

# ATLANTA CITY COUNCIL

## ACTION MINUTES

### SEPTEMBER 04, 2012

The Atlanta City Council held its Regularly Scheduled Meeting on Tuesday, September 04, 2012, due to the Labor Day Holiday on Monday. 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:

<b>The Honorable Carla Smith</b>	<b>The Honorable Felicia A. Moore</b>
<b>The Honorable Kwanza Hall *1:58</b>	<b>The Honorable Keisha Bottoms</b>
<b>The Honorable Ivory Lee Young, Jr.</b>	<b>The Honorable Joyce M. Sheperd</b>
<b>The Honorable Cleta Winslow *2:30</b>	<b>The Honorable Michael J. Bond *1:19</b>
<b>The Honorable Natalyn Archibong *3:33</b>	<b>The Honorable Aaron Watson</b>
<b>The Honorable Howard Shook</b>	<b>The Honorable H. Lamar Willis *1:27</b>
<b>The Honorable Yolanda Adrean</b>	

*Councilmembers Alex Wan (Absent with Notice) and C. T. Martin (Absent with Notice) were Absent.*

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

**INVOCATION:** Dr. Harshita Kamath – Hindu Religious Life Scholar of Emory University 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 **Action/Minutes** of the **Atlanta City Council's August 20, 2012** Regular Meeting were true and correct. The Minutes were **FILED** without objection.

**ADOPTION OF AGENDA:** Councilmember Young made a **Motion** to **Amend the Agenda** by moving the Standing Committee of **Public Safety and Legal Administration to report first**. It was properly Seconded and **CARRIED** by a roll call vote of **10 yeas**; *(Councilmembers Smith, Young, Winslow, Shook, Moore, Bottoms, Sheperd, Bond, Watson and Willis)*; **0 nays**. Subsequently, the Motion to **Adopt as Amended** was Moved, Properly Seconded and **CARRIED** by a roll call vote of **10 yeas**;

**9/4/12 Action Minutes**

(Councilmembers Smith, Young, Winslow, Shook, Adrean, Moore, Bottoms, Sheperd, Bond and Willis); 0 nays.

# **COMMUNICATIONS**

Council President Ceasar C. Mitchell Presided

**COMMUNICATIONS**

- 12-C-1159 ( 1) A Communication by **City Auditor Leslie Ward** submitting the Implementation of Audit Recommendations Report for the Department of Aviation.  
**REFERRED TO TRANSPORTATION COMMITTEE WITHOUT OBJECTION**
- 12-C-1160 ( 2) A Communication by **City Auditor Leslie Ward** submitting the Strategic Financial Planning Model Report for the Department of Watershed Management.  
**REFERRED TO CITY UTILITIES COMMITTEE WITHOUT OBJECTION**
- 12-C-1196 ( 3) A Communication from **Howard W. Grant, Ph. D, Executive Administrator, Atlanta Board of Education**, submitting the appointment of Mr. Michael Maze as the Board's representative to serve as a member of the Atlanta Beltline Tax Allocation District (TAD) Affordable Housing Board.  
**REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE AND COMMITTEE ON COUNCIL WITHOUT OBJECTION**
- 12-C-1200 ( 4) A Communication by **Chief Procurement Officer Adam L. Smith** submitting the August 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-1242 ( 5) A Communication by **Mayor Kasim Reed** appointing Ms. Duriya Farooqui as Chief Operating Officer.  
**REFERRED TO FINANCE/EXECUTIVE 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**

12-O-0848 ( 1)  
Z-12-24

An **Amended** Ordinance by **Zoning Committee** to rezone from the R-4A (Single Family Residential) District to the RLC-C (Residential Limited-Commercial-Conditional) District for property located at **472 Paines Avenue, N.W.**, fronting approximately 71 feet on the west side of Paines Avenue at the northwest intersection of Paines Avenue and Jett Street. Depth: approximately 125 feet; Acres: approximately 0.204; Land Lot 111, 14th District, Fulton County, Georgia. Owner: Residential Fund 46, LLC; Applicant: Jeffrey McDowell; NPU-L Council District 3.

**At the Regularly Scheduled meeting held August 20, 2012, Chairperson Wan made a Motion to Table. It was Seconded by Councilmember Young and CARRIED by a roll call vote of 10 yeas; 0 nays. During this meeting, Councilmember Bottoms made a Motion to Refer ordinance 12-O-0848 back to the Zoning Committee. However; Councilmember Young was recognized and made a Motion to waive code section 2-99.1 as it relates to this ordinance. It was properly Seconded and a discussion ensued. After which, the Motion CARRIED by a roll call vote of 11 yeas; (*Councilmembers Smith, Young, Winslow, Shook, Adrean, Moore, Bottoms, Sheperd, Bond, Watson and Willis*); 0 nays. Councilmember Young then made a Motion to continue to Table 12-O-0848 for a two-week time certain. It was properly Seconded and CARRIED by a roll call vote of 11 yeas; 0 nays.**

**TABLED AS AMENDED BY A ROLL CALL VOTE OF 11 YEAS; (*Councilmembers Smith, Young, Winslow, Shook, Adrean, Moore, Bottoms, Sheperd, Bond, Watson and Willis*); 0 NAYS.**

**CONSENT AGENDA  
SECTION I**

Council President Ceasar C. Mitchell Presided

**CONSENT AGENDA**

There will be no separate discussion of these items. If discussion on any item is desired, the item will be removed from the Consent Agenda and will be considered separately - excerpt from 11.2, Consent Agenda; Rules for the Conduct of Business for the Council of the City of Atlanta.

**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: 11 Yeas (Councilmembers Smith, Young, Winslow, Shook, Adrean, Moore, Bottoms, Sheperd, Bond, Watson and Willis); 0 Nays.**

**SECTION I**

**ORDINANCES FOR SECOND READING**

**FINANCE/EXECUTIVE COMMITTEE**  
**FELICIA A. MOORE, CHAIR**

- 12-O-1132 ( 1)      An Ordinance by **Councilmember C. T. Martin as Amended by Finance/Executive Committee** to waive Article X, Procurement and Real Estate Code, of the Atlanta Code of Ordinances, authorizing the Mayor or his designee to extend the Agreement with Patton Boggs, LLP for FC-5184, Consulting and Lobbying at the Federal Government Level, on a month-to-month basis, not to exceed six (6) months, on behalf o the Department of Aviation and the Department of Watershed Management, in an amount not to exceed \$150,000.00; from the FDOA Numbers listed; and for other purposes.  
**ADOPTED AS AMENDED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS**
- 12-O-1144 ( 2)      An Ordinance by **Councilmembers Yolanda Adrean and Felicia A. Moore as Amended by Finance/Executive Committee** transferring funds from the District 8 Councilmember Expense Account to Park Pride in the amount of \$1,000.00 to assist in the Topographic Survey for a Garden Trail at Louise A Howard Park; and for other purposes.  
**ADOPTED AS AMENDED ON CONSENT BY A ROLL CALL VOTE OF 11 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**

**NATALYN M. ARCHIBONG, CHAIR**

- 12-O-1142 ( 3) An Ordinance by **Councilmembers Natalyn Archibong and Aaron Watson** correcting Ordinance Number 12-O-0891 which transferred funds from several projects in the 2013 Water and Wastewater Renewal and Extension Fund that have been realigned, postponed or discontinued for the purpose of correcting the amount of \$9,905,729.46 in the caption and the add to appropriations in Section I; and for other purposes.  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS**

**COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE**

**JOYCE SHEPERD, CHAIR**

- 12-O-0349 ( 4) An Ordinance by **Councilmembers Joyce Sheperd and Cleta Winslow as Substituted 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 in the **Murphy Triangle** Industrial District from the Mixed Use and "Low Density Commercial" Land Use Designations to the "Industrial Land" Use Designation; and for other purposes. (2<sup>nd</sup> Quarter CDP Public Hearing held 6/11/12)

NPU's-S and X

Council District 12

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

**PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE**

**MICHAEL J. BOND, CHAIR**

- 12-O-1134 ( 5) An Ordinance by **Councilmembers Alex Wan and Carla Smith** to waive the provisions of Chapter 10, Article II, Section 10-209 (c) and (d) of the Code of Ordinances of the City Of Atlanta, Georgia so as to modify the Hours of Operation on Monday, October 15, 2012 only, for all licensed establishments authorized to sell alcoholic beverages for on premises consumption; and for other purposes.  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 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**

**C. T. MARTIN, CHAIR**

- 12-O-1135 ( 6) An Ordinance by **Councilmember Keisha Lance Bottoms** authorizing the Mayor or his designee to install All-Way Stop Signs at the Intersection of Hogan Road, SW and Cambridge Drive, SW; and for other purposes.  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;**  
**0 NAYS**

**RESOLUTIONS**

**FINANCE/EXECUTIVE COMMITTEE**

**FELICIA A. MOORE, CHAIR**

- 12-R-1097 ( 1) A Resolution by **Finance/Executive Committee** authorizing the Mayor to execute a renewal to the Agreement with Turnkey Solutions, LLC, for FC-5207, 311 Call Center Evaluation, on behalf of the Office of the Mayor; in an amount not to exceed \$155,000.00; with a term of five (5) months commencing on October 3, 2012; all contracted work to be charged to and paid from the FDOA Numbers listed; and for other purposes.  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;**  
**0 NAYS**
- 12-R-1098 ( 2) A Resolution by **Finance/Executive Committee** authorizing the Mayor, on behalf of the Department of Public Work and the Atlanta Police Department, to accept the name change of ACS State and Local Solutions, Inc., for FC-7649-04, Annual Contract for the Red Light Camera Enforcement Program to Xerox State and Local Solutions, Inc.; and for other purposes.  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;**  
**0 NAYS**
- 12-R-1099 ( 3) A Resolution by **Finance/Executive Committee** authorizing the Mayor, or his designee, to execute an appropriate Special Procurement to be designated as SP-6125-PL with Sawatech Services, Inc. for the continued support of Fleet Focus® and Fuel Focus® to manage the maintenance and inventory of the City of Atlanta's Equipment and Fuel for Fiscal Year 2013, on behalf of the Department of Public Works in an amount not to exceed \$175,890.00, to be charged to and paid from the FDOA Numbers listed; and for other purposes.  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;**  
**0 NAYS**

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-1100 ( 4) A **Substitute** Resolution by **Finance/Executive Committee** authorizing the Mayor, or his designee, to enter into Agreement FC-6119, a Cooperative Purchasing Agreement with Sorenson Gross Construction Services pursuant to Article X Division 15 of the Procurement and Real Estate Code of the City of Atlanta Code of Ordinances, utilizing the State of Georgia Statewide Contract, #SWC 90818-03, for the purpose of complying with the United States Justice Department Mandate to comply with ADA requirements at the McGhee Tennis Center by providing ADA Renovation Services on behalf of the Department of Parks, Recreation and Cultural Affairs, in an amount not to exceed \$150,000.00; with all contracted work being charged to and paid from the FDOA and PATEO Numbers listed; and for other purposes.

