

ATLANTA CITY COUNCIL

ACTION MINUTES

JANUARY 07, 2013

The Atlanta City Council held its Regularly Scheduled Meeting on Monday, January 07, 2013. The Meeting convened at 1:25 p.m. in Atlanta City Hall's Council Chamber. The roll was called and a quorum was declared.

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

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

The Honorable Carla Smith	The Honorable Yolanda Adrean
The Honorable Kwanza Hall *1:42	The Honorable Felicia A. Moore
The Honorable Ivory Young, Jr. *2:47	The Honorable C. T. Martin *2:00
The Honorable Cleta Winslow	The Honorable Keisha Bottoms *1:44
The Honorable Natalyn Archibong	The Honorable Joyce Sheperd
The Honorable Alex Wan	The Honorable H. Lamar Willis *1:44
The Honorable Howard Shook	

Councilmembers Michael Julian Bond and Aaron Watson were absent.

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

INVOCATION: Dr. Victor Pentz, Sr. Pastor of Peachtree Presbyterian Church gave the invocation.

PLEDGE OF ALLEGIANCE: In Unisom, 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 December 03, 2012** Regular Meeting were true and correct. The Minutes were **FILED** without objection.

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

PRESIDENT PRO TEMPORE APPOINTMENT: During this meeting, Council President Ceasar C. Mitchell appointed the President Pro Tempore for the year 2013. As per Section 2-37 of the Atlanta City Code of Ordinances,

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Councilmember Michael Julian Bond was accepted as the President Pro Tempore by a roll call vote of 12 yeas; (Councilmembers Smith, Hall, Winslow, Archibong, Wan, Shook, Adrean, Moore, Martin, Bottoms, Sheperd and Willis); 0 nays.

COMMUNICATIONS

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Council President Ceasar C. Mitchell Presided

COMMUNICATIONS

13-C-0001 (1) A Communication from **Ashish Gandhi, President, Student Government Association, Emory University, to Council President Ceasar C. Mitchell and Members of Council, submitting Ms. Shaunesse Jacobs** as their representative to serve as a member of the Student Safety Council Advisory Group.
REFERRED TO PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE AND COMMITTEE ON COUNCIL WITHOUT OBJECTION

13-C-0097 (2) A Communication by **Mayor Kasim Reed** re-appointing Ms. Justine Boyd to serve as an At-Large member of the Atlanta Housing Authority Board of Commissioners. This re-appointment is for a term of five (5) years, scheduled to begin on the date of Council confirmation.
REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE WITHOUT OBJECTION

13-C-0098 (3) A Communication from **Caroline Johnson Tanner, Chair, Board of Ethics, to Municipal Clerk Rhonda Dauphin Johnson,** submitting the League of Women Voter’s appointment of Ms. De’Lonn Brown to serve as a member of the City of Atlanta’s Board of Ethics. **(Does not require Council confirmation)**
FILED WITHOUT OBJECTION

13-C-0099 (4) A Communication by **Mayor Kasim Reed** appointing Mr. Michael L. Green to serve as a member of the Atlanta Fulton County Recreation Authority Board. This appointment is for a term of four (4) years, scheduled to begin on the date of Council confirmation.
REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE WITHOUT OBJECTION

13-C-0100 (5) A Communication by **Mayor Kasim Reed** re-appointing Mr. Imam Plemon T. El-Amin to serve as a member of the Atlanta Fulton County Recreation Authority Board. This re-appointment is for a term of four (4) years, scheduled to begin on the date of Council confirmation.
REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE WITHOUT OBJECTION

VETOED LEGISLATION

Council President Ceasar C. Mitchell Presided

VETOED LEGISLATION

NONE

UNFINISHED BUSINESS

Council President Ceasar C. Mitchell Presided

UNFINISHED BUSINESS

NONE

**CONSENT AGENDA
SECTION I**

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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: 12 Yeas (*Councilmembers Smith, Hall, Winslow, Archibong, Wan, Shook, Adrean, Moore, Martin, Bottoms, Sheperd and Willis*); **0 Nays.**

SECTION I

ORDINANCES FOR SECOND READING

TRANSPORTATION COMMITTEE

C. T. MARTIN, CHAIR

- 12-O-1140 (1) An Ordinance by **Councilmember Kwanza Hall as Substituted and Amended by Transportation Committee** to revise Taxicab Stands on the south side of Martin Luther King, Jr. Drive between Peachtree Street and Broad Street and to replace some of the Taxicab Stands with metered parking; and for other purposes. **(Public Hearing held 12/12/12)**
ADOPTED SUBSTITUTE AS AMENDED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS
- 12-O-1670 (2) An Ordinance by **Transportation Committee** authorizing the Chief Financial Officer to amend the FY 2013 [Airport Renewal and Extension Fund (5502) and Passenger Facility Charge Fund (5505)] Budgets, Department of Aviation, by adding to Anticipations and Appropriations Grant Funds in the total amount of \$10,000,000.00 from the Federal Aviation Administration, and transferring to and from Appropriations the amount of \$2,500,000.00 for the City's share in Grant Agreement 3-13-0008-105-2012, for the Project "Noise Mitigation Measures for properties within 65-75 LDN"; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS

Council President Ceasar C. Mitchell Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

ORDINANCES FOR SECOND READING (CONT'D)

TRANSPORTATION COMMITTEE (CONT'D)

