

# ATLANTA CITY COUNCIL ACTION MINUTES JUNE 17, 2013

The Atlanta City Council held its Regularly Scheduled Meeting on Monday, June 17, 2013. The Meeting convened at 1:40 p.m. in Atlanta City Hall's Council Chamber. The roll was called and a quorum was declared.

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

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

<b>The Honorable Carla Smith</b>	<b>The Honorable Felicia A. Moore</b>
<b>The Honorable Kwanza Hall</b>	<b>The Honorable C. T. Martin</b>
<b>The Honorable Ivory Young, Jr.</b>	<b>The Honorable Keisha Bottoms</b>
<b>The Honorable Cleta Winslow *2:42</b>	<b>The Honorable Joyce Sheperd</b>
<b>The Honorable Natalyn Archibong *3:01</b>	<b>The Honorable Michael Bond</b>
<b>The Honorable Alex Wan</b>	<b>The Honorable Aaron Watson *2:40</b>
<b>The Honorable Howard Shook *1:45</b>	<b>The Honorable H. Lamar Willis</b>
<b>The Honorable Yolanda Adrean *2:14</b>	

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

**INVOCATION:** Steve Bacon, Director, Pastoral Residency Program of Central Presbyterian Church gave the invocation.

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

## **PROCLAMATIONS, COMMENDATIONS AND OTHER SPECIAL AWARDS**

- 13-P-9006 (1) - KEVIN WALKER  
Presented by Councilmember Keisha Lance Bottoms
- 13-P-9007 (2) - DR. PEARLINE DOVE  
Presented by Councilmember Michael Bond
- 13-P-9008 (3) - REAL MEN COOK  
Presented by Councilmembers C. T. Martin and Michael Julian Bond
- 13-P-9009 (4) - ROBERT JOHNSON  
Presented by Councilmember H. Lamar Willis

**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**

June 03, 2013 Atlanta City Council Minutes reported by Municipal Clerk Rhonda Dauphin Johnson.

**COMMUNICATIONS**

- 13-C-5010 (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. CHARLES T. WINGO TO SERVE AS THE BOARD'S REPRESENTATIVE ON THE BELTLINE TAX ALLOCATION DISTRICT (TAD) ADVISORY COMMITTEE. THIS APPOINTMENT IS FOR A TERM OF TWO (2) YEARS, SCHEDULED TO BEGIN ON THE DATE OF COUNCIL CONFIRMATION.  
**REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE AND COMMITTEE ON COUNCIL WITHOUT OBJECTION**
- 13-C-5011 (2) - A COMMUNICATION BY CATHY RICHARDS, ATLANTA PLANNING ADVISORY BOARD (APAB )PRESIDENT, TO MUNICIPAL CLERK RHONDA DAUPHIN JOHNSON, SUBMITTING THE ATLANTA PLANNING ADVISORY BOARD'S APPOINTMENT OF MR. JAMES S. MARTIN TO SERVE AS A MEMBER OF THE BELTLINE TAX ALLOCATION DISTRICT ADVISORY COMMITTEE (TADAC).  
**REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE AND COMMITTEE ON COUNCIL WITHOUT OBJECTION**
- 13-C-5012 (3) - A COMMUNICATION BY CATHY RICHARDS, ATLANTA PLANNING ADVISORY BOARD ( APAB) PRESIDENT, TO MUNICIPAL CLERK RHONDA DAUPHIN JOHNSON, SUBMITTING THE ATLANTA PLANNING ADVISORY BOARD'S APPOINTMENT OF MS. MABLE THOMAS TO SERVE AS A MEMBER OF THE ATLANTA DEVELOPMENT AUTHORITY/INVEST ATLANTA BOARD.  
**REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE AND COMMITTEE ON COUNCIL WITHOUT OBJECTION**
- 13-C-5013 (4) - A COMMUNICATION SUBMITTING A CONTINUOUS AUDIT REPORT REGARDING DUPLICATE PAYMENTS DASHBOARD.  
**REFERRED TO FINANCE/EXECUTIVE COMMITTEE WITHOUT OBJECTION**
- 13-C-5014 (5) - A COMMUNICATION BY THE BUDGET COMMISSION, TO COUNCIL PRESIDENT CEASAR C. MITCHELL AND ALL MEMBERS OF COUNCIL, SUBMITTING THE CITY OF ATLANTA 2014 BUDGET COMMISSION

REPORT. \*Note: The Budget Commission Report was reported by Chief Financial Officer Jim Beard.