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

12-R-1102 ( 5) A **Substitute** Resolution by **Finance/Executive Committee** authorizing the Mayor on behalf of the City of Atlanta to issue a Task Order to Arcadia/BPA, a Joint Venture for FC-4906A-Architectural Engineering and Design for construction documents for a cracked masonry wall and low roof replacement for Fire Station Number 1 in an amount not to exceed \$29,860.00; all work to be charged to and paid from the FDOA Numbers listed; and for other purposes.

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

12-R-1103 ( 6) A Resolution by **Finance/Executive Committee** authorizing the Mayor to enter into an Agreement with CDW Government, LLC via Cooperative Purchase Agreement No. COA-6115-PL, utilizing National IPA Information Technology Solutions Contract No. 083052-01, on behalf of the Department of Watershed Management, for the purchase of five (5) Software Licenses and Subscriptions for AGOV AutoCAD Civil 3D in an amount not to exceed \$30,615.00; all contracted work will be charged to and paid from the FDOA Numbers listed; and for other purposes.

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

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-1130 ( 7)

A Resolution by **Councilmembers Michael Bond, Keisha Lance Bottoms, C. T. Martin, Howard Shook, Carla Smith, H. Lamar Willis, Clea Winslow and Ivory Lee Young, Jr. as Substituted by Finance/Executive Committee** authorizing the Mayor to execute Contractual Agreements for FC-6016 Employee Benefits, with Blue Cross and Blue Shield of Georgia, Inc. for Group Health Insurance (POS), Kaiser Foundation Health Plan of Georgia, Inc., for Group Health Insurance (HMO), United Healthcare Insurance Company for Medicare Advantage Insurance (PPO), Kaiser Foundation Health Plan of Georgia, Inc. for Medicare Advantage Insurance (HMO), Humana, Inc. for Dental Insurance (DHMO), Cigna Health and Life Insurance Company for Dental Insurance (PPO), United Healthcare Insurance Company (Optima Health) for Voluntary Vision Insurance, Minnesota Life Insurance Company for Life Insurance, and the American Family Life Assurance Company of Columbus, Inc. for Flexible Spending Accounts and Voluntary Benefits; and establishing the accounts from which the insurance premiums will be charged to and paid from; and for other purposes.

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

**CITY UTILITIES COMMITTEE**

**NATALYN M. ARCHIBONG, CHAIR**

12-R-1057 ( 8)

An **Amended** Resolution by **City Utilities Committee** authorizing Renewal No. 1 with Scott and Sons Holdings, LLC, for FC-5221, Annual Contract for Clean-Up Sewage Spills Inside Structures, on behalf of the Department of Watershed Management, in an amount not to exceed \$280,000.00; all contracted work will be charged to and paid from Fund, Department Organization and Account Numbers listed; and for other purposes.

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

Council President Cesar 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-1058 (9) A Resolution by **City Utilities Committee** authorizing the Mayor to enter into a Contract Item Agreement and a Memorandum of Understanding with State of Georgia, Department of Transportation for Construction of Water System Improvements on Northside Drive in conjunction with GADOT Project #0004166: Northside Drive Safety Improvements in an amount not to exceed \$14,523,898.00; all contracted work shall be charged to and paid from Fund, Department Organization and Account Number and PATEO Numbers listed; and for other purposes.

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

12-R-1059 (10) A Resolution by **City Utilities Committee** authorizing the Mayor, or his designee to enter into an appropriate contractual agreement with Al Jennah Homes and Communities, LLC, for FC-6041, Assembly and Distribution of Recycle Containers, on behalf of the Department of Public Works, in an amount not to exceed \$243,750.00; all contracted work shall be charged to and paid from Fund, Department Organization and Account Numbers listed; and for other purposes.

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

12-R-1060 (11) A Resolution by **City Utilities Committee** authorizing the Mayor, on behalf of the City Atlanta, to accept the donation of professional services and volunteer hours, from Curbside Value Partnership, valued at approximately \$90,000.00 to assist in the implementation and evaluation of the New Recycling Program Community Outreach and Public Education Campaign for the Department of Public Works; and for other purposes.

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

12-R-1061 (12) An **Amended** Resolution by **City Utilities Committee** authorizing the Mayor or his designee to enter into a Consent Agreement with the Public Service Commission, State of Georgia and to authorize payment pursuant to the Consent Agreement in the amount of \$100,000.00; and for other purposes.

**ADOPTED AS AMENDED ON CONSENT BY A ROLL CALL VOTE  
OF 11 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-1062 (13) A Resolution by **City Utilities Committee** authorizing the Mayor or his designee to execute a Contract with SD&C, Inc., for FC-5299, Bolton Road Streetscape Project, Project Number CSTE-0006-00(571), P. I. No. 0006571, on behalf of the Department of Public Works, in an amount not to exceed \$425,065.31; all contracted work shall be charged to and paid from Various Fund, Department Organization and Account Numbers listed; and for other purposes.

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

12-R-1145 (14) A Resolution by **Councilmembers Yolanda Adrean and Felicia A. Moore** authorizing the Mayor or his designee to execute a Right-of-Way Maintenance Agreement with the Georgia Department of Transportation concerning a median island to be installed on Northside Drive between Peachtree Battle Avenue and Sagamore Drive and a Right-of-Way Maintenance Agreement between the City and Peachtree Battle Alliance, Inc. in which Peachtree Battle Alliance, Inc. will assume the City's obligations as set forth in the Maintenance Agreement entered into between the City and the Georgia Department of Transportation; and for other purposes.

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

**COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE**

**JOYCE SHEPERD, CHAIR**

12-R-1064 (15) A Resolution by **Community Development/Human Resources Committee** authorizing the re-employment of City Retiree, Ms. Jennifer Middlebrooks, in the position of Recreation Operations Assistant in the Department of Parks, Recreation and Cultural Affairs in an amount not to exceed \$26,000.00 per year pursuant to Section 3-505(c) of the Charter of the City of Atlanta; and for other purposes.

**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 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-1065 (16) A Resolution by **Community Development/Human Resources Committee** authorizing the Mayor or his designee, on behalf of the City of Atlanta, to participate with Park Pride Atlanta, Inc., and the Bobby Jones Golf Course & (Atlanta Memorial) Park Conservancy in Master Planning Atlanta Memorial Park by providing an amount not to exceed \$30,000.00 toward the project; all funds to be charged to and paid from Account Numbers listed.  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS**
- 12-R-1066 (17) A **Substitute** Resolution by **Community Development/Human Resources Committee** authorizing the Mayor to execute a Contract for FC-5988 on behalf of the Department of Planning and Community Development, Office of Planning, with the Tunnell-Spangler-Walsh and Associates (TSW) in an amount not to exceed \$184,000.00 for the purpose of developing a Livable Centers Initiative (LCI) Study in conjunction with the Atlanta Development Authority doing business as Invest Atlanta, for the Lakewood/Screen Gems Project and surrounding neighborhoods; and for other purposes.  
**ADOPTED SUBSTITUTE ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS**
- 12-R-1148 (18) A Resolution by **Councilmembers Michael J. Bond, C. T. Martin, Cleta Winslow, Carla Smith, Kwanza Hall, Ivory Lee Young, Jr., H. Lamar Willis, Aaron Watson, Joyce M. Sheperd, Alex Wan, Keisha Lane Bottoms and Howard Shook as Substituted and Amended by Community Development/Human Resources Committee** directing the Department of Parks, Recreation and Cultural Affairs, Office of Planning and Department of Public Works to create a Linear Park and/or streetscape along Martin Luther King, Jr. Drive between Joseph Lowery Boulevard and Northside Drive; and for other purposes.  
**ADOPTED SUBSTITUTE AS AMENDED ON CONSENT BY A ROLL CALL VOTE OF 11 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**

**MICHAEL J. BOND, CHAIR**

12-R-1073 (19) A Resolution by **Public Safety And Legal Administration Committee** authorizing the Mayor to enter into an Amended Lease Agreement with Peachtree Fidelity I, LLC, on behalf of the Atlanta Police Department, for the rental of 27,640 square feet of office space, for the continued occupancy of the Atlanta High Intensity Drug Trafficking Area Task-Force ("Atlanta HIDTA"), for thirteen months from 1 June 2012 through 30 June 2013, and with Three Annual Renewal Options followed by one six month Renewal Option, at a rental rate of \$126,884.74 per quarter from 1 July 2012 through 31 December 2012, and for a rental rate of \$130,056.86 per quarter from 1 January 2013 through 30 June 2013; for a total cost of \$513,883.20, to be charged to and paid from Fund, Account and Center Numbers listed; and for other purposes.

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

12-R-1074 (20) A Resolution by **Public Safety and Legal Administration Committee** authorizing the settlement of all claims against the City of Atlanta in the case of Sylvester Clark v. Steven Arnoczki, Civil Action File No. 1:10-CV-0188-AT, United States District Court, Northern District of Georgia, Atlanta Division, in the amount of \$20,000.00; authorizing payment of \$20,000.00 to be charged to and paid from Fund, Center Number, Account and Functional Activity Number listed; authorizing the Chief Financial Officer to distribute the settlement amount; and for other purposes.

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

12-R-1075 (21) A Resolution by **Public Safety and Legal Administration Committee** authorizing the Mayor to enter into a new lease agreement with the trustees of Israel Baptist Church, for the rental of 9,000 square feet of office space located at 2025 Hosea Williams Drive, SE, Atlanta, Georgia, for the Department of Police Zone Six Precinct from the period of October 1, 2012 until September 30, 2015, at a rental rate of \$76,411.56 for the year, to be charged to and paid from Fund, Account and Center Numbers listed; and for other purposes.

