

ATLANTA CITY COUNCIL

ACTION MINUTES

MAY 20, 2013

The Atlanta City Council held its Regularly Scheduled Meeting on Monday, May 20, 2013. The Meeting convened at 1:34 p.m. in Atlanta City Hall's Council Chamber. The roll was called and a quorum was declared.

PRESIDER(S): The Honorable Council President **Cesar C. Mitchell** presided. The Honorable Council President Pro Tempore **Michael Julian Bond** presided a portion of the meeting.

Attendance: The following (14) voting members were present at the Meeting:

The Honorable Carla Smith	The Honorable Felicia A. Moore
The Honorable Kwanza Hall	The Honorable C. T. Martin
The Honorable Ivory Young, Jr.	The Honorable Keisha Bottoms
The Honorable Cleta Winslow *2:22	The Honorable Joyce Sheperd *2:22
The Honorable Natalyn Archibong *2:57	The Honorable Michael Bond *2:22
The Honorable Howard Shook	The Honorable Aaron Watson *2:44
The Honorable Yolanda Adrean *2:22	The Honorable H. Lamar Willis

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

Councilmember Alex Wan (Absent with Notice) was Absent.

INVOCATION: Chaplain **Mike Dixon of the Atlanta Police Department** gave the invocation.

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

PROCLAMATIONS

13-P-9001 (1) - Councilmember Joyce Sheperd to present a proclamation in Honor of SCLC/W.O.M.E.N. Inc.

13-P-9002 (2) - Councilmember Keisha Lance Bottoms to present a proclamation in Honor of Preservation Month

REMARKS BY THE PUBLIC

Individuals who have signed up to speak beginning at 12:30 pm (30 minutes before meeting begins) will be heard pursuant to Atlanta City Code Section 2-104(a).

REPORT OF THE JOURNAL

May 6, 2013 Atlanta City Council Minutes reported by Municipal Clerk Rhonda Dauphin Johnson.

COMMUNICATIONS

13-C-5006 (1) A Communication from **Fred Williams, Chair, Audit Committee** submitting the Performance Audit Report regarding the Department of Watershed Management Meter Reading, Estimates and Adjusted Billings.

REFER TO CITY UTILITIES COMMITTEE WITHOUT OBJECTION

13-C-5007 (2) A Communication by **Councilmembers Alex Wan, District 6; Natalyn Archibong, District 5; Howard Shook, District 7; Yolanda Adrean, District 8 and Aaron Watson, Post 2 At-Large** appointing Mr. Charles S. Frew to serve as a member of the Atlanta Human Relations Commission.

REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE AND COMMITTEE ON COUNCIL WITHOUT OBJECTION

13-C-5008 (3) A Communication by **Chief Procurement Officer Adam L. Smith** submitting the May 2013 Monthly Contracts Report to the Atlanta City Council and Clerk of Council pursuant to Section 2-1142 of the Atlanta City Code of Ordinances.

FILED WITHOUT OBJECTION

ADOPTION OF AGENDA: A Motion was made to **Adopt** the Agenda. It was properly Seconded and the Motion **CARRIED** by a roll call vote of **10 yeas**; *(Councilmembers Smith, Young, Winslow, Archibong, Shook, Adrean, Moore, Martin, Sheperd and Bond)*; **0 nays**.

CONSIDERATION OF VETOED LEGISLATION

There is no vetoed legislation for consideration.

UNFINISHED BUSINESS

There is no unfinished business for consideration.

CONSENT AGENDA

SECTION I

The legislative items appearing on “CONSENT AGENDA SECTION I” received unanimous votes of approval by the noted committees of purview. Thus, the collective group comes forward with a single MOTION TO ADOPT all items. There will be no separate discussion; however, if discussion on any item is desired, the item will be removed from the Consent Agenda and considered during the applicable committee of purview’s report. If a Member simply wants his/her vote to be specifically recorded on any particular item(s), separate vote(s) may be taken on the item(s).

There was no separate discussion of the following items with the exception of items 13-O-1028, 12-O-0375 and 13-O-1033 which were 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: 12 Yeas; (*Councilmembers Smith, Young, Winslow, Archibong, Shook, Adrean, Moore, Bottoms, Sheperd, Bond, Watson and Willis*); 0 Nays.

Note: The original vote of Consent Agenda Section I was by a roll call of 11 yeas; (*Councilmembers Smith, Young, Winslow, Archibong, Shook, Adrean, Moore, Martin, Bottoms, Sheperd and Bond*); 0 nays; However, later during the meeting, Councilmember Sheperd made a Motion to Reconsider Consent Agenda Section I to remove ordinance 13-O-1033. It was properly Seconded and CARRIED by a roll call vote of 12 yeas; (*Councilmembers Smith, Young, Winslow, Archibong, Shook, Adrean, Moore, Bottoms, Sheperd, Bond, Watson and Willis*); 0 nays.

ORDINANCE(S) FOR SECOND READING

FINANCE/EXECUTIVE COMMITTEE

Felicia A. Moore, Chair

13-O-1017 (1) - A **SUBSTITUTE ORDINANCE BY FINANCE/EXECUTIVE COMMITTEE TO 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 ONE HUNDRED NINETY-FOUR THOUSAND TWO HUNDRED NINETY-ONE DOLLARS AND NO CENTS (\$194,291.00); AND FOR OTHER PURPOSES.**

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

13-O-1019 (2) - 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.

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

13-O-1020 (3) -

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.

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

13-O-1029 (4) -

AN ORDINANCE BY **COUNCILMEMBER YOLANDA ADREAN** AS AMENDED BY FINANCE/EXECUTIVE COMMITTEE TRANSFERRING FUNDS FROM THE DISTRICT 8 COUNCILMEMBER CARRY FORWARD ACCOUNT IN THE NON-DEPARTMENTAL RESERVES IN AN AMOUNT OF \$5,000.00 TO PARK PRIDE ON THE BEHALF OF THE WILDWOOD CIVIC ASSOCIATION TO ASSIST IN THE INSTALLATION OF A GAZEBO WITHIN BEAVERBROOK PARK; AND FOR OTHER PURPOSES.

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

CITY UTILITIES COMMITTEE

Howard Shook, Chair

13-O-1000 (5) -

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.

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

- 13-O-1001 (6) - 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.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS
- 13-O-1002 (7) - 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.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS
- 13-O-1003 (8) - AN **AMENDED** 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.
ADOPTED AS AMENDED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS
- 13-O-1022 (9) - 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.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS
- 13-O-1030 (10) - 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.

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

13-O-1031 (11) -

AN **AMENDED** ORDINANCE BY **COUNCILMEMBER ALEX WAN** AMENDING THE 2013 (INTERGOVERNMENTAL GRANT FUND) BUDGET, IN THE DEPARTMENT OF PUBLIC WORKS, BY ADDING TO ANTICIPATIONS AND APPROPRIATIONS THE AMOUNT OF \$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 STREETSCAPE PROJECT FOR THE PURPOSE OF INTERSECTION AND ROADWAY IMPROVEMENTS IN THE ANSLEY PARK COMMUNITY; AND FOR OTHER PURPOSES.

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

COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE

Joyce Sheperd, Chair

(ID # 1711) (12) -

13-R-0631 A RESOLUTION BY **COUNCILMEMBER NATALYN ARCHIBONG** AS **SUBSTITUTED** BY COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE AUTHORIZING THE OFFICE OF PLANNING TO CHANGE THE LOT DIMENSIONS ON THE CITY OF ATLANTA LOT BOUNDARY MAP, FOR IMPROVED NON-CONFORMING LOTS OF RECORD AT 402 LAKESHORE DRIVE AND 1872 MCLENDON AVENUE; AND FOR OTHER PURPOSES

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

(ID # 1753) (13) -

13-O-0426 A **SUBSTITUTE** ORDINANCE BY **COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE** TO AMEND SECTIONS 15-03.001, 15-06.001, SECTION 15.08-002 AND 15-08.006 OF THE LAND SUBDIVISION ORDINANCE FOR THE PURPOSE OF ADDING DEFINITIONS AND PROVISIONS FOR THE IMPLEMENTATION OF GREEN INFRASTRUCTURE; AND FOR OTHER PURPOSES.

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

PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE

Michael Julian Bond, Chair

13-O-1004 (14) -

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.

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

13-O-1025 (15) -

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.

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

13-O-1026 (16) -

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.

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

13-O-1028 (17) -

AN ORDINANCE BY **COUNCILMEMBERS YOLANDA ADREAN, AARON WATSON, JOYCE M. SHEPERD, MICHAEL JULIAN BOND, HOWARD SHOOK, C. T. MARTIN, NATALYN M. ARCHIBONG, ALEX WAN, IVORY LEE YOUNG, JR. 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.

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

SEE PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE REPORT

13-O-1032 (18) - AN ORDINANCE BY **COUNCILMEMBERS IVORY LEE YOUNG, JR. AND CLETA 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.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS

13-O-1033 (19) - AN ORDINANCE BY **COUNCILMEMBERS KWANZA HALL AND JOYCE M. 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.

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

SEE PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE REPORT

13-O-1034 (20) - 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.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS

(ID # 1978) (21) - 12-O-0375 AN ORDINANCE BY THE **PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE AS SUBSTITUTED** BY THE PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE AS **AMENDED** BY THE PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE ON APRIL 30, 2013 AS **AMENDED** BY THE PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE ON MAY 14, 2013 AN ORDINANCE TO AMEND CHAPTER 70, ARTICLE II OF THE CODE OF ORDINANCES OF THE CITY OF ATLANTA, GEORGIA, CURRENTLY ENTITLED “BURGLAR OR ROBBERY ALARM SYSTEMS,” FOR THE PURPOSE OF REGULATING CERTAIN ALARM SYSTEMS WITHIN THE CITY OF ATLANTA IN ORDER TO REDUCE THE NUMBER OF FALSE ALARMS WITHIN THE CITY OF ATLANTA THROUGH MORE EFFICIENT REGULATION OF SUCH ALARM SYSTEMS; TO WAIVE CONFLICTING ORDINANCES AND FOR OTHER PURPOSES.