C. T. MARTIN, CHAIR

- 12-O-1671 (3) An Ordinance by **Transportation Committee** authorizing the Chief Financial Officer to amend the FY 2013 [Airport Renewal and Extension Fund (5502)] Budget, Department of Aviation, by adding to anticipations and appropriations Grant Funds in the total amount of \$339,123.00 from the Federal Aviation Administration and transferring to and from Appropriations the amount of \$113,041.00 for the City's share in Grant Agreement 3-13-0008-106-2012, for the Project "VALE-Airport Vehicle Compressed Natural Gas Retrofit (18 Shuttle Buses)"; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS
- 12-O-1672 (4) An Ordinance by **Transportation Committee** authorizing the Chief Financial Officer to amend the FY 2013 [Airport Renewal and Extension Fund (5502)] Budget, Department of Aviation, by adding to Anticipations and Appropriations Grant Funds in the total amount of \$8,055,248.00 from the Federal Aviation Administration for Grant 3-13-0008-107-2012, for the Project "Runway 26R Runway Protection Zone Land Acquisition, Phase 2"; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS
- 12-O-1680 (5) An Ordinance by **Transportation Committee** to amend the Fiscal Year 2013 Airport Revenue Budget to add the amount of \$2,400.00 to be received from the National Arts Program Foundation in support of an Employee Art Exhibit at Hartsfield-Jackson Atlanta International Airport; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS
- 12-O-1822 (6) An Ordinance by **Councilmember Yolanda Adrean** to restrict parking near eastern driveway of a property located at 140 West Wieuca Road, NW; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS

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Council President Ceasar C. Mitchell Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

ORDINANCES FOR SECOND READING (CONT'D)

FINANCE/EXECUTIVE COMMITTEE

FELICIA A. MOORE, CHAIR

- 12-O-1673 (7) 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 the Chief Financial Officer to pay up to \$300,000.00, to the PATH Foundation as contribution for construction costs of the Southwest Atlanta BeltLine Connector Trail from Westwood to John A. White Park and authorizing acceptance of a donation of \$200,000.00 to the Project by the PATH Foundation on behalf of the Department of Parks, Recreation and Cultural Affairs; to be charged to and paid from the listed Fund, Department Organization and Account Number; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS
- 12-O-1819 (8) An Ordinance by **Councilmember Howard Shook as Substituted by Finance/Executive Committee** authorizing payment to Livable Buckhead in the amount of \$10,000.00 from the District 7 Councilmember carry forward in the Non-Departmental Reserves to assist with the 2013 Buckhead Eco Collection Event; and for other purposes.
ADOPTED SUBSTITUTE ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS
- 12-O-1821 (9) An Ordinance by **Councilmember Yolanda Adrean as Substituted by Finance/Executive Committee** authorizing payment to Livable Buckhead in the amount of \$10,000.00 from the District 8 Councilmember carry forward in the Non-Departmental Reserves to assist with the 2013 Buckhead Eco Collection Event; and for other purposes.
ADOPTED SUBSTITUTE ON CONSENT BY A ROLL CALL VOTE OF 12 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-1639 (10) An **Amended** Ordinance by **City Utilities Committee** authorizing the Chief Financial Officer to amend the FY 2013 (Water and Wastewater Renewal and Extension Fund) (5052) Budget in the amount of \$1,300,000.00; to transfer funds from the Water and Wastewater Renewal and Extension Fund Reserve Account (5052) and add to Appropriations for the funding of the Toilet Rebate Program; and for other purposes.
ADOPTED AS AMENDED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS
- 12-O-1640 (11) An Ordinance by **City Utilities Committee** authorizing the Chief Financial Officer to amend the FY 2013 (Water and Wastewater Renewal and Extension Fund) (5052) Budget in the amount \$97,667.00; to transfer funds from the Water and Wastewater Renewal and Extension Fund Reserve for Appropriations and add to Appropriations for Clear Creek CSO Improvements Project; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS
- 12-O-1720 (12) An Ordinance by **City Utilities Committee** authorizing the Chief Financial Officer to amend the FY 2013 (Water and Wastewater Renewal and Extension Fund) (5052) Budget in the amount of \$189,308,264.74; to anticipate and appropriate the transfer of equity closeout from the Water and Wastewater Revenue Fund (5051) to the Water and Wastewater Renewal and Extension Fund (5052); and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS

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Council President Ceasar C. Mitchell Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

ORDINANCES FOR SECOND READING (CONT'D)

COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE
JOYCE SHEPERD, CHAIR

12-O-1431 (13) An Ordinance by **Community Development/Human Resources**
CDP-12-19 **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 **792 Moreland Avenue** from the “Low
Density Residential” Land Use Designation to the “Low Density
Commercial” Land Use Designation (Z-12-31); and for other
purposes. **(CDP Public Hearing held 11/26/12)**

NPU-W

Council District 5

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

12-O-1653 (14) An Ordinance by **Community Development/Human Resources**
Committee amending the City of Atlanta Code of Ordinances
Sections 110-3 and 142-22 to expand the scope of fees related to
amenities and services offered by the Department of Parks,
Recreation and Cultural Affairs; and to direct that the revenue
from the fees be deposited into the accounts set forth herein; and
for other purposes.

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

RESOLUTIONS

TRANSPORTATION COMMITTEE
C. T. MARTIN, CHAIR

12-R-1772 (1) A Resolution by **Transportation Committee** authorizing the
Mayor to consent to a partial assignment of Lease Agreement for
space in the Consolidated Rental Car Facility from the Hertz
Corporation, a Delaware Corporation (“Hertz”) to Adreca Holding
Corporation for CONRAC Facility space allocated to Hertz and
operated by its subsidiary Simply Wheelz LLC as the Advantage
Rent A Car Brand; and for other purposes.