**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 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-1076 (22) A Resolution by **Public Safety and Legal Administration Committee** authorizing the Mayor or his designee to execute an appropriate Special Procurement to be designated as SP-6105-PL with Southeastern Security Professional, LLC (“SSP”), for a custom Closed Circuit Television (“CCTV”) System that meets the standards of the State of Georgia’s Emergency Strategic Plan, on behalf of the Atlanta Police Department, in an amount not to exceed \$115,000.00; all cost shall be charged to and paid from a Sub-Grant from the Georgia Emergency Management Agency (“GEMA”); and for other purposes.  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS**
- 12-R-1078 (23) A Resolution by **Public Safety and Legal Administration Committee** authorizing the settlement of all claims against the City of Atlanta in the case of Harbor Grove Apartments, LLC v. City of Atlanta, et al., Civil Action File No. 2007-CV-141161, Fulton County Superior Court, in the amount of \$85,000.00 (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 \$85,000.00; authorizing the Chief Financial Officer to distribute the Settlement Amount; and for other purposes.  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS**
- 12-R-1079 (24) A Resolution by **Public Safety and Legal Administration Committee** authorizing the settlement of all claims against the City of Atlanta in the case of Vickie J. Binns v. City of Atlanta, Civil Action File No. 1:11-CV-01748-MHS, United States District Court, Northern District of Georgia, Atlanta Division, in the amount of \$102,500.00; authorizing payment of \$102,500.00 to be charged to and paid from Fund, Center Number, Account and Functional Activity Number listed; authorizing the Chief Financial Officer to distribute the settlement amount; and for other purposes.  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS**

Council President Ceasar C. Mitchell Presided

**CONSENT AGENDA (CONT'D)**

**SECTION I (CONT'D)**

**RESOLUTIONS (CONT'D)**

**TRANSPORTATION COMMITTEE**

**C. T. MARTIN, CHAIR**

- 12-R-1082 (25) A Resolution by **Transportation Committee** authorizing the Mayor to apply for, accept and implement all Grant Funds and Programs from all State and Federal Agencies and execute documents associated with such grants for projects at Hartsfield-Jackson Atlanta International Airport during the 2013 Fiscal Year; and for other purposes.  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;**  
**0 NAYS**
- 12-R-1083 (26) A Resolution by **Transportation Committee** authorizing the Mayor to execute a Memorandum of Understanding with the United States Transportation Security Administration Concerning the use of Security Screening Checkpoint Furnishings at Hartsfield-Jackson Atlanta International Airport for the purpose of developing a Bin Advertising Program; and for other purposes.  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;**  
**0 NAYS**
- 12-R-1084 (27) A Resolution by **Transportation Committee** authorizing the Mayor to enter into a reimbursable Agreement with Atlanta Gas Light Services Company on behalf of the Department of Aviation for the installation of a Metallic Main Pipe from the Natural Gas High Pressure Station to Concourses A through D at Hartsfield-Jackson Atlanta International Airport, in an amount not to exceed \$3,500,000.00. All services will be charged to and paid from the PATEO and FDOA Numbers listed; and for other purposes.  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;**  
**0 NAYS**
- 12-R-1085 (28) A Resolution by **Transportation Committee** authorizing the Mayor to execute an Agreement with New South Construction for Project Number FC-5926, North Cargo Partial Roof Replacement and Exterior Precast Panel Caulking, at Hartsfield-Jackson Atlanta International Airport in an amount not to exceed \$2,313,012.00. All services will be charged to and paid from the PATEO and FDOA Numbers listed; and for other purposes.  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 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-1086 (29) A Resolution by **Transportation Committee** authorizing the Mayor to execute Amendment No. 1 with Areas ARM Atlanta, JV for FC-6007000034, Master Concessions Agreement for Retail Concessions 2007, Package No. 1 at Hartsfield-Jackson Atlanta International Airport; and for other purposes.  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;  
0 NAYS**

12-R-1087 (30) A Resolution by **Transportation Committee** authorizing the Mayor to execute a Renewal Agreement and Amendment No.1 with Smarte Carte, Inc., for FC-6006007894, Baggage services at Hartsfield-Jackson Atlanta International Airport; and for other purposes.  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;  
0 NAYS**

12-R-1088 (31) A **Substitute** Resolution by **Transportation Committee** authorizing the Mayor to execute an Agreement with (1) Avis Rent A Car System, LLC; (2) A Better Rent A Car, Inc., d/b/a/ Budget Rent A Car; and (3) Vanguard Car Rental USA, Inc., for the demolition of the old Rental Car Facilities at Hartsfield-Jackson Atlanta International Airport; and for other purposes.  
**ADOPTED SUBSTITUTE ON CONSENT BY A ROLL CALL VOTE  
OF 11 YEAS; 0 NAYS**

**PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE**

**MICHAEL J. BOND, CHAIR**

**Claims with favorable recommendations:**

12-R-1104 ( 1) Claim of **Gregory Morgan, through his attorney, Randy Scott Slater, Slater & DeFoor (APD/03)**, for bodily injury alleged to have been sustained from an automobile accident on September 22, 2010 at Donald Lee Hollowell Parkway and Chappell Road.  
**\$34,000.00**  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;  
0 NAYS**

Council President Cesar 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-1105 ( 2)      Claim of **Hugh Rawn (DWM/NA)**, for property damage alleged to have been sustained from a leaking meter on July 11, 2011 at 2320 Kimbrough Court. **\$17,500.00**  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;**  
**0 NAYS**
- 12-R-1106 ( 3)      Claim of **Liberty Mutual Group c/o Thomas George Associates as subrogee of Meridith Drumond (DPW/09)**, for property damages alleged to have been sustained from an automobile accident on August 24, 2011 at 1484 Chattahoochee Avenue. **\$1,269.46**  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;**  
**0 NAYS**
- 12-R-1107 ( 4)      Claim of **Johnny J. Battle (APD/03)**, for property damage alleged to have been sustained from an automobile accident on June 22, 2012 at Oliver Street and Donald Lee Hollowell Parkway. **\$1,200.00**  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;**  
**0 NAYS**
- 12-R-1108 ( 5)      Claim of **Clara Rudisill (DA/06)**, for property damage alleged to have been sustained from an automobile accident on February 10, 2012 at 2448 Cheshire Bridge Road. **\$934.73**  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;**  
**0 NAYS**
- 12-R-1109 ( 6)      Claim of **Juan and Greta Hernandez (DWM/07)**, for property damage alleged to have been sustained from a sanitary sewer backup on December 19, 2011 at 728 Lindbergh Drive. **\$800.00**  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;**  
**0 NAYS**
- 12-R-1110 ( 7)      Claim of **Gabriel Morales and Leticia Gore (DWM/07)**, for property damage alleged to have been sustained from a sanitary sewer backup on December 19, 2011 at 728 Lindbergh Drive. **\$750.00**  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 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-1111 ( 8) Claim of **Noel Aceyedo (DWM/07)**, for property damage alleged to have been sustained from a sanitary sewer backup on December 19, 2011 at 728 Lindbergh Drive. **\$750.00**  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;**  
**0 NAYS**
- 12-R-1112 ( 9) Claim of **Susan Vanyo (DWM/02)**, for vehicular damage alleged to have been sustained from a road defect on December 2, 2011 at 161 Spring Street. **\$700.00**  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;**  
**0 NAYS**
- 12-R-1113 (10) Claim of **Aolin Zhang (DWM/07)**, for property damage alleged to have been sustained from a sanitary sewer backup on December 19, 2011 at 728 Lindbergh Drive. **\$600.00**  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;**  
**0 NAYS**

**Claims with unfavorable recommendations:**

- 12-R-1114 (11) Claim of **Carol Anderson (NA/NA)**, for property damage alleged to have been sustained as a result of driving over a pothole on February 6, 2012 at 1975 Brannen Road. **ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;**  
**0 NAYS**
- 12-R-1115 (12) Claim of **Germaine Bly (NA/NA)**, for property damage alleged to have been sustained as a result of driving over a pothole on January 24, 2012 at 1000 Lenox Park Boulevard. **ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;**  
**0 NAYS**
- 12-R-1116 (13) Claim of **Derrick Burse, through his attorney, Neil Flit (NA/02)**, for property damage and bodily injury alleged to have been sustained as a result of a vehicular accident on January 11, 2012 at Memorial Drive and Central Avenue. **ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 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: (Cont'd)**

- 12-R-1117 (14) Claim of **Taurean Lamar Buford (NA/02)**, for damage alleged to have been sustained on May 15, 2000 at an unknown location.  
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;**  
**0 NAYS**
- 12-R-1118 (15) Claim of **Janie Ball, through her attorney, Thomas Jones (NA/11)**, for bodily injury sustained as a result of a fall while exiting a shuttle bus on October 4, 2010 at 3646 Ingledale Drive.  
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;**  
**0 NAYS**
- 12-R-1119 (16) Claim of **Truett K. Stanford (APD/02)**, for property damage alleged to have been sustained as a result of an automobile accident on March 22, 2012 at DeKalb Avenue and Elizabeth Street.  
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;**  
**0 NAYS**
- 12-R-1120 (17) Claim of **Tony Harris (APD/06)**, for personal injury sustained as a result of an arrest following a traffic stop on April 9, 2011 at 1774 Cheshire Bridge Road.  
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;**  
**0 NAYS**
- 12-R-1121 (18) Claim of **Juan Antonio Moreno, through his attorney, Drew Mosley (APD/07)**, for personal injury alleged to have been sustained on May 3, 2011 at 377 Peachtree Battle Avenue.  
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;**  
**0 NAYS**
- 12-R-1122 (19) Claim of **Verkesha and Jahtai Jackson, through their attorney, Michael Norman (DPW/04)**, for bodily injury sustained in a motor vehicle on July 13, 2010 at 1312 Beecher Street.  
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 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: (Cont'd)**

- 12-R-1123 (20) Claim of **Diane Altland, through her attorney, Kopelman Sitton Law Group (DPW/05)**, for bodily injuries alleged to have been sustained from driving over a pothole on December 26, 2009 at McLendon Avenue and Howard Circle.  
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;  
0 NAYS**
- 12-R-1124 (21) Claim of **Corrine Powell, through her attorney, The Marks Law Group, LLC Aaron Marks (DWM/09)**, for bodily injury alleged to have been sustained as a result of a bicyclist riding over a metal plate on August 13, 2011 at 1849 DeFoor Avenue.  
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;  
0 NAYS**
- 12-R-1125 (22) Claim of **Vanessa Martinez (DPW/06)**, for property damage alleged to have been sustained as the result of a waste pickup on March 19, 2012 at 831 A Kings Court, NE.  
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;  
0 NAYS**
- 12-R-1126 (23) Claim of **Kenneth Palmer (DWM/10)**, for property damage sustained as a result of water service connection on August 1, 2011 at 1651 South Gordon Street.  
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;  
0 NAYS**
- 12-R-1127 (24) Claim of **Bradley Lowe (DPW/11)**, for damages alleged to have been sustained as a result of driving over a pothole on December 11, 2011 at Butner Road at Campbellton Road.  
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS;  
0 NAYS**

**CONSENT AGENDA  
SECTION II**

Council President Ceasar C. Mitchell Presided

**CONSENT AGENDA**

**SECTION II**

**ORDINANCES FOR FIRST READING**

**FINANCE/EXECUTIVE COMMITTEE**

**FELICIA A. MOORE, CHAIR**

**All items on Consent Agenda Section II; (1) through (18) as follows, were Referred to the appropriate Committees by a single roll call vote of 10 yeas (Councilmembers Smith, Young, Winslow, Shook, Adrean, Moore, Bottoms, Sheperd, Bond and Willis); 0 nays.**