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

SEE PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE REPORT

TRANSPORTATION COMMITTEE

C. T. Martin, Chair

13-O-1014 (22) - 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.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS

13-O-1015 (23) - 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; AND FOR OTHER PURPOSES.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS

13-O-1016 (24) - 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.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS

RESOLUTION(S)

FINANCE/EXECUTIVE COMMITTEE

Felicia A. Moore, Chair

13-R-3113 (1) - A **SUBSTITUTE** RESOLUTION BY **FINANCE/EXECUTIVE COMMITTEE** AUTHORIZING THE MAYOR OR HIS DESIGNEE TO ENTER INTO COOPERATIVE PURCHASING AGREEMENT NUMBER FC-6685, PURSUANT TO SECTION 2-1602 ET SEQ. OF THE CITY OF ATLANTA CODE OF ORDINANCES, WITH GARTNER INCORPORATED, UTILIZING GEORGIA TECHNOLOGY AUTHORITY MASTER CLIENT AGREEMENT NUMBER 9800-SS001, TO PURCHASE SUBSCRIPTION-BASED TECHNOLOGY RESEARCH AND ADVISORY SERVICES ON

BEHALF OF THE DEPARTMENT OF INFORMATION TECHNOLOGY, FOR A TERM OF ONE (1) YEAR WITH A ONE (1) YEAR RENEWAL OPTION, IN AN AMOUNT NOT TO EXCEED ONE HUNDRED SIXTY THOUSAND, SIX HUNDRED DOLLARS AND NO CENTS (\$160,600.00), SUBJECT TO FISCAL YEAR 2014 BUDGET APPROVAL, ALL CONTRACTED WORK TO BE CHARGED TO AND PAID FROM FUNDING NUMBERS LISTED HEREIN; AND FOR OTHER PURPOSES.

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

13-R-3114 (2) -

A RESOLUTION BY FINANCE/EXECUTIVE COMMITTEE AUTHORIZING THE MAYOR OR HIS DESIGNEE TO ENTER INTO COOPERATIVE PURCHASING AGREEMENT NUMBER COA-6687-PL, PURSUANT TO SECTION 2-1602 ET SEQ. OF THE CITY OF ATLANTA CODE OF ORDINANCES, UTILIZING THE STATE OF GEORGIA STATEWIDE CONTRACT NUMBER 99999-SPD-SPD0000060-0004 WITH CDW GOVERNMENT LLC, TO PURCHASE VMWARE VSPHERE LICENSES AND ONE (1) YEAR OF SUPPORT SERVICES FOR THE VIRTUAL SERVER ENVIRONMENT, ON BEHALF OF THE DEPARTMENT OF INFORMATION TECHNOLOGY, IN AN AMOUNT NOT TO EXCEED \$105,982.00; 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 12 YEAS; 0 NAYS

CITY UTILITIES COMMITTEE

Howard Shook, Chair

13-R-3116 (3) -

A RESOLUTION BY CITY UTILITIES COMMITTEE AUTHORIZING THE MAYOR TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT WITH THE CITY OF FAIRBURN, GEORGIA AND THE SOUTH FULTON COMMUNITY IMPROVEMENT DISTRICT, ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT, TO RELOCATE AND/OR ADJUST A CITY OF ATLANTA WATER MAIN AND RELATED FACILITIES IN CONJUNCTION WITH THE STATE OF GEORGIA DEPARTMENT OF TRANSPORTATION PROJECT #0006913 TO MAKE IMPROVEMENTS TO OAKLEY INDUSTRIAL BOULEVARD FROM JONESBORO ROAD TO WEST OF STALWART DRIVE; ALL CONTRACTED WORK SHALL BE CHARGED TO AND PAID FROM FUND DEPARTMENT ORGANIZATION AND ACCOUNT NUMBER 5066 (2009A WATER & WASTEWATER BOND FUND) 170408 (DWM DRINKING WATER ENGINEERING SERVICE) 5414002 (FACILITIES OTHER THAN BUILDINGS/INFRASTRUCTURE CIP) 4440000 (DISTRIBUTION) AND PROJECT TASK AWARD ORGANIZATION EXPENDITURE AND ACCOUNT NUMBER 17110893 (UTILITIES GDOT & MUNICIPAL) 101 (TASK) 506621876 (2009A WATER & WASTEWATER BOND FUND) COA); AND FOR OTHER PURPOSES.

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

13-R-3117 (4) -

AN AMENDED RESOLUTION BY CITY UTILITIES COMMITTEE AUTHORIZING THE MAYOR, OR HIS DESIGNEE, ON BEHALF OF THE

CITY OF ATLANTA, TO ENTER INTO CONTRACT WITH MIDTOWN COMMUNITY IMPROVEMENT DISTRICT DOING BUSINESS AS MIDTOWN BUSINESS ASSOCIATION, INC., IN AN AMOUNT NOT TO EXCEED \$573,897.00 FOR ENGINEERING AND CONSTRUCTION SERVICES FOR CERTAIN HIGH-PRIORITY BICYCLE PROJECTS ON 5TH STREET, 10TH STREET, PEACHTREE STREET, AND WEST PEACHTREE STREET IN MIDTOWN; ALL WORK TO BE CHARGED TO AND PAID FROM THE FOLLOWING FUND, DEPARTMENT AND ACCOUNT NUMBERS 3503 (CAPITAL FINANCE FUND) 130308 (DPW TRANSPORTATION DESIGN) 5414002 (FACILITIES OTHER THAN BLDGS/INFRASTRUCTURE-CIP) 4270000 (TRAFFIC ENGINEERING) 110071 (BICYCLE ROUTE SIGN & MARKS) 1** 350322037 22037 (REPURPOSED BOND PROCEEDS 2012); AND FOR OTHER PURPOSES.

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

13-R-3118 (5) -

AN AMENDED RESOLUTION BY CITY UTILITIES COMMITTEE AUTHORIZING THE MAYOR, OR HIS DESIGNEE, ON BEHALF OF THE CITY OF ATLANTA, TO ENTER INTO CONTRACT WITH THE ATLANTA DOWNTOWN IMPROVEMENT DISTRICT, INC. IN AN AMOUNT NOT TO EXCEED \$122,159.00 FOR ENGINEERING AND CONSTRUCTION SERVICES FOR THE HIGH-PRIORITY BICYCLE PROJECT ON PEACHTREE CENTER AVENUE BETWEEN EDGEWOOD AVENUE AND PEACHTREE STREET; ALL WORK TO BE CHARGED TO AND PAID FROM THE FOLLOWING FUND, DEPARTMENT AND ACCOUNT NUMBERS 3503 (CAPITAL FINANCE FUND) 130308 (DPW TRANSPORTATION DESIGN) 5414002(FACILITIES OTHER THAN BLDGS/INFRASTRUCTURE-CIP) 4270000 (TRAFFIC ENGINEERING) 110071 (BICYCLE ROUTE SIGN & MARKS) 1** 350322037 22037 (REPURPOSED BOND PROCEEDS 2012); AND FOR OTHER PURPOSES.

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

13-R-3119 (6) -

AN AMENDED RESOLUTION BY CITY UTILITIES COMMITTEE AUTHORIZING THE MAYOR, OR HIS DESIGNEE, TO ISSUE A TASK ORDER TO ARCADIS/BPA, A JOINT VENTURE, FOR FC-4906A, CONTRACT FOR ARCHITECTURAL, ENGINEERING AND DESIGN SERVICES, FOR ENGINEERING AND CONSTRUCTION MANAGEMENT SERVICES FOR CERTAIN HIGH-PRIORITY BICYCLE PROJECTS IN AN AMOUNT NOT TO EXCEED \$135,000.00; WITH ALL CONTRACTED WORK TO BE CHARGED TO AND PAID FROM THE FOLLOWING FUND, DEPARTMENT AND ACCOUNT NUMBERS 3503 (CAPITAL FINANCE FUND) 130308 (DPW TRANSPORTATION DESIGN) 5212001 (CONSULTING/PROFESSIONAL SERVICES) 4270000 (TRAFFIC ENGINEERING) 110071 (BICYCLE ROUTE SIGN & MARKS) 1** 350322037 22037 (REPURPOSED BOND PROCEEDS 2012); AND FOR OTHER PURPOSES.

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

COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE

Joyce Sheperd, Chair

13-R-3108 (7) - 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.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS

13-R-3107 (8) - 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 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.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS

13-R-3109 (9) - A RESOLUTION BY **COUNCILMEMBER JOYCE 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.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS

PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE

Michael Julian Bond, Chair

13-R-3149 (10) - A RESOLUTION BY **PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE** A RESOLUTION AUTHORIZING THE MAYOR, ON BEHALF OF THE ATLANTA POLICE DEPARTMENT, TO APPLY FOR AND ACCEPT A GRANT FROM THE WHITE HOUSE OFFICE OF NATIONAL DRUG CONTROL POLICY (“ONDCP”), IN THE AMOUNT OF FIVE-MILLION, TWO HUNDRED SEVENTY-SEVEN THOUSAND, THREE-HUNDRED TWENTY-FIVE DOLLARS (\$5,277,325), FOR THE PURPOSE OF DISRUPTING AND DISMANTLING ILLEGAL DRUG TRAFFICKING ORGANIZATIONS; AND FOR OTHER PURPOSES.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS

