

ATLANTA CITY COUNCIL

ACTION MINUTES

MAY 21, 2012

The Atlanta City Council held its Regularly Scheduled Meeting on Monday, May 21, 2012. The Meeting convened at 1:14 p.m. in Atlanta City Hall's Council Chamber. The roll was called and a quorum was declared.

PRESIDER(S): The Honorable Council President Ceasar C. Mitchell presided.

Attendance: The following (13) voting members were present at the Meeting:

The Honorable Carla Smith	The Honorable Felicia A. Moore
The Honorable Kwanza Hall	The Honorable C. T. Martin
The Honorable Ivory Lee Young, Jr.	The Honorable Joyce M. Sheperd
The Honorable Natalyn Archibong*2:56	The Honorable Michael J. Bond *1:18
The Honorable Alex Wan *2:08	The Honorable Aaron Watson *1:37
The Honorable Howard Shook	The Honorable H. Lamar Willis
The Honorable Yolanda Adrean	

* Indicates arrivals (with time noted) occurring after convening roll call.

Councilmembers Keisha Lance Bottoms (Absent with Notice) and Cieta Winslow (Absent with Notice) were absent.

INVOCATION: Chaplain Carolyn McDuffie of the Atlanta Fire Department gave the invocation.

PLEDGE OF ALLEGIANCE: In unison, the Council recited the Pledge of Allegiance to the flag of the United States of America.

REPORT OF THE JOURNAL: Rhonda Dauphin Johnson, Municipal Clerk, certified to the Council that the **Actions/Minutes** of the **Atlanta City Council's May 07, 2012** Regular Meeting were true and correct. The Minutes were **FILED** without objection.

ADOPTION OF AGENDA: A Motion was made to **Adopt the Agenda**. It was **Seconded by Councilmember Bond** and the **Motion CARRIED** by a roll call vote of **12 yeas**; (*Councilmembers Hall, Young, Archibong, Wan, Shook, Adrean, Moore, Martin, Sheperd, Bond, Watson and Willis*); **0 nays**.

COMMUNICATIONS

Council President Ceasar C. Mitchell Presided

COMMUNICATIONS

- 12-C-0704 (1) A Communication by **Council President Ceasar C. Mitchell** submitting his notification of Councilmember Aaron Watson, Post 2 At-Large, as the City Council's representative on the Atlanta Public School's Facilities Repurposing Committee.
FILED WITHOUT OBJECTION
- 12-C-0705 (2) A Communication by **Councilmembers Felicia A. Moore, District 9; C. T. Martin, District 10 and H. Lamar Willis, Post 3 AT-Large** appointing Ms. Ashley Harris to serve as a member of the Urban Design Commission.
REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE AND COMMITTEE ON COUNCIL WITHOUT OBJECTION
- 12-C-0706 (3) A Communication by **Deputy Commissioner Dexter C. White, Department of Public Works, to Municipal Clerk Rhonda Dauphin Johnson**, submitting a list of employees authorized for overnight vehicle utilization for the period April 1, 2012 – October 1, 2012.
FILED WITHOUT OBJECTION
- 12-C-0708 (4) A Communication from **Kayron F. Bearden, President, The League of Women Voters of Atlanta-Fulton County**, submitting their re-appointment of Mr. Alan Morris to serve as a member of the Atlanta Citizen Review Board, scheduled to begin on the date of Council confirmation.
REFERRED TO PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE AND COMMITTEE ON COUNCIL WITHOUT OBJECTION
- 12-C-0709 (5) A Communication by **Chief Procurement Officer Adam L. Smith** submitting the corrected copy of May 2012 Monthly Contracts Report to the Atlanta City Council and Clerk of Council pursuant to Section 2-1142 of the Atlanta City Code of Ordinances.
FILED WITHOUT OBJECTION
- 12-C-0776 (6) A Communication from **Cathy Richards, President, Atlanta Planning Advisory Board, to Municipal Clerk Rhonda Dauphin Johnson**, submitting the name of Mr. Micah A. Rowland as the Board's appointment to the Beltline Tax Allocation District (TAD) Advisory Committee.
REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE AND COMMITTEE ON COUNCIL WITHOUT OBJECTION

Council President Ceasar C. Mitchell Presided

COMMUNICATIONS (CONT'D)

12-C-0777 (7) A communication from **Mark Massey, Clerk to the Fulton County Commission, to Council President Ceasar C. Mitchell**, submitting the Fulton County Board of Commissioners' appointment of Mr. Carlton W. Washington 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.
REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE AND COMMITTEE ON COUNCIL WITHOUT OBJECTION

VETOED LEGISLATION

Council President Ceasar C. Mitchell Presided

VETOED LEGISLATION

NONE

UNFINISHED BUSINESS

Council President Ceasar C. Mitchell Presided

UNFINISHED BUSINESS

NONE

**CONSENT AGENDA
SECTION I**

Council President Ceasar C. Mitchell Presided

CONSENT AGENDA

There was no separate discussion of the following items with the exception of item 12-O-0697 which was removed from the Consent Agenda, and considered separately per Rules for the Conduct of Business of the Council of the City of Atlanta (As Amended), Rule XI; Order of Business, SECTION 11.2; Consent Agenda.

CONSENT AGENDA SECTION I, as follows, received Favorable Recommendations in each Committee and all items were collectively Adopted by a single roll call vote in accordance with Section 11.2 of the Rules of Council as follows: **13 Yeas** (Councilmembers Smith, Hall, Young, Archibong, Wan, Shook, Adrean, Moore, Martin, Sheperd, Bond, Watson and Willis); **0 Nays**.

SECTION I

ORDINANCES FOR SECOND READING

CITY UTILITIES COMMITTEE

NATALYN M. ARCHIBONG, CHAIR

12-O-0560 (1) An **Amended** Ordinance by **City Utilities Committee** amending the 2012 (General Government Capital Outlay Fund) Budget, Department of Public Works by transferring to and from appropriations the amount of \$87,500.00 to provide local match funds and by adding to anticipations and appropriations from Federal Transportation Improvement Funds in the amount of \$350,000.00 and authorizing the Mayor or his designee, to execute a Project Framework Agreement between the City of Atlanta and the Georgia Department of Transportation for Design and Construction Services for SR 154/Memorial Drive Corridor Improvements Project; and for other purposes.

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

12-O-0561 (2) An Ordinance by **City Utilities Committee** authorizing the release of a certain storm sewer easement and related storm water facilities located on a portion of the property lying in Land Lot 65 of the 14th District of Fulton County, said facilities having no identifiable current or foreseeable public purpose; authorizing the Mayor or his designee to execute a Quitclaim Deed or other documents necessary to effectuate such release; and for other purposes.

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

Council President Ceasar C. Mitchell Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

ORDINANCES FOR SECOND READING (CONT'D)

CITY UTILITIES COMMITTEE (CONT'D)

NATALYN M. ARCHIBONG, CHAIR

12-O-0562 (3) A **Substitute** Ordinance by **City Utilities Committee** authorizing the Mayor or his designee to abandon a portion of South Colonial Homes Circles, NW, located between Colonial Homes Drive, NW and South Colonial Homes Circle, NW, consisting of approximately 0.614 acre and being more specifically described in the attached Exhibit "A" lying and being in Land Lot 111 of the 17th District, Fulton County, Georgia; and to accept the donation from Pope & Land Enterprises, LLC of approximately 0.415 acre located on South Colonial Homes Circle, NW ("The South Colonial Property") including the City of Atlanta's costs of due diligence and purchase services; and for other purposes. **(Public Hearing held 5/15/12)**
ADOPTED SUBSTITUTE ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS

12-O-0689 (4) An Ordinance by **Councilmember Alex Wan** waiving the sidewalk requirements Section of 15-09.003 of the City of Atlanta Code of Ordinances for subdivision application SD-11-006 (554 Allen Road, NE); to provide that in lieu thereof, the developer of subdivision SD-11-006 shall construct sidewalks of equal or greater length along a city owned island bounded by the intersection of Montgomery Ferry Drive, Pelham Road and Piedmont Way; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS

12-O-0697 (5) An Ordinance by **Councilmembers Natalyn M. Archibong, H. Lamar Willis, C. T. Martin, Kwanza Hall, Keisha Lance Bottoms, Carla Smith, Howard Shook, Felicia A. Moore, Michael J. Bond, Aaron Watson, Alex Wan, Joyce Sheperd and Yolanda Adrean** authorizing the Mayor to enter into agreements with the State of Georgia and the United States of America, subject to approval by the Court, to modify the First Amended Consent Decree, Civil Action File No. 1:98-CV-1956-TWT; and for other purposes.

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

SEE CITY UTILITIES COMMITTEE REPORT

Council President Ceasar C. Mitchell Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

ORDINANCES FOR SECOND READING (CONT'D)

COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE
JOYCE SHEPERD, CHAIR

12-O-0476 (6) An Ordinance by **Community Development/Human Resources Committee** amending the 2012-2013 Budget (Intergovernmental Grant Fund) by adding to anticipations and appropriations account the amount of \$317,919.00 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 Edgewood Center Housing Complex; and for other purposes.

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

12-O-0505 (7) An Ordinance by **Community Development/Human Resources Committee** amending the 2012-2013 Budget (Intergovernmental Grant Fund) by adding to anticipations and appropriations account the amount of \$135,348.00 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 Washington Street Apartments; and for other purposes.