- 12-O-1089 ( 1)      An Ordinance by **Finance/Executive Committee** to amend FY2013 (Airport Commercial Paper Notes, Series 2010 Fund (5523) Budget by adding to Anticipations and Appropriations in the amount of \$350,000,000.00 for the reauthorization of the City's Airport Commercial Paper Program; and for other purposes.  
**REFERRED TO FINANCE/EXECUTIVE COMMITTEE BY A ROLL CALL VOTE OF 10 YEAS; 0 NAYS**
- 12-O-1090 ( 2)      An Ordinance by **Finance/Executive Committee** authorizing the Chief Financial Officer to amend the FY2013 (Airport Renewal and Extension Fund) Budget to Anticipate and Appropriate Transportation Security Administration ("TSA") Grant Funds in the amount of \$9,987,955.00 for the reimbursement of the allowable design, management and construction costs for the upgrade of the Checked Baggage Resolution Areas ("CBRA") at Hartsfield-Jackson Atlanta International Airport; to reimburse the Airport Renewal and Extension Fund for Capital Costs; and for other purposes.  
**REFERRED TO FINANCE/EXECUTIVE COMMITTEE BY A ROLL CALL VOTE OF 10 YEAS; 0 NAYS**
- 12-O-1091 ( 3)      An Ordinance by **Finance/Executive Committee** authorizing the Chief Financial Officer to amend the FY2013 [Airport Renewal and Extension Fund (5502), Airport Passenger Facility Charge Fund (5505) and 2004 Airport Revenue Bonds J-K (5509)] Capital Budgets by transferring to and from Appropriations the Aggregate amount of \$252,064,455.47 to provide funding for various Capital Projects and Improvements at Hartsfield-Jackson Atlanta International Airport; and for other purposes.  
**REFERRED TO FINANCE/EXECUTIVE COMMITTEE BY A ROLL CALL VOTE OF 10 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 (CONT'D)**

**FELICIA A. MOORE, CHAIR**

12-O-1092 ( 4) An Ordinance by **Finance/Executive Committee** authorizing the City of Atlanta to waive the Competitive Source Selection Requirements contained in Section 2-1187 of Article X Procurement and Real Estate Code of the City of Atlanta Code of Ordinances; and authorizing Cameron and Associates to provide services on a month-to-month basis for up to six (6) months effective July 24, 2012 under the terms of Contract FC-6008000002, Pre-employment Psychological Testing, on behalf of the Department of Human Resources, in an amount not to exceed \$51,000.00; all contracted work to be charged to and paid from the FDOA Numbers listed; and for other purposes.

**REFERRED TO FINANCE/EXECUTIVE COMMITTEE BY A ROLL CALL VOTE OF 10 YEAS; 0 NAYS**

12-O-1093 ( 5) An Ordinance by **Finance/Executive Committee** authorizing the City of Atlanta to waive the Competitive Source Selection Requirements contained in Section 2-1187 of Article X Procurement and Real Estate Code of the City of Atlanta Code of Ordinances; and authorizing Caduceus Occupational Medicine to provide services on a month-to-month basis for up to six (6) months effective July 24, 2012 under the terms of Contract FC-6006007902, Pre-employment Physicals, Drug Testing, Haz-Mat Medical Examination and oversight of the Employee Health Center on behalf of the Department of Human Resources and the Atlanta Fire Department; in an amount not to exceed \$219,000.00; all contracted work to be charged to and paid from the FDOA Numbers listed; and for other purposes.

**REFERRED TO FINANCE/EXECUTIVE COMMITTEE BY A ROLL CALL VOTE OF 10 YEAS; 0 NAYS**

12-O-1094 ( 6) An Ordinance by **Finance/Executive Committee** authorizing the Chief Financial Officer to amend the FY2013 (Airport Renewal and Extension Fund) Budget by adding to Anticipations and Appropriations Grant Funds in the total amount of \$8,773,875.00 from the Federal Aviation Administration for Grant Agreement 3-13-0008-104-2012, for the Projects "Taxiway SC and U Construction and Runway 27R Extension, 500 Construction" and for reimbursement of the Airport Passenger Facility Charge Fund; and for other purposes.

**REFERRED TO FINANCE/EXECUTIVE COMMITTEE BY A ROLL CALL VOTE OF 10 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 (CONT'D)**

**FELICIA A. MOORE, CHAIR**

- 12-O-1095 ( 7)      An Ordinance by **Finance/Executive Committee** authorizing the Chief Financial Officer to amend the FY2013 (Capital Asset Finance Fund) Budget by adding to Anticipations and Appropriations in the amount of \$2,487,000.00, to be used for the acquisition of equipment for the Department of Parks, Recreation and Cultural Affairs and the Department of Public Works pursuant to the 2008 Master Lease and Option Agreement between the City of Atlanta and the Georgia Municipal Association, Inc. ("GMA"); and for other purposes.  
**REFERRED TO FINANCE/EXECUTIVE COMMITTEE BY A ROLL CALL VOTE OF 10 YEAS; 0 NAYS**

**CITY UTILITIES COMMITTEE**

**NATALYN M. ARCHIBONG, CHAIR**

- 12-O-1056 ( 8)      An Ordinance by **City Utilities Committee** authorizing the Chief Financial Officer to amend the FY 2013 (2004 Water and Wastewater Bond Fund 5058) Budget in the amount of \$7,000,000.00 to transfer funds from the 2004 Water and Wastewater Bond Project Reserve for Appropriations and add to appropriations for the Supplemental Program Management Services Project; and for other purposes.  
**REFERRED TO CITY UTILITIES COMMITTEE BY A ROLL CALL VOTE OF 10 YEAS; 0 NAYS**

**COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE**

**JOYCE SHEPERD, CHAIR**

- 12-O-1068 ( 9)      An Ordinance by **Community Development/Human Resources Committee** amending the City of Atlanta Code of Ordinances Section 110-3 to exempt Large Gathering permit holders from purchasing an additional permit to reserve exclusive rights to specific areas of Park Greenspace and eliminating the fee for Perkerson Park Pavilion #2; and for other purposes.  
**REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE BY A ROLL CALL VOTE OF 10 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-1070 (10) An Ordinance by **Community Development/Human Resources Committee** to amend the FY2012 (Community Development Fund) Budget by adding to anticipations and appropriations in the amount of \$219,280.00 for the purpose of funding various projects assigned to the Department of the Mayor, Office of Human Services and the Department of Finance, Office Grant Services, that are included in the 2011 Annual Action Plan of the 2010-2014 Consolidated Plan; and for other purposes.  
**REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE BY A ROLL CALL VOTE OF 10 YEAS; 0 NAYS**

12-O-1150 (11)  
CDP-12-12 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 **425 14<sup>th</sup> Street** from the “Industrial and Low Density Commercial” Land Use Designation to the “High Density Commercial” Land Use Designation (Z-12-26); and for other purposes.

NPU-E

Council District 3

**REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE BY A ROLL CALL VOTE OF 10 YEAS; 0 NAYS**

12-O-1151 (12) 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 **472 Paines Avenue** from the “Single Family Residential” Land Use Designation to the “Low Density Commercial” Land Use Designation (Z-12-24); and for other purposes.

NPU-L

Council District 3

**REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE BY A ROLL CALL VOTE OF 10 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-1069 (13) An Ordinance by **Community Development/Human Resources Committee** amending the 2013 (Job Training Grant Fund) Budget, Atlanta Workforce Development Agency, by adding to anticipations and appropriations in the amount of \$159,279.00 in the Workforce Investment Act WIA Dislocated Worker Fund from the Georgia Governor's Office of Workforce Development, to provide job training and other skills to local dislocated workers; and for other purposes.  
**REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE BY A ROLL CALL VOTE OF 10 YEAS; 0 NAYS**

12-O-1071 (14) An Ordinance by **Community Development/Human Resources Committee** amending the 2013 (Job Training Grant Fund) Budget, Atlanta Workforce Development Agency, by adding to anticipations and appropriations in the amount of \$136,409.00 in the Workforce Investment Act WIA Adult) Fund from the Georgia Governor's Office of Workforce Development, to provide job training and other skills to local adult workers; and for other purposes.  
**REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE BY A ROLL CALL VOTE OF 10 YEAS; 0 NAYS**

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

12-O-1072 (15) An Ordinance by **Public Safety and Legal Administration Committee** to amend Chapter 10, Article II, Division 2, Subdivision 1, Section 10-66; Subdivision III, Section 10-109; and Chapter 30, Article II, Section 30-26 of the City of Atlanta Code of Ordinances, to expressly provide for Judicial Review of a final decision by the Mayor concerning licenses and permits issued pursuant to the police powers of the City of Atlanta via Certiorari to the Superior Court of Fulton County in accordance with established law; to amend language inconsistent with this express designation; and for other purposes.  
**REFERRED TO PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE BY A ROLL CALL VOTE OF 10 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-1158 (16) An Ordinance by **Public Safety and Legal Administration Committee** to amend Part II Chapter 43-1 of the Code of Ordinances of the City of Atlanta, Georgia Entitled Commercial Solicitation so as to improve and streamline the enforcement of Chapter 43; to modify the penalties for violations; to waive conflicting ordinances; and for other purposes.  
**REFERRED TO PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE BY A ROLL CALL VOTE OF 10 YEAS; 0 NAYS**

**TRANSPORTATION COMMITTEE**

**C. T. MARTIN, CHAIR**

- 12-O-1080 (17) An Ordinance by **Transportation Committee** authorizing the Mayor to enter into a bid in U. S. Bankruptcy Court to purchase a Leasehold Interest located on two parcels on the southside of Virginia Avenue east of Toffee Terrace in District 14, Land Lot 127, City of Hapeville, Fulton County near Hartsfield-Jackson Atlanta International Airport for an amount not to exceed the appraised fair market value of the Leasehold Interest \_\_\_\_\_ including Closing Costs to be charged to and paid from the FDOA Numbers listed; and for other purposes.  
**REFERRED TO TRANSPORTATION COMMITTEE BY A ROLL CALL VOTE OF 10 YEAS; 0 NAYS**
- 12-O-1081 (18) An Ordinance by **Transportation Committee** amending the FY 2013 (Airport Revenue Fund) Budget by transferring to and from Appropriations in the amount of \$xxx,xxx.xx; to provide adequate funding for the purchase of a Leasehold Interest located on two parcels on the southside of Virginia Avenue east of Toffie Terrace in District 14, Land Lot 127, City of Hapeville, Fulton County near Hartsfield-Jackson Atlanta International Airport; and for other purposes.  
**REFERRED TO TRANSPORTATION COMMITTEE BY A ROLL CALL VOTE OF 10 YEAS; 0 NAYS**

# **COMMITTEE REPORTS**

Council President Cesar C. Mitchell Presided

**COMMITTEE REPORTS**

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

**ORDINANCE FOR SECOND READING**

Attendance at the August 28, 2012 meeting of the Public Safety and Legal Administration Committee was as follows:

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

Absent: Councilmember Winslow

12-O-1038 ( 1) An Ordinance by the **Public Safety and Legal Administration Committee** authorizing the Chief Financial Officer to create two new Trust Accounts for the transfer and/or deposit of funds currently being maintained in separate "Off the Books" Bank Accounts Maintained and Controlled by the Atlanta Police Department; to waive conflicting Ordinances and Code Sections; and for other purposes.  
**REFERRED TO FINANCE/EXECUTIVE COMMITTEE BY A ROLL CALL VOTE OF 11 YEAS;** *(Councilmembers Smith, Young, Winslow, Shook, Adrean, Moore, Bottoms, Sheperd, Bond, Watson and Willis);* **0 NAYS.**

**RESOLUTIONS**

12-R-1077 ( 1) A Resolution by **Public Safety and Legal Administration Committee** authorizing the Mayor or his designee to enter into a 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.  
**ADOPTED BY A ROLL CALL VOTE OF 11 YEAS;** *(Councilmembers Smith, Young, Winslow, Shook, Adrean, Moore, Bottoms, Sheperd, Bond, Watson and Willis);* **0 NAYS.**

12-R-1244 ( 2) A Resolution by **Councilmembers Michael Julian Bond and H. Lamar Willis** authorizing the settlement of all claims against the City of Atlanta in the matter of Joya C. De Foor in the total amount of One Hundred Thirty-Six Thousand Dollars (\$136,000.00), less required withholdings (The "Settlement Amount"); authorizing the Commissioner of Human Resources to distribute the settlement amount; and for other purposes.