Claims - Favorable

- 13-R-3120 (1) - A RESOLUTION BY **PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE** PRESENTING A CLAIM FOR DAMAGE ALLEGED TO HAVE BEEN SUSTAINED AS A RESULT OF A VEHICULAR ACCIDENT ON JANUARY 7, 2012 AT PINE STREET AT JUNIPER STREET. (APD/02 - \$7,500.00) CLAIM OF: Darnell Phelps Through his attorney Gary Smith: 3550 Habersham at Northlake, Tucker, GA 30084
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS
- 13-R-3121 (2) - A RESOLUTION BY **PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE** PRESENTING A CLAIM FOR DAMAGE ALLEGED TO HAVE BEEN SUSTAINED AS A RESULT OF A SANITARY SEWER BACKUP ON AUGUST 8, 2011 AT 411 SPRINGDALE DRIVE, (DWM/07 - \$5,500.00) CLAIM OF: Ryan Hendricks and Pina Hendricks, 411 Springdale Drive, NE, Atlanta, Georgia 30305
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS
- 13-R-3122 (3) - A RESOLUTION BY **PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE** PRESENTING A CLAIM FOR DAMAGE ALLEGED TO HAVE BEEN SUSTAINED AS A RESULT OF A ROCK STRIKING THE CLAIMANT'S VEHICLE ON APRIL 13, 2012 AT FREEDOM PARKWAY AT BOULEVARD. (PRCA/05 - \$566.24) CLAIM OF: Anthony Stennis, P.O. Box 392371, Snellville, GA 30039
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS
- 13-R-3123 (4) - A RESOLUTION BY **PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE** PRESENTING A CLAIM FOR DAMAGE ALLEGED TO HAVE BEEN SUSTAINED AS A RESULT OF A VEHICULAR ACCIDENT ON MAY 29, 2012 AT JOSEPH E. LOWERY BOULEVARD AT PROCTOR STREET. (APD/03 - \$1,776.03) CLAIM OF: Acuity Mutual Insurance Company as subrogee of Alcus Thompson, P.O. Box 58, Sheboygan, WI 53082
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS
- 13-R-3124 (5) - A RESOLUTION BY **PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE** PRESENTING A CLAIM FOR DAMAGE ALLEGED TO HAVE BEEN SUSTAINED AS A RESULT OF AN UNCOVERED WATER METER ON APRIL 6, 2011 AT 755 NORTH AVENUE. (DWM/03 - \$6,000.00) CLAIM OF: Amaya Peters through her Attorney Sheryl L. Burke, Tower Place 100, 3340 Peachtree Road, N.E., Suite 1940, Atlanta, Georgia 30326
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS
- 13-R-3125 (6) - A RESOLUTION BY **PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE** PRESENTING A CLAIM FOR DAMAGE ALLEGED TO HAVE BEEN SUSTAINED AS A RESULT OF A WATER LINE CONTAMINATION ON SEPTEMBER 29, 2012 AT 1325 MONTE CARLO

DRIVE. (DWM/08 - \$9,116.82) CLAIM OF: Darrell Mays, 1325 Monte Carlo Drive, Atlanta, GA 30327

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

13-R-3126 (7) -

A RESOLUTION BY **PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE** PRESENTING A CLAIM FOR DAMAGE ALLEGED TO HAVE BEEN SUSTAINED AS A RESULT OF A SANITARY SEWER BACK UP ON JULY 20, 2011 AT 750 RALPH MCGILL BOULEVARD. (DWM/02 - \$550.53) CLAIM OF: William Vanderkloot, 750 Ralph McGill Boulevard, Atlanta, Georgia 30312

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

13-R-3127 (8) -

A RESOLUTION BY **PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE** PRESENTING A CLAIM FOR DAMAGE ALLEGED TO HAVE BEEN SUSTAINED AS A RESULT OF DRIVING OVER A MANHOLE ON SEPTEMBER 27, 2012 AT 655 S. EUGENIA PLACE. (DWM/09 - \$800.00) CLAIM OF: Timothy L. Carver, 1620 Hollywood Road, Unit # S-17, Atlanta, Georgia 30318

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

13-R-3128 (9) -

A RESOLUTION BY **PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE** PRESENTING A CLAIM FOR DAMAGE ALLEGED TO HAVE BEEN SUSTAINED AS A RESULT OF A MOTOR VEHICLE ACCIDENT ON FEBRUARY 09, 2013 AT GRAYSON HIGHWAY AND HILLSIDE DRIVE. (APD/ N/A - \$1,301.83) CLAIM OF: Allstate Insurance Company as subrogee of Willie Carter II, P.O. Box 650271, Dallas, Texas 75265

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

13-R-3129 (10) -

A RESOLUTION BY **PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE** PRESENTING A CLAIM FOR DAMAGE ALLEGEDLY SUSTAINED AS A RESULT OF A VEHICULAR ACCIDENT ON MARCH 4, 2011 AT 71 UNIVERSITY AVENUE. (APD/01 - \$5,100.00) CLAIM OF: Gary Cox through his attorney Bruce Hagen, PC, 119 North McDonough Street, Decatur, GA 30030

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

13-R-3130 (11) -

A RESOLUTION BY **PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE** PRESENTING A CLAIM FOR DAMAGE ALLEGEDLY SUSTAINED AS A RESULT OF WALKING INTO AN UNCOVERED WATER METER BOX ON JULY 1, 2012 AT 489 PEACHTREE STREET. (DWM/02 - \$700.00) CLAIM OF: Victoria West, 6575 Emerald Pointe Circle, Atlanta, GA 30349

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

- 13-R-3131 (12) - A RESOLUTION BY **PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE** PRESENTING A CLAIM FOR DAMAGE ALLEGEDLY SUSTAINED AS A RESULT OF A VEHICULAR ACCIDENT ON JULY 26, 2011 AT 662 COMMERCIAL AVENUE. (APD/09 - \$4,200.00) CLAIM OF: Jasper Collier through his attorney, Foy & Associates, 3343 Peachtree Road, Suite 350, Atlanta, GA 30326
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS
- 13-R-3132 (13) - A RESOLUTION BY **PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE** PRESENTING A CLAIM FOR PROPERTY DAMAGE ALLEGED TO HAVE BEEN SUSTAINED AS A RESULT OF AN AUTOMOBILE ACCIDENT ON OCTOBER 13, 2012 AT MARIETTA STREET AND BOSS STREET. (APD/03 - \$2,392.95) CLAIM OF: Enterprise Rent- A- Car, P.O. Box 405738, Atlanta, Georgia 30384
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS
- 13-R-3133 (14) - A RESOLUTION BY **PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE** PRESENTING A CLAIM FOR DAMAGE ALLEGEDLY SUSTAINED AS A RESULT OF A VEHICULAR ACCIDENT ON JULY 7, 2011 AT CHEROKEE AVENUE AT AUGUSTA AVENUE. (DPRCA/01 - \$1,072.00) CLAIM OF: Zenith Insurance Company as subrogee of YMCA of Metro Atlanta, Inc., P.O. Box 1558, Sarasota, FL 34230
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS
- 13-R-3134 (15) - A RESOLUTION BY **PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE** PRESENTING A CLAIM FOR PROPERTY DAMAGE ALLEGED TO HAVE BEEN SUSTAINED AS A RESULT OF AN AUTOMOBILE ACCIDENT ON JANUARY 14, 2013 AT HIGHWAY 166 AND INTERSTATE 75/85. (DPCD/11- \$730.81) CLAIM OF: State Farm Insurance as subrogee of Sandra Strozier, P.O. Box 2371, Bloomington, Illinois 61702
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS
- 13-R-3135 (16) - A RESOLUTION BY **PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE** PRESENTING A CLAIM FOR BODILY INJURY ALLEGED TO HAVE BEEN SUSTAINED AS A RESULT OF AN AUTOMOBILE ACCIDENT ON JULY 28, 2012 ON LAKEWOOD AVENUE. (DWM/01 - \$16,500.00) CLAIM OF: Marlean Harrison through her attorney Chris Adams Esq. Kenneth S. Nugent, P.C., 1355 Peachtree Street, Suite 1000, Atlanta, Georgia 30309
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS

- 13-R-3136 (17) - A RESOLUTION BY **PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE** PRESENTING A CLAIM FOR PROPERTY DAMAGE ALLEGED TO HAVE BEEN SUSTAINED AS A RESULT OF AN AUTOMOBILE ACCIDENT ON MAY 6, 2011 ON SOUTH GORDON ROAD AND SONGWOOD AVENUE. (DWM/11 - \$14,107.00) CLAIM OF: State Farm Insurance as subrogee of Lam Van Vo through their attorney Candace Boutwell, Boutwell & Associates, 2280 Satellite Boulevard, Building B, Duluth, Georgia 30097
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS
- 13-R-3137 (18) - A RESOLUTION BY **PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE** PRESENTING A CLAIM FOR DAMAGE ALLEGED TO HAVE BEEN SUSTAINED AS A RESULT OF AN AUTOMOBILE ACCIDENT ON NOVEMBER 26, 2012 AT 854 MYRTLE STREET. (DPW/06 - \$781.10 CLAIM OF: Kirk Ackerman, 854 Myrtle Street, Atlanta, Georgia 30308
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS
- 13-R-3138 (19) - A RESOLUTION BY **PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE** PRESENTING A CLAIM FOR PROPERTY DAMAGE ALLEGED TO HAVE BEEN SUSTAINED AS A RESULT OF AN AUTOMOBILE ACCIDENT ON SEPTEMBER 25, 2012 ON NORTH MONROE AVENUE. (DWM/06 - \$1,000.00) CLAIM OF: Jimel Virges, 1048 Flat Shoals Rd. #614, College Park, Georgia 30349
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS
- 13-R-3139 (20) - A RESOLUTION BY **PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE** PRESENTING A CLAIM FOR DAMAGE ALLEGED TO HAVE BEEN SUSTAINED AS A RESULT OF AN AUTOMOBILE ACCIDENT ON DECEMBER 23, 2011 AT NORTHSIDE DRIVE AND WOODWARD WAY. (DPW/08 - \$5,183.00) CLAIM OF: Geico General Insurance as subrogee of Kyle Baumann, One Geico Center, Macon, Georgia 31296
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS
- 13-R-3140 (21) - A RESOLUTION BY **PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE** PRESENTING A CLAIM FOR PROPERTY DAMAGE ALLEGED TO HAVE BEEN SUSTAINED AS A RESULT OF AN AUTOMOBILE ACCIDENT ON SEPTEMBER 18, 2012 AT 338 WEST PEACHTREE STREET. (OEAM/02- \$1,405.07) CLAIM OF: GEICO as Subrogee of Arlene Emmons, One Geico Center, Macon, Georgia 31296
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS

- 13-R-3141 (22) - A RESOLUTION BY **PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE** PRESENTING A CLAIM FOR PROPERTY DAMAGE ALLEGED TO HAVE BEEN SUSTAINED AS A RESULT OF AND AUTOMOBILE ACCIDENT ON JANUARY 7, 2013 AT BOULEVARD AND IRWIN STREET. (DWM/02 - \$1,369.79) CLAIM OF: Sue P. Griffith, 1618 Arden Drive, Marietta, Georgia 30008
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS
- 13-R-3142 (23) - A RESOLUTION BY **PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE** PRESENTING A CLAIM FOR PROPERTY DAMAGE ALLEGED TO HAVE BEEN SUSTAINED AS A RESULT OF AN AUTOMOBILE ACCIDENT ON AUGUST 24, 2012 AT 2537 PIEDMONT ROAD. (DWM/07 - \$1,561.91) CLAIM OF: David F. Berlin, 2700 NE Expressway #C500, Atlanta, Georgia 30345
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS
- 13-R-3143 (24) - A RESOLUTION BY **PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE** PRESENTING A CLAIM FOR PROPERTY DAMAGE ALLEGED TO HAVE BEEN SUSTAINED AS A RESULT OF AN AUTOMOBILE ACCIDENT ON DECEMBER 08, 2012 ON JOSEPH E. LOWERY BOULEVARD. (APD/ 04 - \$3,477.00) CLAIM OF: Kalilou Diawara, 1994 Bent Creek Way, Apartment F303, Atlanta, Georgia 30311
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS

Claims - Unfavorable

- 13-R-3144 (25) - A RESOLUTION BY **PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE** PRESENTING A CLAIM FOR DAMAGE ALLEGED TO HAVE BEEN SUSTAINED AS A RESULT OF A MOTOR VEHICLE ACCIDENT ON DECEMBER 14, 2012 LAWTON STREET AND SELLS AVENUE. (N/A/04) CLAIM OF: Arilitha Cobb, 2980 Jonesboro Road, Apartment 369, Atlanta, Georgia 30354
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS
- 13-R-3145 (26) - A RESOLUTION BY **PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE** PRESENTING A CLAIM FOR DAMAGE ALLEGED TO HAVE BEEN SUSTAINED AS A RESULT OF A COLLISION WITH A TRASH RECEPTACLE ON MARCH 12, 2013 AT 550 BOULEVARD S.E. (DPW/01) CLAIM OF: Keith Ponder, 1158 Verandah Lane S.E., Atlanta, Georgia 30316
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS
- 13-R-3146 (27) - A RESOLUTION BY **PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE** PRESENTING A CLAIM FOR DAMAGE ALLEGED TO HAVE BEEN SUSTAINED AS A RESULT OF A POT HOLE ON MARCH 25, 2013 ON VILLANOVA DRIVE. (NA/NA) CLAIM OF: Michael Montgomery, 4870 Bagley Terrace Drive, Alpharetta, Georgia 30004-3924

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

13-R-3147 (28) - A RESOLUTION BY **PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE** PRESENTING A CLAIM FOR PERSONAL INJURY ALLEGED TO HAVE BEEN SUSTAINED AS A RESULT OF A MOTOR VEHICLE ACCIDENT ON JUNE 4, 2011 AT 3370 M. L. KING DRIVE. (APD/10) CLAIM OF: Jessica Baker and Morgan & Morgan, her Attorney, 191 Peachtree Street, suite 4200, Atlanta, GA 30303
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS

13-R-3148 (29) - A RESOLUTION BY **PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE** PRESENTING A CLAIM FOR DAMAGE ALLEGED TO HAVE BEEN SUSTAINED AS A RESULT OF AN AUTOMOBILE ACCIDENT ON OCTOBER 16, 2012 AT CHESTER AVENUE AND FULTON TERRACE. (NA/02) CLAIM OF: Latitude Subrogation Services As Subrogee of Trees Atlanta, P.O. Box 7932, Bloomfield Hills, MI 48302
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS

TRANSPORTATION COMMITTEE

C. T. Martin, Chair

13-R-3112 (11) - A RESOLUTION BY **TRANSPORTATION COMMITTEE** AUTHORIZING THE AVIATION GENERAL MANAGER, OR HIS DESIGNEE, TO ISSUE TASK ORDERS UNDER CONTRACT NO. FC-6122, QUALITY ASSURANCE MATERIALS TESTING, SUBSURFACE INVESTIGATIONS AND SPECIAL INSPECTIONS WITH ATL, QA, A JOINT VENTURE, COMPRISED OF NOVA ENGINEERING AND ENVIRONMENTAL, LLC (NOVA), AND MATERIALS MANAGERS AND ENGINEERING, INC., (2M), IN A COLLECTIVE AMOUNT NOT TO EXCEED \$3,000,000 TO PROVIDE SPECIAL INSPECTIONS AND QUALITY CONTROL TESTING AND OTHER SERVICES AT HARTSFIELD-JACKSON ATLANTA INTERNATIONAL AIRPORT. ALL SERVICES WILL BE CHARGED TO AND PAID FROM PTAE0: 18111310 (OTHER DIRECT COSTS PROJECT) 200 (TASK) 550291249 (DOA R N E 9999) 5212001 (CONSULTING/PROFESSIONAL SERVICES) AND FDOA: 5502 (AIRPORT RENEWAL AND EXTENSION FUND) 180201 (DOA AVIATION CAPITAL PLANNING & DEVELOPMENT) 5212001 (CONSULTING/PROFESSIONAL SERVICES) 7563000 (AIRPORT) 111310 (OTHER DIRECT COSTS PROJECT) 91249 (DOA R N E 9999); AND FOR OTHER PURPOSES.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS

CONSENT AGENDA

SECTION II

The legislative items appearing on “CONSENT AGENDA SECTION II” were introduced at the most recent meeting of the committee of purview as shown below. All items received unanimous recommendations to be presented on first read to the full Atlanta City Council at this meeting, and to be referred back to the noted committee of purview. Thus, the collective group comes forward with a single MOTION TO REFER all items. There will be no separate discussion; however, if discussion on any item is desired, the item will be removed from the Consent Agenda and considered during the applicable committee of purview’s report. If a Member simply wants his/her vote to be specifically recorded on any particular item(s), separate vote(s) may be taken on the item(s).

All items on Consent Agenda Section II; (1) through (03) as follows, were Referred to the appropriate Committees by a single roll call vote of 12 yeas (Councilmembers Smith, Young, Winslow, Archibong, Shook, Adrean, Moore, Martin, Bottoms, Sheperd, Bond and Willis); 0 nays.

ORDINANCE(S) FOR FIRST READING

FINANCE/EXECUTIVE COMMITTEE

Felicia A. Moore, Chair

13-O-1045 (1) - AN ORDINANCE BY FINANCE/EXECUTIVE COMMITTEE AUTHORIZING THE CHIEF FINANCIAL OFFICER TO AMEND THE FISCAL YEAR 2014 BUDGET ONCE ADOPTED BY TRANSFERRING APPROPRIATIONS FROM VARIOUS DEPARTMENTS IN A TOTAL AMOUNT OF \$2,477,342.00 TO THE PROJECT AND GRANTS: PROJECT, AWARD, TASK, EXPENDITURE TYPE, ORGANIZATION NUMBER 05111397 FOR THE PURPOSE OF FUNDING ALL CONTRACTED WORK FOR THE 311 CALL CENTER PROJECT; AND FOR OTHER PURPOSES. **REFERRED TO FINANCE/EXECUTIVE COMMITTEE BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS**

COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE

Joyce Sheperd, Chair

13-O-1043 (2) - AN ORDINANCE BY COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE TO AMEND SECTION 104 OF APPENDIX "A" TO VOLUME III OF THE CODE OF ORDINANCES OF THE CITY OF ATLANTA WHICH CONTAINS THE BUILDING CODE AMENDMENTS AND APPENDIX "B: OF VOLUME II OF THE CODE OF ORDINANCES OF THE CITY OF ATLANTA WHICH CONTAINS A CROSS REFERENCE TO SCHEDULE OF FEES IMPOSED FOR CITY OPERATIONS; AND FOR OTHER PURPOSES. **REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS**

TRANSPORTATION COMMITTEE

C. T. Martin, Chair

13-O-1035 (3) - AN ORDINANCE BY **TRANSPORTATION COMMITTEE** AUTHORIZING THE CHIEF FINANCIAL OFFICER TO AMEND THE FY 2013 AIRPORT RENEWAL AND EXTENSION FUND (5502) BUDGET, DEPARTMENT OF AVIATION, BY ADDING TO ANTICIPATIONS AND APPROPRIATIONS TSA GRANT FUNDS IN THE AMOUNT OF ONE MILLION SEVEN HUNDRED THIRTY-THREE THOUSAND DOLLARS AND NO CENTS (\$1,733,000.00), FROM THE TRANSPORTATION SECURITY ADMINISTRATION (“TSA”) FOR THE “CHECKED BAGGAGE RECAPITALIZATION SCREENING DESIGN SERVICES PROJECT”; AND FOR OTHER PURPOSES.
REFERRED TO TRANSPORTATION COMMITTEE BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS

REPORT OF STANDING COMMITTEES

FINANCE/EXECUTIVE COMMITTEE

Felicia A. Moore, Chair

Attendance at the May 15, 2013 meeting of the Finance/Executive Committee was as follows:

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

Absent: None

RESOLUTION(S)

13-R-3150 (1) - A **SUBSTITUTE** RESOLUTION BY **FINANCE/EXECUTIVE COMMITTEE** AUTHORIZING THE MAYOR OR HIS DESIGNEE, ON BEHALF OF THE CITY OF ATLANTA TO ENTER INTO COOPERATIVE PURCHASING AGREEMENT NUMBER FC-6608 PURSUANT TO SECTION 2-1602 ET SEQ. OF THE CITY OF ATLANTA CODE OF ORDINANCES, UTILIZING THE GENERAL SERVICES ADMINISTRATION CONTRACT NUMBER GS-35F-0545V WITH SONA NETWORKS, LLC FOR THE PURCHASE OF CUSTOMER SERVICE CENTER TRAINING AND END-USER ADOPTION SERVICES NECESSARY FOR THE 311 CALL CENTER PROJECT, ON BEHALF OF THE DEPARTMENT OF INFORMATION TECHNOLOGY, IN AN AMOUNT NOT TO EXCEED SEVEN HUNDRED FIFTY-FIVE THOUSAND, FOUR HUNDRED EIGHTY DOLLARS AND NO CENTS (\$755,480.00) WITH PHASED FUNDING AND WITH A CONTRACT TERM OF ONE (1) YEAR; THE FIRST PHASE WILL BE FOR TWO HUNDRED AND FIFTY THOUSAND DOLLARS AND NO CENTS (\$250,000.00); ALL FIRST PHASE CONTRACTED WORK SHALL BE CHARGED TO AND PAID FROM FUNDING NUMBERS LISTED HEREIN; AND FOR OTHER PURPOSES. (FAVORABLE - 6 YEAS, 1 NAY)
ADOPTED SUBSTITUTE BY A ROLL CALL VOTE OF 11 YEAS;
(Councilmembers Smith, Young, Winslow, Archibong, Shook, Moore, Martin, Bottoms, Sheperd, Bond and Willis) 1 NAY (Councilmember Adrean)