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

12-O-0559 (8)
CDP-12-007 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 **668 Atlanta Student Movement Boulevard SW**, from the Medium Density Residential Land Use Designation to the High Density Residential Land Use Designation (Z-12-08); and for other purposes. **(CDP Public Hearing held 5/15/12)**

NPU-T

Council District 4

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

Council President Ceasar C. Mitchell Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

ORDINANCES FOR SECOND READING (CONT'D)

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

12-O-0615 (9) An Ordinance by **Community Development/Human Resources**
CDP-12-008 **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 **240 Colonial Homes**, from the Medium
Density Residential Land Use Designation to the High Density
Residential Land Use Designation (Z-12-10); and for other
purposes. (**CDP Public Hearing held 5/15/12**)

NPU-C

Council District 8

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

12-O-0691 (10) An Ordinance by **Councilmember Aaron Watson** authorizing the
City of Atlanta to enter into an agreement with the Southeast
Energy Efficiency Alliance with an effective date of February 11,
2011 on behalf of the Executive Office – Office of Sustainability:
where the City received a grant in the amount of \$1,200,000.00
for the purpose of implementing the City of Atlanta's Sustainable
Home Initiative in a New Economy (SHINE) Program; and
authorizing the First Amendment to include multi-family property
owners under the SHINE Program and to authorize a Project
Management Fee to the Southeast Energy Efficiency Alliance; all
work to be charged to and paid from Account Numbers listed; and
for other purposes.

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

12-O-0692 (11) An Ordinance by **Councilmember Joyce Sheperd** correcting
Ordinance 11-O-1540, adopted by City Council February 6, 2012
and approved per City Charter Section 2-403 February 15, 2012
correcting the GL (General Ledger) Funding Source Number to
align with the Award Number; and for other purposes.

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

Council President Ceasar C. Mitchell Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

ORDINANCES FOR SECOND READING (CONT'D)

PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE

MICHAEL J. BOND, CHAIR

12-O-0485 (12) An Ordinance by **Councilmember Kwanza Hall** to amend Section 150-296 of the Code of Ordinances of the City of Atlanta (Entitled "Cruising on Public Streets") so as to expand the "No Cruising Zone" time prohibition from the currently designated period of 7:00 p.m. – 4:00 a.m., to 7:00 p.m. – 7:00 a.m.; to waive conflicting ordinances; and for other purposes.

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

12-O-0581 (13) An Ordinance by **Public Safety and Legal Administration Committee** to amend the 2012 (Intergovernmental/Grant Fund) Budget, Department of the Mayor, by adding to appropriations in the amount of \$74,909.00 for the continuation of the Weed and Seed Program; and for other purposes.

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

12-O-0582 (14) An Ordinance by **Public Safety and Legal Administration Committee** to accept modifications to Grant Award #G10GA0003A, from the White House Office of National Drug Control Policy ("ONDCP"), and to amend the 2012 (Intergovernmental Grant Fund) Budget by adding to anticipations and appropriations the amount of \$79,266.00 with no matching funds, bringing Grant Award # G10GA0003A to a new total of \$5,715,030.00, for the purpose of continuing the Atlanta High Intensity Drug Trafficking Area Task Force ("Atlanta HIDTA"); to disrupt and dismantle drug trafficking organizations; and for other purposes.

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

12-O-0583 (15) An Ordinance by **Public Safety and Legal Administration Committee** accepting grant modifications to Grant Award #G11GA0003A, from the White House Office of National Drug Control Policy ("ONDCP") and amending the 2012 (Intergovernmental Grant Fund) Budget by adding to anticipations and appropriations, \$583,447.00, with no matching funds, bringing Grant Award #G11GA0003A to a new total of \$5,649,928.00, for the purpose of continuing the Atlanta High Intensity Drug Trafficking Area Task Force ("Atlanta HIDTA"); to disrupt and dismantle drug trafficking organizations; and for other purposes.

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

Council President Ceasar C. Mitchell Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

ORDINANCES FOR SECOND READING (CONT'D)

PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE (CONT'D)

MICHAEL J. BOND, CHAIR

12-O-0584 (16) An Ordinance by **Public Safety and Legal Administration Committee** to accept a grant from the United States Department of Justice, Bulletproof Vest Partnership Grant Program ("BVP"), to supplement the cost of Bulletproof Vests purchased by the Atlanta Police Department to better protect Atlanta Police Officers from gunfire, and to amend the 2012 (Intergovernmental Grant Fund) Budget, Department of Police, by adding to anticipations and appropriations in the amount of \$16,316.07 from a grant from the Bulletproof Vest Partnership Program of the United States Department of Justice; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS;
0 NAYS

12-O-0585 (17) An Ordinance by **Public Safety and Legal Administration Committee** to accept a sub-grant from the Georgia Emergency Management Agency ("GEMA"), to aid the City of Atlanta's ongoing efforts to protect itself from terrorist attacks, through the purchase of specialized supplies and equipment for the Department of Police ("Department"), and to amend the 2012 (Intergovernmental Grant Fund) Department of Police Budget, by adding to anticipations and appropriations in the amount of \$115,000.00; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS;
0 NAYS

TRANSPORTATION COMMITTEE

C. T. MARTIN, CHAIR

12-O-0591 (18) An Ordinance by **Transportation Committee** to amend the FY 2012 [Airport Renewal and Extension Fund (5502), The Airport Passenger Facility Charge Fund (5505), and the CONRAC Customer Facility Charge Fund (5512)] Budgets by transferring to and from appropriations a total amount of \$31,643,903.00 for reimbursement of the Renewal and Extension Fund; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS;
0 NAYS

Council President Ceasar C. Mitchell Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

ORDINANCES FOR SECOND READING (CONT'D)

TRANSPORTATION COMMITTEE (CONT'D)

C. T. MARTIN, CHAIR

12-O-0695 (19) An Ordinance by **Councilmember Natalyn M. Archibong** to amend Chapter 138 (entitled "Streets, Sidewalks and Other Public Places"), Article IV, Division 2, Section 138-84 and 138-85 so as to amend the procedures to be followed for the installation and removal of Traffic Calming Devices in the public right of way; and for other purposes.

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

12-O-0700 (20) An Ordinance by **Councilmember Kwanza Hall** authorizing the Mayor or his designee to install Four Way Stop signage at the intersection of North Avenue and Linwood Avenue, in the Poncey-Highland Neighborhood; and for other purposes.

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

FINANCE/EXECUTIVE COMMITTEE

FELICIA A. MOORE, CHAIR

12-O-0398 (21) A **Substitute** Ordinance by **Finance/Executive Committee** amending Section 62-44 of the Code of the City of Atlanta relating to the "Execution to Collect Fine" by the Municipal Court and for the purpose of issuing executions to collect unpaid fines imposed by Municipal Court Judges; clarifying which city officials shall sign the executions; and for other purposes.

**ADOPTED SUBSTITUTE ON CONSENT BY A ROLL CALL VOTE
OF 13 YEAS; 0 NAYS**

12-O-0571 (22) A **Substitute** Ordinance by **Finance/Executive Committee** amending the FY 2012 (Intergovernmental Grant Fund) Budget, Department of Executive Offices, by adding to Anticipations and Appropriations in the amount of \$58,000.00 for the purpose of receiving a Grant Award from the United States Department of Energy's Clean Cities Advanced Vehicle Development Program to establish funding for Atlanta's Plug-in Electric Vehicle Readiness Planning Efforts; authorizing the Mayor to enter into an Agreement with the Center for Transportation and the Environment related to the Southeast Regional Electric Vehicles Planning Program sponsored by the United States Department of Energy; and for other purposes.

**ADOPTED SUBSTITUTE ON CONSENT BY A ROLL CALL VOTE
OF 13 YEAS; 0 NAYS**

Council President Ceasar C. Mitchell Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

ORDINANCES FOR SECOND READING (CONT'D)

FINANCE/EXECUTIVE COMMITTEE (CONT'D)

FELICIA A. MOORE, CHAIR

- 12-O-0620 (23) An Ordinance by **Finance/Executive Committee** to waive the Competitive Procurement Provisions contained in the Atlanta Code of Ordinances, Article X, Procurement, authorizing the Mayor or his designee, on behalf of the City, to execute an agreement with First Southwest Asset Management, Inc., for the continuation of Arbitrage Rebate Calculation Services for a period not to exceed six (6) months on behalf of the Department of Finance, at a base fee of \$1,750.00 per computation plus additional charges for special services related to various bond issues; all contracted work to be charged to and paid from various capital funds per bond issue; to ratify the prior provision of Arbitrage Consulting Services by First Southwest Asset Management an expired agreement; and for other purposes.
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS;
0 NAYS**

RESOLUTIONS

CITY UTILITIES COMMITTEE

NATALYN M. ARCHIBONG, CHAIR

- 12-R-0648 (1) A Resolution by **City Utilities Committee** authorizing the Mayor to execute Renewal No. 2 with Player and Company, Inc. for FC-5011, Annual Contract for Major Electrical Service and Repairs, on behalf of the Department of Watershed Management, for time only; and for other purposes.
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS;
0 NAYS**
- 12-R-0649 (2) A Resolution by **City Utilities Committee** authorizing the Mayor to execute Renewal No. 2 with WWPS, LLC for FC-5010, Annual Contract for Major Mechanical Service and Repairs, on behalf of the Department of Watershed Management, for time only; and for other purposes.
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS;
0 NAYS**

Council President Ceasar C. Mitchell Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

RESOLUTIONS (CONT'D)

CITY UTILITIES COMMITTEE (CONT'D)

NATALYN M. ARCHIBONG, CHAIR

12-R-0650 (3) An **Amended** Resolution by **City Utilities Committee** authorizing the Mayor to issue a Task Order to United Consulting, Inc., for FC-4918B, Geotechnical, Environmental Engineering, Testing & Investigation Services, on behalf of the Department of Watershed Management, for Soil Remediation Services, in an amount not to exceed \$600,000.00; all contracted work shall be charged to and paid from the Fund Department, Organization and Account and PTAE0 Number listed; and for other purposes.

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

12-R-0651 (4) A Resolution by **City Utilities Committee** authorizing the Mayor to enter into an agreement with Ruby-Collins, Inc., for FC-5653, Sandy Creek Outfall Phase 2, on behalf of the Department of Watershed Management, in an amount not to exceed \$920,867.93; all contracted work will be charged to and paid from the Fund Department, Organization and Account and PTAE0 Number listed; and for other purposes.