**Councilmember Bond made a Motion to Suspend the Rules of Council to allow the introduction of this personal paper (12-R-**

Council President Ceasar C. Mitchell Presided

**COMMITTEE REPORTS (CONT'D)**

**PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE (2)**  
**MICHAEL J. BOND, CHAIR**

**RESOLUTIONS (CONT'D)**

12-R-1244 ( 2)  
(Cont'd)

A Resolution by **Councilmembers Michael Julian Bond and H. Lamar Willis** authorizing the settlement of all claims against the City of Atlanta in the matter of Joya C. De Foor in the total amount of One Hundred Thirty-Six Thousand Dollars (\$136,000.00), less required withholdings (The "Settlement Amount"); authorizing the Commissioner of Human Resources to distribute the settlement amount; and for other purposes.

**1244) prior to normal Personal Paper Section of the Agenda. It was properly Seconded and CARRIED by a roll call vote of 10 yeas; (Councilmembers Smith, Young, Winslow, Shook, Adrean, Moore, Bottoms, Sheperd, Bond and Watson); 0 nays. The Rules of Council were Suspended. Mr. Bond then sounded the caption to the resolution and made a Motion to Adopt. It was properly Seonded and discussion ensued. During discussion, Councilmember Moore offered an Amendment to strike Commissioner of Human Resources from Section 2 and in the caption and replace with Chief Financial Officer; and attach the letter from Ms. De Foor as Exhibit "A." It was Seconded by Councilmember Bond and the Moore Amendment CARRIED by a roll call vote of 11 yeas; (Councilmembers Smith, Hall, Young, Shook, Adrean, Moore, Bottoms, Sheperd, Bond, Watson and Willis); 0 nays. The Motion to Adopt as Amended then CARRIED by a roll call vote of 11 yeas; 0 nays. Subsequently, Council entered Regular Session Without Objection.**

**ADOPTED AS AMENDED BY A ROLL CALL VOTE OF 11 YEAS;**  
**(Councilmembers Smith, Hall, Young, Shook, Adrean, Moore,**  
**Bottoms, Sheperd, Bond, Watson and Willis); 0 NAYS.**

Council President Ceasar C. Mitchell Presided

**COMMITTEE REPORTS (CONT'D)**

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

Attendance at the August 29, 2012 meeting of the Finance/Executive Committee was as follows:

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

Absent: Councilmember Watson

**REPORT**

12-TR-1197 ( 1) Report of the **Chief Financial Officer** of the Transfer of Appropriations from one Line Item to another Line Item to various Funds as approved under Section 6-304(b) of the Charter of the City of Atlanta.  
**FILED BY A ROLL CALL VOTE OF 12 YEARS; (Councilmembers Smith, Hall, Young, Winslow, Shook, Adrean, Moore, Bottoms, Sheperd, Bond, Watson and Willis); 0 NAYS.**

**ORDINANCES FOR SECOND READING**

12-O-0989 ( 1) An Ordinance by **Finance/Executive Committee** to authorize the Mayor or his designee to accept wireless equipment and enter into an Agreement with Verizon Wireless to install, maintain and operate an in-building wireless service coverage system for the City of Atlanta facility located at 72 Marietta Street Northwest, Atlanta, Georgia 30303 at no expense to the city of Atlanta.  
**ADOPTED BY A ROLL CALL VOTE OF 11 YEARS; (Councilmembers Smith, Hall, Young, Winslow, Shook, Adrean, Bottoms, Sheperd, Bond, Watson and Willis); 1 NAY (Councilmember Moore).**

12-O-1133 ( 2) An Ordinance by **Councilmembers C. T. Martin and Keisha Lance Bottoms as Substituted by Finance/Executive Committee** authorizing the Mayor to waive the Competitive Source Selection Requirements contained in Section 2-1187 of the City of Atlanta Code of Ordinances; authorizing A-Action, Inc. to provide and the City of Atlanta to accept City-Wide Janitorial Services for Janitorial Services at various City facilities on a month-to-month basis for up to three (3) months beginning on September 8, 2012 to December 8, 2012 under the terms of Contract FC-7664-04A on behalf of the Executive Offices-Office of Enterprise Assets Management to include the sites and funding for the Departments of Police and Watershed Management for a total not to exceed amount of \$19,000.00 all work shall be charged to and paid from the Department of Police FDOA Numbers listed in an amount not to exceed \$9,000.00 and the

Council President Ceasar C. Mitchell Presided

**COMMITTEE REPORTS (CONT'D)**

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

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

12-O-1133 ( 2)  
(Cont'd) Department of Watershed Management FDOA Numbers listed in an amount not to exceed \$10,000.00; and for other purposes.  
**ADOPTED SUBSTITUTE BY A ROLL CALL VOTE OF 11 YEAS;**  
**(Councilmembers Smith, Hall, Young, Winslow, Adrean, Moore,**  
**Bottoms, Sheperd, Bond, Watson and Willis); 1 NAY**  
**(Councilmember Shook).**

**RESOLUTION**

12-R-1147 ( 1) A Resolution by **Councilmembers H. Lamar Willis, Ivory Lee Young, Jr., Keisha Lance Bottoms, Aaron Watson, Michael Julian Bond, Alex Wan, Howard Shook, Cleta Winslow and Carla Smith as Amended by Finance/Executive Committee** authorizing the Mayor or his designees, and DWM and other Departments of the City as may be necessary, to negotiate, execute and enter into, on a Sole Source Contract Basis, a binding Agreement with Fogfuels; and for other purposes.

**Chairperson Moore sounded the caption to Resolution 12-R-1147 and stated the committee recommendation was Favorable. Following, Councilmember Willis was recognized and made a Motion to Amend the item by deleting "Utoy Creek Reclamation Center throughout the legislation and add the words "as yet to be determined location." It was properly Seconded and an extensive discussion ensued. After which, Willis Amendment CARRIED by a roll call vote of 8 yeas; (Councilmembers Smith, Winslow, Archibong, Shook, Bottoms, Sheperd, Watson and Willis); 4 nays; (Councilmembers Hall, Young, Adrean and Moore). Another discussion ensued, during which, Councilmember Bottoms Called the Question. It was properly Seconded and CARRIED by a roll call vote of 8 yeas; (Councilmembers Smith, Young, Winslow, Archibong, Shook, Bottoms, Watson and Willis); 4 nays; (Councilmembers Hall, Adrean, Moore and Sheperd). A discussion ensued in which the law department was validating the vote of the Call of the Question. Council then deferred the item to the end of the committee report. Returning to resolution 12-R-1147, Deputy City Attorney Peter Andrews opined that the Call of the Question FAILED according to the Atlanta Charter and Robert Rules of Order. Discussion continued, during which Councilmember Adrean offered an Amendment to delete the words "Execute and Enter Into" and "Binding" in the caption.**

Council President Ceasar C. Mitchell Presided

**COMMITTEE REPORTS (CONT'D)**

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

**RESOLUTION (CONT'D)**

12-R-1147 ( 1)  
(Cont'd)

A Resolution by **Councilmembers H. Lamar Willis, Ivory Lee Young, Jr., Keisha Lance Bottoms, Aaron Watson, Michael Julian Bond, Alex Wan, Howard Shook, Clea Winslow and Carla Smith as Amended by Finance/Executive Committee** authorizing the Mayor or his designees, and DWM and other Departments of the City as may be necessary, to negotiate, execute and enter into, on a Sole Source Contract Basis, a binding Agreement with Fogfuels; and for other purposes.

**Add the words “And for other Purposes” after Fogfuels in the caption. It was properly Seconded and the Adrean Amendment CARRIED by a roll call vote of 11 yeas; (Councilmembers Smith, Hall, Young, Winslow, Archibong, Shook, Adrean, Bottoms, Sheperd, Watson and Willis); 1 nay; (Councilmember Moore). Councilmember Willis was then recognized and Called the Question. It was properly Seconded and the Motion CARRIED by a roll call vote of 10 yeas; (Councilmembers Smith, Young, Winslow, Archibong, Shook, Adrean, Bottoms, Sheperd, Watson and Willis); 2 nays; (Councilmembers Hall and Moore). Subsequently, the Motion to Adopt as Amended CARRIED by a roll call vote of 8 yeas; 4 nays.**

**ADOPTED AS AMENDED BY A ROLL CALL VOTE OF 8 YEAS;**  
**(Councilmembers Smith, Young, Winslow, Shook, Bottoms, Sheperd,**  
**Watson and Willis); 4 NAYS (Councilmembers Hall, Archibong,**  
**Adrean and Moore).**

Council President Ceasar C. Mitchell Presided

**COMMITTEE REPORTS (CONT'D)**

**COMMITTEE ON COUNCIL (1)**  
**YOLANDA ADREAN, CHAIR**

Attendance at the September 04, 2012 meeting of the Committee on Council was as follows:

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

Absent: Councilmembers Winslow and Hall

**COMMUNICATIONS**

**Communications; (1) through (04) as follows, were Confirmed by a single roll call vote of 10 yeas** (Councilmembers Smith, Hall, Young, Archibong, Shook, Adrean, Moore, Bottoms, Sheperd and Watson); **0 nays.**

12-C-0980 ( 1) A Communication by **Mayor Kasim Reed, to Council President Ceasar C. Mitchell**, re-appointing Mr. James Middlebrooks to serve as a member of the Civil Service Board on behalf of the City of Atlanta. This re-appointment is for a term of three (3) years, to begin on the date of Council confirmation. **(Held 8/1/12 by the Committee to allow the appointee an opportunity to appear before the Committee.) (Favorable by Finance/Executive Committee 8/29/12)**  
**CONFIRMED BY A ROLL CALL VOTE OF 10 YEAS; 0 NAYS**