**ACCEPTED AND FILED WITHOUT OBJECTION**

**ADOPTION OF AGENDA**

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

**CONSIDERATION OF VETOED LEGISLATION**

There was no vetoed legislation for consideration.

**UNFINISHED BUSINESS**

There was 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-1018 and 13-R-3154 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: 11 Yeas; (Councilmembers Smith, Hall, Young, Archibong, Wan, Shook, Adrean, Moore, Martin, Sheperd and Willis); 0 Nays.**

**ORDINANCES FOR SECOND READING**

**COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE**

*Joyce Sheperd, Chair*

- (ID # 1749) (1) - 13-O-0431 AN ORDINANCE BY COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE ADOPTING THE CONNECT ATLANTA PLAN PROGRESS REPORT AS A COMPANION COMPONENT OF THE 2008 CONNECT ATLANTA PLAN; AND FOR OTHER PURPOSES.  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS**
  
- (ID # 1951) (2) - 13-R-0438 A RESOLUTION BY COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE TRANSMITTING THE DRAFT 2014-2018 CAPITAL IMPROVEMENTS PROGRAM (CIP) SHORT TERM WORK PROGRAM (STWP) TO THE ATLANTA REGIONAL COMMISSION IN COMPLIANCE WITH THE REQUIREMENTS OF THE GEORGIA PLANNING ACT OF 1989; AND FOR OTHER PURPOSES.  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS**
  
- (ID # 1750) (3) - 13-O-0312 AN ORDINANCE BY COUNCILMEMBER NATALYN ARCHIBONG TO AMEND THE LAND USE ELEMENT OF THE 2011 CITY OF ATLANTA COMPREHENSIVE DEVELOPMENT PLAN (CDP) SO AS TO DESIGNATE PROPERTY LOCATED AT THE GLENAIRE SUBDIVISION, PHASE II TO THE SINGLE-FAMILY RESIDENTIAL LAND USE DESIGNATION; AND FOR OTHER PURPOSES. (A CDP PUBLIC HEARING WAS HELD ON 3/11/13)

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

- 13-O-1078 (4) - 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 MILITARY VETERANS 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 11 YEAS; 0 NAYS**

**PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE**

*Michael Julian Bond, Chair*

- 13-O-1066 (5) - 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 #3005"), 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 ELEVEN THOUSAND DOLLARS (\$111,000); AND FOR OTHER PURPOSES.

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

- 13-O-1067 (6) - 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, ONE HUNDRED SEVEN THOUSAND, NINE HUNDRED FORTY-NINE DOLLARS AND SIXTY-ONE CENTS (\$107,949.61) WITH NO MATCHING FUNDS, BRINGING GRANT AWARD G11GA0003A TO A NEW TOTAL OF SIX MILLION, TWO HUNDRED THREE THOUSAND, NINE HUNDRED FIFTY-ONE DOLLARS AND NINETY-TWO CENTS (\$6,203,951.92), FOR THE PURPOSE OF CONTINUING THE ATLANTA HIGH INTENSITY DRUG TRAFFICKING AREA TASK FORCE ("ATLANTA HIDTA"); TO DISRUPT AND DISMANTLE DRUG TRAFFICKING ORGANIZATIONS; AND FOR OTHER PURPOSES.

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

**TRANSPORTATION COMMITTEE**

*Aaron Watson, Vice-Chair*

- (ID # 1965) (7) - 13-O-0607 AN ORDINANCE BY COUNCILMEMBER KWANZA HALL AUTHORIZING THE MAYOR OR HIS DESIGNEE TO MAKE THE INTERSECTION OF EDGEWOOD AVENUE, NE AND WADDELL STREET, NE AN ALL WAY STOP IN THE INMAN PARK NEIGHBORHOOD; AND FOR OTHER PURPOSES.  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS**

**FINANCE/EXECUTIVE COMMITTEE**

*Felicia A. Moore, Chair*

- (ID # 1833) (8) - 12-O-0991 AN ORDINANCE BY FINANCE/EXECUTIVE COMMITTEE AUTHORIZING THE CHIEF FINANCIAL OFFICER TO ESTABLISH THE OFFICE OF BUILDINGS RENEWAL AND EXTENSION FUND; TO DESIGNATE THE MANNER IN WHICH NET REVENUES OF THE OFFICE OF BUILDINGS WILL FLOW TO SUCH FUND; AND FOR OTHER PURPOSES.  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS**

- 13-O-1018 (9) - 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.

