

ATLANTA CITY COUNCIL

ACTION MINUTES

MAY 06, 2013

The Atlanta City Council held its Regularly Scheduled Meeting on Monday, May 06, 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. The Honorable Acting Council President Pro Tempore Yolanda Adrean presided a portion of the meeting.

Attendance: The following (15) voting members were present at the Meeting:

The Honorable Carla Smith *1:30	The Honorable Yolanda Adrean
The Honorable Kwanza Hall	The Honorable Felicia A. Moore
The Honorable Ivory Young, Jr. *1:30	The Honorable C. T. Martin
The Honorable Cleta Winslow *3:08	The Honorable Keisha Bottoms
The Honorable Natalyn Archibong *3:08	The Honorable Joyce Sheperd *3:11
The Honorable Alex Wan *1:30	The Honorable Michael Bond
The Honorable Howard Shook	The Honorable Aaron Watson
	The Honorable H. Lamar Willis

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

INVOCATION: Reverend Charles Bell Fischer, III of St. Paul's Episcopal 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 April 15, 2013** Regular Meeting were true and correct. The Minutes were **FILED** without objection.

ADOPTION OF AGENDA: Councilmember Yolanda Adrean made a **Motion** to **Amend** the Agenda by moving the Standing Committee of Zoning to report first. It was properly Seconded and the Motion **CARRIED** by a roll call vote of **13 yeas;** *(Councilmembers Smith, Hall, Young, Winslow, Archibong, Wan, Shook, Adrean, Moore, Bottoms, Sheperd Bond and Willis); 0 nays.* Following, **Councilmember Alex Wan** made a Motion to **Adopt as Amended.** It was Seconded by Councilmember Shook and

CARRIED by a roll call vote of **13 yeas;** (Councilmembers Smith, Hall, Young, Winslow, Archibong, Wan, Shook, Adrean, Moore, Bottoms, Sheperd Bond and Willis); **0 nays.**

COMMUNICATIONS

COMMUNICATIONS

- 13-C-5000 (1) A Communication from **James Bond, Ex-President, People TV Board of Directors**, submitting the Boards' appointment of Charles Rick Clear to serve as a member of the People TV Board of Directors to fill the unexpired term of Stacey A. Wiggins who resigned.
FILED WITHOUT OBJECTION
- 13-C-5001 (2) A Communication from **Fred Williams, Chair, Audit Committee** submitting the Performance Audit Report regarding the E911 Communications Center.
REFERRED TO PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE AND COMMITTEE ON COUNCIL WITHOUT OBJECTION
- 13-C-5002 (3) A Communication by **Mayor Kasim Reed** appointing Mr. Antavius M. Weems to serve as a Procurement Hearing Officer for the City of Atlanta. This appointment is for a term of two (2) years, scheduled to begin on the date of Council confirmation.
REFERRED TO FINANCE/EXECUTIVE COMMITTEE AND COMMITTEE ON COUNCIL WITHOUT OBJECTION
- 13-C-5003 (4) A Communication by **Mayor Kasim Reed** appointing Mrs. Evelyn D. Brown to serve as a member of the Atlanta Commission on Aging. 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 AND COMMITTEE ON COUNCIL WITHOUT OBJECTION
- 13-C-5004 (5) A Communication by **Mayor Kasim Reed** appointing Ms. Vernetta Keith Nuriddin to serve as a member of the Atlanta Human Relations Commission. This appointment is for a term of three (3) years, scheduled to begin on the date of Council confirmation.
REFERRED TO COMMITTEE ON COUNCIL WITHOUT OBJECTION
- 13-C-5005 (6) A Communication by **Councilmembers C. T. Martin, District 10; Felicia A. Moore, District 9; Keisha Lance Bottoms, District 11; Joyce M. Sheperd, District 12 and H. Lamar Willis, Post 3 At-Large** re-appointing Dr. Marie R. Metze to serve as a member of the BeltLine Tax Allocation District (TAD) Advisory Committee.
REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE AND COMMITTEE ON COUNCIL WITHOUT OBJECTION

VETOED LEGISLATION

VETOED LEGISLATION

NONE

UNFINISHED BUSINESS

UNFINISHED BUSINESS

NONE

**CONSENT AGENDA
SECTION I**

CONSENT AGENDA

There was no separate discussion of the following items with the exception of item 13-O-0638 which was removed from the Consent Agenda, and considered separately per Rules for the Conduct of Business of the Council of the City of Atlanta (As Amended), Rule XI; Order of Business, SECTION 11.2; Consent Agenda.

CONSENT AGENDA SECTION I, as follows, received Favorable Recommendations in each Committee and all items were collectively Adopted by a single roll call vote in accordance with Section 11.2 of the Rules of Council as follows: 14 Yeas *(Councilmembers Smith, Hall, Young, Winslow, Archibong, Wan, Shook, Adrean, Moore, Martin, Bottoms, Sheperd, Bond and Willis); 0 Nays.*

SECTION I

ORDINANCE(S) FOR SECOND READING

FINANCE/EXECUTIVE COMMITTEE

Felicia A. Moore, Chair

- (13-O-0629) (1) - An Ordinance by **Councilmember Alex Wan** as **Amended** by Finance/Executive Committee to Authorize the Contribution of Funds from the District 6 Council Member's Carry-Forward in the Non-Departmental Reserves to Contribute to Neighborhood Jazz at McCatchey Park in the Amount of \$5,000.00, and for Other Purposes.

ADOPTED AS AMENDED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS

- (13-O-0643) (2) - An Ordinance by **Councilmembers C. T. Martin and Keisha Lance Bottoms** to amend Chapter 114, Personnel, Article "IV", Pay Plan Of the Code of Ordinances, City Of Atlanta, Georgia, so as to provide for certain positions in the classified and unclassified service to receive incentive pay for Bilingual Proficiency; and for other purposes.

ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS

CITY UTILITIES COMMITTEE

Howard Shook, Chair

- (13-O-0119) (3) - A **Substitute** Ordinance by **City Utilities Committee** amending Chapter 154 of the City of Atlanta Code of Ordinances for the purpose of establishing the City of Atlanta Care and Conserve Grant Program, together with applicable provisions governing the program; authorizing the use of certain water and sewer revenues for the purpose of funding the Care and Conserve Program; and for other purposes. (substituted and held 2/12/13 for further review)

ADOPTED SUBSTITUTE ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS

COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE

Joyce Sheperd, Chair

(13-O-0632) (4) - An Ordinance by **Councilmember Natalyn M. Archibong** authorizing the Commissioner Of the Department of Parks, Recreation And Cultural Affairs, on behalf of the City Of Atlanta and the Mayor, to waive Chapter 110, Section 110-3 (C) Atlanta Cyclorama Admissions and Chapter 38, Cemeteries, of the Code of Ordinances, Article II, Municipal Cemeteries, Division 2. Oakland Cemetery, Section 38-45, Schedule Of Charges for Guided Tours, so as to allow 75 residents of District 5 to visit the Oakland Cemetery on Saturday, July 20, 2013 and Sunday, July 21, 2013, and to allow 75 residents of District 5 to visit the Atlanta Cyclorama without charge on Saturday, July 20, 2013 in conjunction with the organizing plans for the "Battle of Atlanta" Celebration scheduled on those dates; and For other purposes.

ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS

(13-O-0639) (5) - An Ordinance by **Councilmember Carla Smith** Authorizing the Mayor or His Designee, on Behalf of the City of Atlanta, to Waive the Provisions Contained In Chapter 110, Article I, Section 110-3 (C) Entitled "Atlanta Cyclorama Admissions" of the City of Atlanta Code Of Ordinances and Specifically Waiving the Admission Fee So as To allow for Active Military Members and Up to Five Family members Admission Without Charge from Memorial Day Weekend, May 25, 2013 Until Labor Day Weekend, September 2, 2013, In conjunction with the Blue Star Museum Program; and for Other purposes.

ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS

PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE

Michael Julian Bond, Chair

(13-O-0638) (6) - An ordinance by **Councilmember Carla Smith** to amend Chapter 10, Article II, Section 10- 92 (B) Of The City Of Atlanta Code Of Ordinances so as to provide an exemption from the distance requirements listed in section 10-88.1 for package stores licensed to sell malt beverages and/or wine by the package; and for other purposes.

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

SEE PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE REPORT

(13-O-0640) (7) - An Ordinance by **Councilmember Michael J. Bond** To Amend § 98- a (c) of the code of ordinances of the City Of Atlanta, Georgia (Criminal Justice Coordinating Council) so as to change the membership of the Criminal Justice Coordinating Council (1) by designating the associate judges of the municipal court as ex officio nonvoting members and (2) to provide for the service of

designees on behalf of members serving by virtue of his or her office; to waive conflicting ordinances and code sections; and for other purposes.

ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS

- (13-O-0648) (8) - An Ordinance by **Councilmember C. T. Martin** 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, May 27, 2013 (Memorial Day), 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 14 YEAS; 0 NAYS

TRANSPORTATION COMMITTEE

C. T. Martin, Chair

- (13-O-0592) (9) - An Ordinance by **Transportation Committee** Amending the FY2013 Airport Renewal and Extension Fund (5502) and Airport Passenger Facility Charge Fund (5505) Budgets by Transferring to and from Appropriations the Amount of \$2,500,000.00 to Provide Funding for Various Projects at Hartsfield-Jackson Atlanta International Airport; and for Other Purposes.

ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS

- (13-O-0628) (10) - An Ordinance by **Council Member Alex Wan** Authorizing the Mayor or His Designee to Allow Left Turns at the Intersection of Piedmont Road, NE and Piedmont Circle, NE on Weekends; and for Other Purposes.

ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS

- (13-O-0630) (11) - An Ordinance by **Councilmember Natalyn Mosby Archibong** Authorizing the Mayor or His Designee to Make the Intersections of Brownwood Avenue, SE and Portland Street, SE; Brownwood Avenue, SE and Emerson Street, SE and Brownwood Avenue, SE and Pendleton Street, SE, All Way Stops in the East Atlanta Neighborhood; and for Other Purposes.

ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS

RESOLUTION(S)

FINANCE/EXECUTIVE COMMITTEE

Felicia A. Moore, Chair

- 13-R-3091 (1) - A Resolution by **Finance/Executive Committee** Authorizing the Chief Financial Officer, on Behalf of the City of Atlanta, to Add Additional Funding Sources, to Agreement FC-5374, a Cooperative Purchasing Agreement with Peach State Umpires Association, LLC Utilizing the State of Georgia, County of Clayton Annual Contract Rfp #10-28 Pursuant to Article X Division 15 of the Procurement

and Real Estate Code of the City of Atlanta Code of Ordinances, for the Purpose of Officiating Services for the Office of Recreation on Behalf of the Department of Parks, Recreation and Cultural Affairs, in an Amount Not to Exceed One Hundred Fifty Thousand Dollars and No Cents (\$150,000.00) Per Year; With All Contracted Work Being Charged to and Paid From: 7701 (Trust Fund) 140303 (Prc Summer Program) 5311001 (Supplies Consumable) 6190000 (Special Facilities) 600239 (Youth Athletics Program) 69999 (Non Capital Trust) and 1001 (General Fund) 140301 (Prc Recreation Administration) 5212001 (Consulting/Professional Services) 6110000 (Cultural/Recreation Admin); 1001 (General Fund) 140348 (Prc Athletic Programs) 5212001 (Consulting/Professional Services) 6120000 (Cultural/Recreation Admin); And for Other Purposes.

ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS

13-R-3092 (2) -

A Resolution by **Finance/Executive Committee** Authorizing the Mayor or His Designee to Enter into Cooperative Purchasing Agreement Number COA-6650-PL, Pursuant to Section 2-1602 Et Seq. of the City of Atlanta Code of Ordinances, with Dell Marketing L.P., Utilizing State of Georgia Contract Number SWC 90813-01 to Purchase Storage Space Hardware, Software, Licensing, Installation, and Implementation Services with Three (3) Years of Support Needed for the Virtual Server Farm and System Consolidation Initiative, on Behalf of the Department of Information Technology, in an Amount Not to Exceed Three Hundred Twenty Thousand, Nine Hundred Sixty Dollars and Ninety-Six Cents (\$320,960.96), All Contracted Work to be Charged to and Paid from Funding Numbers Listed Herein; and for Other Purposes.

ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS

13-R-3094 (3) -

A Resolution by **Finance/Executive Committee** Authorizing the Mayor, on Behalf of the City of Atlanta to Enter into Renewal Number 1 to the Cooperative Purchasing Agreements with AFA Southeast, Inc., for Fc-5783 (A); Carter Brothers, LLC., for Fc-5783(B); Convergent Technologies, LLC., Fc-5783 (C); Onepath Systems, LLC., for Fc-5783 (D); Dh Pace Systems Integration Fc-5783 (E); PHB Security Services, LLC., FC-5783 (F); for the Purpose of Providing Security Systems Services on Behalf of the Department of Parks Recreation and Cultural Affairs in an Amount Not to Exceed One Hundred Fifty Thousand Dollars and No Cents (\$150,000.00) Per Year with All Contracted Work Being Charged to and Paid From: 7701 (Trust Fund) 140364 (Recreation Ctr Operations) 5212001 (Consulting/Professional) 6190000 (Special Facilities) 600384 (Centers of Hope) 69999 (Funding Source for Non Ca); 1001 (General Fund) 140201 (Prc-Park Maintenance) 5212001 (Consulting/Professional Services) 6210000 (Parks Administration) and 3501(Park Improvement Fund) 140106 (Prc Park Design) 5222003 (Repair and Maintenance) 6220000 (Park Areas); and for Other Purposes.

ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS; 0

NAYS

- 13-R-3095 (4) - A Resolution by **Finance/Executive Committee** Authorizing the Mayor, on Behalf of the City of Atlanta to Enter into Renewal Number 1 to the Cooperative Purchasing Agreements with AFA Southeast, Inc., for Fc-5784 (A); Carter Brothers, LLC., for Fc-5784(B); Convergent Technologies, LLC., Fc-5784 (C); Onepath Systems, LLC., for Fc-5784 (D); Dh Pace Systems Integration Fc-5784 (E); PHB Security Services, LLC., Fc-5784 (F); for the Purpose of Providing Fire Alarm Services on Behalf of the Department of Parks Recreation and Cultural Affairs in an Amount Not to Exceed Fifty Thousand Dollars and No Cents (\$50,000.00) Per Year with All Contracted Work Being Charged to and Paid From: 7701 (Trust Fund) 140364 (Recreation Ctr Operations) 5212001 (Consulting/Professional) 6190000 (Special Facilities) 600384 (Centers of Hope) 69999 (Funding Source for Non Ca); 1001 (General Fund) 140201 (Prc-Park Maintenance) 5212001 (Consulting/Professional Services) 6210000 (Parks Administration) and 3501(Park Improvement Fund) 140106 (Prc Park Design) 5222003 (Repair and Maintenance) 6220000 (Park Areas); and for Other Purposes.

ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS; 0

NAYS

- 13-R-3096 (5) - A Resolution by **Finance/Executive Committee** Authorizing the Mayor, on Behalf of the City of Atlanta to Enter into Renewal Number 1 to the Cooperative Purchasing Agreements with Ace Electric, Inc. for Fc-5782(A); Action Electrical & Mechanical Contractors for Fc-5782(B); Capital City Electrical Services for Fc-5782(C); Donald Camp, Inc., for Fc-5782(D); E. Ray Britton Electrical Services, Inc., for FC-5782(E); GC&E for Fc-5782(F); M.C. Dean, Inc. for Fc-5782(G); MWI Electrical Contractors, Inc., for Fc-5782(H); and R.B. Communications, Inc., for Fc-5782(I) for the Purpose of Providing Electrical Services, on Behalf of the Department of Parks, Recreation and Cultural Affairs In an Amount Not to Exceed One Hundred Thousand Dollars and No Cents (\$100,000.00) Per Year with All Contracted Work Being Charged to and Paid From: 1001 (General Fund) 140201 (Prc-Park Maintenance) 5212001 (Consulting/Professional Services) 6210000 (Parks Administration); 3501 (Park Improvement Fund) 140106 (Prc Park Design) 5222003 (Repair and Maintenance) 6220000(Park Areas) and 1001 (General Fund) 140301 (Prc Recreation Administration) 5212001 (Consultant/Professional Services) 6110000 (Recreation Administration); and for Other Purposes.

ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS; 0

NAYS

- 13-R-3097 (6) - A Resolution by **Finance/Executive Committee** Authorizing the Mayor to Execute Sole Source Agreement Fc-6592 with AT&T Corporation, National Information Systems ("AT&T"), for Services to Identify and Analyze Telecommunications Data Proprietary to

AT&T, in Support of Law Enforcement Efforts, on Behalf of the Atlanta Police Department, in an Amount Not to Exceed Four Hundred Forty Thousand, Eight Hundred Ninety Dollars (\$440,890); All Costs Shall be Charged to and Paid from a High Intensity Drug Trafficking Area (“HIDTA”) Grant from the Office of National Drug Control Policy (“ONDCP”): from 2501 (Intergovernmental Grant Fund); 240101 (General Ledger Department: APD Chief of Police; 5212001 (Expense Account: Consulting/Professional Services); 1320000 (Function Activity Number: Chief Executive); 211339 (General Ledger Project: HIDTA 2012-2013); 32054 (General Ledger Funding Source: HIDTA 2012-2013); and for Other Purposes.

ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS

- 13-R-3093 (7) - A Resolution by **Finance/Executive Committee** Authorizing the Municipal Clerk to Place a Public Advertisement in a Newspaper of General Circulation, Depicting the Tax Digest Millage Rate, Tax Levy and Other Information Required Per Section 48-5-32 of the O.C.G.A., and for Other Purposes.

ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS

- 13-R-3098 (8) - A Resolution by **Finance/Executive Committee** Authorizing the Mayor, or His Designee, on Behalf of the City of Atlanta to Enter into the Appropriate Contractual Agreement, Fc-6632, Pursuant to §2-1601 Et Seq. of the City of Atlanta Code of Ordinances with Roadway Management, Inc., Utilizing Rockdale County Contract Number 12-26 for Microsurfacing Services on Behalf of the Department of Public Works, in an Amount Not to Exceed Two Hundred Fifty Thousand Dollars and No Cents (\$250,000.00); with All Contracted Work to be Charged to and Paid from FDOA: 1001 (General Fund) 130306 (DPW Roadways & Walkways – Hill Street) 5212001 (Professional/Consulting Services) 4220000 (Roadways & Walkways); and for Other Purposes.

ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS

- 13-R-3100 (9) - A Resolution By **Finance/Executive Committee** A Resolution Authorizing The Mayor Or His Designee, On Behalf Of The City Of Atlanta, To Enter Into Agreement Fc-6579, Pursuant To City Of Atlanta Code Of Ordinances Article X, Section 2-1601 With Fieldturf Usa, Inc. Utilizing The Cooperative Purchasing Network (“TCPN”) Contract Number #R5176, For The Purpose Of Anderson Park Track And Field Improvements, In An Amount Not To Exceed One Million, Nine Hundred Seventy Three Thousand Eight Hundred Eight Six Dollars And Seventy Cents (\$1,973,886.75); With All Contracted Work Being Charged To And Paid From: \$200,000 From: 3501 (Park Improvement Fund) 140106 (Prc Parks Design) 5222003 (Repair & Maintenance-Other) 6220000 (Park Areas); \$568,250 From: 2201 (Community Development Block) 140106 (Prc Parks Design) 5222001 (Repair & Maintenance-Build) 6220000 (Park Areas); 111002 (Anderson Park Artificial) 31962 (CDBG 2011) PATEO: Project 14111002 (Anderson Park Artificial) Award 220131962 (CDBG 2011) Task 3914 (Anderson Park Turf);

\$300,000 From 2201 (Community Development Block) 140106 (Prc Park Design) 5222003 (Repair & Maintenance-Other) 6220000 (Park Areas) 111335 (Anderson Track 2012) 32036 (CDBG 2012) PATEO: Project 14111335 (Anderson Track 2012) Award 220132036 (CDBG 2012) Task 4170 (Anderson Track); \$305,636.75 From: 3129 (2005a Park Improvement Bo) 140106 (Prc Parks Design) 5222003 (Repair & Maintenance-Other) 6220000 (Park Areas) 100247 (Ground & Site Imprvs) 21230 (Ci.2005 A Park Imprv Bond 99) PATEO: Project 14100247 (Ground & Site Improvs) Award 312921230 (Ci.2005 A Park Imprv Bond 99) Task 101; \$600,000.00 From: 3129 (2005a Park Improvement Bo) 140106 (Prc Parks Design) 5222003 (Repair & Maintenance-Other) 6220000 (Park Areas) 100229 (Construction Of Bldgs) 21230 (Ci.2005 A Park Imprv Bond 99) PATEO: Project 14100229 (Construction Of Bldgs

ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS

- 13-R-3101 (10) - A Resolution by **Finance/Executive Committee** Authorizing the Mayor or His Designee to Exercise the Purchasing Option of Master Lease Agreement Number 257020 with CSI Leasing, Inc. for Desktop and Laptop Computers on Behalf of the Department of Information Technology in an Amount Not to Exceed \$109,500.00; All Contracted Supplies Shall be Charged to and Paid from Fund, Department Organization, Function Activity and Account Numbers Listed Herein; and for Other Purposes.

ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS

- 13-R-3106 (11) - A Resolution By **Finance Executive Committee** Authorizing the Mayor, on Behalf of the City of Atlanta to Enter into an Agreement FC-6575, Summer Food Service Program with G.A. Food Services of Pinellas County, Inc., in an Amount Not to Exceed \$475,000.00 Annually with a Term of Three (3) Years with the Option to Renew for Two (2) Additional Years in One (1) Year Increments, for the Purpose Implementing the City of Atlanta's Summer Food Service Program; to Paid from and Charged to the Accounts Listed Below; and for Other Purposes.

ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS

CITY UTILITIES COMMITTEE

Howard Shook, Chair

- 13-R-3003 (12) - An **Amended** Resolution by **City Utilities Committee** Authorizing Renewal No. 1 with Wade Coots Company, Inc. for FC- 5499, Annual Contract for Testing and Analysis of Large Water Meters, on Behalf of the Department of Watershed Management, in an Amount Not to Exceed (\$1,033,417.50); All Contracted Work Will be Charged to and Paid from Fund Department Organization and Account Number 5052 (Water and Wastewater Revenue and Extension Fund) 170202 (DWM Biosolids Treatment & Collections) 5414002 (Facilities Other Than Bldgs/Infrastructure - CIP) 4330000 (Sewage Collection and Disposal) and Project Task Award

Expenditure Organization Number 17100395 (J0803 Water Mains, Various Locations) Task (102) Award - 505221391 (Water and Wastewater Revenue and Extension Fund) 5414002 (Facilities Not Buildings-CIP) COA; and for Other Purposes.

ADOPTED AS AMENDED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS

13-R-3004 (13) - A Resolution by **City Utilities Committee** authorizing the Mayor, or his authorized designee, to execute a Memorandum of Understanding between the City of Hapeville and the City of Atlanta, as an Amendment to the Parties' 1979 Water Pollution Control Service Agreement, Related to Certain Operations and Maintenance Billing and Costs; and for other purposes.

ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS

13-R-3005 (14) - A Resolution by **City Utilities Committee** authorizing the Mayor, or his designee, to enter into Renewal Agreement Number 1 with Tag Grinding Services, Inc., for FC-5205, Yard Trimmings Diversion Program, on behalf of the Department of Public Works, in an amount not to exceed \$800,000.00; all contracted work to be charged to and paid from FDOA: 5401 (Solid Waste Services Revenue Fund) 130532 (DPW Yard Trimmings Processing) 5212001 (Consulting/Professional Services) 4585000 (Yard Trimming Collection Management); and for other purposes.

ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS

13-R-3006 (15) - A Resolution by **City Utilities Committee** authorizing the Mayor, or his designee, to enter into Amendment Agreement Number 11 with C.P. Richards Construction Company, Inc., for FC-4943A, Annual Contract to Construct Sidewalks, Driveways, Curbs, and Gutters, to include additional Unit Price Line Items for Recycled Concrete, on behalf of the Department of Public Works; and for other purposes.

ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS

13-R-3007 (16) - A Resolution by **City Utilities Committee** Authorizing the Mayor, or His Designee, to Enter into Amendment Agreement Number 12 with Precision 2000, Inc., for FC-4943C, Annual Contract to Construct Sidewalks, Driveways, Curbs and Gutters, to Include Additional Unit Price Line Items for Recycled Concrete, on Behalf of the Department of Public Works; and for Other Purposes.

ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS

13-R-3008 (17) - A Resolution by **City Utilities Committee** authorizing the Mayor, or his designee, to enter into Amendment Agreement Number 16 with SD&C, Inc., for FC-4943D, Annual Contract to Construct Sidewalks, Driveways, Curbs and Gutters, to include additional Unit Price Line Items for Recycled Concrete, on behalf of the Department of Public Works; and for other purposes.

ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS

- 13-R-3009 (18) - A Resolution by **City Utilities Committee** authorizing the Mayor, or his designee, to enter into Amendment Agreement Number 10 with Tople Construction, Inc., for FC-4943E, Annual Contract to Construct Sidewalks, Driveways, Curbs and Gutters, to include additional Unit Price Line Items for Recycled Concrete, on behalf of the Department of Public Works; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS
- 13-R-3010 (19) - A Resolution by **City Utilities Committee** authorizing the Mayor, or his designee, to issue a Task Order to Brown and Caldwell/Delon Hampton & Associates, Chartered, a Joint Venture, for FC-4906D, Architectural, Engineering, and Design Services, for Design Services for the SR154/Memorial Drive Corridor Project, on behalf of the Department of Public Works in an amount not to exceed \$437,350.00, on behalf of the Department of Public Works; all contracted work will be charged to and paid from Various Fund, Department, Organization, and Account Numbers; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS
- 13-R-3011 (20) - A Resolution by **City Utilities Committee** authorizing the Mayor, or his designee, to enter into the Appropriate Contractual Agreement with SD&C, Inc., for FC-5820, Ansley Park Pedestrian & Streetscape Project, Project Number CSTEE-0006-00(572), P.I. Number 0006572, on behalf of the Department of Public Works, in an amount not to \$1,057,815.00; all contracted work to be charged to and paid from Various Fund, Department, Organization and Account Numbers; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS
- 13-R-3013 (21) - A Resolution by **City Utilities Committee** Authorizing the Mayor, or His Designee, to Enter into the Appropriate Contractual Agreement with Precision 2000, Inc., for FC-5839, Southwest Atlanta Sidewalk Project, Project Number CSCMQ-0006-00(822), P.I. Number 0006822, on Behalf of the Department of Public Works, in an Amount Not to Exceed \$1,023,120.00; All Contracted Work to be Charged to and Paid from Various Fund, Department, Organization and Account Numbers; and for Other Purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS

COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE

Joyce Sheperd, Chair

- 13-R-3001 (23) - A Resolution by **Community Development/Human Resources Committee** authorizing the Mayor on behalf of the City of Atlanta to enter into an amendment to the agreement with Summech Community Development Corporation, Inc., for the purpose of modifying certain residential loan repayment provisions contained in the agreement; and for other purposes
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS

- 13-R-3002 (24) - A Resolution by **Community Development/Human Resources Committee** authorizing the Mayor, on Behalf of the City of Atlanta to Enter into a Contractual Agreement with Travelers Aid, Inc., for HOPWA Project, Hp-55, Travelers AID Emergency/Transitional Housing in the amount of \$720,872.11 for services for persons with HIV/AIDS; said services to be charged and paid from the PTAEOS listed; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS

PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE

Michael Julian Bond, Chair

- 13-R-3083 (25) - A Resolution by **Public Safety And Legal Administration Committee** A Resolution Authorizing The Settlement Of All Claims Against The City Of Atlanta In The Case Of Jessica Johnson V. City Of Atlanta, Civil Action File No. 2012ev016162c, Pending In Fulton County State Court, In The Amount Of \$16,000.00 (The "Settlement Amount"); Authorizing The Settlement Amount To Be Charged To And Paid From Fund 5051 (Water & Wastewater Revenue Fund), Center Number 170201 (Departmental); 5750002 (Account), And 4310000 (Functional Activity); Authorizing The Chief Financial Officer To Distribute The Settlement Amount; And For Other Purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS
- 13-R-3084 (26) - A Resolution by **Public Safety And Legal Administration Committee** A Resolution Authorizing The Settlement Of All Claims Against The City Of Atlanta In The Case Of Yvette Bacon V. City Of Atlanta, Civil Action File No. 2011ev013370a, Pending In Fulton County State Court, In The Amount Of \$75,000.00 (The "Settlement Amount"); Authorizing The Settlement Amount To Be Charged To And Paid From Fund 1001 (General Fund), Center Number 200101 (Non-Departmental), Account 5212005 (Litigation Expenses) And Functional Activity Number 151200 (Accounting); Authorizing The Chief Financial Officer To Distribute The Settlement Amount; And For Other Purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS
- 13-R-3102 (27) - A Resolution by **Public Safety And Legal Administration Committee** Authorizing The Settlement Of All Claims Against The City Of Atlanta In The Case Of Joseph Taplin V. City Of Atlanta, Civil Action File No. 2011ev013465d, Pending In Fulton County State Court, In The Amount Of \$183,000.00 (The "Settlement Amount"); Authorizing The Settlement Amount To Be Charged To And Paid From Fund 1001 (General Fund), Center Number 200101 (Non-Departmental), Account 5212005 (Litigation Expenses) And Functional Activity Number 151200 (Accounting); Authorizing The Chief Financial Officer To Distribute The Settlement Amount; And For Other Purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS

- 13-R-3103 (28) - A Resolution by **Public Safety And Legal Administration Committee** Authorizing the Settlement of All Claims Against the City of Atlanta in the Case of Beverly Ellis, Et Al. V. City of Atlanta, Civil Action File No. 2010-Cv-186947, Fulton County Superior Court, in the Total Amount of \$300,000.00; Authorizing \$200,000.00 to be Paid from 5051 (Water & Wastewater Revenue Fund) 170201 (DWM Wastewater Treatment) 5750002 (Property Liquidation) and 4310000 (Sanitary Administration); \$100,000.00 from Fund 1001 (General Fund) Center Number 200101 (Non Departmental) Account 5212005 (Litigation Expenses) and 1512000 (Accounting); Authorizing the Chief Financial Officer to Distribute the Total Settlement Amount; and for Other Purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS
- 13-R-3104 (29) - A Resolution by **Public Safety And Legal Administration Committee** Authorizing the City Attorney to Engage Outside Counsel Specializing in the Practice of Criminal Law in Connection with the Defense of Elected Officials or City Employees Who, in the Course of Their Official Duties, Become Subject to Criminal Proceedings Which Have Not Been Initiated by Any Local, State or Federal Law Enforcement Agency; and for Other Purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS

TRANSPORTATION COMMITTEE*C. T. Martin, Chair*

- 13-R-3085 (30) - A Resolution by **Transportation Committee** Authorizing the Mayor to Execute an Agreement with Cleveland Electric Company, Inc., for Project Number FC-6366, Replacement of Main Electrical Distribution Equipment for North Cargo Building 3400, at Hartsfield-Jackson Atlanta International Airport in an Amount Not to Exceed \$296,411.00. All Services Will be Charged to and Paid from PTAE0: 18111304 (Other Facility Projects) D0750012 (North Cargo Switchgear Replacement) 550291249 (DOA R N E 9999) 5414002 (Facilities Other Than Bldgs) and FDOA: 5502 (Airport Renewal and Extension Fund) 180201 (DOA Aviation Capital Planning & Development) 5414002 (Facilities Other Than Bldgs) 7563000 (Airport) 111304 (Other Facility Projects) 91249 (DOA R N E 9999); and for Other Purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS
- 13-R-3086 (31) - A Resolution by **Transportation Committee** Authorizing the Mayor to Execute Renewal Agreement No. 3 with Exelis, Inc. Doing Business as ITT Exelis for the Noise and Operations Monitoring System at Hartsfield-Jackson Atlanta International Airport, in an Amount Not to Exceed \$115,369.69; All Services Will be Charged to and Paid from FDOA 5501 (Airport Revenue Fund) 180209 (Environmental) 5212001 (Consulting/Professional Services) 756300 (Airport); and for Other Purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS

- 13-R-3087 (32) - A Resolution by **Transportation Committee** Authorizing the Mayor to Execute an Agreement with McCarthy Improvement Company/Terrell Material Company, a Joint Venture for Project Number FC-6368, Ramp 5 & 6 Pavement Replacement in an Amount Not to Exceed \$5,795,655.00. All Services Will be Charged to and Paid from PTAE0: 18111300 (Airfield Projects) D0201013 (Ramp 5 & 6 Pavement Replacement) 550591336 (DOA PFC Revenue 96AA) 5414002 (Facilities Other Than Bldgs) and FDOA: 5505 (Airport Passenger Facility Charge Fund) 180201 (DOA Aviation Capital Planning & Development) 5414002 (Facilities Other Than Bldgs) 7563000 (Airport) 111300 (Airfield Projects) 91336 (DOA PFC Revenue 96AA); and for Other Purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS
- 13-R-3088 (33) - A Resolution by **Transportation Committee** Authorizing the Mayor to Execute an Agreement with McCarthy Improvement Company/Terrell Material Company, a Joint Venture for Project Number FC-6450, Taxiway Pavement Replacement - Phase I in an Amount Not to Exceed \$5,740,120.00. All Services Will be Charged to and Paid from PTAE0: 18111300 (Airfield Projects) D0290014 (Taxiway Pavement Replacement Ph 1) 550591336 (DOA PFC Revenue 96Aa) 5414002 (Facilities Other Than Bldgs) and FDOA: 5505 (Airport Passenger Facility Charge Fund) 180201 (DOA Aviation Capital Planning & Development) 5414002 (Facilities Other Than Bldgs) 7563000 (Airport) 111300 (Airfield Projects) 91336 (DOA PFC Revenue 96AA); and for Other Purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS
- 13-R-3089 (34) - A Resolution by **Transportation Committee** Authorizing the Mayor to Execute Amendment No. 26 to the Central Passenger Terminal Complex (“CPTC”) Agreement and Lease with Delta Air Lines, Inc., (“Delta”) Covering Payment to Delta of Up to \$1,384,816.33 for Approximately 4,005 Square Feet of Space Constructed by Delta, the Addition of Approximately 1,429 Square Feet of Space to Delta’s Preferential Leased Premises and the Payment by Delta of \$3,589.71 Per Month through the Term of the CPTC Lease as Extended for the Additional Premises. All Payments to Delta Will be Charged to and Paid from PTAE0: 18101172 (Security Improvements) 105 (Task) 550591336 (DOA PFC Revenue 96AA) 5414002 (Facilities Other Than Bldgs) and FDOA 5505 (Airport Passenger Facility Charge Fund) 180201 (DOA Aviation Capital Planning & Development) 5414002 (Facilities Other Than Bldgs) 7563000 (Airport) 101172 (Security Improvements) 91336 (DOA PFC Revenue 96AA); and for Other Purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS
- 13-R-3090 (35) - A Resolution by **Transportation Committee** Authorizing an Increase in the Amount the City is Authorized to Reimburse Porsche Cars North America, Inc. for Constructing a Storm Water Solution at Hartsfield-Jackson Atlanta International Airport Pursuant to an Amended and Restated Easement Agreement Between the City of Atlanta and Airport Station, LLC Dated May

11, 2012, for Costs by Adding \$50,000.00, for a Total Not to Exceed \$325,000.00, to be Charged to and Paid from FDOA 5502 (Airport Renewal and Extension Fund) 180201 (DOA Aviation Capital Planning and Development) 5411001 (Land) 7563000 (Airport); and for Other Purposes.

ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 14 YEARS; 0 NAYS

PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE

FAVORABLE CLAIMS

Michael Julian Bond, Chair

13-R-3014 (36) - For Damage(S) Alleged to Have Been Sustained as a Result of a Vehicular Accident on September 21, 2011 at Memorial Drive at Wilkinson Drive.

CLAIM OF: Allstate

As subrogee of Jamese Parker

P.O. Box 660636

Dallas, TX 75266

\$3,935.84

ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 14 YEARS; 0 NAYS

13-R-3015 (37) - For Damage(S) Alleged to Have Been Sustained as a Result of an Automobile Accident on December 29, 2012 at Donald Lee Hollowell Parkway and Ozburn Road.

CLAIM OF: Travelers Indemnity Company as subrogee of Jake Jones

P.O. Box 3022

Fall River, Massachusetts 02721

\$1,393.92

ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 14 YEARS; 0 NAYS

13-R-3016 (38) - For Property Damage Alleged to Have Been Sustained as a Result of Driving Over a Water Valve on February 6, 2013 at 1026 Ponce De Leon Avenue.

CLAIM OF: MARK J. HEROLD

1090 Oakdale Road, N.E.

Atlanta, Georgia 30307

\$668.95

ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS

13-R-3017 (39) - For Property Damage Alleged to Have Been Sustained as a Result of an Automobile Accident on July 31, 2012 at Forsyth and Whitehall Street.

CLAIM Liberty Mutual as subrogee of Timothy L. and
OF: Virginia C. Owens

1400 S. Highway Drive

Fenton, Missouri 63026

\$1,557.82

ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS

13-R-3018 (40) - For Damage(S) Alleged to Have Been Sustained as a Result of a Vehicular Accident on June 23, 2011 at Interstate 285 Eastbound at Moreland Avenue Exit.

CLAIM OF: State Farm Insurance Company

As subrogee of Ruth Johnson

P.O. Box 10003

Duluth, GA 30096

\$892.95

ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS

13-R-3019 (41) - For Damage(S) Alleged to Have Been Sustained as a Result of a Vehicular Accident on July 30, 2012 at West Lake Avenue and Tiger Flowers Drive.

CLAIM OF: ValMed, LLC

Attn: Alberto Vivanco

6555 Sugarloaf Parkway, Suite 307-206

Duluth, GA 30097

\$1,127.11

ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS

13-R-3020 (42) - For Property Damage Alleged to Have Been Sustained as a Result of an Automobile Accident on March 21, 2012 at 2325 Marietta Boulevard.

CLAIM Progressive Insurance as subrogee of Pearlie M.
OF: Bolston

P.O. Box 512929

Los Angeles, California 90051

\$1,370.90

ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS

13-R-3021 (43) - For Property Damage Alleged to Have Been Sustained as a Result of an Automobile Accident on August 09, 2012 at Joseph E. Boone Boulevard and Walnut Street.

CLAIM Nationwide Property and Casualty Insurance
OF: Company, as

subrogee of Jetterson Phipps and Enterprise Rent -
A- Car

Systems, Inc.

One Nationwide Gateway, Department 5867

Des Moines, Iowa 50391

\$4069.54

ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS

13-R-3022 (44) - For Damage(S) Alleged to Have Been Sustained as a Result of a Vehicular Accident on July 17, 2011 at Interstate 285 West Riverside Drive Exit.

CLAIM OF: State Farm Insurance Company

as subrogee of Tracy Carver

P.O. Box 2371

Bloomington, IL 61702

\$2,445.00

ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS

- 13-R-3023 (45) - For Damage(S) Alleged to Have Been Sustained as a Result of a Sewer Back-Up on August 24, 2012 at 686 Indigo Lane.
CLAIM OF: William Mitchell

686 Indigo Lane

Atlanta, GA 30318

\$10,000.00

ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS

- 13-R-3024 (46) - For Property Damage Alleged to Have Been Sustained as a Result of an Automobile Accident on December 14, 2012 on Washington Street.

CLAIM Progressive Mountain Insurance as subrogee of
OF: Kamlesh

Verma

P.O. Box 512929

Los Angeles, California 90051

\$4,415.20

ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS

- 13-R-3025 (47) - For Damage(S) Alleged to Have Been Sustained as a Result of Walking on an Uncovered Water Meter Box on May 7, 2011 at 859 Spring Street.