12-C-1050 ( 2) A Communication by **Mayor Kasim Reed** appointing Attorney Moraima A. Ivory to serve as a member of the License Review Board on behalf of the City of Atlanta. This appointment is for a term of two (2) years, scheduled to begin on the date of Council confirmation. **(Favorable by Public Safety and Legal Administration Committee 8/28/12)**  
**CONFIRMED BY A ROLL CALL VOTE OF 10 YEAS; 0 NAYS**

12-C-1054 ( 3) A Communication by **Mayor Kasim Reed** appointing Mr. Randy H. Hazelton to serve as a member of the Atlanta Urban Design Commission. Mr. Hazelton is filling the expired term of Mr. Don Rooney in the Historic Preservation Position. This appointment is for a term of three (3) years, scheduled to begin on the date of Council confirmation. **(Favorable by Community Development/Human Resources Committee 8/28/12)**  
**CONFIRMED BY A ROLL CALL VOTE OF 10 YEAS; 0 NAYS**

12-C-1055 ( 4) A Communication by **Mayor Kasim Reed** appointing Ms. Cree Davis to serve as a member of the Atlanta Urban Design Commission. Ms. Davis is filling the expired term of Mr. Freddie Styles in the Artist Position. This appointment is for a term of three (3) years, scheduled to begin on the date of Council confirmation. **(Favorable by Community Development/Human Resources Committee 8/28/12)**  
**CONFIRMED BY A ROLL CALL VOTE OF 10 YEAS; 0 NAYS**

Council President Ceasar C. Mitchell Presided

**COMMITTEE REPORTS (CONT'D)**

**COMMITTEE ON COUNCIL (2)**  
**YOLANDA ADREAN, CHAIR**

**COMMUNICATIONS (CONT'D)**

12-C-1128 ( 5)      A Communication by **Councilmembers Felicia A. Moore, C. T. Martin, Keisha Lance Bottoms, Joyce M. Sheperd and H. Lamar Willis** appointing Ms. Janet Martin as their appointee to serve as a member of the Atlanta Alcohol Technical Advisory Group II (ATAG II). This appointment is scheduled to begin on the date of Council confirmation. **(Recommendation to File by Public Safety and Legal Administration Committee 8/28/12)**  
**FILED BY A ROLL CALL VOTE OF 11 YEAS;** *(Councilmembers Smith, Hall, Young, Archibong, Shook, Adrean, Moore, Bottoms, Sheperd, Watson and Willis);* **0 NAYS**

**ORDINANCES FOR SECOND READING**

12-O-1053 ( 1)      An Ordinance by **Committee on Council** to amend the 2001 City of Atlanta Precincts and Polling Places in Precincts 03E, 03F, 05B, 05F, 07F and 07G as a result of permanent relocations due to closing facilities; Precinct Boundary Lines no longer divided and inadequate heat and air in existing facility; and for other purposes.  
**ADOPTED BY A ROLL CALL VOTE OF 12 YEAS;** *(Councilmembers Smith, Hall, Young, Winslow, Archibong, Shook, Adrean, Moore, Bottoms, Sheperd, Watson and Willis);* **0 NAYS**

12-O-1143 ( 2)      An Ordinance by **Councilmembers Yolanda Adrean and Felicia A. Moore** to amend Section 2-134 (a) of the Code of Ordinances of the City of Atlanta, Georgia (Powers and Duties) so as to change the procedure by which proposed ordinances, resolutions and other matters shall be referred by the President of Council to the Standing Committees of the Council; to eliminate the requirement that papers referred to more than one committee must go to the Full Council for a vote on any subsequent referral; to waive conflicting ordinances and code sections; and for other purposes.  
**ADOPTED BY A ROLL CALL VOTE OF 11 YEAS;** *(Councilmembers Smith, Hall, Young, Archibong, Shook, Adrean, Moore, Bottoms, Sheperd, 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 August 28, 2012 meeting of the City Utilities Committee was as follows:

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

Absent: Councilmember Watson

**The Council's standing City Utilities Committee did not deliver a report at this meeting.**

Council President Ceasar C. Mitchell Presided

**COMMITTEE REPORTS (CONT'D)**

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

Attendance at the August 28, 2012 meeting of the Community Development/Human Resources Committee was as follows:

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

Absent: Councilmember Winslow

**RESOLUTION**

12-R-1067 ( 1) A Resolution by **Community Development/Human Resources Committee** authorizing the Mayor to execute a contract for FC-5987 on behalf of the Department of Planning and Community Development, Office of Planning, with the XYZ Consulting Group in an amount not to exceed \$100,000.00 for the purpose of developing a Livable Centers Initiative (LCI) Study for the Phase I Bicycle Atlanta Project; and for other purposes.  
**FILED BY A ROLL CALL VOTE OF 11 YEAS; (Councilmembers Smith, Young, Winslow, Archibong, Shook, Adrean, Moore, Bottoms, Sheperd, Watson and Willis); 0 NAYS**

Council President Ceasar C. Mitchell Presided

**COMMITTEE REPORTS (CONT'D)**

**ZONING COMMITTEE (1)**

**KEISHA LANCE BOTTOMS, VICE-CHAIR**

Attendance at the August 29, 2012 meeting of the Zoning Committee was as follows:

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

Absent: None

**ZONING REVIEW BOARD SUMMARY ITEMS**

12-O-1006 ( 1) An Ordinance by **Councilmember Howard Shook as Substituted**  
Z-12-27 **by Zoning Committee** to rezone **3820 Ivy Road, N.E.** from the PD-H (Planned Development-Housing) Zoning District to the PD-H (Planned Development-Housing) Zoning District for the purpose of changing condition #2 regarding the construction of sidewalks; and for other purposes.

**ADOPTED SUBSTITUTE BY A ROLL CALL VOTE OF 12 YEAS;**  
*(Councilmembers Smith, Hall, Young, Winslow, Archibong, Shook, Adrean, Moore, Bottoms, Sheperd, Watson and Willis);* **0 NAYS**

**Ordinances; (2) through (07) as follows, were Adopted as Amended by a single roll call vote of 12 yeas** *(Councilmembers Smith, Hall, Young, Winslow, Archibong, Shook, Adrean, Moore, Bottoms, Sheperd, Watson and Willis);* **0 nays.**

11-O-1686 ( 2) An **Amended** Ordinance by **Zoning Committee** to grant a Special  
U-11-42 Use Permit pursuant to Section 16-06.005 (1) (b) for a Day Care Center, property located at **260 West Lake Avenue, NW** approximately 132 feet on the west side of West Lake Avenue and approximately 373 feet northwesterly of the intersection of Ezra Church and West Lake Avenue. Depth: varies; Area: approximately 0.489 acres; Land Lot 147, 14<sup>th</sup> District, Fulton County, Georgia. Owner: GBG Management Company; Applicant: Lashana T. Glasper; NPU-J Council District 3.

**ADOPTED AS AMENDED BY A ROLL CALL VOTE OF 12 YEAS;**  
*(Councilmembers Smith, Hall, Young, Winslow, Archibong, Shook, Adrean, Moore, Bottoms, Sheperd, Watson and Willis);* **0 NAYS**

Council President Ceasar C. Mitchell Presided

**COMMITTEE REPORTS (CONT'D)**

**ZONING COMMITTEE (2)**

**KEISHA LANCE BOTTOMS, VICE-CHAIR**

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

- 12-O-0388 ( 3)  
U-12-04
- An **Amended** Ordinance by **Zoning Committee** granting a Special Use Permit pursuant to Section 16-17.005 (1) (c) for a Recycling Facility, property located at **1551 Perry Boulevard, N.W.** fronting approximately 975.69 feet on the north side of Perry Boulevard beginning 88.29 feet from the northwestern corner of Perry Boulevard and Marietta Road. Depth: varies; Area: approximately 5.07 acres; Land Lot 224, 17<sup>th</sup> District, Fulton County, Georgia. Owner: Hudgens and Company, Inc.; Applicant: Rand Recycling, Inc. c/o Battle Law P.C.; NPU-G Council District 9.  
**ADOPTED AS AMENDED BY A ROLL CALL VOTE OF 12 YEAS;**  
*(Councilmembers Smith, Hall, Young, Winslow, Archibong, Shook, Adrean, Moore, Bottoms, Sheperd, Watson and Willis);* **0 NAYS**
- 12-O-0969 ( 4)  
U-12-13
- An **Amended** Ordinance by **Zoning Committee** granting a Special Use Permit pursuant to Section 16-08.005 (1) (f) for an Assisted Living Facility located at **3755 Peachtree Road, N.E.**, fronting approximately 108 feet on the north side of Peachtree Road, N.E. and approximately 753 feet west of the intersection of East Club Drive and Peachtree Road. Depth: varies; Area: approximately 0.466; Land Lot 10, 17<sup>th</sup> District, Fulton County, Georgia. Owner: CRP FDG Buckhead, LLC; Applicant: CRP FDG Buckhead, LLC; NPU-B Council District 7.  
**ADOPTED AS AMENDED BY A ROLL CALL VOTE OF 12 YEAS;**  
*(Councilmembers Smith, Hall, Young, Winslow, Archibong, Shook, Adrean, Moore, Bottoms, Sheperd, Watson and Willis);* **0 NAYS**
- 12-O-0970 ( 5)  
U-12-14
- An **Amended** Ordinance by **Zoning Committee** granting a Special Use Permit pursuant to Section 16-18A.006 (1) (4) (a) for a Church locate at **256 Memorial Drive, S.W.** fronting approximately 165 feet on the south side of Memorial Drive and approximately 290 feet on the west side of Formwalt Street at the intersection of Memorial Drive and Formwalt Street. Depth: varies; Area: approximately 1.0 acres; Land Lot 76, 14<sup>th</sup> District, Fulton County, Georgia. Owner: Reggie Osborne; Applicant: Lidia Y. Quinones; NPU-M Council District 2.  
**ADOPTED AS AMENDED BY A ROLL CALL VOTE OF 12 YEAS;**  
*(Councilmembers Smith, Hall, Young, Winslow, Archibong, Shook, Adrean, Moore, Bottoms, Sheperd, Watson and Willis);* **0 NAYS**

Council President Ceasar C. Mitchell Presided

**COMMITTEE REPORTS (CONT'D)**

**ZONING COMMITTEE (3)**

**KEISHA LANCE BOTTOMS, VICE-CHAIR**

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

12-O-0971 ( 6)  
U-12-15

An **Amended** Ordinance by **Zoning Committee** granting a Special Use Permit pursuant to Section 16-05.005 (1) (b), (c) and (k) for Child Care Nurseries, Day Care Centers, Prekindergartens, Kindergartens, Play and Special Schools or Day Care Facilities for Young Children, Church and Playground located at **2799 Northside Drive, N.W.**, fronting approximately 318 feet on the east side of Northside Drive and approximately 170 feet on the south side of Kingswood Lane at the southeasterly intersection of Kingswood Lane. Depth: varies; Area: approximately 5.2 acres; Land Lot 143, 17<sup>th</sup> District, Fulton County, Georgia. Owner: Northside United Methodist Church; Applicant: Michelle Ritsch; NPU-C Council District 8.