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

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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-1773 (2) A Resolution by **Transportation Committee** authorizing the Mayor to execute a Contractual Agreement with Flooring with Dimensions, LLC, d/b/a S L Gresham Company for Project Number FC-6114, Tech Campus Carpet Replacement in an amount not to exceed \$252,449.00. All Services will be charged to and paid from the PTAE0 and FDOA Numbers listed; and for other purposes.
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS**
- 12-R-1774 (3) A Resolution by **Transportation Committee** authorizing the Mayor to execute an Amendment to Master Concession Agreement (FC-6007000034) with Areas ARM Atlanta, JV for Retail Concessions 2007, Package No. 1 which authorizes an additional 4,220 square feet to its premises due to the Concourse C and Concourse D Midpoint Expansion Projects; and exercise the City's option to renew the Master Concession Agreement Three Years, expiring on September 30, 2018; to allow Areas ARM Atlanta, JV to fully amortize its investment to develop the additional space.
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS**
- 12-R-1775 (4) A Resolution by **Transportation Committee** authorizing the Mayor to execute Amendment No.1 to the Lease Agreement with Lufthansa Cargo, AG covering the occupancy and use of space located at the South Cargo Facility at Hartsfield-Jackson Atlanta International Airport; and for other purposes.
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS**

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Council President Ceasar C. Mitchell Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

RESOLUTIONS (CONT'D)

FINANCE/EXECUTIVE COMMITTEE

FELICIA A. MOORE, CHAIR

- 12-R-1769 (5) A Resolution by **Finance/Executive Committee** authorizing the Mayor to enter into an Agreement with Dell Marketing, L.P. via Cooperative Purchase Agreement No. COA-6334-PL, utilizing State of Georgia Contract No. SPD-SPD0000060-0006, on behalf of the Department of Watershed Management, to purchase software licenses and maintenance subscriptions for Microsoft True-Up in an amount not to exceed \$910,487.50; all contracted work shall be charged to and paid from the listed Fund, Department Organization and Account Numbers; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS
- 12-R-1770 (6) A **Substitute** Resolution by **Finance/Executive Committee** authorizing the Mayor or his designee to enter into Cooperative Purchasing Agreement, COA-6236-PL with SCANA Energy Marketing, Inc., utilizing State of Georgia Contract SWC80771-2 to purchase Natural Gas Interruptible Services pursuant to Section 2-1601 of the Procurement and Real Estate Code of the City of Atlanta on behalf of the Department of Watershed Management, in an amount not to exceed \$913,293.00; all contracted work shall be charged to and paid from the listed Fund, Department Organization and Account Numbers; and for other purposes.
ADOPTED SUBSTITUTE ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS
- 12-R-1771 (7) A Resolution by **Finance/Executive Committee** authorizing the Mayor or his designee to enter into Cooperative Purchasing Agreement Number COA-6361-PL pursuant to Section 2-1601 et seq. of the City of Atlanta Code of Ordinances, utilizing General Services Administration Contract Number GS-35F-4984H with International Business Machines Corporation, for the purchase of Mainframe Application Hosting on behalf of the City of Atlanta for the Department of Information Technology, in an amount not to exceed \$834,258.00 for six (6) months; all contracted work shall be charged to and paid from the listed Fund, Account and Organization Numbers; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 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-1823 (8) A Resolution by **Councilmember Michael Julian Bond** to authorize the City of Atlanta to accept monetary and in-kind contributions for the purchase and installation of plaques and/or statuary honoring Fire Station #16 and the City of Atlanta's First African-American Firefighters; to authorize the Chief Financial Officer to create a Trust Fund Account on behalf of the Fire Rescue Department for the deposit of monetary contributions received by the City of Atlanta in connection with the commemoration of Fire Station #16 and the City of Atlanta's First African-American Fire Fighters; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS

12-R-1824 (9) A Resolution by **Councilmember Michael Julian Bond** to authorize the City of Atlanta to accept monetary and in-kind contributions for the purchase and installation of streetscape furniture including but not limited to benches, streetlights and planters associated with the Martin Luther King, Jr. Drive, SW Linear Park from Northside Drive, SW to Joseph E. Lowery Boulevard, SW; to authorize the Chief Financial Officer to create a Trust Fund Account on behalf of the Department of Public Works for the deposit of monetary contributions received by the City of Atlanta in connection with the Martin Luther King, Jr. Drive, SW Linear Park from Northside Drive, SW to Joseph E. Lowery Boulevard, SW; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS

CITY UTILITIES COMMITTEE

NATALYN M. ARCHIBONG, CHAIR

12-R-1063 (10) An **Amended** Resolution by **City Utilities Committee** authorizing the Mayor or his designee to execute a Contract with SD&C, Inc., for FC-5295, East Atlanta Streetscape Project, Project Number CSSTP-0006-00(717), P. I. No. 0006717, on behalf of the Department of Public Works, in an amount not to exceed \$840,378.66; all contracted work shall be charged to and paid from Various Fund, Department Organization and Account Numbers; and for other purposes.
ADOPTED AS AMENDED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS

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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-1161 (11) A **Substitute** Resolution by **City Utilities Committee** authorizing the Mayor to enter into an agreement with Archer Western/Lewis Contracting, JV for FC-6260, Peachtree Creek South Fork Relief Storage and Pumping Station, on behalf of the Department of Watershed Management, in an amount not to exceed \$35,600,000.00; all contracted work will be charged to and paid from FDOA and PTAE0 Numbers listed; and for other purposes.
ADOPTED SUBSTITUTE ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS
- 12-R-1610 (12) A Resolution by **Councilmembers Ivory L. Young, Jr. and Michael J. Bond** authorizing the Mayor or his designee to execute a Contract with Tople Construction for FC-5821, Simpson Road Pedestrian Improvements Project, Project Number CSSTP-0006-00(573), P.I. No. 0006573, on behalf of the Department of Public Works, in an amount not to exceed \$1,295,435.15; 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 12 YEAS; 0 NAYS
- 12-R-1623 (13) A Resolution by **Councilmembers Clela Winslow and C. T. Martin as Amended by City Utilities Committee** authorizing the Mayor or his designee to execute a Contract with Cotangent Technical Services, LLC, for FC-5894, Ralph David Abernathy Streetscape Improvements Project, Project Number STP00-0004-00(461), P.I Number 0004461, on behalf of the Department of Public Works, in an amount not to exceed \$640,395.00; all contracted work shall be charged to and paid from Various Fund, Department, Organization and Account Numbers listed; and for other purposes.
ADOPTED AS AMENDED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS

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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-1760 (14) A Resolution by **City Utilities Committee** authorizing the Renewal No. 1 with United Consulting, Inc., for FC-4918B, Geotechnical, Environmental Engineering, Testing and Investing Services, on behalf of the Department of Planning and Community Development, Public Works, Parks, Recreation and Cultural Affairs and Watershed Management; all contracted work shall be charged to and paid from Various Fund, Department and Account Numbers and Funding Sources; and for other purposes.
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS**

COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE

JOYCE SHEPERD, CHAIR

- 12-R-1723 (15) A **Substitute** Resolution by **Community Development/Human Resources Committee** authorizing the Mayor to enter into a Lease and Services Agreement with the Garden Hills Pool and Park Association, Inc., for the purpose of operating the Garden Hills Swimming Pool, Community Center and Athletic Fields on behalf of the Department of Parks, Recreation and Cultural Affairs; and for other purposes.
**ADOPTED SUBSTITUTE ON CONSENT BY A ROLL CALL VOTE
OF 12 YEAS; 0 NAYS**
- 12-R-1762 (16) A Resolution by **Community Development/Human Resources Committee** authorizing the Mayor, on behalf of the City of Atlanta to enter into Amendment Number One the Agreement with the Habitat for Humanity in Atlanta, Inc., Project Number HM-11-36, for the purpose of extending the term of the Agreement so that the project may be completed; and for other purposes.
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS**

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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-1765 (17) A Resolution by **Public Safety and Legal Administration Committee** authorizing the settlement of all claims against the City of Atlanta in the case of Teeordieia Medea Lumpkin v. the City of Atlanta, Civil Action File No. 12CV199527, pending in Fulton County State Court, in the amount of \$290,000.00 (the "Settlement Amount"); authorizing said payment to be charged to and paid from the FDOA Numbers listed; authorizing the Chief Financial Officer to distribute the Settlement Amount; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS
- 12-R-1766 (18) A Resolution by **Public Safety and Legal Administration Committee** authorizing the settlement of all claims against the City of Atlanta in the case of Bernetta Travis v. the City of Atlanta, Civil Action File No. 2011-EV-012202, Fulton County State Court, in the total amount of \$60,000.00; authorizing said payment to be paid from the FDOA Numbers listed; authorizing the Chief Financial Officer to distribute the Settlement Amount; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS
- 12-R-1767 (19) A Resolution by **Public Safety and Legal Administration Committee** authorizing the settlement of all claims against the City of Atlanta in the case of Colleen Franklin v. the City of Atlanta, et al., Civil Action File No. 2011-EV-028418, pending in Fulton County Superior Court, in the amount of \$50,000.00 (the "Settlement Amount"); authorizing said payment to be charged to and paid from the FDOA Numbers listed; authorizing the Chief Financial Officer to distribute the Settlement Amount; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS

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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-1768 (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 Keith Lofton v. the City of Atlanta, Civil Action File No. 2011-EV-13025H, pending in Fulton County State Court, in the amount of \$20,000.00 (the "Settlement Amount"); authorizing said payment to be charged to and paid from the FDOA Numbers listed; authorizing the Chief Financial Officer to distribute the Settlement Amount; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS

Claims with favorable recommendations:

12-R-1777 (1) Claim of **Mary A. Lovelace (APD/04)**, for property damage alleged to have been sustained as a result of an automobile accident on September 16, 2012 at 1241 Metropolitan Parkway. **\$4,125.00**
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS

12-R-1778 (2) Claim of **Lovina Howard, through her attorney, Jack O. Morse (DPRCA/01)**, for damages alleged to have been sustained as a result of a vehicular accident on October 5, 2011 at 1835 Thomasville Drive. **\$3,500.00**
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS

12-R-1779 (3) Claim of **Marilyn Shanks, through her attorney, Robin Cogswell (DWM/01)**, for bodily injury allegedly sustained as a result of walking on an uncovered water meter box on November 14, 2011 at 1362 Boulevard. **\$3,200.00**
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS

12-R-1780 (4) Claim of **Britney Buice, through her attorney, Fred Lerner and ACS Recovery Services (APD/05)**, for bodily injury allegedly sustained as a result of a vehicular accident on November 14, 2011 at Memorial Drive at Warren Street. **\$3,059.34**
and 415.66
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS

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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-1781 (5) Claim of **Shaw-nay Crime (DPRCA/02)**, for property damage alleged to have been sustained as a result of an automobile accident on August 02, 2012 at Euclid and Alta Avenues.

\$2,899.03

**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS**

12-R-1782 (6) Claim of **Dawn L. Braswell (DWM/06)**, for property damage alleged to have been sustained as a result of driving over unsecured metal plates on September 24, 2012 at 845 East Morningside Drive, NE.

\$2,484.63

**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS**

12-R-1783 (7) Claim of **Dennis McCrary, through his attorney, David B. Hodgins (AFR/09)**, for bodily injury alleged to have been sustained as a result of an automobile accident on December 17, 2010 at 2315 Donald Lee Hollowell Parkway.