CLAIM OF: Coretta Whipple

Through her attorney Ted Echols

123 East Atlanta Road, Suite 100

Stockbridge, GA 30281

\$7,200.00

ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS

- 13-R-3026 (48) - For Bodily Injury Alleged to Have Been Sustained from an Automobile Accident on June 18, 2012 at 2422 Donald Lee Hollowell Parkway.

CLAIM OF: JENNIFER GILBERT, THROUGH HER

ATTORNEY, DANIEL F. CASTRO

CASTRO LAW

5 Concourse Parkway

Suite 2225

Atlanta, Georgia 30328

\$9,200.00

ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS

13-R-3027 (49) - For Property Damage Alleged to Have Been Sustained as a Result of an Automobile Accident on December 17, 2010 at Peachtree and Piedmont Roads.

CLAIM OF: USAA as subrogee of Charles M. Williams

P.O. Box 659476

San Antonio, Texas 78265

\$3,354.93

ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS

13-R-3028 (50) - For Property Damage Alleged to Have Been Sustained as a Result of an Automobile Accident on June 20, 2012 at Northside Drive and Thurmond Street

CLAIM OF: Sedgwick Claims Management Services as subrogee of

American Express and Tyler Smith

P.O. Box 94853

Cleveland, Ohio 44101

\$5,866.73

ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS

13-R-3029 (51) - For Property Damage Alleged to Have Been Sustained as a Result of an Automobile Accident on October 17, 2012 at 330 Martin Luther King Jr. Drive

CLAIM OF: Gary Bernard Flowers and Tiffanie Lavae Flowers

11761 Fairway Overlook

Fayetteville, GA 30215

\$575.98

ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS

- 13-R-3030 (52) - For Property Damage Alleged to Have Been Sustained as a Result of an Automobile Accident on June 19, 2012 at Ellis and Peachtree Streets.

CLAIM OF: Barbara W. Cash

532 21st Street, NE

Washington, DC 20002

\$2,348.48

ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS

- 13-R-3031 (53) - For Property Damage Alleged to Have Been Sustained as a Result of an Automobile Accident on November 17, 2012 at 5148 Old National Highway.

CLAIM OF: MetLife Auto & Home as subrogee of Vincent Mizell

P.O. box 1503

Latham, New York 12110

\$1,468.89

ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS

- 13-R-3032 (54) - For Personal Injury Alleged to Have Been Sustained as a Result of Stepping in an Open Water Meter on March 29, 2011 at 1017 Martin Luther King Drive.

CLAIM OF TEAKIUS COUSINS

THROUGH HIS ATTORNEY

JASON AND BRADLEY

350 Memorial Drive

Stone Mountain, Georgia 30083

\$8,000.00

ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS

- 13-R-3033 (55) - For Damage(S) Alleged to Have Been Sustained as a Result of a Vehicular Accident on April 10, 2011 at 1650 West Lake Avenue.
CLAIM OF: Sherry Rivers

through her attorney Daniel Jason

5050 Memorial Drive

Stone Mountain, GA 30083

\$7,200.00

ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS

- 13-R-3042 (56) - For Property Damage Alleged to Have Been Sustained as a Result of an Automobile Accident on October 01, 2012 at Marietta Street and North Avenue.

CLAIM Progressive Premier Insurance as subrogee of Holly
OF: B.

Krysiak

P.O. Box 512929

Los Angeles, California 90051

\$1,732.12

ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS

PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE

UNFAVORABLE CLAIMS

Michael Julian Bond, Chair

- 13-R-3034 (57) - For Property Damage Alleged to Have Been Sustained as a Result of Driving Over a Manhole on November 25, 2012 at Sawtell Avenue and Charleston Avenue.

CLAIM OF: FRANK STREETER

1994 Bentcreek Way, S.W.

Atlanta, Georgia 30310

ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS

- 13-R-3035 (58) - For Damage Alleged to Have Been Sustained as a Result of a Water Main Break on June 21, 2011 at 2909 Diana Drive.
CLAIM OF: CYNTHIA DAVIS

2909 Diana Drive

Atlanta, Georgia 30315

**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS**

- 13-R-3036 (59) - For Property Damage Alleged to Have Been Sustained from Improvements on September 9, 2011 at 1870 Campbellton Road.
CLAIM OF: INTERLINE BRANDS, INC. D/B/A BARNETT,

THROUGH THEIR ATTORNEY,

RACHELSON AND WHITE

Suite 1875

Three Ravinia Drive

Atlanta, Georgia 30346

**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS**

- 13-R-3037 (60) - For Property Damage Alleged to Have Been Sustained as the Result of Driving Over a Pothole on February 2, 2013 on I-285 Southbound Ramp from Camp Creek Parkway Eastbound, East Point Georgia.

JEFFERY KEEN

6556 Katie Lane

Morrow, Georgia 30266

**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS**

- 13-R-3038 (61) - For Property Damage Alleged to Have Been Sustained as the Result of an Automobile Accident on December 7, 2011 at 1123 Ralph David Abernathy Boulevard.
CLAIM OF: TRAVELERS INSURANCE AS SUBROGEE OF

BROWN MEDICAL ASSOCIATES

P.O. Box 2954

Milwaukee, Wisconsin 53201-2954

**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS**

- 13-R-3039 (62) - For Bodily Injury Alleged to Have Been Sustained from a Slip-And-Fall Incident on August 19, 2012 at Hartsfield-Jackson Atlanta International Airport, 8700 Spine Road.

CLAIM OF: JO CUDNIK

THROUGH HER ATTORNEY

THE STRICKLAND FIRM

191 Roswell Street

Marietta, GA 30060

**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS**

- 13-R-3040 (63) - For Bodily Injury Allegedly Sustained as a Result of a Vehicular Accident on February 1, 2012 at 1959 Metropolitan Parkway.

CLAIM OF: Theodore Brown

Through his attorney Steve Cuzdey

3775 Mansell Road

Alpharetta, GA 30022

**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS**

- 13-R-3041 (64) - For Bodily Injury Alleged to Have Been Sustained as the Result of Auto Accident on January 7, 2011 on I-20 Boulevard Westbound Exit Ramp.

CLAIM OF: TIMOTHY WARD

THROUGH HIS ATTORNEY

KENNETH S. NUGENT, P.C.

4227 Pleasant Hill Road

Building 11

Suite 300

Duluth, Georgia

**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS**

- 13-R-3043 (65) - For Damage(S) Alleged to Have Been Sustained as a Result of a Vehicular Accident on March 6, 2012 at Martin Luther King, Jr. Drive at Paschal Boulevard.

CLAIM OF: Nationwide Insurance Company

As subrogee of Doris Fuller

P.O. Box 30000

Raleigh, NC 27622

**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS**

- 13-R-3044 (66) - For Damage(S) Alleged to Have Been Sustained as a Result of Driving Over a Pothole on January 28, 2013 at 846 Lake Avenue.

CLAIM OF: Bobby Grant

2002 Mclendon Avenue

Atlanta, GA 30307

**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS**

- 13-R-3045 (67) - For Property Damage Alleged to Have Been Sustained as the Result of a Fallen Tree on January 31, 2013 on State Route 166 Westbound at Greenbriar Parkway.

CLAIM OF: EDWARD EDWARDS

1860 Brandywine Street

Atlanta, Georgia 30310

**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS**

- 13-R-3046 (68) - For Bodily Injuries Alleged to Have Been Sustained from a Fall on an Escalator on October 25, 2012 at Hartsfield-Jackson Atlanta International Airport, 8700 Spine Road.

CLAIM OF: ALVA BERNICE LOWRANCE

THROUGH HER ATTORNEY

SCOTT J. HARRISION

MORGAN & MORGAN

191 Peachtree Street, Suite 4200

Atlanta, GA 30303

**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS**

- 13-R-3047 (69) - For Damage(S) Alleged to Have Been Sustained as a Result of a Sewer Back-Up on July 13, 2012 at 2369 Colorado Trail.
CLAIM OF: Adam Nagel

4430 Wadegreen Road, Suite 180-134

Kennesaw, GA 30144

**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS**

- 13-R-3048 (70) - For Damage(S) Alleged to Have Been Sustained as a Result of Walking into an Uncovered Water Meter Box on August 12, 2011 at Linden Avenue at Peachtree Street.
CLAIM OF: The Hartford

as subrogee of Bark Bark, LLC

P.O. Box 14473

Lexington, KY 40512-4473

**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS**

- 13-R-3049 (71) - For Property Damage Alleged to Have Been Sustained as the Result of a Metal Plate on June 28, 2011 at 660 Boulevard.
CLAIM OF: ROBERT L. WEESE

811 Juniper Street

Atlanta, Georgia 30122

**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS**

- 13-R-3050 (72) - For Damage(S) Alleged to Have Been Sustained as a Result of Driving Over a Pothole on February 11, 2013 at 3802 Roswell Road.
CLAIM OF: Scott Peters

5520 Claire Rose Lane

Atlanta, GA 30327

**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS**

13-R-3051 (73) - For Bodily Injury Alleged to Have Been Sustained from a Fall on October 4, 2012 at Hartsfield-Jackson International Airport, 8700 Spine Road

CLAIM OF: HANNAH E. THAL

THROUGH HER ATTORNEY

B. LEE ELAM, P.A.

101 E. Lumsden Road

Brandon, Florida 33511

**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS**

13-R-3052 (74) - For Damage(S) Alleged to Have Been Sustained as a Result of a Sewer Back-Up on December 9, 2011 at 82 West Lake Avenue.

CLAIM OF: Paul Lane

3648 Peachtree Road, 2Q

Atlanta, GA 30319

**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS**

13-R-3053 (75) - For Damage(S) Alleged to Have Been Sustained as a Result of Walking into an Uncovered Water Meter Box on January 24, 2012 at 420 7Th Street.

CLAIM OF: Leslie Nielsen

through her attorney Adam N. Struletz, LLC

P.O. Box 723666

Atlanta, GA 31139

**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS**

- 13-R-3054 (76) - For Damage(S) Alleged to Have Been Sustained as a Result of a Sewer Back-Up on January 16, 2013 at 3670 Narron Drive.
CLAIM OF: Deborah Wortham

3670 Narron Drive

Atlanta, GA 30331

**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS**

- 13-R-3055 (77) - For Damage(S) Alleged to Have Been Sustained as a Result of Walking into an Uncovered Fire Hydrant Line on May 9, 2012 at Beckwith Street at Joseph E. Lowery Boulevard.
CLAIM OF: Wendy Brown

554 Joseph E. Lowery Boulevard

Atlanta, GA 30314

**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS**

- 13-R-3056 (78) - For Damages Alleged to Have Been Sustained from a Wrongful Termination.
CLAIM OF: HOLLY LOY SMITH

THROUGH HER ATTORNEY

S. PAUL SMITH

SMITH & KATZ, P.C.

5883 Glenridge Drive, NE

Suite 160

Atlanta, Georgia 30328

**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS**

- 13-R-3057 (79) - For Damage(S) Alleged to Have Been Sustained as a Result of a Trip and Fall on July 28, 2012 at Centennial Olympic Park Drive at Baker Street.
CLAIM OF: Linda Dennis

1336 White Drive

Charleston, SC 29407

ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;

0 NAYS

- 13-R-3058 (80) - For Property Damage Alleged to Have Been Sustained from Driving Over a Pot Hole from December 1, 2012 through January 1, 2013 at Interstate 285 Eastbound and Cascade Road.
CLAIM OF: DAPHNE V. COLLINS

2631 Santa Monica Drive

Atlanta, Georgia 30318

**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS**

- 13-R-3059 (81) - For Damage(S) Alleged to Have Been Sustained as a Result of an Arrest on January 20, 2013 at 371 Corvair Drive.
CLAIM OF: Amanda Little

371 Corvair Drive

Atlanta, GA 30354

**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS**

- 13-R-3060 (82) - For Damage(S) Alleged to Have Been Sustained as a Result of an Unsecured Construction Cut on December 17, 2012 at 327 Edgewood Avenue.
CLAIM OF: Wayne Harris

3272 Tiara Circle

Atlanta, GA 30311

**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS**

- 13-R-3061 (83) - For Damages Alleged to Have Been Sustained from a Police Incident on December 12, 2012 at 950 Joseph E. Lowery Boulevard.
CLAIM OF: JAMES PITTS

616 Center Hill Avenue

Atlanta, GA 30318

**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS**

- 13-R-3062 (84) - For Damage(S) Alleged to Have Been Sustained as a Result of a Severed Irrigation Line During Sidewalk Installation on February 17, 2012 at 1876 DeFoor Avenue.
CLAIM OF: HR Properties

Attn: Melody Rowland

3715 Northside parkway, Suite 4-350

Atlanta, GA 30327

**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS**

- 13-R-3063 (85) - For Property Damage Alleged to Have Been Sustained as a Result of a Motor Vehicle Accident on November 10, 2012 at Athens Highway and Rosebud Road.
CLAIM OF: Allstate Insurance as subrogee of Kamini Patel

3800 Electric Road

Roanoke, Virginia 24018

**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS**

- 13-R-3064 (86) - For Damage(S) Alleged to Have Been Sustained as a Result of Driving Over an Unsecured Metal Plate on October 29, 2011 at 3113 Lenox Road.
CLAIM OF: Amber Dukes

3727 Peachtree Road, #8

Atlanta, GA 30319

**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS**

- 13-R-3065 (87) - For Bodily Injury Alleged to Have Been Sustained on October 1, 2012 at 174 Georgia Avenue (Georgia Avenue Highrise).
CLAIM OF: ADRIA MORGAN,

THROUGH HER ATTORNEYS

JOEL H. ROTH

MONTLICK & ASSOCIATES, P.C.