**ADOPTED AS AMENDED BY A ROLL CALL VOTE OF 12 YEAS;**  
*(Councilmembers Smith, Hall, Young, Winslow, Archibong, Shook, Adrean, Moore, Bottoms, Sheperd, Watson and Willis);* **0 NAYS**

12-O-0972 ( 7)  
U-12-16

An **Amended** Ordinance by **Zoning Committee** granting a Special Use Permit pursuant to Section 16-11.005 (1) (l) for Outdoor Dining at eating and drinking establishments when any part of such use is located within 1,000 feet of property that is zoned R-1 – R-5 or that is used as a residential property, located at **1544 Piedmont Avenue, N.E.**, located within Ansley Mall located at the southwesterly intersection of Piedmont Avenue and Monroe Drive. Depth (mall): varies; Area (mall); approximately 4.03 acres; Land Lot 55, 17<sup>th</sup> District, Fulton County, Georgia. Owner: Bonnie Dean; Applicant: Bonnie Dean; NPU-F Council District 6.

**ADOPTED AS AMENDED BY A ROLL CALL VOTE OF 12 YEAS;**  
*(Councilmembers Smith, Hall, Young, Winslow, Archibong, Shook, Adrean, Moore, Bottoms, Sheperd, Watson and Willis);* **0 NAYS**

**ORDINANCES FOR SECOND READING**

12-O-0351 ( 1)  
Z-12-19

An Ordinance by **Councilmembers Joyce M. Sheperd and Cleta Winslow as Amended by Zoning Committee** to rezone certain properties within an area known as the **Murphy Triangle** from the I-2/BL (Heavy Industrial/Beltline Overlay) and MR-4A-C/BL (Multi-Family Residential/Beltline Overlay) Zoning Districts to the I-1/BL (Light Industrial/Beltline Overlay) Zoning District; and for other purposes.

**ADOPTED AS AMENDED BY A ROLL CALL VOTE OF 10 YEAS;**  
*(Councilmembers Smith, Hall, Winslow, Archibong, Shook, Adrean, Moore, Bottoms, Sheperd and Watson);* **0 NAYS**

Council President Ceasar C. Mitchell Presided

**COMMITTEE REPORTS (CONT'D)**

**ZONING COMMITTEE (4)**

**KEISHA LANCE BOTTOMS, VICE-CHAIR**

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

12-O-1136 ( 2) An Ordinance by **Councilmembers Keisha Lance Bottoms, C. T. Martin, H. Lamar Willis and Aaron Watson as Amended by Zoning Committee** authorizing the Mayor or his designee to place interim development controls on the issuance of Building Permits for New Construction on Vacant Lots in the Cascade Heights and Martin Luther King, Jr. Corridors for a period of six (6) months to allow these communities to review their current Neighborhood Commercial District Zoning Laws; and for other purposes.

**Vice-Chair Bottoms sounded the caption to ordinance 12-O-1136 and offered an Amendment by adding two (2) new maps – one for Cascade Heights Corridor and the other one for Martin Luther King Jr. Corridor. It was Seconded by Councilmember Shook and the Bottoms' Amendment CARRIED by a roll call vote of 11 yeas; (Councilmembers Smith, Hall, Winslow, Archibong, Shook, Adrean, Moore, Bottoms, Sheperd, Bond and Watson); 0 nays. Subsequently, Vice-Chair Bottoms made a Motion to Adopt as Amended. The Motion then CARRIED by a roll call vote of 13 yeas; (Councilmembers Smith, Hall, Young, Winslow, Archibong, Shook, Adrean, Moore, Bottoms, Sheperd, Bond, Watson and Willis); 0 nays. Later during the meeting, Councilmember Bottoms made a Motion to Reconsider (12-O-1136). It was properly Seconded and CARRIED by a roll call vote of 13 yeas (Councilmembers Smith, Hall, Young, Winslow, Archibong, Shook, Adrean, Moore, Bottoms, Sheperd, Bond, Watson and Willis); 0 nays. The ordinance was then before Council. Following, Councilmember Bottoms made a Motion to Adopt as Amended. Subsequently, the Motion CARRIED by a roll call vote of 13 yeas; 0 nays.**

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

Council President Ceasar C. Mitchell Presided

**COMMITTEE REPORTS (CONT'D)**

**ZONING COMMITTEE (5)**

**KEISHA LANCE BOTTOMS, VICE-CHAIR**

**ORDINANCES FOR FIRST READING**

**Ordinances For First Reading; (1) through (06) as follows, were Referred to the appropriate Committees by a single roll call vote of 13 yeas** *(Councilmembers Smith, Hall, Young, Winslow, Archibong, Shook, Adrean, Moore, Bottoms, Sheperd, Bond, Watson and Willis); 0 nays.*

12-O-1152 ( 1)  
U-12-17

An Ordinance by **Zoning Committee** granting a Special Use Permit for outdoor displays or sales areas, or outdoor areas of 90 days or more duration pursuant to Section 16-11.005(l)(c) of the Zoning Ordinance, property located at **1850 Howell Mill Road, NW**, fronting approximately 149 feet on the west side of Howell Mill Road, approximately 90 feet north of Interstate 75 and approximately 175 feet south of the intersection of Howell Mill Road and Beck Street.

Depth: Varies  
Area: Approximately 0.649 Acre  
Land Lot: 153, 17<sup>th</sup> District, Fulton County, Georgia  
Owner: Eighteen Fifty Howell Mill  
Applicant: Howard HSU and Brian Harvin (by the Smith Group, Attorneys at Law)  
NPU-C Council District 8

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

12-O-1153 ( 2)  
U-12-18

An Ordinance by **Zoning Committee** granting a Special Use Permit for a Community Swim and Tennis Club (Parks, playgrounds, stadiums, baseball or football fields, golf course, sports arena, and community centers) pursuant to Section 16-05.005(l)(k) of the Zoning Ordinance, property located at **1044 Roxboro Drive, NE**, fronting approximately 50 feet on Roxboro Drive at its termination on the west, and approximately 198 feet west of the intersection of Roxboro Drive and Lee Court.

Depth: Varies  
Area: Approximately 6.26 Acres  
Land Lot: 8, 17<sup>th</sup> District, Fulton County, Georgia  
Owner: Roxboro Valley Association  
Applicant: Sean T. Cash  
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)**

**ZONING COMMITTEE (6)**

**KEISHA LANCE BOTTOMS, VICE-CHAIR**

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

12-O-1154 ( 3)      An Ordinance by **Zoning Committee** to rezone from the RG-3  
Z-12-28              (Residential General-Sector 3) District to the SPI-9-Subarea 2  
                            (Special Public Interest) District, property located at **77 East  
Andrews Drive, NE (a.k.a. 3300) (Roswell Road frontage)**,  
                            fronting approximately 770 feet on the north side of East Andrews  
                            Drive at the southwest intersection of East Andrews Drive and  
                            Roswell Road.

Depth:              Varies  
Area:                Approximately 11.501 Acres  
Land Lot:          98 and 99, 17<sup>th</sup> District, Fulton County,  
                            Georgia  
Owner:              Camden USA, Inc.  
Applicant:        Camden USA, Inc.  
NPU-B              Council District 8

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

12-O-1155 ( 4)      An Ordinance by **Zoning Committee** to rezone from the RG-2  
Z-12-29              (Residential General-Sector 2) and RG-3 (Residential General-  
                            Sector 3) Districts to the SPI-9-Subarea 2 (Special Public Interest)  
                            District, property located at **77 East Andrews Drive, NE (a.k.a.  
3300) (West Paces frontage)**, fronting approximately 602 feet on  
                            the north side of East Andrews Drive at the northwest intersection  
                            of East Andrews Drive and West Paces Ferry Road.

Depth:              Varies  
Area:                Approximately 5.0 Acres  
Land Lot:          99, 17<sup>th</sup> District, Fulton County, Georgia  
Owner:              Camden USA, Inc.  
Applicant:        Camden USA, Inc.  
NPU-B              Council District 8

**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)**

**ZONING COMMITTEE (7)**

**KEISHA LANCE BOTTOMS, VICE-CHAIR**

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

12-O-1156 ( 5)      An Ordinance by **Zoning Committee** to rezone from the C-1  
Z-12-30              (Community Business) District to the I-1 (Light Industrial) District,  
property located at **0 Reynolds Drive, SE**, fronting approximately  
71.57 feet along the eastern boundary of Interstate 75 and  
approximately 391 feet from the southern corner of Reynolds  
Drive.

Depth:              Approximately 315 Feet  
Area:                Approximately 0.21 Acre  
Land Lot:          91, 14<sup>th</sup> District, Fulton County, Georgia  
Owner:              TLC Properties, Inc.  
Applicant:        Larry Dingle  
NPU-Z              Council District 12

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

12-O-1157 ( 6)      An Ordinance by **Zoning Committee** to amend Ordinance U-70-  
U-70-30/              30, as adopted by the City Council on November 3, 1997 and  
TR-12-01              returned without signature by the Mayor per Section 2-405 of the  
1996 Charter for the purposes of approving a Transfer of  
Ownership for a Special Use Permit for a Day Care Center for  
property located at **175 Racine Street, SW**; and for other  
purposes.

**REFERRED TO 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 August 29, 2012 meeting of the Transportation Committee was as follows:

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

Absent: Councilmember Archibong

**The Council's standing Transportation Committee did not deliver a report at this meeting.**

# **PERSONAL PAPERS**

Council President Ceasar C. Mitchell Presided

**PERSONAL PAPERS**

**RESOLUTIONS/ADOPTED**

12-R-1244 ( 1) A Resolution by **Councilmembers Michael Julian Bond and H. Lamar Willis** authorizing the settlement of all claims against the City of Atlanta in the matter of Joya C. De Foor in the total amount of One Hundred Thirty-Six Thousand Dollars (\$136,000.00), less required withholdings (The “Settlement Amount”); authorizing the Commissioner of Human Resources to distribute the settlement amount; and for other purposes.

**Note: See Public Safety and Legal Administration Committee Report for action taken on resolution 12-R-1244.**

**ADOPTED AS AMENDED BY A ROLL CALL VOTE OF 11 YEAS;**  
*(Councilmembers Smith, Hall, Young, Shook, Adrean, Moore, Bottoms, Sheperd, Bond, Watson and Willis); 0 NAYS.*

12-R-1245 ( 2) A Resolution by **Councilmember Kwanza Hall** authorizing Park Pride, Inc. to accept a donation in the amount of Fifty Thousand Dollars (\$50,000.00) on behalf of the City of Atlanta from the Atlanta Hawks Foundation, Inc. for the purpose of assisting the Department of Parks, Recreation and Cultural Affairs in renovating four(4) outdoor basketball courts at Central Park; and for other purposes.