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

**SEE FINANCE/EXECUTIVE COMMITTEE REPORT**

- 13-O-1045 (10) - 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.  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS**

13-O-1068 (11) - AN ORDINANCE BY FINANCE EXECUTIVE COMMITTEE AUTHORIZING THE CHIEF FINANCIAL OFFICER TO AMEND THE FY 2013 BUDGET (2005A PARK IMPROVEMENT BOND FUND 3129) IN THE AMOUNT OF \$5,455,594.39; AND AUTHORIZING THE TRANSFER FUNDS FROM THE RESERVE ACCOUNT TO ADD TO APPROPRIATIONS FOR THE FUNDING OF LAND ACQUISITIONS FOR ENOTA PARK, SOUTHWEST BELTLINE CONNECTOR TRAIL AND ADAMS PARK RECREATION CENTER RECONSTRUCTION; AND FOR OTHER PURPOSES.  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS**

13-O-1069 (12) - A SUBSTITUTE ORDINANCE BY FINANCE/EXECUTIVE COMMITTEE AUTHORIZING THE CITY OF ATLANTA TO WAIVE THE COMPETITIVE SOURCE SELECTION REQUIREMENTS CONTAINED IN SECTION 2-1187 OF ARTICLE X PROCUREMENT AND REAL ESTATE CODE OF THE CITY OF ATLANTA CODE OF ORDINANCES TO AUTHORIZE THE CHIEF FINANCIAL OFFICER ON BEHALF OF THE DEPARTMENT OF PARKS, RECREATION AND CULTURAL AFFAIRS TO PAY PARK PRIDE ATLANTA, INC., AN AMOUNT NOT TO EXCEED THIRTY SIX THOUSAND DOLLARS AND NO CENTS (\$36,000.00), FOR THE RECONSTRUCTION OF THE GLENWOOD TRIANGLE WITH THE WALKER MONUMENT AND MONUMENT BEAUTY SPOT WITH THE MCPHERSON MONUMENT COLLECTIVELY KNOWN AS THE "BATTLE OF MONUMENTS" BY THE BATTLE OF ATLANTA COMMEMORATION ORGANIZATION, INC., (BATL) AND AUTHORIZING ACCEPTANCE OF THE DONATION OF ADDITIONAL FUNDS, MATERIALS AND SERVICES RAISED BY BATL FOR THE GLENWOOD TRIANGLE WITH THE WALKER MONUMENT AND MONUMENT BEAUTY SPOT WITH THE MCPHERSON MONUMENT; TO BE CHARGED TO AND PAID FROM FUND, DEPARTMENT, ACCOUNT AND ACCOUNT NUMBER: 3501 (PARK IMPROVEMENT FUND) 140106 (PRC PARK DESIGN) 5222003 (REPAIR AND MAINTENANCE OTHER) 6220000 (PARK DESIGN); AND FOR OTHER PURPOSES.  
**ADOPTED SUBSTITUTE ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS**

13-O-1071 (13) - AN ORDINANCE BY FINANCE/EXECUTIVE COMMITTEE AUTHORIZING THE CHIEF FINANCIAL OFFICER TO AMEND THE 2013 (TRUST FUND) BUDGET CORRECTING THE 2013 INTERGOVERNMENTAL/GRANT FUND APPROPRIATION FOR THE OFFICE OF WEED AND SEED IN THE AMOUNT OF \$85,506.00; AND FOR OTHER PURPOSES.  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS**

13-O-1072 (14) - A SUBSTITUTE ORDINANCE BY FINANCE/EXECUTIVE COMMITTEE AUTHORIZING THE CHIEF FINANCIAL OFFICER TO AMEND THE FY2014 (CAPITAL FINANCE FUND) BUDGET BY ADDING TO ANTICIPATIONS AND APPROPRIATIONS IN THE AMOUNT OF \$2,747,150.00, TO BE USED FOR THE ACQUISITION OF EQUIPMENT FOR THE ATLANTA POLICE DEPARTMENT PURSUANT TO THE 2008 MASTER LEASE AND OPTION AGREEMENT BETWEEN THE CITY OF

ATLANTA AND THE GEORGIA MUNICIPAL ASSOCIATION, INC. ("GMA"); AND FOR OTHER PURPOSES.

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

13-O-1076 (15) - AN ORDINANCE BY COUNCILMEMBER HOWARD SHOOK AS AMENDED BY FINANCE/EXECUTIVE COMMITTEE TO AUTHORIZE THE TRANSFER OF FUNDS IN THE AMOUNT OF \$36,000.00 FROM THE DISTRICT 7 COUNCILMEMBER CARRY FORWARD IN THE NON-DEPARTMENT RESERVES TO THE SALARIES, PERMANENT PART-TIME ACCOUNT; AND FOR OTHER PURPOSES.