17 Executive Park Drive, Suite 300

Atlanta, Georgia 30329

**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS**

- 13-R-3066 (88) - For Bodily Injury Alleged to Have Been Sustained as a Result of a Motor Vehicle Accident on September 19, 2012 on Ralph David Abernathy Boulevard.

CLAIM Laverne Palmer, through her attorney Neil Flit, Law
OF: Offices

of Neil Flit

3355 Lenox Road, Suite 750

Atlanta, GA 30326

**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS**

- 13-R-3067 (89) - For Damage(S) Alleged to Have Been Sustained as a Result of Severing a Phone Line on September 23, 2011 at 2261 Fairway Circle.

CLAIM OF: AT & T

through their attorney James Anderson

5855 Sandy Springs Circle, Suite 130

Atlanta, GA 30328

**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS**

- 13-R-3068 (90) - For Property Damage Alleged to Have Been Sustained as a Result of a Motor Vehicle Accident on February 23, 2013 at 3600 Northside Drive.

CLAIM OF: Sylvia Friedman

3160 Howell Mill Road, Apt. 425

Atlanta, GA 30327

**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS**

13-R-3069 (91) - For Property Damages Alleged to Have Been Sustained from Flooding on January 24, 2010 and May 3, 2010 at 1271 Avondale Avenue.

CLAIM OF: DAVID HANDLEY

THROUGH HIS ATTORNEYS

KOPELMAN SITTON LAW GROUP

950 East Paces Ferry Road

Atlanta, Georgia 30326

**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS**

13-R-3070 (92) - For Property Damage(S) Alleged to Have Been Sustained When His Vehicle was Struck by an Alleged City Vehicle on October 18, 2012 on Peachtree Center Avenue.

CLAIM OF: Veolia Transportation

720 E. Butterfield Road

Lombard, Illinois 60148

**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS**

13-R-3071 (93) - For Damage(S) Alleged to Have Been Sustained as a Result of an Unsecured Construction Cut on December 17, 2012 at 327 Edgewood Avenue.

CLAIM OF: Valeria Porter

4953 Warmstone Way

Smyrna, GA 30080

**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS**

13-R-3072 (94) - For Bodily Injury Alleged to Have Been Sustained as a Result of a Motor Vehicle Accident on December 7, 2011 at 1123 Ralph D. Abernathy Boulevard.

CLAIM OF: Garry Davis, through his attorney Neil Flit, Esq.,

Law Offices of Neil Flit

3355 Lenox Road, Suite 750

Atlanta, GA 30326

**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS**

- 13-R-3073 (95) - For Bodily Injury Alleged to Have Been Sustained from an Automobile Accident Involving a MARTA Bus on July 17, 2012 at Park Place and Leland Terrace.
CLAIM OF: SHEA WRIGHT

THROUGH HER ATTORNEY,

THE LAW OFFICES OF

MICHAEL LAWSON NEFF, P.C.

Resurgens Plaza

945 E. Paces Ferry Road

Suite 1770

Atlanta, Georgia 31406

**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS**

- 13-R-3074 (96) - For Bodily Injury Alleged to Have Been Sustained from a Motor Vehicle Accident on December 5, 2011 at Interstate 20 West and Joseph E. Lowery.
CLAIM OF: Kimberlyn Shaw-Mallory through her attorney Kevin C.

Ford, Attorney at Law

P.O. Box 550229

Atlanta, GA 30355

**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS**

- 13-R-3075 (97) - For Damage(S) Alleged to Have Been Sustained as a Result of an Arrest on August 26, 2012 at 3050 Cheshire Bridge Road.
CLAIM OF: JAY BERGER THROUGH HIS ATTORNEY

G. BRIAN SPEARS

1126 Ponce De Leon Avenue, NE

Atlanta, Georgia 30306-4517

**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS**

- 13-R-3076 (98) - For Property Damage Alleged to Have Been Sustained on October 10, 2011 at 3785 Union Road.
CLAIM OF: MARY WILLIAMS

3785 Union Road

Atlanta, Georgia 30349

**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS**

- 13-R-3077 (99) - For Damage(S) Alleged to Have Been Sustained as a Result of the Operation of the Fifth Runway at Hartsfield-Jackson International Airport.
CLAIM OF: The Property Owners in Forest Park Georgia et al

through their attorney Robert L. Mack, Jr.

850 Main Street, Suite 110

Forest Park, GA 30297

**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS**

- 13-R-3078 (100) For Damage(S) Alleged to Have Been Sustained as a Result of Maltreatment on May 21, 2011 at Atlanta Detention Center, 254 Peachtree Street.
CLAIM OF: Therese Natty

482 West Washington Boulevard

Pasadena, CA 91103

**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS**

- 13-R-3079 (101) For Damage(S) Alleged to Have Been Sustained as a Result of an Arrest on June 30, 2011 at 3011 Campbellton Road.
CLAIM OF: The Estate of Maurice Hampton

through attorney Max Richardson, Jr.

2024 Beaver Ruin Road

Norcross, GA 30071

**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS**

13-R-3080 (102) For Bodily Injury Alleged to Have Been Sustained from an Automobile Accident on March 28, 2011 at Cascade Road.

CLAIM OF: DWAIN THARPE, THROUGH HIS ATTORNEY

PAUL B. MAZUR P.C. ATTORNEY AT LAW

P.O. Box 550229

Atlanta, Georgia 30355

**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS**

13-R-3081 (103) For Property Damage Alleged to Have Been Sustained from an Automobile Accident on February 17, 2012 at Perry Boulevard and West Highland Drive.

CLAIM OF: ZHEN HUANG

921 Westmoreland Circle, NW

Apartment 2201

Atlanta, Georgia 30318

**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS**

13-R-3082 (104) For Bodily Injury Alleged to Have Been Sustained from an Automobile Accident on March 28, 2011 at Cascade Road.

CLAIM OF: TAMMY CLARK

THROUGH HER ATTORNEY

PAUL B. MAZUR, P.C. ATTORNEY AT LAW

P.O. Box 550229

Atlanta, Georgia 30355

**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS**

**CONSENT AGENDA
SECTION II**

CONSENT AGENDA**SECTION II****ORDINANCE(S) 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 15 yeas (Councilmembers Smith, Hall, Young, Winslow, Archibong, Wan, Shook, Adrean, Moore, Martin, Bottoms, Sheperd, Bond, Watson and Willis); 0 nays.

- 13-O-1017 (1) - An Ordinance by **Finance/Executive Committee** to (1) waive the Source Selection and Payment Provisions contained in the City of Atlanta Code of Ordinances, Article X, Procurement and Real Estate Code, to ratify prior Maintenance and Support Services provided by Courtview Justice Solutions, Incorporated for the Municipal Court of Atlanta's Court Case Management System Database and Application Software for one (1) year, July 1, 2012 to June 30, 2013, with funds appropriated for Fiscal Year 2013 in an amount not to exceed \$194,291.00; and (2) authorize the Mayor or his designee to enter into Sole Source Agreement Number SS-6545-PLI, pursuant to Section 2-1602 et seq. of the City of Atlanta Code of Ordinances, with Courtview Justice Solutions, Incorporated for Software Support and Maintenance Services, effective July 1, 2013 through June 30, 2014 with a one (1) year Renewal Option, with funds scheduled for appropriation and subject to Fiscal Year 2014 Budget Approval, in an amount not to exceed \$195,370.00; all contracted work to be charged to and paid from funding numbers listed herein; and for other purposes.
REFERRED TO FINANCE/EXECUTIVE COMMITTEE BY A ROLL CALL VOTE OF 15 YEAS; 0 NAYS
- 13-O-1018 (2) - An Ordinance by **Finance/Executive** to amend Section 146-26 (b), (c), (d), (e) and (f) of the Code of Ordinances of the City of Atlanta, so as to change the Ad Valorem Tax Rate of Real and Personal Property for the General Levy, Debt Levy, City Parks Levy, School Operating Levy, School Debt Levy and the Special Tax District Levy; to provide that the Tax Rates established herein shall remain fixed each year until amended or repealed; and for other purposes.
REFERRED TO FINANCE/EXECUTIVE COMMITTEE BY A ROLL CALL VOTE OF 15 YEAS; 0 NAYS
- 13-O-1019 (3) - An Ordinance by **Finance/Executive Committee** Authorizing the Mayor to Enter into Amendment No. 5 with Formmaker Software, Inc., for FC-6005007966, Bill Payment Print Services, on Behalf of the Department of Watershed Management, to Extend the Term of the Agreement on a Month-To-Month Basis for a Period Not to Exceed Six (6) Months; to Waive the Article X Procurement and Real Estate Code of City of Atlanta Code of Ordinances; and for Other Purposes.
REFERRED TO FINANCE/EXECUTIVE COMMITTEE BY A ROLL

CALL VOTE OF 15 YEARS; 0 NAYS

- 13-O-1020 (4) - An Ordinance by **Finance/Executive Committee** to authorize the City of Atlanta, as a Joint Venture Member of the Atlanta-Fulton County Water Resources Commission and Co-Owner of the Atlanta-Fulton County Water Treatment Plant to waive the Local Bidder Preference Provisions of Article X, Section 2-1188.1 of the City of Atlanta Code of Ordinances for FC-6487, AFCWTP Phase I Plate Settler Replacement and Stream Relocation for the Atlanta-Fulton County Water Resources Commission; and for other purposes.
REFERRED TO FINANCE/EXECUTIVE COMMITTEE BY A ROLL CALL VOTE OF 15 YEARS; 0 NAYS
- 13-O-1023 (5) - An Ordinance by **Finance/Executive Committee** to Set the Base Appropriation Budgeted for Councilmember's Assistants and to Clarify the Source of Payment of Fringe Benefits; and for Other Purposes.
REFERRED TO FINANCE/EXECUTIVE COMMITTEE BY A ROLL CALL VOTE OF 15 YEARS; 0 NAYS
- 13-O-1024 (6) - An Ordinance by **Finance/Executive Committee** Authorizing the Chief Financial Officer to Budget All Operating Expense Appropriations for the Council President and Council Members, to the Councilmember Expense Accounts; and for Other Purposes.
REFERRED TO FINANCE/EXECUTIVE COMMITTEE BY A ROLL CALL VOTE OF 15 YEARS; 0 NAYS

CITY UTILITIES COMMITTEE*Howard Shook, Chair*

- 13-O-1000 (7) - An Ordinance by **City Utilities Committee** authorizing the Chief Financial Officer to amend the FY2013 (Budget Water and Wastewater Renewal and Extension Fund) (5052) in the amount of \$555,000.00; to transfer funds from the General Reserve for appropriations and add to Appropriations for the Cathodic Protection Restoration Project and the Pipeyard Substation and Central Warehouse-Peyton Road; and for other purposes.
REFERRED TO CITY UTILITIES COMMITTEE BY A ROLL CALL VOTE OF 15 YEARS; 0 NAYS
- 13-O-1001 (8) - An Ordinance by **City Utilities Committee** authorizing the Chief Financial Officer to amend the FY2013 Budget (Water and Wastewater Renewal and Extension Fund) (5052), in the amount of \$31,087,385.00 to transfer funds from the General Reserve for Appropriations and add to appropriations for the Intrenchment Creek WRC Decommissioning - CSO Sludge Tank Cleaning Project and the Peachtree Creek Trunk Stabilization Project; and for other purposes.
REFERRED TO CITY UTILITIES COMMITTEE BY A ROLL CALL VOTE OF 15 YEARS; 0 NAYS

- 13-O-1002 (9) - An Ordinance by **City Utilities Committee** authorizing the Mayor to enter into an agreement for the construction of a street on abandoned right-of-way known as Gaither Circle; and for other purposes.
REFERRED TO CITY UTILITIES COMMITTEE BY A ROLL CALL VOTE OF 15 YEAS; 0 NAYS
- 13-O-1003 (10) - An Ordinance by **City Utilities Committee** Amending the 2013 (Intergovernmental Grant Fund) Budget, in the Department of Public Works, by Adding to Anticipations and Appropriations in the Amount of \$2,682,493.04 to Increase the Budget Amount Authorized by the Georgia Department of Transportation for the 2013 Local Maintenance Improvement Grant; and for Other Purposes.
REFERRED TO CITY UTILITIES COMMITTEE BY A ROLL CALL VOTE OF 15 YEAS; 0 NAYS
- 13-O-1021 (11) - An Ordinance by **City Utilities Committee** to Amend Various Sections of Chapter 74, Article VI, Flood Area Regulations of the City of Atlanta Code of Ordinances for the Purpose of Complying with the Conditions to Participate in the National Flood Insurance Program as Required by the Federal Emergency Management Agency; to Permit Construction and Land Development in Historically Modified Floodplains Under Appropriate Conditions; to Continue to Prohibit Certain Development in Traditional Floodplains; and for Other Purposes.
REFERRED TO CITY UTILITIES COMMITTEE BY A ROLL CALL VOTE OF 15 YEAS; 0 NAYS
- 13-O-1022 (12) - An Ordinance by **City Utilities Committee** authorizing the acceptance of a Non-Exclusive Water Utility Easement and a Sewer Utility Easement with Encroachments from the State of Georgia, by and through Its Georgia State Properties Commission, in connection with the relocation of a certain public sewer line for the College Football Hall of Fame Project; authorizing the abandonment of the existing sewer line at Such time as the relocated sewer line is accepted by the City; authorizing the Mayor or his designee to execute all appropriate documents for said Easements, Encroachments and Abandonments; and for other purposes.
REFERRED TO CITY UTILITIES COMMITTEE BY A ROLL CALL VOTE OF 15 YEAS; 0 NAYS

PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE

Michael Julian Bond, Chair

- 13-O-1025 (13) - An Ordinance by **Public Safety and Legal Administration Committee** to Accept a Sub-Grant from the Georgia Emergency Management Agency (“Gema”), to Aid the City of Atlanta’s Ongoing Efforts to Protect Itself from Terrorist Attacks, for the Purchase of Listed Specialized Equipment (“Worksheet #2881”), for the Department of Police (“Department”), and to Amend the 2013 (Intergovernmental Grant Fund) Department of Police Budget, by Adding to Anticipations and Appropriations in the Amount of Two Hundred Seventy-Seven Thousand, Six Hundred Fifteen Dollars

(\$277,615); and for Other Purposes.