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

12-R-0652 (5) A Resolution by **City Utilities Committee** authorizing the Mayor to enter into an agreement with Civil Works, Inc., for FC-5664, Sewer Rehabilitation Contract A, on behalf of the Department of Watershed Management, in an amount not to exceed \$1,004,002.50; all contracted work will be charged to and paid from the Fund Department, Organization and Account and PTAE0 Number listed; and for other purposes.

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

12-R-0653 (6) A Resolution by **City Utilities Committee** authorizing the Mayor to enter into an agreement with Ruby-Collins, Inc., for FC-5652, Sandy Creek Outfall Phase 1, on behalf of the Department of Watershed Management, in an amount not to exceed \$2,061,637.95; all contracted work will be charged to and paid from the Fund Department, Organization and Account and PTAE0 Number listed; and for other purposes.

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

Council President Ceasar C. Mitchell Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

RESOLUTIONS (CONT'D)

CITY UTILITIES COMMITTEE (CONT'D)

NATALYN M. ARCHIBONG, CHAIR

12-R-0654 (7) An **Amended** Resolution by **City Utilities Committee** authorizing the Mayor to enter into an agreement with Clean Water Rehab, JV (CamKen Consulting, Inc./CaJenn Construction & Rehabilitation Services, Inc.), for FC-5226, Sewer Rehabilitation Contract C, on behalf of the Department of Watershed Management, Watershed Management, in an amount not to exceed \$4,304,000.00; all contracted work will be charged to and paid from the Fund Department, Organization and Account and PTAE0 Number listed; and for other purposes.
ADOPTED AS AMENDED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS

12-R-0655 (8) A Resolution by **City Utilities Committee** authorizing the Mayor to enter into an agreement with Civil Works, Inc., for FC-5665, Sewer Rehabilitation Contract B, on behalf of the Department of Watershed Management, Watershed Management, in an amount not to exceed \$966,418.50; all contracted work will be charged to and paid from the Fund Department, Organization and Account and PTAE0 Number listed; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS

COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE

JOYCE SHEPERD, CHAIR

12-R-0644 (9) A Resolution by **Community Development/Human Resources Committee** to endorse an application by Integral Development, LLC to the Georgia Department of Community Affairs for 2012 Low-Income Housing Tax Credits for construction of the Affordable Assisted Living at Scholars Landing for an elderly Assisted Living Facility located at 134 John Hope Drive, SW, Atlanta, Georgia (Parcel Number 14-0109-LL-013-5); and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS

12-R-0688 (10) A Resolution by **Councilmember Alex Wan** to authorize the Office of Planning to recognize as a legal non-conforming lot of record improved property located at 471 Wimbledon Road; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS

Council President Ceasar C. Mitchell Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

RESOLUTIONS (CONT'D)

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

12-R-0506 (11) 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 Washington Street Apartments, LLC., in an amount not to exceed \$120,960.00 in order to pay rental subsidies on sixteen (16) units for low income families at Washington Street Apartments pursuant to the Section 8 Moderate Rehabilitation Program sponsored by the U.S. Department of Housing and Urban Development (HUD); to be charged to and paid from the Accounts listed below; and for other purposes.

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

12-R-0507 (12) 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 the Edgewood Center Limited Partnership, in an amount not to exceed \$276,552.00 in order to pay rental subsidies on behalf of forty-six (46) units for low income formerly homeless individuals at Edgewood Center pursuant to the Section 8 Moderate Rehabilitation Program sponsored by the U.S. Department of Housing and Urban Development (HUD); to be charged to and paid from the Accounts listed below; and for other purposes.

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

PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE
MICHAEL J. BOND, CHAIR

12-R-0354 (13) A Resolution by **Councilmembers Kwanza Hall and Michael J. Bond as Substituted by Public Safety and Legal Administration Committee** authorizing the Mayor on behalf of the City Atlanta Police Department, to enter into a Lease Agreement with Second Bedford Pine Apartments, LP., a Georgia Limited Partnership, for the rental of Apartment #101 located at 447 Boulevard, NE, Atlanta, Georgia for a Department of Police Zone Six Mini-Precinct Processing Center from a period of three (3) years, at a rental rate of \$1.00 per year; and for other purposes.

**ADOPTED SUBSTITUTE ON CONSENT BY A ROLL CALL VOTE
OF 13 YEAS; 0 NAYS**

Council President Ceasar C. Mitchell Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

RESOLUTIONS (CONT'D)

PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE (CONT'D)

MICHAEL J. BOND, CHAIR

- 12-R-0668 (14) A Resolution by **Public Safety and Legal Administration Committee** authorizing the Mayor, on behalf of the Department of Police, to apply for and accept a grant from the White House Office of National Drug Control Policy (“ONDCP”), in the amount of \$5,181,481.00, for the purpose of disrupting and dismantling illegal drug trafficking organizations; and for other purposes.
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS;
0 NAYS**
- 12-R-0669 (15) A Resolution by **Public Safety and Legal Administration Committee** authorizing the Mayor to enter into a Lease Agreement with the Halpern-Oppenheimer Family Foundation, for the rental of 700 square feet of office space located at 3565-10 Martin Luther King, Jr. Drive, Atlanta, Georgia, to be used for a Department of Police Zone Four Mini-Precinct, for the period of August 1, 2012, until July 31, 2015, at a rental rate of \$1.00 for the year, to be charged to and paid from the Fund, Department, Organization and Account Number listed; and for other purposes.
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS;
0 NAYS**
- 12-R-0680 (16) A Resolution by **Public Safety and Legal Administration Committee** authorizing the settlement of all claims against the City of Atlanta in the case of Alex Jenkins v. City of Atlanta, Civil Action File No. 2010A31782-1, pending in DeKalb County State Court, in the amount of \$3,000,000.00 (The Settlement Amount”); authorizing the settlement amount to be charged to and paid from Fund, Center Number, Account and Functional Activity Number listed; authorizing payment of \$1,500,000.00 in July 2012 and payment of \$1,500,000.00 in July 2013; authorizing the Chief Financial Officer to distribute the settlement amount; and for other purposes.
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS;
0 NAYS**

Council President Ceasar C. Mitchell Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

RESOLUTIONS (CONT'D)

PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE (CONT'D)

MICHAEL J. BOND, CHAIR

12-R-0698 (17) A Resolution by **Councilmembers H. Lamar Willis and C. T. Martin** authorizing the Mayor on behalf of the Atlanta Police Department and Fulton County, Georgia, to apply for and accept a Joint Edward Byrne Memorial Justice Assistance Grant from the U. S. Department of Justice, Bureau of Justice Assistance, in the amount of \$629,277.00, with no matching funds, for the purpose of supporting Law Enforcement and Criminal Justice Activities; and for other purposes.

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

12-R-0699 (18) A Resolution by **Councilmembers H. Lamar Willis and C. T. Martin** authorizing the Mayor on behalf of the City of Atlanta, to enter into an Interlocal Agreement with Fulton County, Georgia, in order to share funds from the U. S Department of Justice, 2012 Edward Byrne Memorial Justice Assistance Grant Program in the amount of \$629,277.00, for the purpose of supporting Law Enforcement and Criminal Justice Activities; and for other purposes.

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

TRANSPORTATION COMMITTEE

C. T. MARTIN, CHAIR

12-R-0592 (19) A Resolution by **Transportation Committee** authorizing the Mayor, or his designee, to enter into an Agreement with Wright-Brown Electric Company, Inc., for FC-5569, Professional Services for installation of Traffic Signals, on behalf of the Department of Public Works, in an amount not to exceed \$2,500,000.00; all contracted will be charged to and paid from the FDOA Numbers listed; and for other purposes.

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

12-R-0674 (20) A Resolution by **Transportation Committee** authorizing the Mayor to execute an Airport Use License Agreement with Aerovías de México, S.A. de C.V. for operations at Hartsfield-Jackson Atlanta International Airport; and for other purposes.

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

Council President Ceasar C. Mitchell Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

RESOLUTIONS (CONT'D)

TRANSPORTATION COMMITTEE (CONT'D)

C. T. MARTIN, CHAIR

- 12-R-0675 (21) A Resolution by **Transportation Committee** authorizing the Mayor to execute an Airport Use License Agreement with Sunwing Airlines, Inc. for operations at Hartsfield-Jackson Atlanta International Airport; and for other purposes.
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS;
0 NAYS**
- 12-R-0676 (22) A Resolution by **Transportation Committee** authorizing the Mayor to execute an Agreement and Lease covering approximately 451 square feet of space at Hartsfield-Jackson Atlanta International Airport with ITT Excelis, Inc.; and for other purposes.
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS;
0 NAYS**
- 12-R-0677 (23) A Resolution by **Transportation Committee** authorizing the Mayor to award and execute an Agreement with Travelex Currency Services, Inc., for FC-5236, Foreign Currency Exchange Services – Concourses E & F at Hartsfield-Jackson Atlanta International Airport; and for other purposes.
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS;
0 NAYS**
- 12-R-0679 (24) A Resolution by **Transportation Committee** authorizing the Mayor to award and execute Airport Concession Lease Agreement FC-5472, Retail Concessions Concourse “T” Package 3 with Georgia Airport Concessions, LLC for retail concessions at Hartsfield-Jackson Atlanta International Airport; and for other purposes.
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS;
0 NAYS**

Council President Ceasar C. Mitchell Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

RESOLUTIONS (CONT'D)