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

13-O-1080 (16) - AN ORDINANCE BY COUNCILMEMBER CARLA SMITH AS AMENDED BY FINANCE/EXECUTIVE COMMITTEE TO AUTHORIZE THE TRANSFER OF FUNDS IN THE AMOUNT OF \$15,000.00 FROM THE DISTRICT 1 COUNCILMEMBER CARRY FORWARD IN THE NON-DEPARTMENT RESERVES TO THE SALARIES, PERMANENT PART-TIME ACCOUNT; AND FOR OTHER PURPOSES.

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

13-O-1088 (17) - AN ORDINANCE BY COUNCILMEMBERS H. LAMAR WILLIS, C. T. MARTIN, KEISHA LANCE BOTTOMS AND AARON WATSON TO CHANGE THE DEPARTMENTAL LOCATION OF THE OFFICE OF CULTURAL AFFAIRS BY REMOVING IT FROM THE DEPARTMENT OF PARKS, RECREATION AND CULTURAL AFFAIRS AND BY ADDING IT TO THE DEPARTMENT OF THE MAYOR; AND TO EFFECTUATE SAID DEPARTMENTAL CHANGE BY DELETING THE "BUREAU OF CULTURAL AFFAIRS" FROM ATLANTA CODE OF ORDINANCES SECTION 2-222{8} AND BY ADDING IT TO CODE SECTION 2-190; AND TO CLARIFY THAT THE RESPONSIBILITIES OF THE OFFICE OF CULTURAL AFFAIRS SHALL REMAIN THE SAME; AND TO DIRECT THAT ALL REFERENCES TO THE "DEPARTMENT OF PARKS, RECREATION AND CULTURAL AFFAIRS" THROUGHOUT THE ATLANTA CODE OF ORDINANCES BE AMENDED TO READ THE "DEPARTMENT OF PARKS AND RECREATION"; AND FOR OTHER PURPOSES.

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

13-O-1090 (18) - AN ORDINANCE BY COUNCILMEMBER MICHAEL J. BOND AS AMENDED BY FINANCE/EXECUTIVE COMMITTEE TO AUTHORIZE THE TRANSFER OF FUNDS IN THE AMOUNT OF \$24,000.00 FROM THE POST 1 AT LARGE COUNCILMEMBER CARRY FORWARD IN THE NON-DEPARTMENT RESERVES TO THE SALARIES, PERMANENT PART-TIME ACCOUNT; AND FOR OTHER PURPOSES.