REFERRED TO PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE BY A ROLL CALL VOTE OF 15 YEAS; 0 NAYS

- 13-O-1026 (14) - An Ordinance by **Public Safety and Legal Administration Committee** to Accept a Sub-Grant from the Georgia Emergency Management Agency (“GEMA”), to Aid the City of Atlanta’s Ongoing Efforts to Protect Itself from Terrorist Attacks, for the Purchase of Listed Specialized Equipment (“Worksheet #2880”), for the Department of Police (“Department”), and to Amend the 2013 (Intergovernmental Grant Fund) Department of Police Budget, by Adding to Anticipations and Appropriations in the Amount of One Hundred Seventy-Eight Thousand, Six Hundred Forty-One Dollars (\$178,641); and for Other Purposes.

REFERRED TO PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE BY A ROLL CALL VOTE OF 15 YEAS; 0 NAYS

- 13-O-1004 (15) - An Ordinance by **Public Safety and Legal Administration Committee** Accepting Grant Modifications to Grant Award G11ga0003a from the White House Office of National Drug Control Policy (“ONDCP”) and Amending the 2013 (Intergovernmental Grant Fund) Budget, by and Adding to Anticipations and Appropriations, Four Hundred Forty Thousand, Nine Hundred Four Dollars and Thirty-One Cents (\$440,904.31), with No Matching Funds, Bringing Grant Award G11ga0003a to a New Total of Six Million, Ninety-Six Thousand, Two Dollars and Thirty-One Cents (\$6,096, 002.31), for the Purpose of Continuing the Atlanta High Intensity Drug Trafficking Area Task Force (“Atlanta HITDA”); to Disrupt and Dismantle Drug Trafficking Organizations; and for Other Purposes.

REFERRED TO PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE BY A ROLL CALL VOTE OF 15 YEAS; 0 NAYS

TRANSPORTATION COMMITTEE

C. T. Martin, Chair

- 13-O-1014 (16) - An Ordinance by **Transportation Committee** Amending the FY2013 Airport Renewal and Extension Fund (5502) Budget by Transferring to and from Appropriations in the Amount of \$10,000,000.00 to Provide Funding for Various Projects at Hartsfield-Jackson Atlanta International Airport; and for Other Purposes.

REFERRED TO TRANSPORTATION COMMITTEE BY A ROLL CALL VOTE OF 15 YEAS; 0 NAYS

- 13-O-1015 (17) - An Ordinance by **Transportation Committee** to Amend the FY2013 (Airport Revenue Fund) Budget by Transferring to and from Appropriations in the Amount of \$2,180,000.00 for Increased Reimbursable Expenses Associated with the Parking Operation Management Services Contract at Hartsfield-Jackson Atlanta International Airport; and for Other Purposes.

REFERRED TO TRANSPORTATION COMMITTEE BY A ROLL CALL VOTE OF 15 YEAS; 0 NAYS

- 13-O-1016 (18) - An Ordinance by **Transportation Committee** Authorizing the Chief Financial Officer to Amend the FY2013 [Airport Renewal & Extension Fund (5502), 2012A Airport Revenue Bonds (5526) and 2012C Airport Revenue Bonds (5528)] Capital Budgets by Transferring to and from Appropriations the Aggregate Amount of \$138,656,787.00 to Provide Funding for Various Capital Projects and Improvements at Hartsfield-Jackson Atlanta International Airport; and for Other Purposes.
REFERRED TO TRANSPORTATION COMMITTEE BY A ROLL CALL VOTE OF 15 YEAS; 0 NAYS

COMMITTEE REPORTS

REPORT OF STANDING COMMITTEES

ZONING COMMITTEE

Keisha Lance Bottoms, Chair

Attendance at the May 01, 2013 meeting of the Zoning Committee was as follows:

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

Absent: None

ORDINANCE(S) FOR SECOND READING

(ID # 1721) (1) - 13-O-0634 An Ordinance by **Councilmember Yolanda Adrean** authorizing the Installation of public art (mural at the Collier Road Bridge over Tanyard Creek); adjacent to 471 Collier Road at Tanyard Creek, as pursuant to Code Section 16-28.025 of the 1982 Zoning Ordinance of the City of Atlanta; and for other purposes.

ADOPTED BY A ROLL CALL VOTE OF 15 YEAS;
(Councilmembers Smith, Hall, Young, Winslow, Archibong, Wan, Shook, Adrean, Moore, Martin, Bottoms, Sheperd, Bond, Watson and Willis); 0 NAYS

(ID # 1866) (2) - 13-O-0330/Z-13-01 An Ordinance by **Zoning Committee** to Amend the 1982 Zoning Ordinance of the City of Atlanta, as Amended, So as to Create a New Chapter to be Entitled 20Q, Collier Heights Historic District; to Establish Overlay Regulations for Said District; to Enact, by Reference and Incorporation, a Map Establishing the Boundaries of Said District; and to Designate and Zone All Properties Lying Within the Boundaries of Said District to the Overlay Zoning Category of Historic District (HD) Pursuant to Chapter 20 of the Zoning Ordinance of the City of Atlanta, Rezoning from R-3 (Single-Family Residential), R-3A (Single-Family Residential), R-4 (Single-Family Residential), MR-3 (Multi-Family Residential), MR-4-A (Multi-Family Residential), and PD-H (Planned Development-Housing) to R-3/HD (Single-Family Residential/Historic District), R-3A/HD (Single-Family Residential/Historic District), R-4/HD (Single-Family Residential/Historic District), MR-3/HD (Multi-Family Residential/Historic District), MR-4-A/HD (Multi-Family Residential/Historic District), and PD-H/HD (Planned Development-Housing/Historic District), to Repeal Conflicting Laws; and for Other Purposes. (Held 3/27/13 at the Request of the Councilmember of the District)

ADOPTED SUBSTITUTE BY A ROLL CALL VOTE OF 15 YEAS;
(Councilmembers Smith, Hall, Young, Winslow, Archibong, Wan, Shook, Adrean, Moore, Martin, Bottoms, Sheperd, Bond, Watson and Willis); 0 NAYS

Note: Subsequent to adoption of Ordinance 13-O-0330, Councilmember Moore made a Motion to Send Ordinance 13-O-0330 to the Mayor's Office Post Haste with the implied request that the Mayor take immediate action regarding this

item. The Moore Motion was properly Seconded and CARRIED by a roll call vote of 15 yeas; (Councilmembers Smith, Hall, Young, Winslow, Archibong, Wan, Shook, Adrean, Moore, Martin, Bottoms, Sheperd, Bond, Watson and Willis); 0 nays.

(ID # 2018) (3) -

13-O-0518/U-13-04 An Ordinance by **Zoning Committee** granting a Special Use Permit for a Private Park pursuant to Section 16-06A.005(l)(k) of the Zoning Ordinance, property located at **1499, 1503, 1507 Hardee Street NE and 53 and 57 Mayson Avenue, NE**, fronting approximately 150 feet on the east side of Mayson Avenue at the intersection of Hardee Street and Mayson Avenue. Depth: Approximately 115 Feet; Area:0.415 Acre; Land Lot:207, 15th District, DeKalb County, Georgia Owner: Mayson Avenue Cooperative, LLC Applicant: Smith Dalia Architects, LLC NPU-O Council District 5

Chairperson Bottoms made a Motion to Amend Ordinance 13-O-0518 by adding two (2) conditions to the legislation as follows: (1) when construction of the proposed Phase 2 structure is ready to commence, a special use permit for a community center shall be filed; and (2) final design and site plan to be approved by the Office of Planning. It was properly Seconded and the Bottoms' Amendment CARRIED by a roll call vote of 14 yeas; (Councilmembers Smith, Hall, Young, Winslow, Archibong, Wan, Shook, Adrean, Moore, Martin, Bottoms, Sheperd, Watson and Willis) 0 nays. Subsequently, Chairperson Bottoms made a Motion to Adopt As Amended. The Motion then CARRIED by a roll call vote of 14 yeas; (Councilmembers Smith, Hall, Young, Winslow, Archibong, Wan, Shook, Adrean, Moore, Martin, Bottoms, Sheperd, Watson and Willis); 0 nays.

ADOPTED AS AMENDED BY A ROLL CALL VOTE OF 14 YEAS; (Councilmembers Smith, Hall, Young, Winslow, Archibong, Wan, Shook, Adrean, Moore, Martin, Bottoms, Sheperd, Watson and Willis); 0 NAYS

RESOLUTION(S)

(ID # 1722) (4) -

13-R-0635 A Resolution by **Councilmembers Felicia A. Moore and C. T. Martin** extending Interim Development Controls for the properties located within the proposed Collier Heights Historic District (Z-13-01), from 120 days to 180 days or until such time as the Collier Heights Historic District Is approved by the City of Atlanta, whichever is sooner; to repeal conflicting Resolutions; and for other purposes.

FILED BY A ROLL CALL VOTE OF 14 YEAS; (Councilmembers Smith, Hall, Young, Winslow, Archibong, Wan, Shook, Adrean, Moore, Martin, Bottoms, Sheperd, Watson and Willis); 0 NAYS

ORDINANCE(S) FOR FIRST READING

All items For First Reading; (5) through (13) as follows, were Referred to the appropriate Committees by a single roll call vote of 15 yeas *(Councilmembers Smith, Hall, Young, Winslow, Archibong, Wan, Shook, Adrean, Moore, Martin, Bottoms, Sheperd, Bond, Watson and Willis)*; **0 nays.**

- 13-O-1005 (5) - Z-13-10- An Ordinance by **Zoning Committee** to rezone from the RG-2 (Residential General-Sector 2) District to the RG-3 (Residential General-Sector 3) District, Property Located at **3700 PEACHTREE ROAD, N.E.** Fronting Approximately 99 Feet on the North Side of Peachtree Road Beginning Approximately 151 Feet from the Northwest Corner of Vermont Road. Depth: Varies. Area: Approximately 1.147 Acres. Land Lot 10, 17Th District, Fulton County, Georgia. OWNER: Peachtree at Capitol City, LLC. APPLICANT: Peachtree at Capitol City, LLC NPU B COUNCIL DISTRICT 7
REFERRED TO ZONING REVIEW BOARD AND ZONING COMMITTEE BY A ROLL CALL VOTE OF 15 YEAS; 0 NAYS
- 13-O-1006 (6) - Z-13-11- An Ordinance by **Zoning Committee** to Rezone from the RG-2C (Residential General-Sector 2-Conditional) District to the RG-2 (Residential General-Sector 2-Conditional) District, Property Located at **1856 DEFOOR AVENUE, 1138 DAVIS STREET AND 1180 DAVIS CIRCLE.** Fronting Approximately 515.32 Feet on the South Side of DeFoor Avenue Beginning 110 Feet from the Westerly Intersection of Davis Street. Depth: Varies. Area: Approximately 13.9 Acres. Land Lot 186 and 187, 17Th District, Fulton County, Georgia. OWNER: TABAS TWO LLLP APPLICANT: TABAS TWO LLLP NPU D COUNCIL DISTRICT 9
REFERRED TO ZONING REVIEW BOARD AND ZONING COMMITTEE BY A ROLL CALL VOTE OF 15 YEAS; 0 NAYS
- 13-O-1007 (7) - Z-13-12-An Ordinance by **Zoning Committee** to Rezone from the R-3 (Single Family Residential) District to the PDH (Planned Development-Housing) District, Property Located at **3002 LENOX ROAD, N.E.** Property Fronts Approximately 144 Feet on the Southwest Side of Lenox Road Beginning Approximately 680 Feet from the Northwest Corner of Burke Road. Depth: Varies. Area: Approximately 0.84 Acres Land Lots: 7 and 47, 17Th District, Fulton County, Georgia. OWNER: LENOX CORNER, LLC APPLICANT: LINDA I. DUNLAVEY NPU B COUNCIL DISTRICT 7
REFERRED TO ZONING REVIEW BOARD AND ZONING COMMITTEE BY A ROLL CALL VOTE OF 15 YEAS; 0 NAYS
- 13-O-1008 (8) - Z-13-13- An Ordinance by **Zoning Committee** to Rezone from the C-1 (Community Business) District and the R-5 (Two-Family Residential) District to the MRC-2 (Mixed Residential Commercial) District, Property Located at **789 PONCE DE LEON AVENUE AND 672 AND 676 BONAVENTURE AVENUE, N.E.** Fronting Approximately 161 Feet on the South Side of Ponce De Leon Avenue at the Southwest Corner of Bonaventure Avenue. Depth: Approximately 330 Feet. Area: Approximately 1.33 Acres. Land Lot: 17, 14Th District, Fulton County, Georgia. OWNER: CLERMONT HOTEL PARTNERS, LLC APPLICANT: CLERMONT

