An Ordinance by **Finance/ Executive Committee** to amend Section 2-1547 of the Real Estate Code (Leases of City-Owned Property, Multi-Term Leases) so as to add a new Subsection (j) allowing automatic renewal of leases of city-owned property used for telecommunication towers and related equipment; and for other purposes.

COMMITTEE OF THE WHOLE

Within Committee of the Whole, Council allowed public speakers to participate in the discussion. The speakers included Mr. Ron Shakir and Mr. Brother Anthony Muhammad. Council then entertained questions to Director of Real Estate, John Lavelle, Office of Enterprise Assets Management, (OEAM). After the question and answer session, Councilmember Adrean offered an Amendment to change the code for existing tower leases. Discussion continued, in which, Councilmember Adrean recited her Amendment with the assistance of the law department but Failed due to the lack of a Second. Ms. Adrean then made a Motion to remove Ordinance 12-O-0058 off the Table. It was Seconded by Councilmember Martin and CARRIED by a roll call vote of 9 yeas; *(Councilmembers Smith, Young, Winslow, Shook, Adrean, Moore, Martin, Sheperd and Bond; 0 NAYS.* Ordinance 12-O-0058 was before Council. Following, Councilmember Shook was recognized and made a Motion to Approve. It was properly Seconded and FAILED by a roll call vote of 7 yeas; *(Councilmembers Smith, Young, Winslow, Shook, Adrean, Martin and Sheperd); 2 NAYS; (Councilmembers Moore and Bond).* Chairperson Moore then made a Motion to re-enter Regular Session. It was Seconded by Councilmember Shook and CARRIED by a roll call vote of 9 yeas; *(Councilmembers Smith, Young, Winslow, Shook, Adrean, Moore, Martin, Sheperd and Bond; 0 NAYS.* Council re-entered Regular Session.

REGULAR SESSION

During Regular Session, Chairperson Moore made a Motion to File. However, Councilmember Shook was recognized and made a Substitute Motion to Adopt. It

Acting Council President Pro Tempore Michael Julian Bond Presided

COMMITTEE REPORT (CONT'D)

FINANCE/EXECUTIVE COMMITTEE (5)
FELICIA A. MOORE, CHAIR

ORDINANCE (CONT'D)

12-O-0058 (2)
(Cont'd)

An Ordinance by **Finance/ Executive Committee** to amend Section 2-1547 of the Real Estate Code (Leases of City-Owned Property, Multi-Term Leases) so as to add a new Subsection (j) allowing automatic renewal of leases of city-owned property used for telecommunication towers and related equipment; and for other purposes.

was Seconded by Councilmember Smith. A discussion ensued, in which, Councilmember Shook's Motion to Adopt and Mrs. Smith's Second were withdrawn. Chairperson Moore's original Motion to File was before the Council. It was properly Seconded and CARRIED by a roll call vote of 9 yeas; 0 nays.

FILED BY A ROLL CALL VOTE OF 9 YEAS;
(Councilmembers Smith, Young, Winslow, Shook, Adrean, Moore, Martin, Sheperd and Bond); 0 nays.

ADJOURNMENT

4/18/12 Action Minutes

Acting Council President Pro Tempore Michael Julian Bond Presided

ADJOURNMENT

There being no further business to discuss, the April 18, 2012 Special Call Meeting of the Atlanta City Council was adjourned at 11:42 a.m.

ADJOURNMENT ROLL CALL: Council President Ceasar C. Mitchell (absent) (1); Councilmembers Smith, Young, Winslow, Shook, Adrean, Moore, Martin, Sheperd and Bond (9); Council President Pro Tempore Hall and Watson: Early Departure with Acting Council President's Acknowledgement (2).