FINANCE/EXECUTIVE COMMITTEE

FELICIA A. MOORE, CHAIR

- 12-R-0656 (25) A **Substitute** Resolution by **Finance/Executive Committee** authorizing the Mayor to enter into an agreement with Open Text Public Sector Solutions, Inc. via Cooperative Purchase Agreement Number FC-5822 utilizing General Services Administration Contract No. GS-35F-0176L, on behalf of the Department of Watershed Management, to provide Content Server Version 10, Upgrade and Training Services in an amount not to exceed \$107,452.41; all contracted work will be charged to and paid from the FDOA Numbers listed; and for other purposes.
ADOPTED SUBSTITUTE ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS
- 12-R-0657 (26) A Resolution by **Finance/Executive Committee** authorizing the Mayor to execute Renewal Agreement Number 2 for FC-6007000051, Parking Operation & Fleet Collection Services for the purpose of managing and operating parking lots located at 143 Alabama Street, 818 Pollard, and 72 Marietta Street on behalf of the Executive Offices-Office of Enterprise Assets Management. All fees collected shall be deposited into the FDOA Numbers listed; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS
- 12-R-0658 (27) A **Substitute** Resolution by **Finance/Executive Committee** authorizing the Mayor to execute Renewal Number One (1) for FC-5085, Post-Production ERP Support with Oracle America, Inc., for Onsite Support of Enterprise Resources Planning on behalf of the Department of Information Technology, in an amount not to exceed \$1,850,000.00 starting July 1, 2012; all contracted 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 13 YEAS; 0 NAYS

Council President Ceasar C. Mitchell Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

RESOLUTIONS (CONT'D)

FINANCE/EXECUTIVE COMMITTEE (CONT'D)

FELICIA A. MOORE, CHAIR

12-R-0659 (28) A Resolution by **Finance/Executive Committee** authorizing the Mayor or his designee to enter into Cooperative Purchasing Agreement COA-5904-PL pursuant to Section 2-1602 et seq. of the City of Atlanta Code of Ordinances, utilizing the General Services Administration Contract No. GS-35F-0307Y with OSI Hardware for the purchase of Cisco Network Switch Routers on behalf of the Department of Information Technology in an amount not to exceed \$48,008.00; all contracted work shall be charged to and paid from the FDOA Numbers listed; and for other purposes.
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS;
0 NAYS**

12-R-0660 (29) A **Substitute** Resolution by **Finance/Executive Committee** authorizing the Mayor or his designee to execute Renewal Number Two (2) with Computer Mainstream, for FC-5129, Temporary Computer Operations Services on behalf of the City of Atlanta Department of Information Technology, in an amount not to exceed \$300,000.00 beginning July 1, 2012, through June 30, 2013; 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 13 YEAS; 0 NAYS**

PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE

MICHAEL J. BOND, CHAIR

Claims with favorable recommendations:

12-R-0626 (1) Claim of **State Farm Insurance Company, as subrogee of Coraline Ford (DPW/02)**, for damages alleged to have been sustained from an automobile accident on December 20, 2010 at W. Peachtree Street, NE and 10th Street, NE. **\$3,508.64**
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS;
0 NAYS**

12-R-0627 (2) Claim of **Bernice L. Daniels and Brandon Edwards (DPW/03)**, for property damages alleged to have been sustained by driving over a storm grate on March 28, 2011 at 731 Joseph E. Boone. **\$1,200.00**
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS;
0 NAYS**

Council President Ceasar C. Mitchell Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

RESOLUTIONS/CLAIMS (CONT'D)

PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE (CONT'D)
MICHAEL J. BOND, CHAIR

Claims with favorable recommendations: (Cont'd)

- 12-R-0628 (3) Claim of **State Farm Insurance Companies, as subrogee of Thera L. Jarvis (AFR/02)**, for damages alleged to have been sustained as a result of an automobile accident on December 15, 2010 at the Spring Street Overpass. **\$1,469.44**
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS;
0 NAYS
- 12-R-0629 (4) 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 Thomasville Drive at Henry Thomas Drive. **\$1,800.00**
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS;
0 NAYS
- 12-R-0630 (5) Claim of **Kimberlin Nelson, through her attorney, Jack Tilson (DHR/03)**, for damages alleged to have been sustained as a result of the omission of benefit coverage on April 14, 2011 at 55 Trinity Street. **\$4,828.00**
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS;
0 NAYS
- 12-R-0631 (6) Claim of **Atlanta Gas Light Company, through its attorney, John C. Williams (DWM/08)**, for property damages alleged to have been sustained as a result of a severed gas line during the repair of a water valve on April 13, 2011 at 1958 Walthall Drive. **\$19,000.00**
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS;
0 NAYS
- 12-R-0632 (7) Claim of **Robert Roden (DPRCA/01)**, for property damages alleged to have been sustained from a tree root on January 20, 2012 at Boulevard and Casanova Street. **\$559.93**
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS;
0 NAYS

Council President Ceasar C. Mitchell Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

RESOLUTIONS/CLAIMS (CONT'D)

PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE (CONT'D)
MICHAEL J. BOND, CHAIR

Claims with unfavorable recommendations:

- 12-R-0633 (8) Claim of **Antoine J. Morrison (DPW/NA)**, for property damages alleged to have been sustained as the result of a road defect on March 31, 2011 at an unknown location.
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS;
0 NAYS**
- 12-R-0634 (9) Claim of **Andrew Dennis, Jr. (NA/NA)**, for property damage alleged to have been sustained as a result of driving over a pothole on January 27, 2012 at 3725 Cascade Road.
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS;
0 NAYS**

**CONSENT AGENDA
SECTION II**

Council President Ceasar C. Mitchell Presided

CONSENT AGENDA

SECTION II

ORDINANCES FOR FIRST READING

CITY UTILITIES COMMITTEE

NATALYN M. ARCHIBONG, CHAIR

All items on Consent Agenda Section II; (1) through (15) as follows, were Referred to the appropriate Committees by a single roll call vote of 13 yeas (Councilmembers Smith, Hall, Young, Archibong, Wan, Shook, Adrean, Moore, Martin, Sheperd, Bond, Watson and Willis); 0 nays.

- 12-O-0647 (1) An Ordinance by **City Utilities Committee** authorizing the Mayor or his designee to execute documents that would grant permanent easement rights to the Georgia Power Company across a portion of the Lakewood Fairgrounds property currently leased by the City of Atlanta to Georgia Film and Television Center, LLC, said property being located at 175 Lakewood Way in Land Lot 71 of the 14th District of Fulton County; and for other purposes.
REFERRED TO CITY UTILITIES COMMITTEE BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS

COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE

JOYCE SHEPERD, CHAIR

- 12-O-0635 (2) An Ordinance by **Community Development/Human Resources Committee** amending Atlanta Code of Ordinances Section 110-59 Prohibited Conduct, by prohibiting petting zoos, model rockets, and metal detectors that protrude the ground in all City of Atlanta parks; and for other purposes.
REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS
- 12-O-0636 (3) An Ordinance by **Community Development/Human Resources Committee** amending the FY2012 (Community Development Fund) Budget by adding to anticipations and appropriations in the amount of \$2,065,300.00 and by amending the FY2012 (Home Investment Trust Fund) Budget by adding to anticipations and appropriations in the amount of \$100,000.00 for the purpose of funding Various Projects assigned to the Office of the Mayor, Office of Human Services that are included in the 2012 Annual Action Plan of the 2010-2014 Consolidated Plan; and for other purposes.
REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS

Council President Ceasar C. Mitchell Presided

CONSENT AGENDA (CONT'D)

SECTION II (CONT'D)

ORDINANCES FOR FIRST READING (CONT'D)

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

12-O-0637 (4) An Ordinance by **Community Development/Human Resources Committee** amending the FY2012 (Community Development Fund) Budget by adding to anticipations and appropriations in the amount of \$1,964,127.00 and by amending the FY2012 (Home Investment Trust Fund) Budget by adding to anticipations and appropriations in the amount of \$1,658,838.00 for the purpose of funding Various Projects assigned to the Department of Planning and Community Development that are included in the 2012 Annual Action Plan of the 2010-2014 Consolidated Plan; and for other purposes.
REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS

12-O-0638 (5) An Ordinance by **Community Development/Human Resources Committee** amending the FY2012 (Community Development Fund) Budget by adding to anticipations and appropriations in the amount of \$4,295,015.00 and by amending the FY2012 (Intergovernmental Grant Fund) Budget by adding to anticipations and appropriations in the amount of \$341,172.00 for the purpose of funding Various Projects assigned to the Departments of Finance, Police, Parks, Recreation and Cultural Affairs, Watershed Management, and the Municipal Courts that are included in the 2012 Annual Action Plan of the 2010-2014 Annual Action Plan of the 2010-2014 Consolidated Plan; and for other purposes.
REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS

12-O-0640 (6) An Ordinance by **Community Development/Human Resources Committee** to amend Section 6-1007(f) of the Atlanta Land Development Code, Part III of the Code of Ordinances, so as to add a new item (6) to the Special Administrative Permit Fees for temporary outdoor amusement enterprises, exhibits, entertainments, meetings, displays or sales areas, farmers' markets or outdoor areas for religious ceremonies; and for other purposes.
REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS

Council President Ceasar C. Mitchell Presided

CONSENT AGENDA (CONT'D)

SECTION II (CONT'D)

ORDINANCES FOR FIRST READING (CONT'D)

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

- 12-O-0639 (7) An Ordinance by **Community Development/Human Resources Committee** amending the FY2012 (Intergovernmental Grant Fund) Budget by adding to anticipations and appropriations in the amount of \$8,269,632 for the purpose of funding various Housing Opportunities for Persons with AIDS (HOPWA) Projects assigned to the Office of the Mayor, Office of Human Services that are included in the 2012 Annual Action Plan of the 2010-2014 Consolidated Plan; and for other purposes.
REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS

PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE
MICHAEL J. BOND, CHAIR

- 12-O-0665 (8) An Ordinance by **Public Safety and Legal Administration Committee** authorizing the Mayor or his designee to accept a grant from the Federal Emergency Management Agency's U. S. Department of Homeland Security, 2011 Assistance to Firefighters Grant Program on behalf of the Atlanta Fire Recue Department in the amount of \$393,802.00, for the support of the Atlanta Fire Recue Department's Health and Wellness Program; and for other purposes.
REFERRED TO PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS

- 12-O-0666 (9) An Ordinance by **Public Safety and Legal Administration Committee** to rescind 11-O-1694 and amend the 2012 (Intergovernmental Grant Fund) Budget, Department of Police ("Department"), by adding to anticipations and appropriations in the amount of \$93,400.00 from a Grant Award from the Governor's Office of Highway Safety, and \$140,200.00 in matching funds from the City of Atlanta, Georgia, totaling \$233,600.00; to reduce the Department's costs of Traffic Law Enforcement, and to promote safety on the roadways; and for other purposes.
REFERRED TO PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS

Council President Ceasar C. Mitchell Presided

CONSENT AGENDA (CONT'D)

SECTION II (CONT'D)

ORDINANCES FOR FIRST READING (CONT'D)

PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE (CONT'D)

MICHAEL J. BOND, CHAIR

- 12-O-0667 (10) 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 \$5,181,481.00, for Grant G12GA0003A ("Grant"), 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 13 YEAS; 0 NAYS

TRANSPORTATION COMMITTEE

C. T. MARTIN, CHAIR

- 12-O-0671 (11) An Ordinance by **Transportation Committee** authorizing the Mayor, or his designee, to make the intersection of Marietta Road, NW and La Dawn Lane, NW an All-Way Stop controlled intersection; and for other purposes.
REFERRED TO TRANSPORTATION COMMITTEE BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS
- 12-O-0672 (12) An Ordinance by **Transportation Committee** to prohibit left turn movements from a driveway on the north side of Brady Avenue, NW at Howell Mill Road, NW; and for other purposes.
REFERRED TO TRANSPORTATION COMMITTEE BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS
- 12-O-0673 (13) An Ordinance by **Transportation Committee** to relocate the stop sign and to prohibit left turn movements at the intersection of Fulton Industrial Boulevard, NW and Bolton Road, NW; and for other purposes.
REFERRED TO TRANSPORTATION COMMITTEE BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS

Council President Ceasar C. Mitchell Presided

CONSENT AGENDA (CONT'D)

SECTION II (CONT'D)

ORDINANCES FOR FIRST READING (CONT'D)

FINANCE/EXECUTIVE COMMITTEE

FELICIA A. MOORE, CHAIR

12-O-0661 (14) An Ordinance by **Finance/Executive Committee** authorizing the Chief Financial Officer to create the 2012A Airport General Revenue Bond Fund (5526), the 2012B Airport General Revenue Bond Fund (5527), and the 2012C Airport General Revenue Bond Fund (5528); to amend the FY2012 [2012A Airport General Revenue Bond Fund (5526), the 2012B Airport General Revenue Bond Fund (5527), and the 2012C Airport General Revenue Bond Fund (5528)] Budgets by adding to anticipations and appropriations Bond Proceeds in the Aggregate Principal amount of \$474,095,000.00 and Net Premium in the amount of \$43,091,496.90 for the Airport General Revenue Bonds, Series 2012A/B/C; and for other purposes.

REFERRED TO FINANCE/EXECUTIVE COMMITTEE BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS

12-O-0662 (15) An Ordinance by **Finance/Executive Committee** to amend Section 146-26 (c), (e) and (f), of the Code of Ordinances of the City of Atlanta, so as to change the Special Tax District (Library) Levy and the School Tax Levies; 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 13 YEAS; 0 NAYS

COMMITTEE REPORTS

Council President Ceasar C. Mitchell Presided

COMMITTEE REPORTS

COMMITTEE ON COUNCIL (1)
YOLANDA ADREAN, CHAIR

Attendance at the May 21, 2012 meeting of the Committee on Council was as follows:

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

Absent: Councilmembers Winslow and Bottoms

COMMUNICATIONS

- 12-C-0479 (1) A Communication from **Christie Jackson, Chair, NPU-K, to Council President Ceasar C. Mitchell**, submitting Ms. Christy Garrison_Harrison as NPU-K's representative, to serve as a member of the Ella Mae Brayboy Commission. **(Held 5/7/12 to allow the appointee an opportunity to appear before the Committee.)**
CONFIRMED BY A ROLL CALL VOTE OF 13 YEAS;
(Councilmembers Smith, Hall, Young, Archibong, Wan, Shook, Adrean, Moore, Martin, Sheperd, Bond, Watson and Willis); 0 NAYS
- 12-C-0624 (2) A Communication from **Cathy Richards, President, Atlanta Planning Advisory Board (APAB), to Municipal Clerk Rhonda Dauphin Johnson**, submitting their appointment of Mr. Bill Bozarth as their representative to serve as a member of the Citizen Review Board, scheduled to begin on the date of Council confirmation. **(Favorable by Public Safety & Legal Administration Committee 5/15/12.)**
CONFIRMED BY A ROLL CALL VOTE OF 13 YEAS;
(Councilmembers Smith, Hall, Young, Archibong, Wan, Shook, Adrean, Moore, Martin, Sheperd, Bond, Watson and Willis); 0 NAYS
- 12-C-0625 (3) A Communication from **Cathy Richards, President, Atlanta Planning Advisory Board (APAB), to Municipal Clerk Rhonda Dauphin Johnson**, submitting their appointment of Ms. Michelle Uchiyama as their representative to serve as a member of the Beltline Tax Allocation District (TAD) Advisory Committee, scheduled to begin on the date of Council confirmation. **(Favorable by Community Development/Human Resources Committee 5/15/12.)**
CONFIRMED BY A ROLL CALL VOTE OF 13 YEAS;
(Councilmembers Smith, Hall, Young, Archibong, Wan, Shook, Adrean, Moore, Martin, Sheperd, Bond, Watson and Willis); 0 NAYS

Council President Ceasar C. Mitchell Presided

COMMITTEE REPORTS (CONT'D)

COMMITTEE ON COUNCIL (2)
YOLANDA ADREAN, CHAIR

RESOLUTIONS

- 12-R-0707 (1) A Resolution by **Committee on Council** to correct the period of time to be served by Samantha P. Williams, Ph.D., as a Full Council appointee to the Fulton County Board of Health, from four (4) years to six (6) years so as to be consistent with the governing state law; to rescind conflicting resolutions; and for other purposes.
ADOPTED/CONFIRMED BY A ROLL CALL VOTE OF 13 YEAS;
(Councilmembers Smith, Hall, Young, Archibong, Wan, Shook, Adrean, Moore, Martin, Sheperd, Bond, Watson and Willis); 0 NAYS
- 12-R-0710 (2) A Resolution by **Committee on Council** appointing Councilmembers Aaron Watson and Yolanda Adrean to the two positions on the Budget Commission to be filled by two members of the governing body nominated and confirmed by the governing body at large for one (1) year terms for the purpose of performing the duties and responsibilities of the commission in connection with the FY 2013 Budget for the City of Atlanta; and for other purposes.
ADOPTED BY A ROLL CALL VOTE OF 13 YEAS;
(Councilmembers Smith, Hall, Young, Archibong, Wan, Shook, Adrean, Moore, Martin, Sheperd, Bond, Watson and Willis); 0 NAYS

Council President Ceasar C. Mitchell Presided

COMMITTEE REPORTS (CONT'D)

CITY UTILITIES COMMITTEE (1)

NATALYN M. ARCHIBONG, CHAIR

Attendance at the May 15, 2012 meeting of the City Utilities Committee was as follows:

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

Absent: Councilmember Smith

RESOLUTIONS

12-R-0565 (1) A Resolution by **City Utilities Committee** authorizing the Mayor to issue a Task Order to BGR, a Joint Venture, for FC-4906C, Architectural, Engineering and Design Services, on behalf of the Department of Watershed Management, for Architectural and Engineering Services in an amount not to exceed \$1,991,000.00; all contracted work shall be charged to and paid from the listed Fund Department, Organization and Account and PTAE0; and for other purposes.

Note: Councilmember Adrean stated for the record her abstention to 12-R-0565 was due to a potential conflict of interest. She has a family relationship with Arcadis.

ADOPTED BY A ROLL CALL VOTE OF 11 YEAS;
(Councilmembers Smith, Hall, Archibong, Wan, Shook, Moore, Martin, Sheperd, Bond, Watson and Willis); 0 NAYS; 1
ABSTENTION (Councilmember Adrean)

Resolutions; (02) through (03) as follows, were Adopted by a single roll call vote of 12 yeas *(Councilmembers Smith, Hall, Young, Archibong, Wan, Shook, Moore, Martin, Sheperd, Bond, Watson and Willis); 0 nays; 1 Abstention* *(Councilmember Adrean)* Councilmember Adrean stated for the record her abstention to 12-R-0566 and 12-R-0703 were due to a potential conflict of interest. She has a family relationship with Arcadis.

12-R-0566 (2) A **Substitute** Resolution by **City Utilities Committee** authorizing the Mayor to issue a Task Order to JP2, a Joint Venture, for FC-4906E, Architectural, Engineering and Design Services, on behalf of the Department of Watershed Management, for Architectural and Engineering Services in an amount not to exceed \$3,797,217.00; all contracted work shall be charged to and paid from the listed Fund Department, Organization and Account and PTAE0; and for other purposes.

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

Council President Ceasar C. Mitchell Presided

COMMITTEE REPORTS (CONT'D)

CITY UTILITIES COMMITTEE (2)

NATALYN M. ARCHIBONG, CHAIR

RESOLUTIONS (CONT'D)

- 12-R-0703 (3) A Resolution by **City Utilities Committee** authorizing the Mayor to issue a Task Order to Brown and Caldwell/Delon Hampton and Associates, Chartered, a Joint Venture, for FC-4906D, Architectural, Engineering and Design Services, on behalf of the Department of Watershed Management, for Architectural and Engineering Services in an amount not to exceed \$1,239,444.00; all contracted work shall be charged to and paid from the listed Fund Department, Organization and Account and PTAE0; and for other purposes.