\$1,000.00

**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS**

12-R-1784 (8) Claim of **Evelyn Owens (DPW/NA)**, for property damage alleged to have been sustained from debris from a vehicle on August 7, 2012 at State Road 166 and Delowe Drive.

\$1,319.14

**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS**

Claims with unfavorable recommendations:

12-R-1785 (9) Claim of **Debra D. Turner, through her attorneys, Law Office of Hung Q. Nguyen & Associates, LLC. (NA/NA)**, for bodily injury alleged to have been sustained on a MARTA train on April 20, 2012 at 3350 Kensington Road, Avondale Estates, Georgia.

**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 12 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-1786 (10) Claim of **Great Northern Insurance, as subrogee of Samuel Austin (NA/NA)**, for property damage alleged to have been sustained as a result of an automobile accident on June 25, 2011 at West Wieuca Road and Roswell Road.
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS**
- 12-R-1787 (11) Claim of **Sabrina Smith, as parent and legal guardian of David Barber, a minor, through her attorney, Kaplan & Seifter, Attorneys at Law (NA/NA)**, for bodily injury alleged to have been sustained in an automobile accident on May 1, 2012 at Memorial Drive and Interstate 285.
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS**
- 12-R-1788 (12) Claim of **Zena Mitchell, through her attorneys, Skip Wilson, Attorney at Law, LLC (NA/NA)**, for bodily injury alleged to have been sustained from an automobile accident on March 21, 2012 at Rockbridge Road and Johnson Drive, Stone Mountain, Georgia.
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS**
- 12-R-1789 (13) Claim of **Christine Johnson, through her attorney, Chris Chima Nwachukwu, Nwachukwu Law Offices, P.C. (NA/02)**, for bodily injury alleged to have been sustained in an automobile accident on July 16, 2012 at Metropolitan Parkway and Ralph David Abernathy Boulevard.
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS**
- 12-R-1790 (14) Claim of **Latonya Johnson, on behalf of Sabrina Hickson, a minor, through her attorney, Morgan and Morgan (NA/03)**, for bodily injury alleged to have been sustained from a fall out of a window on October 21, 2011 at 225 James P. Brawley Drive, SW.
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 12 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-1791 (15) Claim of **Allen Breaux, through his attorneys, Morgan and Morgan (NA/07)**, for bodily injury alleged to have been sustained on May 6, 2012 at 3601 Piedmont Road.
**ADVERSE ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS**
- 12-R-1792 (16) Claim of **Laveena Dawson-Francis (NA/07)**, for bodily injury alleged to have been sustained as the result of walking into a construction area on March 4, 2012 at 2598 Browns Mill Road.
**ADVERSE ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS**
- 12-R-1793 (17) Claim of **Sally N. Gardner, through her attorney, Prakash D. Patel, Esq., Law Offices of Joshi & Patel, LLC (NA/10)**, for bodily injury alleged to have been sustained when dropped while being loaded into the ambulance on December 29, 2011 at Interstate 285 South at Interstate 20 East.
**ADVERSE ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS**
- 12-R-1794 (18) Claim of **Nyiko Thandiwe, through his attorney, Sharon D. Smith-Knox, Esq., Law Offices of Sharon D. Smith-Knox, LLC (NA/11)**, for property damage alleged to have been sustained when his vehicle was struck by an alleged City vehicle on February 1, 2012 at Boulevard Granada.
**ADVERSE ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS**
- 12-R-1795 (19) Claim of **Pierre Guirand, through his attorney, Lynnae Thandiwe (NA/11)**, for damages alleged to have been sustained as a result of a streetscape project being done in June 2012 at 2283 Cascade Road.
**ADVERSE ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS**

1/7/13 Action Minutes

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-1796 (20) Claim of **Allstate Insurance, as subrogee of Marsellias Shannon (NA/12)**, for property damage alleged to have been sustained in an automobile accident on August 13, 2012 at Sylvan Road and Dill Avenue.
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS**
- 12-R-1797 (21) Claim of **PJ & Associates, through their attorney, Scoggins Goodman (NA/12)**, for property damage allegedly sustained as a result of a sewer line upgrade on May 27, 2010 at 519 Cleveland Avenue.
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS**
- 12-R-1798 (22) Claim of **Sandra Beach (NA/05)**, for property damage allegedly sustained as a result of driving over a pothole on September 28, 2012 at 1366 Memorial Drive.
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS**
- 12-R-1799 (23) Claim of **Charles L. and Gail B. Livingston, through their attorney, Jed D. Manton, Harris Penn Lowry Delcampo, LLP (DOA/NA)**, for bodily injury alleged to have been sustained from an escalator incident on September 3, 2011 at Hartsfield-Jackson Atlanta International Airport, 8700 Spine Road.
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS**
- 12-R-1800 (24) Claim of **Heydi Pineda, through her attorney, Cruz & Associates, P.C. (DAO/NA)**, for bodily injury alleged to have been sustained from a trip-and-fall incident on November 20, 2011 at Hartsfield-Jackson Atlanta International Airport, 8700 Spine Road.
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS**