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

**CITY UTILITIES COMMITTEE**

*Howard Shook, Chair*

- 13-O-1048 (19) - AN ORDINANCE BY COUNCILMEMBER CLETA WINSLOW AS SUBSTITUTED BY CITY UTILITIES COMMITTEE AUTHORIZING THE MAYOR, OR HIS DESIGNEE, TO ABANDON TO THE ATLANTA HOUSING AUTHORITY A PORTION OF HARRISON PLACE, S.W., LOCATED BETWEEN ELM STREET, S.W. AND JOHN HOPE DRIVE, S.W. CONSISTING OF APPROXIMATELY 0.202 ACRE OF LAND, LYING AND BEING IN LAND LOT 109 OF THE 14TH DISTRICT OF FULTON COUNTY, GEORGIA; TO WAIVE THE APPRAISAL REQUIREMENTS CONTAINED IN SECTION 138-9 OF THE CODE OF ORDINANCES; AND FOR OTHER PURPOSES. (PUBLIC HEARING HELD 6/11/13)  
**ADOPTED SUBSTITUTE ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS**
- 13-O-1060 (20) - AN ORDINANCE BY CITY UTILITIES COMMITTEE AUTHORIZING THE CHIEF FINANCIAL OFFICER TO AMEND THE FY 2013 (WATER AND WASTEWATER RENEWAL AND EXTENSION FUND) (5052) BUDGET IN THE AMOUNT OF \$1,435,319.00 TO TRANSFER FUNDS FROM THE GENERAL RESERVE FOR APPROPRIATIONS AND ADD FUNDS TO THE LISTED STATE OF GEORGIA DEPARTMENT OF TRANSPORTATION PROJECTS IN THE FOLLOWING AMOUNTS: JOHNSON ROAD AT LINE CREEK BRIDGE REPLACEMENT (\$381,208.00); BUFFINGTON ROAD AT MORNINGSIDE CREEK BRIDGE REPLACEMENT (\$320,000.00); BUTNER ROAD BRIDGE REPLACEMENT AT CAMP CREEK (\$570,492.00); AND BUFFINGTON ROAD PEDESTRIAN AND VEHICULAR IMPROVEMENTS (\$163,619.00); AND FOR OTHER PURPOSES.  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS**
- 13-O-1061 (21) - AN ORDINANCE BY CITY UTILITIES COMMITTEE AUTHORIZING THE MAYOR, OR HIS DESIGNEE, TO ABANDON A PORTION OF BLAKELY DRIVE, NE, LOCATED BETWEEN INTERSTATE 85 AND THE SOUTH LAND LOT LINES OF 2207 AND 2208 BLAKELY DRIVE, NE. CONSISTING OF APPROXIMATELY 0.233 ACRE OF LAND AND BEING MORE SPECIFICALLY DESCRIBED IN THE ATTACHED EXHIBIT "A", LYING AND BEING IN LAND LOT 49 OF THE 17TH DISTRICT OF FULTON COUNTY, GEORGIA TO GOODWILL OF NORTH GEORGIA, INC.; AND FOR OTHER PURPOSES. (PUBLIC HEARING HELD 6/11/13))  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS**
- 13-O-1062 (22) - AN ORDINANCE BY CITY UTILITIES COMMITTEE AUTHORIZING THE MAYOR, OR HIS DESIGNEE, TO ABANDON A PORTION OF BURTZ STREET, NW, LOCATED ON THE WEST SIDE OF HOLLYWOOD ROAD, NW BETWEEN HOLLYWOOD ROAD, NW AND THE DEAD-END OF BURTZ STREET CONSISTING OF APPROXIMATELY 0.83 ACRE OF LAND AND TO ACCEPT THE DONATION FROM BOLTON PARK, L.P. OF APPROXIMATELY 0.91 ACRE OF LAND THAT WILL BE USED TO RELOCATE THE PORTION OF BURTZ STREET, NW ON THE WEST SIDE OF HOLLYWOOD ROAD, NW, AND BEING MORE SPECIFICALLY

DESCRIBED IN THE ATTACHED EXHIBIT "A", LYING AND BEING IN LAND LOT 252 OF THE 17TH DISTRICT OF FULTON COUNTY, GEORGIA TO BOLTON PARK, L.P.; TO WAIVE APPRAISAL REQUIREMENTS CONTAINED IN SECTION 138-9 OF THE CODE OF ORDINANCES; AND FOR OTHER PURPOSES. (PUBLIC HEARING HELD 6/11/13)

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

13-O-1063 (23) -

A SUBSTITUTE ORDINANCE BY CITY UTILITIES COMMITTEE TO CONVEY A PREVIOUSLY ABANDONED PORTION OF GRANDVIEW AVENUE, NW, TOTALING APPROXIMATELY 0.244 ACRES OF PROPERTY LOCATED BETWEEN BURTZ STREET, NW AND PEYTON ROAD, NW, AND AN ADDITIONAL CONNECTED PARCEL OF APPROXIMATELY 0.016 ACRES THAT TOGETHER TOTAL APPROXIMATELY 0.26 ACRES OF LAND, AND BEING MORE SPECIFICALLY DESCRIBED IN THE ATTACHED EXHIBIT "A", LYING AND BEING IN LAND LOT 252 OF THE 17TH DISTRICT OF FULTON COUNTY, GEORGIA TO BOLTON PARK, L.P.; AND FOR OTHER PURPOSES. (PUBLIC HEARING HELD 6/11/13)

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

13-O-1064 (24) -

AN ORDINANCE BY CITY UTILITIES COMMITTEE AUTHORIZING THE CHIEF FINANCIAL OFFICER TO AMEND THE FY 2013 (WATER AND WASTEWATER RENEWAL AND EXTENSION FUND) (5052) BUDGET IN THE AMOUNT OF \$7,384,454.00 TO TRANSFER FUNDS FROM THE WATER AND WASTEWATER RENEWAL AND EXTENSION FUND GENERAL RESERVE AND ADD TO APPROPRIATIONS FOR THE INTRENCHMENT CREEK WRC DECOMMISSIONING AND SOUTH RIVER WRC PRIMARY CLARIFIERS AND AUXILIARY EQUIPMENT PROJECT AND SOUTHEAST ATLANTA GREEN INFRASTRUCTURE INITIATIVE-PHASE II PROJECT; AND FOR OTHER PURPOSES.