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

ITEM REMOVED FROM CONSENT AGENDA

- 12-O-0697 (1) An Ordinance by **Councilmembers Natalyn M. Archibong, H. Lamar Willis, C. T. Martin, Kwanza Hall, Keisha Lance Bottoms, Carla Smith, Howard Shook, Felicia A. Moore, Michael J. Bond, Aaron Watson, Alex Wan, Joyce Sheperd and Yolanda Adrean** authorizing the Mayor to enter into agreements with the State of Georgia and the United States of America, subject to approval by the Court, to modify the First Amended Consent Decree, Civil Action File No. 1:98-CV-1956-TWT; and for other purposes.

The above item was removed from the Consent Agenda by request of Councilmember Archibong. Council deferred ordinance 12-O-0697 to the end of the last Standing Committee report to enter into Executive Session. Council returned back to the item and Chairperson Archibong made a Motion to Enter Executive Session to hear from attorneys regarding pending litigation relating to this ordinance, other pending litigation matters and personnel issues. The Motion was properly Seconded and CARRIED by a roll call vote of 12 yeas (Councilmembers Smith, Hall, Young, Archibong, Wan, Shook, Adrean, Moore, Martin, Sheperd, Watson and Willis.); 0 nays, thus Council retreated into Executive Session. Returning from Executive Session, a Motion to re-enter Regular Session was Made, properly Seconded, and CARRIED by a roll call vote of 12 yeas (Councilmembers Smith, Hall, Archibong, Wan, Shook, Adrean, Moore, Martin, Sheperd, Bond, Watson and Willis); 0 nays.

Council President Ceasar C. Mitchell Presided

COMMITTEE REPORTS (CONT'D)

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

ITEM REMOVED FROM CONSENT AGENDA (CONT'D)

12-O-0697 (1)
(Cont'd)

An Ordinance by **Councilmembers Natalyn M. Archibong, H. Lamar Willis, C. T. Martin, Kwanza Hall, Keisha Lance Bottoms, Carla Smith, Howard Shook, Felicia A. Moore, Michael J. Bond, Aaron Watson, Alex Wan, Joyce Sheperd and Yolanda Adrean** authorizing the Mayor to enter into agreements with the State of Georgia and the United States of America, subject to approval by the Court, to modify the First Amended Consent Decree, Civil Action File No. 1:98-CV-1956-TWT; and for other purposes.

REGULAR SESSION

With the Council back within its Regular Session, Chairperson Archibong made a Motion to Adopt. Properly Seconded, the Motion CARRIED by a roll call vote of 12 yeas; 0 nays.

ADOPTED BY A ROLL CALL VOTE OF 12 YEAS; (Councilmembers Smith, Hall, Young, Archibong, Wan, Shook, Adrean, Moore, Martin, Sheperd, Bond and Willis) 0 NAYS.

Council President Ceasar C. Mitchell Presided

COMMITTEE REPORTS (CONT'D)

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

Attendance at the May 15, 2012 meeting of the Community Development/Human Resources Committee was as follows:

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

Absent: Councilmember Winslow

The Council's standing Community Development/Human Resources Committee did not deliver a report at this meeting.

Council President Ceasar C. Mitchell Presided

COMMITTEE REPORTS (CONT'D)

PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE (1)
MICHAEL J. BOND, CHAIR

Attendance at the May 15, 2012 meeting of the Public Safety and Legal Administration Committee was as follows:

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

Absent: Councilmembers Willis and Winslow

RESOLUTION

12-R-0694 (1) A Resolution by **Councilmember Michael J. Bond** authorizing the Mayor or designee to enter into an contractual agreement, on behalf of the Municipal Court of Atlanta, with Sentinel Offender Services, LLC, for FC-5440, Privatized Probation Services, a revenue generating contract. All funds generated under this contract shall be deposited into the applicable General Fund Revenue Accounts and Agency Fund Liability Accounts; and for other purposes.

FILED BY A ROLL CALL VOTE OF 13 YEAS; (Councilmembers Smith, Hall, Young, Archibong, Wan, Shook, Adrean, Moore, Martin, Sheperd, Bond, Watson and Willis); 0 NAYS

Council President Ceasar C. Mitchell Presided

COMMITTEE REPORTS (CONT'D)

ZONING COMMITTEE (1)
ALEX WAN, CHAIR

Attendance at the May 16, 2012 meeting of the Zoning Committee was as follows:

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

Absent: Councilmembers Wan and Willis

SUMMARY REPORT AGENDA ITEMS

Ordinances; (01) through (05) as follows, were Adopted by a single roll call vote of 12 yeas (Councilmembers Smith, Hall, Young, Archibong, Wan, Shook, Adrean, Moore, Martin, Sheperd, Bond and Watson); **0 nays.**

12-O-0466 (1) An **Amended** Ordinance by **Zoning Committee** to rezone from the
Z-12-102/Z-09-27 RG-3 (Residential General-Sector 3) District to the MR-4A-C
(Multi-family Residential-Conditional) District property located at
240 Colonial Homes Drive, N.W., fronting approximately 875 feet
on the north and south side of Colonial Homes Drive beginning
approximately 680 feet from the west corner of Peachtree Road.
Depth: varies; Area: approximately 20.76 acres; Land Lots 110
and 111, 17th District, Fulton County, Georgia. Owner: Pope and
Land Enterprises, Inc.; Applicant: Pope and Land Enterprises,
Inc.; NPU-C Council District 8.

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

11-O-1782 (2) An **Amended** Ordinance by **Zoning Committee** to rezone from the
Z-11-32 R-3 (Single Family Residential) to the MR-4B-C (Multifamily
Residential-Conditional) District, property located at **729 and 721
Longleaf Drive, N.E.**, fronting approximately 169.74 feet on the
east side of Phipps Boulevard at the southwest intersection of
Longleaf Drive and Phipps Boulevard. Depth: varies; Area: .83
acres; Land Lot 44, 17th District, Fulton County, Georgia. Owner:
US Managers Realty; Applicant: Winston Smith; NPU-B Council
District 7.

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

Council President Cesar C. Mitchell Presided

COMMITTEE REPORTS (CONT'D)

ZONING COMMITTEE (2)
ALEX WAN, CHAIR

SUMMARY REPORT AGENDA ITEMS (CONT'D)

- 12-O-0227 (3)
U-12-02/U-02-08 An **Amended** Ordinance by **Zoning Committee** to amend a Special Use Permit (02-O-0819 and U-02-08) adopted by the City Council on June 3, 2002 and approved by the Mayor on June 10, 2002 for a Community Service Facility. Property is located at **2606 Alston Drive, S.E.** and fronts approximately 104.40 feet on the north side of Alston Drive beginning at the northeast corner of Green Avenue. Depth: approximately 213.10 feet; Area: approximately 22,247 square feet; Land Lot 181, 15th District, DeKalb County, Georgia. Owner: East Lake Holdings, Incorporated; Applicant: East Lake Foundation, Incorporated by Jarrod F. Loadholt, Esq.; NPU-O Council District 5.
ADOPTED AS AMENDED BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS
- 12-O-0385 (4)
Z-12-05 An **Amended** Ordinance by **Zoning Committee** to rezone from the R-3 (Single-family Residential) District to the PD-H (Planned Development-Housing) District, property located at **3820 Ivy Road, N.E.**, fronting approximately 209.73 feet on the west side of Ivy Road beginning 640.59 feet for the northwest corner of Old Ivy Road. Depth: varies; Area: approximately 3.89 acres; Land Lot 63, 17th District, Fulton County Georgia. Owner: 3820 Ivy, LLC; Applicant: 3820 Ivy, LLC; NPU-B Council District 7.
ADOPTED AS AMENDED BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS
- 12-O-0156 (5)
Z-12-01/Z-08-14 An **Amended** Ordinance by **Zoning Committee** to rezone from the MR-3-C (Multifamily Residential-Conditional) District to the MR-3-C (Multifamily Residential-Conditional) District for the purpose of a site plan amendment, property located at **1185 Collier Road, N.W.**, fronting approximately 41.17 feet on the east side of Defoors Ferry Road, beginning approximately 372 feet from the northwest intersection of Defoors Ferry Road and Glenn Avenue. Depth: varies; Area: approximately 18.66 acres; Land Lots 185 and 186, 17th District, Fulton County, Georgia. Owner: Georgian Hills Investments, LLC; Applicant: Georgian Hills Investments, LLC.; NPU-C Council District 9.
ADOPTED AS AMENDED BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS

Council President Ceasar C. Mitchell Presided

COMMITTEE REPORTS (CONT'D)

ZONING COMMITTEE (3)
ALEX WAN, CHAIR

ORDINANCES FOR SECOND READING

12-O-0228 (1)
Z-12-02 A **Substitute** Ordinance by **Zoning Committee** to amend the 1982 Zoning Ordinance of the City of Atlanta by replacing Chapter 18L. SPI-12 Buckhead/Lenox Stations Special Public Interest District with a new Chapter entitled 18L. SPI-12 Buckhead/Lenox Stations Special Public Interest District; to delete Chapter 18S. Buckhead Peachtree Corridor Special Public Interest District Regulations; to amend the Official Zoning Map by supplanting existing various zoning districts with said SPI-12 Buckhead/Lenox Stations Special Public Interest District Map; to amend Chapter 28A.010 by replacing Subsection (13) with a new Subsection (13) Buckhead/Lenox Stations Special Public Interest Sign Regulations; to delete Subsection (45) of Chapter 28A.010 Buckhead Peachtree Corridor District; and for other purposes.
ADOPTED SUBSTITUTE BY A ROLL CALL VOTE OF 13 YEAS;
(Councilmembers Smith, Hall, Young, Archibong, Wan, Shook, Adrean, Moore, Martin, Sheperd, Bond, Watson and Willis); 0 NAYS

Ordinances; (02) through (03) as follows, were Adopted by a single roll call vote of 13 yeas (Councilmembers Smith, Hall, Young, Archibong, Wan, Shook, Adrean, Moore, Martin, Sheperd, Bond, Watson and Willis); **0 nays.**

12-O-0610 (2)
Z-12-08 An **Amended** Ordinance by **Zoning Committee** to rezone from the RG-3 (Residential General Sector 3) District to the RG-4 (Residential General Sector 4) District, property located at **668 Atlanta Student Movement Boulevard, SW**, fronting approximately 295 feet on the south side of Parsons Street and beginning at the southwest intersection of Parsons Street and Elm Street.