1/7/13 Action Minutes

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-1801 (25) Claim of **Ruth and Donald Eberlin, through their attorneys, J. Timothy Wooten and James W. Kiley, The Wooten Firm, LLC (DOA/NA)**, for bodily injury alleged to have been sustained from a trip-and-fall incident on July 5, 2012 at Hartsfield-Jackson Atlanta International Airport, 8700 Spine Road.
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS**
- 12-R-1802 (26) Claim of **Tavina N. Cox, through her attorney, Rita Tucker Williams, Williams & Associates, PC (DPW/02)**, for bodily injury alleged to have been sustained from an automobile accident on August 15, 2011 at Marietta Street and Bolton Road.
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS**
- 12-R-1803 (27) Claim of **Raymond Connolly (DPW/02)**, for property damage alleged to have been sustained from an automobile accident on August 21, 2011 at 341 Atlantis Avenue.
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS**
- 12-R-1804 (28) Claim of **Frances Kay Crawford, through her attorney, Henry R. Bauer, Jr. (DPW/03)**, for bodily injury alleged to have been sustained from a trip and fall incident on a sidewalk on March 27, 2010 at 502 Rhodes Street, NW.
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS**
- 12-R-1805 (29) Claim of **Courtney Marshall, through her attorney, Matthew H. Tully, Attorney at Law (DPW/11)**, for bodily injury alleged to have been sustained from an automobile accident on March 16, 2011 at Campbellton Road and Mt. Gilead Road.
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS**
- 12-R-1806 (30) Claim of **Joey Thomas (DPW/04)**, for bodily injury alleged to have been sustained as the result of a manhole on October 20, 2011 at 710 McDaniel Street.
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS**

1/7/13 Action Minutes

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-1807 (31) Claim of **Kimberly N. Nelson (DPW/04)**, for bodily injury alleged to have been sustained as the result of a manhole on October 19, 2011 at 83 Walton Street.
**ADVERSE ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS**
- 12-R-1808 (32) Claim of **Anita Warren (DPW/09)**, for property damage alleged to have been sustained from an automobile accident on May 10, 2011 at 1401 Gun Club Drive.
**ADVERSE ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS**
- 12-R-1809 (33) Claim of **Roni E. Cantrell (DWM/NA)**, for property damage alleged to have been sustained as the result of driving over a water vault on June 11, 2012 at Lake Forrest Drive and Northwood Drive.
**ADVERSE ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS**
- 12-R-1810 (34) Claim of **Brian K. Spencer (DWM/02)**, for property damage alleged to have been sustained as the result of a vehicle accident on July 10, 2012 at 2nd Avenue and Memorial Drive.
**ADVERSE ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS**
- 12-R-1811 (35) Claim of **Robert Richards (DWM/02)**, for property damages sustained as a result of striking a catch basin on June 29, 2012 at John Portman Boulevard at Peachtree Center Avenue.
**ADVERSE ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;
0 NAYS**
- 12-R-1812 (36) Claim of **Brian Moore (DWM/09)**, for property damages alleged to have been sustained as the result of installation of a water meter on September 1, 2011 at 2664 Ridgemore Place.
**ADVERSE ON CONSENT BY A ROLL CALL VOTE OF 12 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 (05) as follows, were Referred to the appropriate Committees by a single roll call vote of 12 yeas (Councilmembers Smith, Hall, Winslow, Archibong, Wan, Shook, Adrean, Moore, Martin, Bottoms, Sheperd and Willis); 0 nays.

- 12-O-1776 (1) An Ordinance by **Finance/Executive Committee** authorizing the Chief Financial Officer to amend the FY 2013 Capital Budget for Various Capital Funds in the aggregate amount of \$214,726,242.75 to transfer Appropriations from completed, cancelled, realigned, or postponed projects to Reserves at Hartsfield-Jackson Atlanta International Airport; and for other purposes.
REFERRED TO FINANCE/EXECUTIVE COMMITTEE BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS

CITY UTILITIES COMMITTEE

NATALYN M. ARCHIBONG, CHAIR

- 12-O-1761 (2) An Ordinance by **City Utilities Committee** to amend various Sections of Chapter 74, Article X of the City of Atlanta Code of Ordinances for the purpose of promoting Green Infrastructure and Runoff Reduction Practices; complying with the Metropolitan North Georgia Water Planning District's Model Post-Development Stormwater Management Ordinance; streamlining the permitting process; promoting maintenance of Stormwater Management Facilities; and for other purposes.
REFERRED TO CITY UTILITIES COMMITTEE BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS

PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE

MICHAEL J. BOND, CHAIR

- 12-O-1763 (3) An Ordinance by **Public Safety and Legal Administration Committee** amending the 2013 (Intergovernmental Grant Fund) Budget, Department of the Mayor, by adding to anticipations and appropriations in the amount of \$85,506.00 for the Weed and Seed Program; and for other purposes.
REFERRED TO PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE BY A ROLL CALL VOTE OF 12 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-1764 (4) An Ordinance by **Public Safety and Legal Administration Committee** amending the 2013 (Intergovernmental Grant Fund) Budget, Department of the Mayor, by adding to anticipations and appropriations in the amount of \$39,494.00 from the State of Georgia Governor's Office of Children and Families and \$25,448.00 from the City of Atlanta matching fund for the Intensive Surveillance Officer Program; and for other purposes.
REFERRED TO PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS
- 12-O-1825 (5) An Ordinance by **Public Safety and Legal Administration Committee** requiring the installation of carbon monoxide detectors and warning equipment in all public buildings within the corporate limits of the City of Atlanta; and for other purposes.
REFERRED TO PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS

COMMITTEE REPORTS

Council President Ceasar C. Mitchell Presided

COMMITTEE REPORTS

TRANSPORTATION COMMITTEE (1)

C. T. MARTIN, CHAIR

Attendance at the December 12, 2012 meeting of the Transportation Committee was as follows:

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

Absent: Councilmembers Archibong, Smith and Bonds

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

1/7/13 Action Minutes

Council President Ceasar C. Mitchell Presided

COMMITTEE REPORTS (CONT'D)

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

Attendance at the December 12, 2012 meeting of the Finance/Executive Committee was as follows:

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

Absent: None

REPORT

12-TR-1826 (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 YEAS; *(Councilmembers Smith, Hall, Winslow, Archibong, Wan, Shook, Adrean, Moore, Martin, Bottoms, Sheperd and Willis);* **0 NAYS**

ORDINANCE FOR SECOND READING

12-O-0397 (1) A **Substitute** Ordinance by **Finance/Executive Committee** to amend Chapter 78, Article III, Section 78-57(a)(1)(B), of the Code of Ordinances of the City of Atlanta, to correct the fee for Operational Permits for Storage of Liquid Propane Gas/Liquid Natural Gas and for the storage of other flammable and combustible liquids to establish a minimum permit fee of \$60.00 and a maximum permit fee of \$500.00; and for other purposes.