(ID # 1835) (2) - 12-R-1273 A RESOLUTION BY **FINANCE/EXECUTIVE COMMITTEE** AUTHORIZING THE MAYOR OR HIS DESIGNEE TO ENTER INTO A COOPERATIVE PURCHASING AGREEMENT FC-6046 WITH AOT PUBLIC SAFETY CORPORATION D/B/A CRYWOLF FALSE ALARM SOLUTIONS PURSUANT TO ARTICLE X, SECTION 2-1601 ET SEQ., OF THE CITY OF ATLANTA CODE OF ORDINANCES, UTILIZING THE TOWN OF DAVIE, FLORIDA CONTRACT NUMBER R-2011-4 TO PROVIDE FOR FALSE ALARM ADMINISTRATION SERVICES AS A CONTINGENCY BASED CONTRACT ON BEHALF OF THE DEPARTMENTS OF POLICE AND FIRE RESCUE; ALL CONTRACTED WORK SHALL BE CHARGED TO AND PAID FROM THE FDOA NUMBERS LISTED; AND FOR OTHER PURPOSES. (HELD 9/26/12 FOR ADDITIONAL INFORMATION) (FAVORABLE - 4 YEAS, 2 ABSTENTIONS)

Chairperson Moore sounded the caption to resolution 12-R-1273 and stated the recommendation from committee was Favorable on Condition (copy of

the purchasing agreement). Ms. Moore then made a Motion to Amend to add the agreement. It was Seconded by Councilmember Archibong and following a brief discussion, the Moore Amendment CARRIED by a roll call vote of 11 yeas; (Councilmembers Smith, Young, Winslow, Archibong, Shook, Adrean, Moore, Bottoms, Sheperd, Bond and Willis); 0 nays. After which, Chairperson Moore made a Motion to Refer the item for a Special Call Meeting to be held on May 23, 2013. Properly Seconded, the Motion CARRIED by a roll call vote of 13 yeas; 0 nays.

REFERRED FOR A SPECIAL CALL MEETING BY A ROLL CALL VOTE OF 13 YEAS; (Councilmembers Smith, Young, Winslow, Archibong, Shook, Adrean, Moore, Martin, Bottoms, Sheperd, Bond, Watson and Willis); 0 NAYS

REPORT OF STANDING COMMITTEES

CITY UTILITIES COMMITTEE

Howard Shook, Chair

Attendance at the May 14, 2013 meeting of the City Utilities Committee was as follows:

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

Absent: None

ORDINANCE(S) FOR SECOND READING

13-O-1021 (1) - 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. (FORWARDED WITH NO RECOMMENDATION - 3 YEAS, 3 NAYS)

Chairperson Shook sounded the caption to ordinance 10-O-1021 and stated the item was forwarded with No Recommendation from committee. As prerogative as Chair, Mr. Shook made a Motion to Adopt. It was properly Seconded and CARRIED by a roll call vote of 11 yeas; 1 nay.

ADOPTED BY A ROLL CALL VOTE OF 11 YEAS (Councilmembers Smith, Young, Winslow, Archibong, Shook, Adrean, Martin, Bottoms, Bond, Watson and Willis); **1 NAY; (Councilmember Moore)**

RESOLUTION(S)

13-R-3099 (2) - A RESOLUTION BY **CITY UTILITIES COMMITTEE** AUTHORIZING THE MAYOR, OR HIS DESIGNEE, ON BEHALF OF THE CITY OF ATLANTA, TO ENTER INTO AN ENCROACHMENT AGREEMENT FOR NON-CONFORMING USES WITH TABERNACLE GROUP, LLC, OWNER OF REAL PROPERTY LOCATED AT 168 LUCKIE STREET, NW ATLANTA, GEORGIA, FOR THE PURPOSE OF PERMITTING THE TEMPORARY INSTALLATION OF A FERRIS WHEEL WHICH WILL PARTIALLY EXTEND INTO THE PUBLIC RIGHT-OF-WAY FOR APPROXIMATELY 23.29 FEET ON LUCKIE STREET AND 23.44 FEET ON NASSAU STREET, RESPECTIVELY; AND FOR OTHER PURPOSES. (HELD 4/30/13 FOR FURTHER REVIEW) (FAVORABLE - 4 YEAS, 2 ABSTENTIONS)

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

REPORT OF STANDING COMMITTEES

COMMITTEE ON COUNCIL

Yolanda Adrean, Chair

Attendance at the May 20, 2013 meeting of the Committee on Council was as follows:

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

Absent: Councilmember Bond

COMMUNICATION(S)

Communications; (2) through (05) as follows, were Confirmed by a single roll call vote of 13 yeas *(Councilmembers Smith, Young, Winslow, Archibong, Shook, Adrean, Moore, Martin, Bottoms, Sheperd, Bond, Watson and Willis); 0 nays.*

13-C-5001 (1) - A COMMUNICATION FROM **FRED WILLIAMS, CHAIR, AUDIT COMMITTEE** SUBMITTING THE PERFORMANCE AUDIT REPORT REGARDING THE E911 COMMUNICATIONS CENTER. (RECOMMENDATION TO FILE BY PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE 5/14/13.)
FILED BY A ROLL CALL VOTE OF 13 YEAS; (Councilmembers Smith, Young, Winslow, Archibong, Shook, Adrean, Moore, Martin, Bottoms, Sheperd, Bond, Watson and Willis) 0 NAYS

13-C-5002 (2) - 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. (FAVORABLE BY FINANCE/EXECUTIVE COMMITTEE ON 5/15/13.)
CONFIRMED BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS

13-C-5003 (3) - 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. (FAVORABLE BY COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE ON 5/14/13.)
CONFIRMED BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS

13-C-5004 (4) - 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.
CONFIRMED BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS

13-C-5005 (5) - A COMMUNICATION BY **COUNCILMEMBERS C. T. MARTIN, FELICIA A. MOORE, KEISHA LANCE BOTTOMS, JOYCE M. SHEPERD AND H. LAMAR WILLIS** SUBMITTING DR. MARIE R. METZE AS THEIR APPOINTEE TO THE BELTLINE TAD ADVISORY

COMMITTEE. (FAVORABLE BY COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE ON 5/14/13.)
CONFIRMED BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS

ORDINANCE(S) FOR SECOND READING

(ID # 1942) (1) - 12-O-1756 A **SUBSTITUTE** ORDINANCE BY **COMMITTEE ON COUNCIL** TO CALL A CITY OF ATLANTA GENERAL MUNICIPAL ELECTION “THE ELECTION” ON TUESDAY NOVEMBER 5, 2013; TO AUTHORIZE THE MAYOR TO ENTER INTO A CONTRACT WITH FULTON COUNTY BOARD OF REGISTRATION AND ELECTIONS TO CONDUCT SAID ELECTION AND ANY SPECIAL ELECTION(S) HELD IN CONJUNCTION THEREWITH AND IF NECESSARY, TO CONDUCT A CITY OF ATLANTA GENERAL RUNOFF ELECTION “THE RUN-OFF” TO BE HELD ON TUESDAY, DECEMBER 3, 2013 OR SUCH OTHER AUTHORIZED DATE; TO AUTHORIZE THE PAYMENT OF EXPENSES INCURRED UNDER THE CONTRACT IN AN AMOUNT NOT TO EXCEED \$1,446,404.89; TO APPOINT THE FULTON COUNTY BOARD OF REGISTRATION AND ELECTIONS, AS MUNICIPAL ELECTION SUPERINTENDENT FOR THE PURPOSE OF CONDUCTING “THE ELECTION” AND IF NECESSARY “THE RUN-OFF”, AS ABSENTEE BALLOT CLERK, AND AS MUNICIPAL REGISTRAR; AND FOR OTHER PURPOSES.
ADOPTED SUBSTITUTE BY A ROLL CALL VOTE OF 13 YEAS;
(Councilmembers Smith, Young, Winslow, Archibong, Shook, Adrean, Moore, Martin, Bottoms, Sheperd, Bond, Watson and Willis); 0 NAYS

13-O-1027 (2) - 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.
ADOPTED BY A ROLL CALL VOTE OF 13 YEAS; *(Councilmembers Smith, Young, Winslow, Archibong, Shook, Adrean, Moore, Martin, Bottoms, Sheperd, Bond, Watson and Willis); 0 NAYS*

RESOLUTION(S)

13-R-3151 (1) - A RESOLUTION BY **COMMITTEE ON COUNCIL** AUTHORIZING THE FULTON COUNTY BOARD OF REGISTRATION AND ELECTIONS TO UTILIZE THE ADAMSVILLE RECREATION CENTER, WESLEY COAN PARK & RECREATION CENTER, AND PEACHTREE HILLS RECREATION CENTER AS ADDITIONAL EARLY VOTING LOCATIONS FOR THE CITY OF ATLANTA’S NOVEMBER 5, 2013 GENERAL ELECTION AND ANY SPECIAL ELECTIONS HELD IN CONJUNCTION THEREWITH, AND IF NECESSARY, FOR ANY GENERAL RUN-OFF ELECTION HELD ON DECEMBER 3, 2013 OR OTHER AUTHORIZED DATE; AND FOR OTHER PURPOSES.

Chairperson Adrean sounded the caption to resolution 13-R-3151 and offered an Amendment to change “City-Wide,” to “General Run-Off Election” in the caption and Sections #2 & #6. Without Objection, Mrs. Adrean Amendment CARRIED by a roll call vote of 13 yeas; (Councilmembers Smith, Young, Winslow, Archibong, Shook, Adrean, Moore, Martin, Bottoms, Sheperd, Bond, Watson and Willis); 0 yeas. Subsequently, the

Motion to Adopt as Amended CARRIED by a roll call vote of 13 yeas; 0 nays.