Depth: Approximately 308.94 Feet
Area: Approximately 2.075 Acres
Land Lot: 109, 14th District, Fulton County, Georgia
Owner: The Housing Authority of the City of Atlanta, Georgia
Applicant: Integral Development, LLC c/o Eric Pinckney
NPU-T Council District 4

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

Council President Ceasar C. Mitchell Presided

COMMITTEE REPORTS (CONT'D)

ZONING COMMITTEE (4)
ALEX WAN, CHAIR

ORDINANCES FOR SECOND READING (CONT'D)

12-O-0613 (3) An **Amended** Ordinance by **Zoning Committee** granting a Special
U-12-08 Use Permit pursuant to Section 16-08.005(1)(f) for an Assisted
Living Facility, property located at a portion of **668 Atlanta
Student Movement Boulevard, SW**, fronting approximately 295
feet on the south side of Parsons Street and beginning at the
southwest intersection of Parsons Street and Elm Street.

Depth: Approximately 308.94 Feet
Area: Approximately 2.075 Acres
Land Lot: 109, 14th District, Fulton County, Georgia
Owner: The Housing Authority of the City of Atlanta,
Georgia
Applicant: Integral Development, LLC c/o Eric Pinckney
NPU-T Council District 4

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

12-O-0687 (4) An Ordinance by **Councilmembers Howard Shook, Aaron
Watson, and Yolanda Adrean** authorizing the installation of
Public Art (entitled "Bucks on the Street") at various locations in
the Buckhead Community pursuant to Code Section 16-28.025 of
the 1982 Zoning Ordinance of the City of Atlanta; and for other
purposes.

**ADOPTED BY A ROLL CALL VOTE OF 13 YEAS;
(Councilmembers Smith, Hall, Young, Archibong, Wan, Shook,
Adrean, Moore, Martin, Sheperd, Bond, Watson and Willis); 0 NAYS**

All Ordinances For First Reading; (01) through (02) as follows, were Referred to the Zoning Review Board and Zoning Committees by a single roll call vote of 13 yeas (Councilmembers Smith, Hall, Young, Archibong, Wan, Shook, Adrean, Moore, Martin, Sheperd, Bond, Watson and Willis); 0 nays.

Council President Ceasar C. Mitchell Presided

COMMITTEE REPORTS (CONT'D)

ZONING COMMITTEE (5)
ALEX WAN, CHAIR

ORDINANCES FOR FIRST READING

12-O-0701 (1)
U-12-11 An Ordinance by **Zoning Committee** granting a Special Use Permit pursuant to Section 16-08.005(l)(j) for a Community Center located at **542 Boulevard NE**, fronting approximately 60 feet on the west side of Boulevard and approximately 98 feet south of the intersection of Boulevard and Morgan Place.

Depth: 152 Feet
Area: Approximately 0.209 Acre
Land Lot: 47, 14th District, Fulton County, Georgia
Owner: Beacon of Hope, Inc.
Applicant: Operation Peace, Inc./Edna Moffett
NPU-M Council District 2

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

12-O-0702 (2)
U-12-12 An Ordinance by **Zoning Committee** granting a Special Use Permit pursuant to Section 16-18L.007(3)(a) for Outdoor amusement enterprises, exhibits, entertainment, meetings, displays, or sales area, or outdoor areas for religious ceremonies 90 days or more days duration, located at **316 Maple, NE**, fronting approximately 101 feet on the east side of Maple Drive and approximately 482 feet south Peachtree Road.

Depth: Varies
Area: Approximately 0.636 Acre
Land Lot: 61, 14th District, Fulton County, Georgia
Owner: Shaw T. Jamison
Applicant: Hoyt Tommy Smith
NPU-B Council District 7

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

Council President Ceasar C. Mitchell Presided

COMMITTEE REPORTS (CONT'D)

TRANSPORTATION COMMITTEE (1)

C. T. MARTIN, CHAIR

Attendance at the May 16, 2012 meeting of the Transportation Committee was as follows:

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

Absent: Councilmember Adrean

ORDINANCE FOR SECOND READING

10-O-0467 (1) A **Substitute** Ordinance by **Transportation Committee** to amend Chapter 138 (Entitled "Street, Sidewalks and Other Public Places"), Article IV, Division 2, Sections 138-84 and 138-85 so as to amend the procedures to be followed for the installation of Traffic Calming Devices in the public right-of-way; and for other purposes.

FILED SUBSTITUTE BY A ROLL CALL VOTE OF 13 YEAS;
(Councilmembers Smith, Hall, Young, Archibong, Wan, Shook,
Adrean, Moore, Martin, Sheperd, Bond, Watson and Willis); 0 NAYS

Council President Ceasar C. Mitchell Presided

COMMITTEE REPORTS (CONT')

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

Attendance at the May 16, 2012 meeting of the Finance/Executive Committee was as follows:

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

Absent: None

ORDINANCES FOR SECOND READING

12-O-0501 (1) An Ordinance and Charter Amendment by **Councilmembers H. Lamar Willis and Keisha Lance Bottoms as Substituted and Amended by Finance/Executive Committee** to amend the Charter of the City of Atlanta, Georgia, 1996 GA. Laws P. 4469, et seq., adopted under and by Virtue of the Authority of the Municipal Home Rule Act of 1965, O.C.G.A. Section 36-35-1 et seq., as amended, by amending Part 1 (Charter and Related Laws), Subpart A (Charter), Article VI (Revenue and Fund Administration), Chapter 3 (Fiscal Control), to amend Sections 6-301 and 6-302 and to create a new Section 6-315 so as to adopt a Fund Balance Policy in order to comply with Governmental Accounting Standards Board Statement Number 54; and for other purposes. **(2ND Reading/1st Adoption)**
REFERRED SUBSTITUTE AS AMENDED TO FINANCE/EXECUTIVE COMMITTEE FOR 3RD READ/FINAL ADOPTION BY A ROLL CALL VOTE OF 13 YEAS;
(Councilmembers Smith, Hall, Young, Archibong, Wan, Shook, Adrean, Moore, Martin, Sheperd, Bond, Watson and Willis); 0 NAYS

12-O-0567 (2) An Ordinance by **Finance/Executive Committee** authorizing Concessions International/Paschals JV, to provide, and the City to accept, Airport Food & Beverage Concessions Services under the terms set forth in Agreement FC-6033-94, as amended, beginning April 7, 2012 and continuing month-to-month, but not to extend beyond October 31, 2012; authorizing the City of Atlanta to waive the Competitive Source Selection requirements contained in Section 2-1187 of the Code of Ordinances of the City of Atlanta, Georgia as well as any other conflicting code provisions; and for other purposes.
FILED BY A ROLL CALL VOTE OF 13 YEAS; *(Councilmembers Smith, Hall, Young, Archibong, Wan, Shook, Adrean, Moore, Martin, Sheperd, Bond, Watson and Willis); 0 NAYS*

Council President Ceasar C. Mitchell Presided

COMMITTEE REPORTS (CONT')

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

ORDINANCES FOR SECOND READING (CONT'D)

12-O-0568 (3) An **Amended** Ordinance by **Finance/Executive Committee** authorizing the purchase of permanent and temporary construction easements, building attachment easements and the necessary rights-of-way from various property owners for the completion of the Atlanta Streetcar Project and to authorize the Mayor, or his designee, to negotiate with affected property owners and to use all means necessary to acquire necessary property interests up to and including condemnation proceedings; to authorize the City Attorney, or her designee, to institute Condemnation Proceedings pursuant to the Declaration of Taking Method authorized by O.C.G.A Section 32-3-4; to authorize the City Attorney to use the services of outside counsel, where necessary, to handle condemnation proceedings; and for other purposes.

Chairperson Moore sounded the Substitute to the caption of ordinance 12-O-0568 and made a Motion to bring forth the Substitute. It was properly Seconded and CARRIED by a roll call vote of 13 yeas; (Councilmembers Smith, Hall, Young, Archibong, Wan, Shook, Adrean, Moore, Martin, Sheperd, Bond, Watson and Willis); 0 nays. The Substitute was before Council. Ms. Moore then made a Motion to Adopt on Substitute. It was properly Seconded and CARRIED by a roll call vote of 12 Yeas; 1 nay.
ADOPTED SUBSTITUTE BY A ROLL CALL VOTE OF 12 YEAS;
(Councilmembers Smith, Hall, Young, Archibong, Wan, Shook, Adrean, Martin, Sheperd, Bond, Watson and Willis); 1 NAY;
(Councilmember Moore).

Council President Ceasar C. Mitchell Presided

COMMITTEE REPORTS (CONT')

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

ORDINANCES FOR SECOND READING (CONT'D)

12-O-0621 (4) A **Substitute** Ordinance by **Finance/Execute Committee** authorizing the Executive Offices, Division of Sustainability ("Division") and the Department of Watershed Management ("DWM") to enter into a Memorandum of Understanding for the purpose of providing funding and payment terms for the Performance of an Energy Cost Savings Lighting Project; all funding required for the installation and implementation of the project shall be paid in an amount not to exceed \$1,236,000.00 and shall be charged to and paid from the FDOA Numbers listed; payments to division shall be charged from a Trust Fund and the FDOA Numbers listed and deposited into miscellaneous receipts in a Trust Fund Project, named Sustainability Projects; all funding payable from DWM under the MOU shall be charged from the FDOA Numbers listed and deposited to a Trust Fund and the FDOA Numbers listed; all funding payable to DWM under the MOU shall be deposited to the FDOA Numbers listed; and for other purposes.