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

1/7/13 Action Minutes

Council President Ceasar C. Mitchell Presided

COMMITTEE REPORTS (CONT'D)

COMMITTEE ON COUNCIL (1) YOLANDA ADREAN, CHAIR

Due to the lack of a Quorum of the Committee on Council, the Regularly Scheduled meeting was held during the Full Council meeting.

Councilmember Moore made a Motion to enter Committee of the Whole to conduct the Committee on Council listed items. It was Seconded by Councilmember Shook and the Motion CARRIED by a roll call vote of 12 yeas; *(Councilmembers Smith, Hall, Winslow, Archibong, Wan, Shook, Adrean, Moore, Martin, Bottoms, Sheperd and Willis)*; 0 nays. Council then entered Committee of the Whole.

COMMITTEE OF THE WHOLE

COMMUNICATION

12-C-1638 (1) A Communication from **Mr. Anre D. Washington, President, Student Government Association, Morehouse College, to Council President Ceasar C. Mitchell and Members of Council**, appointing himself as their representative to serve as a member of the Student Safety Council Advisory Group. **(Favorable by Public Safety and Legal Administration Committee 12/11/12)**
APPROVED BY A ROLL CALL VOTE OF 11 YEAS; *(Councilmembers Smith, Hall, Winslow, Archibong, Wan, Shook, Adrean, Martin, Bottoms, Sheperd and Willis)*; **0 NAYS**

ORDINANCE FOR SECOND READING

12-O-1756 (1) An Ordinance by **Committee on Council** to authorize the Mayor to enter into a contract with Fulton County to conduct the 2013 City of Atlanta General Municipal Election and any Special Election(s) held in conjunction therewith on November 5, 2013 and if necessary, to conduct a City of Atlanta General Runoff Election to be held on December 3, 2013 or such other authorized date; to authorize the payment of expenses incurred under the contract in an amount not to exceed \$2,389,232.50; to appoint the Fulton County Board of Registration, and Elections, as Municipal Election Superintendent for the purpose of conducting said election, as Absentee Ballot Clerk and as Municipal Registrar; and for other purposes.
HELD BY A ROLL CALL VOTE OF 12 YEAS; *(Councilmembers Smith, Hall, Winslow, Archibong, Wan, Shook, Adrean, Moore, Martin, Bottoms, Sheperd and Willis)*; **0 NAYS**

Council President Ceasar C. Mitchell Presided

COMMITTEE REPORTS (CONT'D)

COMMITTEE ON COUNCIL (2)
YOLANDA ADREAN, CHAIR

Completing the Committee on Council agenda items in Committee of the Whole, A Motion was made by Councilmember Wan to re-enter Regular Session. It was Seconded by Councilmember Shook and the Motion CARRIED by a roll call vote of 12 yeas; (Councilmembers Smith, Hall, Winslow, Archibong, Wan, Shook, Adrean, Moore, Martin, Bottoms, Sheperd and Willis); 0 nays.

REGULAR SESSION

COMMUNICATION

12-C-1638 (1) A Communication from **Mr. Anre D. Washington, President, Student Government Association, Morehouse College, to Council President Ceasar C. Mitchell and Members of Council,** appointing himself as their representative to serve as a member of the Student Safety Council Advisory Group. **(Favorable by Public Safety and Legal Administration Committee 12/11/12)**
CONFIRMED BY A ROLL CALL VOTE OF 11 YEAS;
(Councilmembers Smith, Hall, Winslow, Archibong, Wan, Shook, Adrean, Moore, Martin, Sheperd 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 December 11, 2012 meeting of the City Utilities Committee was as follows:

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

Absent: Councilmember Smith

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 December 11, 2012 meeting of the Community Development/Human Resources Committee was as follows:

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

Absent: Councilmember Winslow

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

1/7/13 Action Minutes

Council President Ceasar C. Mitchell Presided

COMMITTEE REPORTS (CONT'D)

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

Attendance at the December 11, 2012 meeting of the Public Safety and Legal Administration Committee was as follows:

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

Absent: None

The Council's standing Public Safety and Legal Administration Committee did not deliver a report at this meeting.

Council President Ceasar C. Mitchell Presided

COMMITTEE REPORTS (CONT'D)

ZONING COMMITTEE (1)
ALEX WAN, CHAIR

Attendance at the December 12, 2012 meeting of the Zoning Committee was as follows:

Present: Councilmembers Wan (Chair), Shook, Willis and Young

Absent: Councilmembers Bottoms, Smith and Watson

ORDINANCE FOR SECOND READING

12-O-1149 (1) An Ordinance by **Councilmember Carla Smith** to rezone certain properties within the Moreland Avenue Livable Centers Initiative Study NPU-W from Various Districts to Various Districts to implement the Moreland Avenue LCI Study.
ADOPTED BY A ROLL CALL VOTE OF 11 YEAS;
(Councilmembers Smith, Hall, Winslow, Archibong, Wan, Shook, Adrean, Moore, Martin, Bottoms and Willis); **0 NAYS**

Note: Subsequent to adoption of Ordinance 12-O-1149, Councilmember Smith made a Motion to Send Ordinance 12-O-1149 to the Mayor's Office Post Haste with the implied request that the Mayor take immediate action regarding this item. The Smith Motion was properly Seconded and CARRIED by a roll call vote of 12 yeas; (Smith, Hall, Winslow, Archibong, Wan, Shook, Adrean, Moore, Martin, Bottoms, Sheperd and Willis); 0 nays.