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

REPORT OF STANDING COMMITTEES

COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE

Joyce Sheperd, Chair

Attendance at the May 14, 2013 meeting of the Community Development/Human Resources was as follows:

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

Absent: None

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

REPORT OF STANDING COMMITTEES

PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE

Michael Julian Bond, Chair

Attendance at the May 14, 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

ITEMS REMOVED FROM CONSENT AGENDA

13-O-1028 (1) - AN ORDINANCE BY COUNCILMEMBERS YOLANDA ADREAN, AARON WATSON, JOYCE M. SHEPERD, MICHAEL JULIAN BOND, HOWARD SHOOK, C. T. MARTIN, NATALYN M. ARCHIBONG, ALEX WAN, IVORY LEE YOUNG, JR. 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.

The above item was removed from the Consent Agenda by request of Councilmember Moore. Vice-Chair Willis sounded the caption to ordinance 13-O-1028 and made a Motion to Adopt. A brief discussion ensued, after which the Motion to Adopt CARRIED by a roll call vote of 12 yeas; 0 nays.

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

(ID # 1978) (2) - 12-O-0375 AN ORDINANCE BY THE PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE AS SUBSTITUTED BY THE PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE AS AMENDED BY THE PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE ON APRIL 30, 2013 AS AMENDED BY THE PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE ON MAY 14, 2013 AN ORDINANCE TO AMEND CHAPTER 70, ARTICLE II OF THE CODE OF ORDINANCES OF THE CITY OF ATLANTA, GEORGIA, CURRENTLY ENTITLED "BURGLAR OR ROBBERY ALARM SYSTEMS," FOR THE PURPOSE OF REGULATING CERTAIN ALARM SYSTEMS WITHIN THE CITY OF ATLANTA IN ORDER TO REDUCE THE NUMBER OF FALSE ALARMS WITHIN THE CITY OF ATLANTA THROUGH MORE EFFICIENT REGULATION OF SUCH ALARM SYSTEMS; TO WAIVE CONFLICTING ORDINANCES AND FOR OTHER PURPOSES.

The above item was removed from the Consent Agenda by request of Councilmember Moore. Vice-Chair Willis sounded the caption to ordinance 12-O-0375 and made a Motion to Adopt. Following, Mr. Willis offered a Substitute. It was properly Seconded and CARRIED by a roll call vote of 12 yeas; (Councilmembers Young, Winslow, Archibong, Shook, Adrean, Moore, Martin, Bottoms, Sheperd, Bond, Watson and Willis); 0 nays. The

Substitute was before Council. An extensive discussion ensued, during which, Councilmember Adrean offered an Amendment to delete the Audible of ten (10) minutes in Section 70-32(a) #3. It was properly Seconded and the Amendment FAILED by a roll call vote of 3 yeas; (*Councilmembers Archibong, Adrean and Moore*); 8 nays (*Councilmembers Smith, Hall, Young, Winslow, Shook, Martin, Bond and Willis*). Vice-Chair Willis then Called the Question. Properly Seconded, the Motion CARRIED by a roll call vote of 12 yeas (*Smith, Hall, Young, Winslow, Archibong, Shook, Adrean, Martin, Bottoms, Sheperd, Bond and Willis*); 1 nay (*Councilmember Moore*). Subsequently, the Motion to Adopt on Substitute was CARRIED by a roll call vote of 11 yeas; 2 nays.

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

13-O-1033 (3) -

AN ORDINANCE BY COUNCILMEMBERS KWANZA HALL AND JOYCE M. 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.

The above item was removed from the Consent Agenda by request of Councilmember Sheperd. Ms. Sheperd was recognized and offered an Amendment to add Beats 301, 311 and 310. It was properly Seconded and the Motion CARRIED by a roll call vote of 13 yeas; (*Councilmembers Smith, Hall, Young, Winslow, Archibong, Shook, Adrean, Moore, Martin, Bottoms, Sheperd, Bond and Willis*); 0 nays. Following, Vice-Chair Willis made a Motion to Adopt as Amended. Without Objection, the Motion CARRIED by a roll call vote of 12 yeas; 0 nays.

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

ORDINANCE(S) FOR FIRST READING

13-O-1044 (1) -

AN ORDINANCE BY PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE 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 ("ONDPC"), 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. (FILED IN COMMITTEE - UNANIMOUS)
FILED WITHOUT OBJECTION

REPORT OF STANDING COMMITTEES

TRANSPORTATION COMMITTEE

C. T. Martin, Chair

Attendance at the May 15, 2013 meeting of the Transportation Committee was as follows:

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

Absent: Councilmember Willis

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

REPORT OF STANDING COMMITTEES

ZONING COMMITTEE

Keisha Lance Bottoms, Chair

Attendance at the May 15, 2013 meeting of the Zoning Committee was as follows:

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

Absent: Councilmember Sheperd

ORDINANCE(S) FOR SECOND READING

(ID # 2068) (1) - 13-O-0278/Z-13-04 AN ORDINANCE BY **COUNCILMEMBER CARLA SMITH** TO REZONE 1341 MORELAND AVENUE, SE (TAX PIN 14 0009 LL0748) AND MORELAND AVENUE SE, (TAX PIN 14 0009 LL0730) FROM MRC-1-C (MIXED RESIDENTIAL COMMERCIAL) TO MRC-1-C (MIXED RESIDENTIAL COMMERCIAL) FOR THE PURPOSE OF A CHANGE OF CONDITIONS; TO MODIFY THE OFFICIAL ZONING MAP; AND FOR OTHER PURPOSES. (FAVORABLE - UNANIMOUS) Application File Date; Zoning Number Z-13-04; NPU /CD W/2; Staff Recommendation DENIAL; NPU Recommendation APPROVAL; ZRB Recommendation DENIAL

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

(ID # 2067) (2) - 13-O-0336/U-13-02 AN ORDINANCE AS **SUBSTITUTED BY ZONING COMMITTEE** GRANTING A SPECIAL USE PERMIT FOR A DAYCARE CENTER PURSUANT TO SECTION 16-06.005 (1) (B) OF THE ZONING ORDINANCE, PROPERTY LOCATED AT 470 CANDLER PARK DRIVE, N.E., FRONTING APPROXIMATELY 164 FEET ON THE WEST SIDE OF CANDLER PARK DRIVE AND AT LOCATED AT THE SOUTHWEST INTERSECTION OF CANDLER PARK DRIVE AND MAGNOLIA STREET. DEPTH: APPROXIMATELY 214 FEET. AREA: 0.761 ACRES. LAND LOT 240, 15TH DISTRICT, DEKALB COUNTY, GEORGIA. OWNER: FIRST EXISTENTIALIST CONGREGATION APPLICANT: RANDY PIMSLER NPU N COUNCIL DISTRICT 6 (FAVORABLE ON SUBSTITUTE - UNANIMOUS) Application File Date; Zoning Number U-13-02; NPU/CD N/6; Staff Recommendation APPROVAL CONDITIONAL-Substitute Ordinance; NPU Recommendation APPROVAL; ZRB Recommendation APPROVAL CONDITIONAL-Substitute Ordinance

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

Ordinances; (3) through (05) as follows, were Adopted as Amended by a single roll call vote of 13 yeas (Councilmembers Smith, Hall, Young, Winslow, Archibong, Shook, Adrean, Moore, Martin, Bottoms, Sheperd, Bond and Willis); 0 nays.

(ID # 1822) (3) - 11-O-0692/U-11-16 AN **AMENDED** ORDINANCE BY **ZONING COMMITTEE** GRANTING A SPECIAL USE PERMIT PURSUANT TO SECTION 16-28.023 (2)(C)(3) AND SECTION 16-28.027 (3)(C) OF THE

CITY OF ATLANTA ZONING ORDINANCE FOR A TRANSFER OF EXCESS DEVELOPMENT RIGHTS. SAID USE IS GRANTED TO ATLANTA BELTLINE, INC. (RECIPIENT PARCEL) ITS SUCCESSORS, ASSIGNS AND ALL SUBSEQUENT OWNERS AND ARE TO BE TRANSFERRED FROM THE 544 NORTH ANGIER AVENUE, NE (DONOR PARCEL). (REFERRED BACK BY FULL COUNCIL 7/18/11) (AMENDED AND HELD 7/27/11) (FAVORABLE AS AMENDED - UNANIMOUS)

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

(ID # 1824) (4) -

11-O-0693/U-11-17 AN **AMENDED** ORDINANCE BY **ZONING COMMITTEE** GRANTING A SPECIAL USE PERMIT PURSUANT TO SECTION 16-28.023(2)(C)(3) AND SECTION 16-28.027 (3)(C) OF THE CITY OF ATLANTA ZONING ORDINANCE FOR A TRANSFER OF EXCESS DEVELOPMENT RIGHTS. SAID USE IS GRANTED TO ATLANTA BELTLINE, INC. (RECIPIENT PARCEL) ITS SUCCESSORS, ASSIGNS AND ALL SUBSEQUENT OWNERS AND ARE TO BE TRANSFERRED FROM 641 (C 665) NORTH AVENUE, NE (PERLMAN TRACT) (DONOR PARCEL). (REFERRED BACK BY FULL COUNCIL 7/18/11) (FAVORABLE AS AMENDED - UNANIMOUS)

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

(ID # 1827) (5) -

11-O-0857/(U-11-18) AN **AMENDED** ORDINANCE BY **ZONING COMMITTEE** GRANTING A SPECIAL USE PERMIT PURSUANT TO SECTION 16-28.023 (2)(C)(3) AND SECTION 16-28.027 (3)(C) OF THE CITY OF ATLANTA ZONING ORDINANCE FOR A TRANSFER OF EXCESS DEVELOPMENT RIGHTS. SAID USE IS GRANTED TO ATLANTA BELTLINE, INC., (RECIPIENT PARCEL) ITS SUCCESSORS, ASSIGNS AND ALL SUBSEQUENT OWNERS AND ARE TO BE TRANSFERRED FROM 690 MORGAN STREET, NE, (A.K.A. 0 NORTH AVENUE TAX PARCEL IDENTIFICATION 14-0018-0001-026-5), (DONOR PARCEL). (REFERRED BACK BY FULL COUNCIL 7/18/11) (FAVORABLE AS AMENDED - UNANIMOUS)

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

(ID # 2070) (6) -

12-O-1437/U-12-22- AN ORDINANCE BY **ZONING COMMITTEE** GRANTING A SPECIAL USE PERMIT FOR A PERSONAL CARE HOME PURSUANT TO SECTION 16-06.005 (1) (G) OF THE ZONING ORDINANCE, PROPERTY LOCATED AT **606 FLAT SHOALS AVENUE, S.E.**, FRONTING APPROXIMATELY 166 FEET ON THE EAST SIDE OF FLAT SHOALS AVENUE AND APPROXIMATELY 225 FEET ON THE SOUTH SIDE OF NEWTON AVENUE AT THE INTERSECTION OF FLAT SHOALS AVENUE AND NEWTON AVENUE. DEPTH: VARIES; AREA: APPROXIMATELY 0.857; ACRES LAND LOT 176, 15TH DISTRICT, DEKALB COUNTY, GEORGIA. OWNER: WILLIE MAE JOHNSON APPLICANT: KIMBERLY CASTLING AND ERIKA BROWN NPU W COUNCIL DISTRICT 5 (FILED IN COMMITTEE - UNANIMOUS); Application File Date 10-2-12; Zoning Number U-12-22; NPU / CD W/5; Staff Recommendation DENIAL; NPU Recommendation Approval; ZRB Recommendation File

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

ORDINANCE(S) FOR FIRST READING

Ordinances; (7) through (08) as follows, were Referred to the Zoning Committee by a single roll call vote of 12 yeas (Councilmembers Smith, Hall, Young, Winslow, Archibong, Shook, Moore, Martin, Bottoms, Sheperd, Bond and Willis); 0 nays.