HOTEL PARTNERS, LLC BY SHARON a GAY, ESQ. NPU N
COUNCIL DISTRICT 2

**REFERRED TO ZONING REVIEW BOARD AND ZONING
COMMITTEE BY A ROLL CALL VOTE OF 15 YEAS; 0 NAYS**

13-O-1009 (9) - U-13-06 - An Ordinance by **Zoning Committee** Granting a Special Use Permit Pursuant to Section 16-06.005 (1) (G) for Property Located **1107 GRAYMONT DRIVE, S.W.** for a PERSONAL CARE HOME. Property Fronts Approximately 105 Feet on the West Side of Graymont Drive Near the Intersection of Bluefield Drive and Graymont Drive. Depth: Varies Area: Approximately 0.316 Acres Land Lot 130, 14Th District, Fulton County, Georgia. OWNER: ROBERT FLOYD. APPLICANT: JUDITH D. RIDLEY-ROBERT. NPU S COUNCIL DISTRICT 4

**REFERRED TO ZONING REVIEW BOARD AND ZONING
COMMITTEE BY A ROLL CALL VOTE OF 15 YEAS; 0 NAYS**

13-O-1010 (10) - U- 13-07-An Ordinance by **Zoning Committee** Granting a Special Use Permit for the Severance of Excess Development Rights for the Future Use for Property Located at **659 PEACHTREE STREET, N.E.** and for Other Purposes. OWNER: CSC GEORGIAN TERRACE LIMITED PARTNERSHIP APPLICANT: CSC GEORGIAN TERRACE LIMITED PARTNERSHIP NPU E COUNCIL DISTRICT 2

**REFERRED TO ZONING REVIEW BOARD AND ZONING
COMMITTEE BY A ROLL CALL VOTE OF 15 YEAS; 0 NAYS**

13-O-1011 (11) - U- 13-08-An Ordinance by **Zoning Committee** to Grant a Special Use Permit Pursuant to Section 16-07.005 (1) (G) for a REHABILITATION CENTER, Property Located at **957 and 961 ATLANTA STUDENT MOVEMENT BOULEVARD, (FORMERLY FAIR STREET)**. Fronting Approximately 75 Feet on the North Side of Atlanta Student Movement Boulevard (Formerly Fair Street) and Approximately 387.5 Feet East of the Intersection of Joseph E. Lowery Boulevard and Atlanta Student Movement Boulevard (Formerly Fair Street). Depth: Approximately 125 Feet Area: Approximately 0.214 Acres Land Lot 116, 14Th District, Fulton County, Georgia. OWNER: GEORGE DOE APPLICANT: PASCHAL U. IKE NPU T COUNCIL DISTRICT 4

**REFERRED TO ZONING REVIEW BOARD AND ZONING
COMMITTEE BY A ROLL CALL VOTE OF 15 YEAS; 0 NAYS**

13-O-1012 (12) - U- 13-09-An Ordinance by **Zoning Committee** to Grant a Special Use Permit Pursuant to Section 16-18P.007 (1) (B) (li) for an Eating and Drinking Establishment Greater Than 2,000 Square Feet or Floor Area or for Outdoor Accessory Dining, Property Located at **905 JUNIPER STREET, N.E.** Fronting Approximately 219 Feet on the East Side of Juniper Street and Approximately 196 Feet on the South Side of 8Th Street. Depth: Varies. Area: Approximately 1.02 Acres Land Lot 49, 14Th District, Fulton County, Georgia. OWNER: 905 JUNIPER STREET HOMEOWNERS ASSOCIATION APPLICANT: MARK DARREN CARR NPU E COUNCIL DISTRICT 2

**REFERRED TO ZONING REVIEW BOARD AND ZONING
COMMITTEE BY A ROLL CALL VOTE OF 15 YEAS; 0 NAYS**

- 13-O-1013 (13) - U-13-11- An Ordinance by **Zoning Committee** Granting a Special Use Permit for a HOTEL Pursuant to Section 16-11.005 (1) (H), Property Located at **789 PONCE DE LEON AVENUE AND 672 AND 676 BONAVENTURE AVENUE, N.E.** Fronting Approximately 161 Feet on the South Side of Ponce De Leon Avenue at the Southwest Corner of Bonaventure Avenue. Depth: Approximately 330 Feet. Area: Approximately 1.33 Acres Land Lot 17, 14Th District, Fulton County, Georgia. OWNER: CLERMONT HOTEL PARTNERS, LLC. APPLICANT: CLERMONT HOTEL PARTNERS, LLC BY SHARON A. GAY, ESQ. NPU N COUNCIL DISTRICT 2
REFERRED TO ZONING REVIEW BOARD AND ZONING COMMITTEE BY A ROLL CALL VOTE OF 15 YEAS; 0 NAYS

Note: Following the Zoning Committee report, Council President Ceasar C. Mitchell entertained a Motion to enter Recess to take a group photo. The Motion was then moved. Properly Seconded, the Motion CARRIED by a roll call vote of 10 yeas; *(Councilmembers Smith, Archibong, Shook, Adrean, Moore, Martin, Bottoms, Sheperd, Bond and Willis)*; 2 nays *(Councilmembers Hall and Young)*. Council entered Recess. After the group photo was taken, Councilmember Hall made a Motion to return to Regular Session. It was Seconded by Councilmember Shook and the Motion CARRIED by Voice Vote of 12 yeas; 0 nays. START

REPORT OF STANDING COMMITTEES

FINANCE/EXECUTIVE COMMITTEE

Felicia A. Moore, Chair

Attendance at the May 01, 2013 meeting of the Zoning Committee was as follows:

Present: Councilmembers Moore (Chair), Watson, Wan, Adrean, Martin, Shook, Archibong

Absent: None

REPORT

13-RT-7000 (1) - Report to 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 VOICE VOTE OF 13 YEAS; (Councilmembers Smith, Hall, Young, Winslow, Archibong, Wan Shook, Adrean, Moore, Martin, Sheperd, Watson and Willis); 0 NAYS

ORDINANCE(S) FOR SECOND READING

(13-O-0599) (1) - A **Substitute** Ordinance by **Finance/Executive Committee** Authorizing Amendment Number 1 to the Inter-Departmental Memorandum of Understanding Which Established the Terms and Conditions for Repayment of the Obligation Owed by the General Fund to the Watershed Management Enterprise Fund Between the City of Atlanta's Department of Finance and Department of Watershed Management for the Purpose of Decreasing the Repayment Interest Rate from 3% Per Annum to 1.25% Per Annum; and for Other Purposes.

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

(13-O-0618) (2) - An Ordinance by **Finance/Executive Committee** to grant Amnesty on late fees, penalties and interest for unregistered businesses; to provide that no additional fees, penalties or interest shall be assessed on the obligor for late payment; to repeal conflicting ordinances; and for other purposes.

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

(11-O-1473) (3) - A **Substitute** Ordinance by **Finance/Executive Committee** to Amend the Atlanta Code of Ordinances By: Adding a Subsection (10) to Section 2-190 (B) to Create a City of Atlanta Office of Film, Television, Music and Digital Media Development in the Office of the Mayor; and Adding a New Section 2-200 that Sets Forth the Functions and Duties of the City of Atlanta Office of Film, Television, Music and Digital Media Development; and Modifying Chapter 46, Entitled Civic and Cultural Affairs, by Adding a New

Article IV Entitled "Entertainment Filming Ordinance"; and Establishing a Process for Use of City Property, Use of City Intellectual Property, Filming Permitting, and the Collection of Fees from Such Use and Permits, the Establishment of a Board of Advisors to Advise the Mayor on the City of Atlanta Office of Film, Television, Music and Digital Media Development, on Activities of the Entertainment Industry; and for Other Purposes. (Held 11/2/11 for Further Review)

FILED SUBSTITUTE BY A ROLL CALL VOTE OF 14 YEAS;
(Councilmembers Smith, Hall, Young, Winslow, Archibong, Wan Shook, Adrean, Moore, Martin, Sheperd, Bond, Watson and Willis); **0 NAYS**

- (13-O-0647) (4) - An Ordinance by **Councilmembers C. T. Martin and 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.

Chairperson Moore sounded the caption to Ordinance 13-O-0647 and stated the recommendation from committee was to Adopt. Following, Councilmember Martin offered an Amendment to insert the correct dollar amount in Section #6 and correct the funding stream in Section #5. It was properly Seconded and the Martin Amendment CARRIED by a roll call vote of 13 yeas; *(Councilmembers Smith, Hall, Young, Winslow, Archibong, Wan, Shook, Adrean, Martin, Sheperd, Bond, Watson and Willis)* 1 nay; *(Councilmember Moore)*. Subsequently, Councilmember Martin made a Motion to Adopt as Amended. It was properly Seconded and CARRIED by a roll call vote of 14 yeas; 1 nay.

ADOPTED AS AMENDED BY A ROLL CALL VOTE OF 14 YEAS;
(Councilmembers Smith, Hall, Young, Winslow, Archibong, Wan, Shook, Adrean, Martin, Bottoms, Sheperd, Bond, Watson and Willis);
1 NAY (Councilmember Moore)

RESOLUTION(S)

- (13-R-0645) (5) - A Resolution by **Councilmember Keisha Lance Bottoms** Authorizing the Mayor, or His Designee, to Execute an Appropriate Special Procurement to be Designated as Sp-6647-Plwith Assetworks, Inc. for the Purchase and Installation of Radio Frequency Identification Devices (RFID) for the City of Atlanta's Motorized Fleet, on Behalf of the Department of Public Works, in an Amount Not to Exceed Seven Hundred Ninety Thousand Two Hundred Twelve Dollars and Seventy Eight Cents (\$790,212.78), with All Contracted Work to be Charged to and Paid from Various Fund, Department, Organization, and Account Numbers; and for

Other Purposes.

ADOPTED BY A ROLL CALL VOTE OF 14 YEAS;
(Councilmembers Smith, Hall, Young, Winslow, Archibong, Wan,
Shook, Adrean, Martin, Bottoms, Sheperd, Bond, Watson and Willis);
1 NAY (Councilmember Moore)

(13-R-0622) (6) -

A Resolution by **Finance/Executive Committee** Authorizing the Mayor or Designee on Behalf of the City of Atlanta to Execute a No-Cost Trial Agreement with DriveCam for a One-Hundred Twenty (120) Day Pilot (Trial) Program to Determine DriveCam's Ability to Improve Safety and Help Identify as Well as Minimize Risks Associated with City Fleet Vehicles; and for Other Purposes. (Referred Back by Full Council 4/15/13)

Chairperson Moore sounded the caption to Resolution 13-R-0622 and stated the legislation was forwarded from committee with No Recommendation. A discussion ensued in which Councilmember Moore offered an Amendment to add a new Resolve Clause by stating the Administration's committed agreement between the employees. It was Seconded by Councilmember Martin. After a brief discussion, the Moore Amendment CARRIED by a roll call vote of 14 yeas; (Councilmembers Smith, Hall, Young, Winslow, Archibong, Wan, Shook, Adrean, Moore, Martin, Bottoms, Sheperd, Bond and Watson); 0 nays. Subsequently, the Motion to Adopt as Amended CARRIED by a roll call vote of 14 yeas; 1 nay.

ADOPTED BY A ROLL CALL VOTE OF 14 YEAS;
(Councilmembers Smith, Hall, Young, Winslow, Archibong, Wan,
Shook, Adrean, Martin, Bottoms, Sheperd, Bond, Watson and Willis);
1 NAY (Councilmember Moore)

REPORT OF STANDING COMMITTEES

CITY UTILITIES COMMITTEE

Howard Shook, Chair

Attendance at the April 30, 2013 meeting of the City Utilities Committee was as follows:

Present: Councilmembers Shook (Chair), Wan, Archibong, Adrean, Martin, Smith and Watson

Absent: None

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

REPORT OF STANDING COMMITTEES

COMMITTEE ON COUNCIL

Yolanda Adrean, Chair

Attendance at the May 06, 2013 meeting of the Committee on Council was as follows:

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

Absent: Councilmember Bond

COMMUNICATION(S)

Communications; (1) through (03) as follows, were Confirmed by a single roll call vote of 14 yeas (*Councilmembers Smith, Hall, Young, Winslow, Wan, Shook, Adrean, Moore, Martin, Bottoms, Sheperd, Bond, Watson and Willis*); **0 nays.**

(13-C-0623) (1) - A Communication from **Mark Massey, Clerk to the Fulton County Commission, to Council President Ceasar C. Mitchell** submitting the Fulton County Board of Commissioners' appointment of Mr. Raj M. Nichani to serve as the Board's representative on the Beltline Tax Allocation District (TAD) Advisory Committee. This appointment is to replace Ms. Daphne B. Jackson for an unexpired term ending December 31, 2013, scheduled to begin on the date of Council confirmation.

CONFIRMED BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS

(13-C-0626) (2) - A Communication By **Councilmembers Felicia A. Moore, District 9; C. T. Martin, District 10; Keisha Lance Bottoms, District 11; Joyce Sheperd, District 12 and H. Lamar Willis, Post 3 At-Large** re-Appointing Ms. Karen A. Bass to serve as a member of The Beltline Tax Allocation District (TAD) Advisory Committee.

CONFIRMED BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS

(13-C-0651) (3) - A Communication by **Mayor Kasim Reed** appointing Mr. Scott. Selig to Serve as his appointee to the Atlanta Technical Advisory Group H. This appointment is to expire upon the conclusion of ATAG II.