PERSONAL PAPERS

1/7/13 Action Minutes

Council President Ceasar C. Mitchell Presided

PERSONAL PAPERS

RESOLUTION/ADOPTED

13-R-0034 (1) A Resolution by **Councilmember Natalyn M. Archibong** authorizing the Mayor or his designee to accept the donation of the use of a conference center from Zoo Atlanta, valued at Seven Hundred and Fifty Dollars (\$750.00), for use by District Five Council Member to host a small business seminar on Thursday, January 24, 2013; and for other purposes.

Councilmember Archibong made a Motion to Adopt Resolution 13-R-0034. It was Seconded by Councilmember Wan and the Motion CARRIED by a roll call vote of 12 yeas; 0 nays.

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

ORDINANCES/REFERRED

13-O-0103 (1) An Ordinance by **Councilmember Kwanza Hall** authorizing the Mayor or his designee to convert 18th Street, NE from a one-way street to a two-way street between Spring Street and West Peachtree Street, NE; and for other purposes.

REFERRED TO TRANSPORTATION COMMITTEE WITHOUT OBJECTION

13-O-0104 (2) An Ordinance by **Councilmember Clela Winslow** transferring funds from the Department of Fire and Rescue to the Executive Offices-Office of Enterprise Assets Management to provide funding for Architectural Engineering and Design Services for the assessment, programming, schematic design, construction documents, design development and design standards for the construction of Fire Station #7 in an amount not to exceed Five Hundred Thousand Dollars and Zero Cents (\$500,000.00); and for other purposes.

REFERRED TO FINANCE/EXECUTIVE COMMITTEE WITHOUT OBJECTION

1/7/13 Action Minutes

Council President Ceasar C. Mitchell Presided

PERSONAL PAPERS (CONT'D)

RESOLUTIONS/REFERRED

13-R-0102 (1) A Resolution by **Councilmember Ivory Lee Young, Jr.** authorizing the Mayor, or his designee, to enter into an agreement with Dynasty Capital Partners, in an amount not to exceed Two Hundred and Eighty-Five Thousand Dollars and No Cents (\$285,000.00); for the purpose of Mixed-Use Development at Vine City MARTA Station and the surrounding area; to be charged to and paid from PNG Project: 10210375 PNG Task; 101 PNG Award 270221842 Expenditure 5212001 ORG COA; and for other purposes.

REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE WITHOUT OBJECTION

13-R-0105 (2) A Resolution by **Councilmember Clea Winslow** authorizing the Mayor to enter into Amendment Number 1 with Kissberg Construction, Inc. for FC-5683-Citywide Demolition Services on behalf of the Executive Offices-Office of Enterprise Assets Management to add the site and funding for the Fire Department for the abatement of asbestos, lead and mold removal at Fire Station #7 in an amount not to exceed Five Hundred Thousand Dollars and No Cents (\$500,000.00). All work to be charged to and paid from PATEO 23211200 (AFR Facilities Repair & Maintenance), Task 302 (Roofing Repairs), 350322037 (Repurposed Bond Proceeds), 5414002 (Facilities Other Than Bldg/Infrastructure), and FDOA 3503 (Capital Finance) 230101 (AFR Chief of Fire & Rescue) 5999999 (Projects and Grants), 1320000 (Chief Executive) 211200 (AFR Facilities Repair & Maintenance) 22037 (Repurposed Bond Proceeds) - \$500,000.00; and for other purposes.

REFERRED TO FINANCE/EXECUTIVE COMMITTEE WITHOUT OBJECTION

13-R-0106 (3) A Resolution by **Councilmember Clea Winslow** authorizing the Mayor on behalf of the Executive Offices-Office of Enterprise Assets Management to issue a Task Order with Atlanta Service Group for FC-4906B-Architectural Engineering and Design Services for the assessment, programming, schematic design and construction documents and design development for the construction of Fire Station Number 7 in an amount not to exceed Five Hundred Thousand Dollars and No Cents (\$500,000.00). All work to be charged to and paid from 1001 (General Fund), Department ORG 040416 (Capital Projects), Account 5212001 (Consultant/Professional), Function Activity 1512000 (Accounting) (\$500,000.00); 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)

13-R-0107 (4)

A Resolution by **Councilmembers H. Lamar Willis, Keisha Lance Bottoms, Joyce M. Sheperd, Cleta Winslow, Kwanza Hall and Ivory Lee Young, Jr.** establishing the City of Atlanta Downtown Development Technical Advisory Group (DDTAG), for the purpose of creating a comprehensive master plan for Downtown Atlanta, and to research and identify future development opportunities for Downtown Atlanta; and for other purposes.

REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE WITHOUT OBJECTION

ADJOURNMENT

1/7/13 Action Minutes

Council President Ceasar C. Mitchell Presided

ADJOURNMENT

There being no further business to discuss, the January 07, 2013 meeting of the Atlanta City Council was adjourned at 2:52 p.m.

ADJOURNMENT ROLL CALL: Council President Ceasar C. Mitchell (1); Councilmembers Smith, Hall, Young, Winslow, Archibong, Wan, Shook, Adrean, Moore, Martin, Bottoms, Sheperd and Willis (13).