13-O-1036 (7) - U-77-31/TR13-02 AN ORDINANCE BY **ZONING COMMITTEE** TO AMEND ORDINANCE U-77-31) ADOPTED BY THE CITY COUNCIL ON NOVEMBER 7, 1977 AND APPROVED BY THE MAYOR ON NOVEMBER 11, 1977, FOR PROPERTY LOCATED AT **470-480 CANDLER PARK DRIVE, N.E.** TO APPROVE A TRANSFER OF SPECIAL USE PERMIT FOR A CHURCH. NPU N COUNCIL DISTRICT 6 (FAVORABLE - REFERRED TO ZONING COMMITTEE) Application File Date April 30, 2013; Zoning Number TR-13-02; NPU / CD N/6; Staff Recommendation Not Required-Transfer of Previously Approved SUP; NPU Recommendation Not Required-Transfer of Previously Approved SUP; ZRB Recommendation Not Required-Transfer of Previously Approved SUP
REFERRED TO ZONING COMMITTEE BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS

13-O-1037 (8) - TR-13-001/TR-11-003 AN ORDINANCE BY **ZONING COMMITTEE** TO AMEND ORDINANCE 11-O-1593 (U-70-54) ADOPTED BY THE CITY COUNCIL ON NOVEMBER 21, 2011 AND APPROVED BY THE MAYOR ON NOVEMBER 30, 2011 WITHOUT SIGNATURE BY OPERATION OF LAW, FOR PROPERTY LOCATED AT **1699 WESTWOOD AVENUE, S.W.,** TO APPROVE A TRANSFER OF SPECIAL USE PERMIT FOR A DAY CARE CENTER. NPU T COUNCIL DISTRICT 10 (FAVORABLE - REFERRED TO ZONING COMMITTEE) Application File Date March 25, 2013; Zoning Number U-70-54-TR-001-TR-003; NPU / CD Not Required. Transfer of Previously Approved SUP; Staff Recommendation Not Required. Transfer of Previously Approved SUP; NPU Recommendation Not Required; Transfer of Previously Approved SUP; ZRB Recommendation Not Required. Transfer of Previously Approved SUP
REFERRED TO ZONING COMMITTEE BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS

Ordinances; (9) through (13) as follows, were Referred to the appropriate Committees by a single roll call vote of 11 yeas (Councilmembers Smith, Hall, Young, Winslow, Archibong, Shook, Martin, Bottoms, Sheperd, Bond and Willis); 0 nays.

13-O-1038 (9) - U-13-10/U-08-14 AN ORDINANCE BY **ZONING COMMITTEE** GRANTING A SPECIAL USE PERMIT FOR THE TRANSFER OF EXCESS DEVELOPMENT DENSITY FROM PROPERTY LOCATED AT **979 CRESCENT STREET** (SENDING PARCEL) TO **207 13TH STREET** (RECEIVING PARCEL) AND FOR OTHER PURPOSES. NPU E COUNCIL DISTRICT 2 (FAVORABLE - TO BE REFERRED ZRB AND ZONING COMMITTEE) Application File Date April 4, 2013; Zoning Number U-13-10/U-08-14; NPU / CD E/2; Staff Recommendation; NPU Recommendation ; ZRB Recommendation ; Goes to Council for first read on May 20th
REFERRED TO ZONING REVIEW BOARD AND ZONING COMMITTEE BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

13-O-1039 (10) - /Z-13-14 AN ORDINANCE BY **ZONING COMMITTEE** TO REZONE PROPERTY FROM R-5 (TWO-FAMILY RESIDENTIAL) DISTRICT TO THE R-LC (RESIDENTIAL LIMITED-COMMERCIAL), PROPERTY LOCATED AT 164 CHESTER AVENUE, S.E., FRONTING APPROXIMATELY 54 FEET ON THE EAST SIDE OF CHESTER BEGINNING APPROXIMATELY 120 FEET FROM THE NORTH SIDE OF MAULDIN STREET. DEPTH: APPROXIMATELY 117 FEET. AREA: APPROXIMATELY 0.140 ACRES. LAND LOT 13, 14TH DISTRICT FULTON COUNTY, GEORGIA. OWNER: MASSIMILIANO GALLINONI APPLICANT: MASSIMILIANO GALLINONI NPU N COUNCIL DISTRICT 5 (FAVORABLE - TO BE REFERRED TO ZRB AND ZONING COMMITTEE); Application File Date April 15, 2013; Zoning Number Z-13-14; NPU / CD N/5; Staff Recommendation; NPU Recommendation; ZRB Recommendation Scheduled for City Council first read on May 20th.
REFERRED TO ZONING REVIEW BOARD AND ZONING COMMITTEE BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

13-O-1040 (11) - /Z-13-15 AN ORDINANCE BY **ZONING COMMITTEE** TO REZONE PROPERTY FROM R-4 (SINGLE-FAMILY RESIDENTIAL) DISTRICT TO THE PD-H (PLANNED DEVELOPMENT-HOUSING), PROPERTY LOCATED AT 1175 AND 1185 SHERIDAN ROAD, N.E. FRONTING APPROXIMATELY 253 FEET ON THE SOUTH SIDE OF SHERIDAN ROAD BEGINNING APPROXIMATELY 720 FEET FROM THE EAST SIDE OF CHESHIRE BRIDGE ROAD. DEPTH: VARIES AREA: APPROXIMATELY 2.15 ACRES. LAND LOT 108, 18TH DISTRICT FULTON COUNTY, GEORGIA. OWNER: BEVERLY D. DELOACH/EDITH L. PLACEK APPLICANT: STEPHEN D. FICARRA NPU F COUNCIL DISTRICT 6 (FAVORABLE - TO BE REFERRED TO ZRB AND ZONING COMMITTEE) Application File Date April 16, 2013; Zoning Number Z-13-15; NPU / CD F/6; Staff Recommendation ; NPU Recommendation; ZRB Recommendation First Read for City Council on May 20th
REFERRED TO ZONING REVIEW BOARD AND ZONING COMMITTEE BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

13-O-1041 (12) - /Z-13-09 AN ORDINANCE BY **ZONING COMMITTEE** TO ZONE THE FORMER CASCADE ROAD LANDFILL PROPERTY LOCATED OFF CASCADE ROAD TO THE R-3 (SINGLE FAMILY RESIDENTIAL) ZONING DISTRICT AND FOR OTHER PURPOSES. (FAVORABLE - TO BE REFERRED TO ZRB AND ZONING COMMITTEE) NPU/CD H-10; Staff Recommendation; NPU Recommendation; ZRB Recommendation; May 20th City Council for First Read
REFERRED TO ZONING REVIEW BOARD AND ZONING COMMITTEE BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

13-O-1042 (13) - Z-13-08 AN ORDINANCE BY **ZONING COMMITTEE** TO REZONE PROPERTY FROM THE O-I-C (OFFICE INSTITUTIONAL-CONDITIONAL) ZONING DISTRICT TO THE RG-4 (RESIDENTIAL GENERAL SECTOR 4) ZONING DISTRICT, PROPERTY LOCATED AT **0 DOWNWOOD CIRCLE, N.W.**, FRONTING APPROXIMATELY 342 FEET ON THE EAST SIDE OF DOWNWOOD CIRCLE BEGINNING 302 FEET FROM THE NORTHEAST

CORNER OF HOWELL MILL ROAD. DEPTH; VARIES. AREA: APPROXIMATELY 5.55 ACRES. LAND LOTS 182 AND 197, 17TH DISTRICT, FULTON COUNTY, GEORGIA. OWNER: T.S. PROPERTY ACQUISITION FUND, LLC AND T.S. PROPERTY ACQUISITION FUND II, LLC APPLICANT: PAPPAS PROPERTIES, LLC NPU C COUNCIL DISTRICT 8 (FAVORABLE - TO BE REFERRED TO ZRB AND ZONING COMMITTEE) Application File Date March 4, 2013; Zoning Number Z-13-08; NPU/CDC-8; Staff Recommendation; NPU Recommendation; ZRB Recommendation

REFERRED TO ZONING REVIEW BOARD AND ZONING COMMITTEE BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

PERSONAL PAPER(S) / RESOLUTION(S) FOR IMMEDIATE CONSIDERATION

PERSONAL PAPER(S) AND GENERAL REMARKS

13-O-1046 (1) - AN ORDINANCE BY **COUNCILMEMBERS KEISHA LANCE BOTTOMS AND C T. MARTIN** TO AMEND SECTION 16-32F OF THE NC-6 CASCADE HEIGHTS NEIGHBORHOOD COMMERCIAL DISTRICT OF THE 1982 ZONING ORDINANCE OF THE CITY OF ATLANTA, SO AS TO MODIFY AND REVISE CERTAIN PROVISIONS IN SAID SECTION; AND FOR OTHER PURPOSES.