CONFIRMED BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS

ORDINANCE(S) FOR FIRST READING

13-O-1027 (1) - An Ordinance by **Committee on Council** amending the City of Atlanta Code of Ordinances to set policy regarding usage of Council Member Budget carry-forward, and for other purposes.

REFERRED TO COMMITTEE ON COUNCIL BY A ROLL CALL VOTE OF 14 YEAS; (*Councilmembers Smith, Hall, Young, Winslow, Wan, Shook, Adrean, Moore, Martin, Bottoms, Sheperd, Bond, Watson and Willis*); **0 NAYS**

ORDINANCE(S) FOR SECOND READING

(13-O-0633) (4) - An Ordinance by **Councilmember Yolanda Adrean** an Ordinance to Set the Precedent of The current Form of Final Adopted and Approved legislation During the Implementation of The new Electronic Management System ("Elms") Through August 1, 2013;

and for Other purposes.

ADOPTED AS AMENDED BY A ROLL CALL VOTE OF 14 YEAS;
(Councilmembers Smith, Hall, Young, Winslow, Archibong, Wan, Shook, Adrean, Moore, Martin, Sheperd, Bond, Watson and Willis); **0 NAYS**

RESOLUTION(S)

(13-R-0642) (5) - A Resolution by **Councilmember Michael Julian Bond** accepting the recommendations of the commission to Honor Mrs. Ella Mae Brayboy; and For other Purposes.

ADOPTED BY A ROLL CALL VOTE OF 14 YEAS; *(Councilmembers Smith, Hall, Young, Winslow, Archibong, Wan, Shook, Adrean, Moore, Martin, Bottoms, Sheperd, Bond and Willis);* **0 NAYS**

(13-R-3105) (6) - A Resolution by **Committee on Council** appointing Councilmembers Wan and Martin to the two positions on the Budget Commission to be filled by two members of the Governing Body, Nominated and Confirmed by the Governing Body at Large, for one year terms; for the purpose of performing the duties and responsibilities of the commission in connection with the FY 2014 Budget for the City of Atlanta; and for other purposes.

Council did a nomination process to select a Councilmember to serve on the Budget Commission. The nominees were Councilmembers Wan, Martin and Young. A ballot was tallied by Municipal Clerk Rhonda Dauphin Johnson who stated the nominees with the most votes were Councilmembers Martin and Wan. Following, Councilmember Moore made a Motion to Amend by adding the two Councilmembers. It was properly Seconded and CARRIED by a roll call vote of 13 yeas; *(Councilmembers Smith, Hall, Winslow, Archibong, Wan, Shook, Adrean, Moore, Martin, Bottoms, Sheperd, Bond and Willis)* **0 nays; 1 abstention *(Councilmember Young)*. **The Motion to Adopt as Amended then 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, Wan, Shook, Adrean, Moore, Martin, Bottoms, Sheperd and Bond); **0 NAYS**

REPORT OF STANDING COMMITTEES

COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE

Joyce Sheperd, Chair

Attendance at the April 30, 2013 meeting of the Community Development/Human Resources Committee was as follows:

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

Absent: None

ORDINANCE(S) FOR SECOND READING

RESOLUTION(S)

(12-R-1818) (1) - A Resolution by **Councilmembers Joyce M. Sheperd and Felicia A. Moore** as **Substituted** by Community Development/Human Resources Committee authorizing the Mayor or His Designee to Enter into an Intergovernmental Agreement Between the City of Atlanta and the Atlanta Development Authority D/B/A Invest Atlanta for Redevelopment Services; and for Other Purposes. (Held 12/11/12) (Held for Additional Work Sessions)

ADOPTED SUBSTITUTE BY A ROLL CALL VOTE OF 14 YEAS;
(Councilmembers Smith, Hall, Young, Winslow, Archibong, Wan, Shook, Adrean, Moore, Martin, Bottoms, Sheperd, Bond and Willis);
0 NAYS

13-R-3000 (2) - A Resolution by **Community Development/Human Resources** Committee authorizing the Mayor to enter into Contractual Agreements with Various City of Atlanta Community Housing Development Organizations for projects to be implemented utilizing HOME, and other Capital Fund Allocations for the purpose of providing affordable housing and related development activities in Atlanta in an amount not to exceed \$1,900,698.00; all work to be charged to and paid from Accounts listed below; and for other purposes.

ADOPTED BY A ROLL CALL VOTE OF 14 YEAS;
(Councilmembers Smith, Hall, Young, Winslow, Archibong, Wan, Shook, Adrean, Moore, Martin, Bottoms, Sheperd, Bond and Willis);
0 NAYS

REPORT OF STANDING COMMITTEES

PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE

Michael Julian Bond, Chair

Attendance at the April 30, 2013 meeting of the Public Safety and Legal Administration Committee was as follows:

Present: Councilmembers Bond (Chair), Bottoms, Martin, Hall, Willis, Winslow and Young

Absent: None

ITEM REMOVED FROM CONSENT AGENDA

(13-O-0638) (6) - An ordinance by **Councilmember Carla Smith** to amend Chapter 10, Article II, Section 10- 92 (B) Of The City Of Atlanta Code Of Ordinances so as to provide an exemption from the distance requirements listed in section 10-88.1 for package stores licensed to sell malt beverages and/or wine by the package; and for other purposes.

The above item was removed from the Consent Agenda by request of Councilmember Wan. The original Motion was Adopted by a roll call vote of 12 yeas; (Councilmembers Smith, Hall, Young, Winslow, Archibong, Shook, Adrean, Moore, Bottoms, Sheperd, Bond and Willis); 1 nay (Councilmember Wan). However, later during the meeting, Councilmember Moore, who was on the prevailing side, made a Motion to Reconsider Ordinance 13-O-0638. The Motion was properly Seconded and CARRIED by a roll call vote of 13 yeas; (Councilmembers Hall, Young, Winslow, Archibong, Wan, Shook, Adrean, Moore, Martin, Bottoms, Sheperd, Bond and Willis); 1 nay (Councilmember Smith). The ordinance was back before Council. Chairperson Bond then made a Motion to Adopt. It was properly Seconded and CARRIED by a roll call vote of 11 yeas; 2 nays.

ADOPTED BY A ROLL CALL VOTE OF 11 YEAS; (Councilmembers Smith, Hall, Young, Winslow, Archibong, Shook, Adrean, Martin, Bottoms, Sheperd and Bond); 2 NAYS; (Councilmembers Wan and Moore).

REPORT OF STANDING COMMITTEES

TRANSPORTATION COMMITTEE

C. T. Martin, Chair

Attendance at the May 01, 2013 meeting of the Transportation Committee was as follows:

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

Absent: None

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

PERSONAL PAPERS

PERSONAL PAPER(S) / RESOLUTION(S) FOR IMMEDIATE CONSIDERATION**PERSONAL PAPER(S) AND GENERAL REMARKS**

- 13-O-1028 (1) - An Ordinance by **Councilmembers Yolanda Adrean, Joyce M. Sheperd, Howard Shook, Michael Julian Bond, Aaron Watson, C. T. Martin, Alex Wan, Ivory Lee Young, Jr., Natalyn Archibong and H. Lamar Willis** to amend Chapter 14, (Amusements and Entertainments), Section 14-5 (Shooting Galleries), of the Code of Ordinances of the City of Atlanta, Georgia, so as to regulate the location of shooting galleries; and for other purposes.
REFERRED TO PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE WITHOUT OBJECTION
- 13-O-1029 (2) - An Ordinance by **Councilmember Yolanda Adrean** transferring funds from the District 8 Councilmember Expense Account in an amount of \$5,000.00 to Park Pride on behalf of the Wildwood Civic Association to assist in the installation of a Gazebo within Beaverbrook Park; and for other purposes.
REFERRED TO FINANCE/EXECUTIVE COMMITTEE WITHOUT OBJECTION
- 13-O-1030 (3) - An Ordinance by **Councilmember Yolanda Adrean** waiving the sidewalk requirements of Section 15-09.003 of the City of Atlanta Code of Ordinances for Subdivision Application Sd-13-004 (4466 Northside Drive, NW) to provide that in lieu of installing sidewalk at said subdivision, 300 feet of sidewalk will be installed along the south Side of Moores Mill Road starting at the apron at 1128 Moores Mill Road; and for other purposes.
REFERRED TO CITY UTILITIES COMMITTEE WITHOUT OBJECTION
- 13-O-1031 (4) - An Ordinance by **Councilmember Alex Wan** amending the 2013 (Intergovernmental Grant Fund) Budget, in the Department of Public Works, by adding to anticipations and appropriations in the amount of Five Hundred Fifty Seven Thousand Eight Hundred Fifteen Dollars and No Cents (\$557,815.00) from the Ansley Park Civic Association; and authorizing the City of Atlanta to accept local match funds for the Ansley Park Pedestrian and Streets Cape Project for the purpose of intersection and roadway improvements in the Ansley Park Community; and for other purposes.
REFERRED TO CITY UTILITIES COMMITTEE WITHOUT OBJECTION
- 13-O-1032 (5) - An Ordinance by **Councilmember Ivory Lee Young, Jr. and Clea Winslow** to amend Chapter 106 (Offenses and Miscellaneous Provisions), Article VII (Drug-Free Zones), Division 1 (Commercial Zones), Section 106-403 (A) (Designation of Drug-Free Commercial Zones) of the Code of Ordinances of the City of Atlanta, Georgia So as to add new Drug-Free Commercial Zones as described herein; to waive conflicting ordinances and code sections; and for other purposes.
REFERRED TO PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE WITHOUT OBJECTION

- 13-O-1033 (6) - An Ordinance by **Councilmembers Kwanza Hall and Joyce Sheperd** to amend ordinance #13-O-0515 creating certain drug free commercial zones so as to include maps and descriptions of the drug free commercial zones created therein; to waive conflicting ordinances and code sections; and for other purposes.
REFERRED TO PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE WITHOUT OBJECTION
- 13-O-1034 (7) - An Ordinance by **Councilmember Michael Julian Bond** amending the 2013 (Intergovernmental Grant Fund) Budget, Department of Police, by adding to anticipations and appropriations, in the amount of Two-Million, Five Hundred Thirty-Three Thousand, One-Hundred Sixteen Dollars (\$2,533,116), for Grant G13GA0003A (“GRANT”), from the White House Office of National Drug Control Policy (“ONDCP”), for the purpose of continuing the Atlanta High Intensity Drug Trafficking Area Task Force (“ATLANTA HITDA”); to disrupt and dismantle drug trafficking organizations; and for other purposes.
REFERRED TO PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE WITHOUT OBJECTION
- 13-R-3107 (8) - A Resolution **Councilmember Kwanza Hall** to endorse an application by Centennial Place Developer, LLC to the Georgia Department of Community Affairs for 2013 low-income housing tax credits to rehabilitate Centennial Place Phase II for a multi-family apartment complex located at **578 Lovejoy Street, NW**, (Parcel ID #14-0079-0002-015-3 and 14-0079-0002-011-2) Atlanta, Georgia; and for other purposes.
REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE WITHOUT OBJECTION
- 13-R-3108 (9) - A Resolution by **Councilmember Kwanza Hall** to endorse an application by Centennial Place Developer, LLC to the Georgia Department of Community Affairs for 2013 low-income housing tax credits for renovation of Centennial Place Phase I for a multi-family apartment complex located at **526 Centennial Olympic Park Drive, NW**, (Parcel ID# 14-0079-0002-020-3 and 14-0079-0002-013-8) Atlanta, Georgia; and for other purposes.
REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE WITHOUT OBJECTION
- 13-R-3109 (10) - A Resolution by **Councilmember Joyce M. Sheperd** endorsing the application of the Urban Residential Development Corporation in partnership with Beneficial Communities to the Georgia Department of Community Affairs for low income housing tax credits to rehabilitate Santa Fe Villa Apartments, a 147 Unit apartment development for formerly homeless persons, to be located at address **2370 Metropolitan Parkway, Atlanta, Georgia**; and for other purposes.
REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE WITHOUT OBJECTION
- 13-R-3110 (11) - A Resolution by **Councilmember Joyce M. Sheperd** endorsing the application of National Church Residences to the Georgia Department of Community Affairs for low income housing tax credits to construct the Commons at Nelms, a 95-Unit supportive housing complex for homeless and disabled veterans, to be located

at address **2488 Lakewood Avenue, Atlanta, Georgia**; and for other purposes.

REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE WITHOUT OBJECTION

13-R-3111 (12) -

A Resolution by **Councilmember Joyce M. Sheperd** establishing the Atlanta Homeless Continuum of Care to carry out the planning responsibilities of the Continuum of Care for the homeless within the political boundaries of the City of Atlanta as required by the Federal Hearth Act; to provide for a one year transitional governing board for the Continuum effective no later than June 30, 2013; to authorize said transitional governing board to incorporate a Georgia non-profit organization to serve as the collaborative applicant for federal funding authorized under the Hearth Act; to authorize said transitional governing board to create a permanent governing board representative of Member Continuum Organizations by June 1, 2014; and for other purposes.

REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE WITHOUT OBJECTION

**ADJOURNMENT
ROLL CALL**

ADJOURNMENT ROLL CALL

There being no further business to discuss, the May 06, 2013 meeting of the Atlanta City Council was adjourned at 5:32 p.m.

ADJOURNMENT ROLL CALL: Council President Ceasar C. Mitchell (1); Councilmembers Smith, Hall, Young, Winslow, Archibong, Wan, Shook, Adrean, Moore, Martin, Bottoms, Sheperd, Bond and Willis (14); the attendance of Councilmember Watson was not signified upon the adjourning roll call (1).