Chairperson Moore sounded the caption to ordinance 12-O-0621 and stated the recommendation from committee was Favorable on Substitute on Condition (information requested by Council). A discussion ensued, during which, Councilmember Wan made a Substitute Motion to Refer 12-O-0621 back to the Finance/Executive Committee. It was Seconded by Councilmember Moore and discussion continued, in which, Council deferred the item to the end of the report. Returning back to the legislation, Councilmember's Wan Motion to Refer and Ms. Moore's Second were withdrawn. Mr. Wan then offered an Amendment to change the not exceed amount in the caption and legislation from One Million Seven Hundred Thousand (\$1,700,000.00) to One Million Two Hundred Thirty Six Thousand (\$1,236,000.00). It was Seconded by Councilmember Moore and discussion ensued, in which, Councilmember Bond offered a Friendly Amendment to add a 90-day limit to process excess monies to other projects. Councilmember Martin was then recognized and offered a Friendly Amendment to add a 30-day limit to process excess monies to other projects. Following, Councilmember Moore withdrew her Second to Wan's Amendment but, shortly thereafter, Councilmember Willis Second the Wan's Amendment and discussion continued. During discussion, Wan declined both Councilmembers Bond and Martin Friendly Amendments. Councilmember Wan was then recognized and re-stated his Amendment to change the

Council President Ceasar C. Mitchell Presided

COMMITTEE REPORTS (CONT')

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

ORDINANCES FOR SECOND READING (CONT'D)

12-O-0621 (4)
(Cont'd)

not exceed amount in the caption and legislation from One Million Seven Hundred Thousand (\$1,700,000.00) to One Million Two Hundred Thirty Six Thousand (\$1,236,000.00). The Wan Amendment then CARRIED by a roll call vote of 12 yeas; (Councilmembers Smith, Hall, Young, Archibong, Wan, Shook, Adrean, Moore, Martin, Sheperd, Watson and Willis); 0 nays. Subsequently, the Motion to Adopt on Substitute as Amended was made by Councilmember Wan. It was Seconded by Councilmember Smith and CARRIED by a roll call vote of 10 yeas; 2 nays.

ADOPTED SUBSTITUTE AS AMENDED BY A ROLL CALL VOTE OF 10 YEAS; (Councilmembers Smith, Hall, Young, Wan, Shook, Adrean, Martin, Sheperd, Watson and Willis); 2 NAYS; (Councilmembers Archibong and Moore.

12-O-0685 (5)

An Ordinance by **Councilmember Felicia A. Moore as Amended by Finance/Executive Committee** to amend Section 2-183 (c) of the Code of Ordinances of the City of Atlanta, Georgia, so as to reduce the notification time related to reports or correspondence received from regulatory agencies, from five (5) business days to two (2) business days; to waive conflicting ordinances and code sections; and for other purposes.

Chairperson Moore sounded the caption to 12-O-0685 and stated the committee recommendation was Favorable as Amended. A discussion ensued, in which, Councilmember Martin offered an Amendment to change two (2) business days to three (3) business days. Discussion continued, during which, the Martin Amendment Failed due to the lack of a Second. The Motion to Adopt as Amended, subsequently, CARRIED by a roll call vote of 12 yeas; 1 nay.

ADOPTED AS AMENDED BY A ROLL CALL VOTE OF 12 YEAS; (Councilmembers Smith, Hall, Young, Archibong, Wan, Shook, Adrean, Moore, Sheperd, Bond, Watson and Willis); 1 NAY; (Councilmember Martin).

Council President Cesar C. Mitchell Presided

COMMITTEE REPORTS (CONT')

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

ORDINANCES FOR SECOND READING (CONT'D)

12-O-0686 (6) An Ordinance by **Councilmember C. T. Martin as Substituted by Finance/Executive Committee** authorizing the Chief Financial Officer to amend the FY2012 Budget by adding to anticipations and appropriations Bond Proceeds in the Aggregate Principal amount of \$12,394,407.00 for the Atlanta Urban Redevelopment Agency Taxable Recovery Zone Economic Development Bonds, Series 2010; and for other purposes.
ADOPTED SUBSTITUTE BY A ROLL CALL VOTE OF 13 YEAS;
(Councilmembers Smith, Hall, Young, Archibong, Wan, Shook, Adrean, Moore, Martin, Sheperd, Bond, Watson and Willis); 0
NAYS.

12-O-0690 (7) An Ordinance by **Councilmember Aaron Watson as Amended by Finance/Executive Committee** authorizing the City of Atlanta to enter into an Agreement with the United States Department of Energy with an effective date of August 10, 2009, on behalf of the Executive Office-Office of Sustainability, for the administration of a grant award in the total amount of \$5,890,200.00; and authorizing the City of Atlanta to accept that portion of the Department of Energy grant in the amount of \$5,658,264.00 effective December 15, 2009; and for other purposes.
ADOPTED AS AMENDED BY A ROLL CALL VOTE OF 13 YEAS;
(Councilmembers Smith, Hall, Young, Archibong, Wan, Shook, Adrean, Moore, Martin, Sheperd, Bond, Watson and Willis); 0
NAYS.

RESOLUTION

12-R-0286 (1) A Resolution by **Finance/Executive Committee** for the City Council of the City of Atlanta, Georgia Adopting the 2012 Update to the City of Atlanta Five Year Financial Stabilization Plan; and for other purposes.
FILED BY A ROLL CALL VOTE OF 13 YEAS; **(Councilmembers Smith, Hall, Young, Archibong, Wan, Shook, Adrean, Moore, Martin, Sheperd, Bond, Watson and Willis); 0 NAYS.**

PERSONAL PAPERS

Council President Caesar C. Mitchell Presided

PERSONAL PAPERS

RESOLUTION/ADOPTED

12-R-0778 (1) A Resolution by **Councilmembers C. T. Martin, H. Lamar Willis and Carla Smith** authorizing the settlement of all claims against the City of Atlanta in the cases of Midfield Concessions Enterprises, Inc., Et Al. v. City of Atlanta, Civil Action File Number 2012-CV-210292, Superior Court of Fulton County, and In RE MCE/MBE,JV, City of Atlanta procurement appeal FC-5468, for a total of Three Hundred Thousand Dollars (\$300,000.00) (The "Settlement Amount"); authorizing payment of the settlement amount from Account 5501 (Airport Revenue Fund), 180312 (Airport Operations), 5212005 (Litigation Expenses), 7563000 (Airport); authorizing the Chief Financial Officer to distribute the settlement amount; and for other purposes.

Councilmember Martin made a Motion to Adopt resolution 12-R-0778. It was properly Seconded and the Motion CARRIED by a roll call vote of 12 yeas; 1 nay.

ADOPTED BY A ROLL CALL VOTE OF 12 YEAS;
(Councilmembers Smith, Hall, Young, Archibong, Wan, Shook, Adrean, Martin, Sheperd, Bond, Watson and Willis); 1 NAY
(Councilmember Moore).

ORDINANCES/REFERRED

12-O-0779 (1) An Ordinance by **Councilmembers C. T. Martin, H. Lamar Willis, Aaron Watson, Felicia A. Moore, Kwanza Hall, Howard Shook, Natalyn Archibong, Ivory Lee Young, Jr., Carla Smith, Alex Wan, Yolanda Adrean and Michael Julian Bond** amending Atlanta Code of Ordinances Section 110-3 to modify rental fees for the City-Owned showmobile stage, so that the fees currently charged cover an eight-hour rental period rather than a one hour rental period; and for other purposes.

REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE WITHOUT OBJECTION

12-O-0780 (2)
Z-12-22 An Ordinance by **Councilmembers Clela Winslow and Michael Julian Bond** to amend Section 16-28A.010(48) of the Sign Ordinance of the City of Atlanta regulating signs in Subarea 8 the Historic West End/Adair Park Special Public Interest District (SPI-21), so as to provide for monument signs for large buildings and allow changing signs on monument signs for performing arts facilities; and for other purposes.

REFERRED TO ZONING REVIEW BOARD AND ZONING COMMITTEE WITHOUT OBJECTION

Council President Ceasar C. Mitchell Presided

PERSONAL PAPERS (CONT'D)

ORDINANCES/REFERRED (CONT'D)

- 12-O-0781 (3) 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.
REFERRED TO PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE WITHOUT OBJECTION

RESOLUTIONS/REFERRED

- 12-R-0782 (1) A Resolution by **Councilmembers Natalyn Archibong and Kwanza Hall** expressing the Mayor and City Council's support of the National Math and Science initiative that is seeking to promote greater improvements in STEM (Science, Technology, Engineering and Math) education in our schools and urge all (Federal, State and Local) of our elected officials that we want to make STEM (Science, Technology, Engineering and Math) education a priority in our schools; and for other purposes.
REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE WITHOUT OBJECTION
- 12-R-0783 (2) A Resolution by **Councilmember Carla Smith** authorizing the Bureau of Planning to recognize as a nonconforming lot of record, a lot located at **375 Sydney Street, S.E. (AKA 373 Sydney St.)** that has been created as the result of previously issued building permits and that presently has a house located on it.
REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE WITHOUT OBJECTION

ADJOURNMENT

Council President Ceasar C. Mitchell Presided

ADJOURNMENT

There being no further business to discuss, the May 21, 2012 meeting of the Atlanta City Council was adjourned at 6:11 p.m.

ADJOURNMENT ROLL CALL: Council President Ceasar C. Mitchell (1); Councilmembers Smith, Hall, Young, Archibong, Wan, Shook, Adrean, Moore, Martin, Bond, Watson and Willis (12); Councilmember Sheperd - Early Departure with Council President's Acknowledgement (1)