REFERRED TO ZONING REVIEW BOARD AND ZONING COMMITTEE WITHOUT OBJECTION

13-O-1047 (2) - AN ORDINANCE BY **COUNCILMEMBERS CLETA WINSLOW AND CARLA SMITH** AN ORDINANCE 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-1048 (3) - AN ORDINANCE BY **COUNCILMEMBER CLETA WINSLOW** AUTHORIZING THE MAYOR, OR HIS DESIGNEE, TO ABANDON A PORTION OF HARRISON PLACE, S.W., LOCATED BETWEEN ELM STREET, S.W. AND JOHN HOPE DRIVE, S.W. CONSISTING OF APPROXIMATELY 0.202 ACRES OF LAND, BEING MORE SPECIFICALLY DESCRIBED IN THE ATTACHED EXHIBIT "A", LYING AND BEING IN LAND LOT 109 OF THE 14 TH DISTRICT OF FULTON COUNTY, GEORGIA, AND TO ACCEPT THE DONATION FROM THE ATLANTA HOUSING AUTHORITY, OF APPROXIMATELY 0.442 ACRES OF LAND; TO WAIVE THE APPRAISAL REQUIREMENTS CONTAINED IN SECTION 138-9 OF THE CODE OF ORDINANCES; AND FOR OTHER PURPOSES.

REFERRED TO CITY UTILITIES COMMITTEE WITHOUT OBJECTION

13-O-1049 (4) - AN ORDINANCE BY **COUNCIL MEMBER KWANZA HALL** TO AMEND THE ATLANTA, GEORGIA CODE OF ORDINANCES, PART II, CODE OF ORDINANCES, (GENERAL ORDINANCES), CHAPTER 2,

(ADMINISTRATION), DIVISION 3. (STANDING AND OTHER COMMITTEES), SUBDIVISION I, (STANDING COMMITTEES), SECTION 2-133 (I) (OPERATIONS; PROCEDURES); TO WAIVE CONFLICTING ORDINANCES AND CODE SECTIONS; AND FOR OTHER PURPOSES.

REFERRED TO COMMITTEE ON COUNCIL WITHOUT OBJECTION

13-O-1050 (5) -

AN ORDINANCE BY **COUNCILMEMBER JOYCE SHEPERD** TO CORRECT ORDINANCE 13-0-0454 ADOPTED BY CITY COUNCIL ON APRIL 15, 2013 AND APPROVED AS PER CITY CHARTER SECTION 2-403 ON APRIL 24, 2013, CORRECTING THE GENERAL LEDGER PROJECT NUMBER LISTED FROM 201998 TO 201997; AND FOR OTHER PURPOSES.

REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE WITHOUT OBJECTION

13-O-1051 (6) -

AN ORDINANCE BY **COUNCILMEMBER IVORY LEE YOUNG, JR.** TO AMEND CHAPTER 54 (COMMUNITY DEVELOPMENT) OF THE ATLANTA CITY CODE BY ADDING ARTICLE IV TO BE ENTITLED "ABANDONED AND BLIGHTED PROPERTY CONSERVATORSHIP ORDINANCE" FOR THE PURPOSE OF CREATING A CONSERVATORSHIP PROGRAM FOR ABANDONED AND BLIGHTED PROPERTY WITHIN CITY LIMITS; AND FOR OTHER PURPOSES.

REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE WITHOUT OBJECTION

13-O-1052 (7) -

AN ORDINANCE BY **COUNCILMEMBER CARLA SMITH** TO REZONE PROPERTY HAVING A STREET ADDRESS OF **800 AND 860 GLENWOOD AVENUE S.E.** FROM THE I-1/BL (LIGHT INDUSTRIAL/BELTLINE OVERLAY) ZONING DISTRICT TO THE MR-5A/BL (MULTI-FAMILY RESIDENTIAL) ZONING DISTRICT; TO REZONE PROPERTY HAVING A STREET ADDRESS OF **0 CHESTER AVENUE S.E.** FROM I-2/BL (HEAVY INDUSTRIAL/BELTLINE OVERLAY) ZONING DISTRICT TO THE MR-5A/BL (MULTI-FAMILY RESIDENTIAL/BELTLINE OVERLAY) ZONING DISTRICT.

REFERRED TO ZONING COMMITTEE WITHOUT OBJECTION

13-O-1053 (8) -

AN ORDINANCE BY **COUNCILMEMBER CARLA SMITH** TO AMEND THE LAND USE ELEMENT OF THE 2011 CITY OF ATLANTA COMPREHENSIVE DEVELOPMENT PLAN (CDP) SO AS TO DESIGNATE **800 AND 860 GLENWOOD AVENUE S.E. AND 0 CHESTER AVENUE S.E.** TO THE VERY HIGH-DENSITY RESIDENTIAL LAND USE CLASSIFICATION; AND FOR OTHER PURPOSES.

REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE WITHOUT OBJECTION

13-O-1054 (9) -

AN ORDINANCE BY **COUNCILMEMBER NATALYN ARCHIBONG** TO AUTHORIZE THE CONTRIBUTION OF FUNDS FROM THE DISTRICT 5 COUNCIL MEMBER'S CARRY-FORWARD IN THE NON-DEPARTMENTAL RESERVES TO CONTRIBUTE TO THE DEPARTMENT OF PARKS RECREATION AND CULTURAL AFFAIRS FOR SENIOR SUMMER CAMP AT BUTLER PARK, IN THE AMOUNT OF \$500.00 AND TO THE DEPARTMENT OF PUBLIC WORKS TO FUND VARIOUS PROJECTS IN DISTRICT 5, IN THE AMOUNT OF \$106,676.00; AND FOR OTHER PURPOSES.

REFERRED TO FINANCE/EXECUTIVE COMMITTEE WITHOUT OBJECTION

13-O-1055 (10) - A ORDINANCE BY COUNCILMEMBERS MICHAEL JULIAN BOND, KEISHA LANCE BOTTOMS, JOYCE SHEPERD, H. LAMAR WILLIS, C. T. MARTIN, CLETA WINSLOW, NATALYN ARCHIBONG, KWANZA HALL, HOWARD SHOOK, CARLA SMITH, IVORY LEE YOUNG, JR., FELICIA A MOORE AND YOLANDA ADREAN TO AUTHORIZE THE MAYOR OR HIS DESIGNEE, ON BEHALF OF THE CITY, TO NEGOTIATE FOR AND TO PURCHASE APPROXIMATELY .1836 ACRES LOCATED AT **38-42 JOSEPH E. LOWERY BOULEVARD, SW** FOR THE PURPOSE OF CREATING ELLA MAE BRAYBOY PARK; AND FOR OTHER PURPOSES.

REFERRED TO FINANCE/EXECUTIVE COMMITTEE WITHOUT OBJECTION

13-R-3152 (11) - A RESOLUTION BY COUNCILMEMBERS KEISHA LANCE BOTTOMS, H. LAMAR WILLIS AND AARON WATSON AUTHORIZING THE SUBMISSION OF FY 2013 TIGER DISCRETIONARY GRANT APPLICATION TO THE UNITED STATES DEPARTMENT OF TRANSPORTATION FOR THE ATLANTA BELTLINE COMMUNITY CONNECTOR PROJECT; AND FOR OTHER PURPOSES.

REFERRED TO TRANSPORTATION COMMITTEE WITHOUT OBJECTION

13-R-3153 (12) - A RESOLUTION BY COUNCILMEMBER C. T. MARTIN AUTHORIZING THE MAYOR, OR HIS DESIGNEE, TO EXECUTE A MEMORANDUM OF UNDERSTANDING ("MOU") AGREEMENT WITH FULTON COUNTY, DEPARTMENT OF FACILITIES AND TRANSPORTATION SERVICES FOR PRELIMINARY ENGINEERING AND CONSTRUCTION SERVICES FOR THE INSTALLATION OF A TRAFFIC SIGNAL AT THE INTERSECTION OF MARTIN LUTHER KING, JR. DRIVE, S.W. AND ADAMSVILLE PLACE PARKWAY, S.W.; AND FOR OTHER PURPOSES.

REFERRED TO CITY UTILITIES COMMITTEE WITHOUT OBJECTION

13-R-3154 (13) - A RESOLUTION BY COUNCILMEMBERS C. T. MARTIN AND H. LAMAR WILLIS AUTHORIZING THE MAYOR, ON BEHALF OF THE CITY OF ATLANTA TO EXECUTE CONTRACT FC-6677 MARIETTA STREET CITY GALLERY REDESIGN WITH _____ FOR THE PURPOSE OF REDESIGNING THE GALLERY SPACE LOCATED AT **72 MARIETTA STREET** ON BEHALF OF THE DEPARTMENT OF PARKS, RECREATION AND CULTURAL AFFAIRS, IN AN AMOUNT NOT TO EXCEED SEVEN HUNDRED SEVENTY THOUSAND SEVEN HUNDRED SIXTY NINE DOLLARS AND NO CENTS (\$770,769.00); ALL CONTRACTED WORK TO BE CHARGED TO AND PAID FROM FUND 1001, DEPARTMENT ORGANIZATION 040421 AND ACCOUNT NUMBER 5212001; AND FOR OTHER PURPOSES.

REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE WITHOUT OBJECTION

13-R-3155 (14) - A RESOLUTION BY COUNCILMEMBERS H. LAMAR WILLIS, IVORY LEE YOUNG, JR. AND JOYCE M. SHEPERD AUTHORIZING THE CONFIRMATION OF MEMBERS TO THE CITY OF ATLANTA

DOWNTOWN DEVELOPMENT TECHNICAL ADVISORY GROUP (DDTAG) AND EXTENDING THE DDTAG TERM; AND FOR OTHER PURPOSES.

REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE WITHOUT OBJECTION

ADJOURNMENT ROLL CALL

There being no further business to discuss, the May 20, 2013 meeting of the Atlanta City Council was adjourned at 5:20 p.m.

ADJOURNMENT ROLL CALL: *Council President Ceasar C. Mitchell (1); Councilmembers Smith, Hall, Young, Winslow, Archibong, Shook, Adrean, Moore, Martin, Bottoms, Sheperd, Bond and Watson (13); Councilmember Willis – Early Departure with Council President’s acknowledgement (1).*