**Councilmember Hall sounded the caption to resolution 12-R-1245 and made a Motion to Adopt. It was properly Seconded and CARRIED by a roll call vote of 13 yeas; 0 nays.**

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

12-R-1246 ( 3) A Resolution by **Councilmembers Michael Julian Bond and Joyce M. Sheperd** supporting Team Atlanta during the 2012 Annual American Diabetes Association’s “Step Out: Walk To Stop Diabetes;” and for other purposes.

**Councilmember Bond made a Motion to Adopt the above resolution. It was Seconded by Councilmember Shook and CARRIED by a roll call vote of 11 yeas; 0 nays.**

**ADOPTED BY A ROLL CALL VOTE OF 11 YEAS;**  
*(Councilmembers Hall, Young, Winslow, Archibong, Shook, Adrean, Moore, Sheperd, Bond, Watson and Willis); 0 NAYS.*

Council President Ceasar C. Mitchell Presided

**PERSONAL PAPERS (CONT'D)**

**RESOLUTIONS/REFERRED**

- 12-R-1247 ( 1) A Resolution by **Councilmembers Michael Julian Bond, C. T. Martin, Aaron Watson and H. Lamar Willis** authorizing the Department of Planning and Community Development to explore the use of eminent domain, through use of declarations of taking, for the acquisition of rights of way and easements required for construction of intersection improvements and passive greenspace at southeast corner Fairburn Road, SW and Benjamin E. Mays Drive, SW; and for other purposes.  
**REFERRED TO FINANCE/EXECUTIVE COMMITTEE WITHOUT OBJECTION**
- 12-R-1248 ( 2) A Resolution by **Councilmembers Michael Julian Bond, Felicia A. Moore, Kwanza Hall, Keisha Lance Bottoms, Aaron Watson, Ivory Lee Young, Jr., Joyce M. Sheperd, Cleta Winslow, Howard Shook, Natalyn Archibong, Carla Smith and H. Lamar Willis** authorizing the Mayor to enter into a cooperative purchasing agreement, pursuant to 2-1602 of the City of Atlanta Code of Ordinances, utilizing GSA Contract #GS-07F-153T, to purchase tactical protective gear, from Armor Express, to protect Atlanta Police Officers engaged in high risk police operations, on behalf of the Atlanta Police Department ("Department"), in an amount not to exceed Twenty-Two Thousand, Five Hundred Thirty-Three Dollars and Ninety Cents (\$22,533.90). All costs shall be charged to and paid from the Federal Rico Trust Fund 7701 (Trust Fund); 240101 (APD Chief of Police); 5316001 (Equipment, \$1,000 - \$4,999); 1320000 (Chief Executive); 600234 (Federal-Rico); 69999 (Funding Source for Non-Capital Trust Projects); and for other purposes.  
**REFERRED TO FINANCE/EXECUTIVE COMMITTEE WITHOUT OBJECTION**

Council President Ceasar C. Mitchell Presided

**PERSONAL PAPERS (CONT'D)**

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

12-R-1249 ( 3) A Resolution by **Councilmembers Michael Julian Bond, Felicia A. Moore, Kwanza Hall, Keisha Lance Bottoms, Aaron Watson, Ivory Lee Young, Jr., Joyce M. Sheperd, Cleta Winslow, Howard Shook, Natalyn Archibong, Carla Smith and H. Lamar Willis** authorizing the Mayor to enter into a cooperative purchasing agreement, pursuant to 2-1602 of the City of Atlanta Code of Ordinances, utilizing GSA Contract #GS-07F-0416M, to purchase tactical protective gear, from Diamondback Tactical, to protect Atlanta Police Officers engaged in high risk police operations, on behalf of the Atlanta Police Department (“Department”), in an amount not to exceed Three Hundred Twenty-Four Thousand, Seven Hundred Seventy Dollars and Twenty-One Cents (\$324,770.21). All costs shall be charged to and paid from the Federal Rico Trust Fund 7701 (Trust Fund); 240101 (APD Chief of Police); 5316001 (Equipment, \$1,000 - \$4,999); 1320000 (Chief Executive); 600234 (Federal-Rico); 69999 (Funding Source for Non-Capital Trust Projects); and for other purposes.

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

12-R-1253 ( 4) A Resolution by **Councilmembers Alex Wan and Aaron Watson** establishing the Peachtree Creek South Fork Relief Storage and Pumping Station Technical Advisory Committee for the purpose of assisting the City in reviewing proposed design and scope of work to ensure the use of best practices for construction management and storage tunnels being used; and for other purposes.

**REFERRED TO CITY UTILITIES COMMITTEE WITHOUT OBJECTION**

12-R-1254 ( 5) A Resolution by **Councilmembers Joyce M. Sheperd and Alex Wan** to request and authorize the City Auditor through the Audit Committee to assist the Community Development/Human Resources Committee in conducting an independent audit of the Office of Grants Management in its administration of CDBG Program; and for other purposes.

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

Council President Ceasar C. Mitchell Presided

**PERSONAL PAPERS (CONT'D)**

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

12-R-1255 ( 6) A Resolution by **Councilmember Felicia A. Moore** authorizing the Mayor to execute Amendment Number One to the agreement with Hogan Construction Group, LLC. for FC-5064, construction of Fire Station 28, on behalf of the Executive Offices-Office of Enterprise Assets Management to add additional funding for the construction of Fire Station 28; in an amount not to exceed One Hundred Eighty-One Thousand, Five Hundred Twenty-Five Dollars and No Cents (\$181,525.00); to be charged to and paid from Fund Account and Center Number 2703 (Northwest Atlanta TAD Fund) 040401 (EXE General Buildings & Plants-CIP) 5413004 (Buildings-CIP) 1565000 (Northwest Atlanta (Perry/Bolton) Fire Station Project); and for other purposes.

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

12-R-1257 ( 7) A Resolution by **Councilmembers Felicia A. Moore, Howard Shook and Yolanda Adrean** requesting the City Audit Committee to develop a request for proposal (RFP) for a dependent eligibility verification audit of health care and other benefits provided to employees and retirees of the City of Atlanta; and for other purposes.

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

12-R-1259 ( 8) A Resolution by **Councilmember H. Lamar Willis** authorizing the Mayor, on behalf of the Department of Corrections ("Department"), to execute an agreement for FC-5441, food services at the Atlanta Detention Center, in an amount not to exceed One Million One Hundred Thousand Dollars and No Cents (\$1,100,000.00), for the purpose of providing food, labor, supplies and materials necessary for the preparation of food for detainees in the Atlanta City Detention Center (ACDC). All contracted work shall be charged to and paid from; 7701 (Trust Fund), 090101 (Corr Commissioner of Corre), 5212001 (Consulting/Professional), 1320000 (Chief Executive), 200769 (Jail Fund Administration), 91491 (Jail Admin N Const 9996); and for other purposes.

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

Council President Ceasar C. Mitchell Presided

**PERSONAL PAPERS (CONT'D)**

**ORDINANCES/REFERRED**

- 12-O-1250 ( 1)      An Ordinance by **Councilmember Howard Shook** authorizing the application of \$1,113,976.00 in development impact fees already paid in connection with the redevelopment of property known as **3035 Peachtree Road, 3063 Peachtree Road and 262 Buckhead Avenue**, against development impact fees to be assessed on new development to be constructed at **3035 Peachtree Road, 3065 Peachtree Road, 3071 Peachtree Road, 3135 Peachtree Road, 262 Buckhead Avenue, 273 Buckhead Avenue, 288 East Paces Ferry Road, 310 East Paces Ferry Road and 250 Pharr Road** as multiple buildings on the same unified development project rather than on a parcel by parcel basis; and for other purposes.  
**REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE WITHOUT OBJECTION**
- 12-O-1251 ( 2)      An Ordinance by **Councilmember Cleta Winslow** to amend Chapter 10, Article II of the City of Atlanta Code of Ordinances, as amended, so as to create a new Section 10-93.2 authorizing certain retail establishments within the I-2 Zoning District t to sell alcohol beverages by the package when located in commercial shopping centers on Northside Drive where gasoline is sold at retail and where three or more retail establishments are located, and which meet other requirements; and for other purposes.  
**REFERRED TO PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE WITHOUT OBJECTION**
- 12-O-1252 ( 3)      An Ordinance by **Councilmembers Alex Wan and Aaron Watson** authorizing the Mayor or his designee to make Wessyngton Road, NE a three way stop where it intersects with Cumberland Road, NE; and for other purposes.  
**REFERRED TO TRANSPORTATION COMMITTEE WITHOUT OBJECTION**
- 12-O-1256 ( 4)      An Ordinance by **Councilmember Felicia A. Moore** to transfer Forty Two Thousand Dollars (\$42,000.00) from the District 9 Councilmember's non-departmental expense account to the Department of Public Works to be used to fund the resurfacing of SPAD Avenue, NW from Parrott Avenue to Wales Avenue.  
**REFERRED TO FINANCE/EXECUTIVE COMMITTEE WITHOUT OBJECTION**

Council President Ceasar C. Mitchell Presided

**PERSONAL PAPERS (CONT'D)**

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

- 12-O-1258 ( 5)      An Ordinance by **Councilmembers Carla Smith, Alex Wan and Kwanza Hall** amending Section 10-3 of the Code of Ordinances of the City of Atlanta in order to clarify that an alcohol license is not required where a premises hosts an event and/or function which is completely void of any commercial element, such as weddings and other wholly private functions, where the premises is not providing the alcohol; and for other purposes.  
**REFERRED TO PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE WITHOUT OBJECTION**
- 12-O-1260 ( 6)      An Ordinance by **Councilmember H. Lamar Willis** to amend Chapter 114, Personnel, Article "IV," Classification Plan of the Code of Ordinances, City of Atlanta, Georgia, so as to provide for certain position abolishments, creations, reclassifications, class abolishments, class creations, above entry authorizations, employee salary adjustments, salary grade amendments, position transfers; position funding allocation changes and other personnel actions in line with the 2013 budget; and for other purposes.  
**REFERRED TO FINANCE/EXECUTIVE COMMITTEE WITHOUT OBJECTION**
- 12-O-1261 ( 7)      An Ordinance by **Councilmember H. Lamar Willis** to amend Chapter 114, Personnel, Article "IV," Classification Plan of the Code of Ordinances, City of Atlanta, Georgia, so as to provide for position creations, reclassifications, class creations, above entry authorizations, position transfers; position funding allocation changes and other personnel actions for the Department of Human Resources in line with the 2013 budget; and for other purposes.  
**REFERRED TO FINANCE/EXECUTIVE COMMITTEE WITHOUT OBJECTION**

# **ADJOURNMENT**

Council President Ceasar C. Mitchell Presided

**ADJOURNMENT**

There being no further business to discuss, the September 04, 2012 meeting of the Atlanta City Council was adjourned at 5:19 p.m.

**ADJOURNMENT ROLL CALL: Council President Ceasar C. Mitchell (1); Councilmembers Smith, Hall, Young, Winslow, Shook, Adrean, Moore, Sheperd, Bond, Watson and Willis (11); the attendance of Councilmembers Archibong and Bottoms were not signified upon the adjourning roll call (2).**