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

## **RESOLUTIONS**

### **COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE**

*Joyce Sheperd, Chair*

13-R-3154 (1) -

A RESOLUTION BY COUNCILMEMBERS C. T. MARTIN AND H. LAMAR WILLIS AS SUBSTITUTED BY COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE AUTHORIZING THE MAYOR, ON BEHALF OF THE CITY OF ATLANTA TO EXECUTE CONTRACT FC-6677 MARIETTA STREET CITY GALLERY REDESIGN WITH DIAMOND DEVELOPMENT, INC. 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 \$750,000.00; ALL CONTRACTED WORK TO BE CHARGED TO AND PAID FROM A FISCAL YEAR 2014 BUDGET ALLOCATION; AND FOR OTHER PURPOSES.

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

**SEE COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE REPORT**

**PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE**

*Michael Julian Bond, Chair*

- 13-R-3239 (2) - A RESOLUTION BY PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE AUTHORIZING THE MAYOR OR HIS DESIGNEE TO ENTER INTO MEMORANDA OF UNDERSTANDING AND OTHER CONTRACTUAL AGREEMENTS TO ALLOW INSTALLATION OF SURVEILLANCE CAMERAS ON STRATEGIC FACILITIES AROUND THE CITY OF ATLANTA IN ORDER TO EXPAND THE CITY'S PUBLIC SAFETY SYSTEM; AND FOR OTHER PURPOSES.  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS**
- 13-R-3240 (3) - A RESOLUTION BY PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE AUTHORIZING THE SETTLEMENT OF ALL CLAIMS AGAINST THE CITY OF ATLANTA IN THE CASE OF SHENKA PETTIGREW, ET. AL. V. CITY OF ATLANTA, CIVIL ACTION FILE NO. 12EV015340, PENDING IN FULTON COUNTY STATE COURT, IN THE AMOUNT OF \$32,678.37 (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 11 YEAS; 0 NAYS**
- 13-R-3243 (4) - A RESOLUTION BY COUNCILMEMBERS H. LAMAR WILLIS AND MICHAEL J. BOND AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXERCISE RENEWAL OPTION NUMBER TWO (2) WITH THE UNITED STATES DEFENSE LOGISTICS AGENCY ENERGY ("DLA ENERGY"), FOR THE PURCHASE OF AVIATION FUEL, ON BEHALF OF THE ATLANTA POLICE DEPARTMENT ("APD"), IN AN AMOUNT NOT TO EXCEED ONE HUNDRED THOUSAND DOLLARS (\$100,000) FOR A PERIOD OF ONE YEAR. ALL COSTS SHALL BE CHARGED TO AND PAID FROM 1001 (GENERAL FUND) 240605 (GENERAL LEDGER DEPARTMENT: APD HELICOPTER UNIT) 5312701 (EXPENSE ACCOUNT: SUPPLIES, MOTOR VEHICLE FUEL) 3290000 (FUNCTION ACTIVITY NUMBER: OTHER); AND FOR OTHER PURPOSES.  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS**
- 13-R-3244 (5) - A RESOLUTION BY COUNCILMEMBERS H. LAMAR WILLIS AND MICHAEL J. BOND AUTHORIZING THE MAYOR TO ENTER INTO A

NEW LEASE AGREEMENT WITH CHESTER AVENUE LOFTS, LLC, ON BEHALF OF THE ATLANTA POLICE DEPARTMENT, FOR THE RENTAL OF 3,500 SQUARE FEET OF OFFICE SPACE LOCATED AT 890 MEMORIAL DRIVE, S.E., ATLANTA, GEORGIA, FOR THE DEPARTMENT OF POLICE PATH FORCE MINI PRECINCT, FROM 1 JULY 2013, UNTIL 30 JUNE 2015, AT A RENTAL RATE OF \$1 PER YEAR, TO BE CHARGED TO AND PAID FROM FUND ACCOUNT AND CENTER NUMBER 1001 (GENERAL FUND), 240601 (COMMUNITY ORIENTED POLICING), 5223103 (BUILDING RENTAL OR LEASE SERVICES), 3250000 (SPECIAL DETAIL SERVICES), AND FOR OTHER PURPOSES.

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

**TRANSPORTATION COMMITTEE**

*Aaron Watson, Vice-Chair*

13-R-3218 (6) - A RESOLUTION BY TRANSPORTATION COMMITTEE AUTHORIZING THE MAYOR TO ENTER INTO A REIMBURSABLE AGREEMENT WITH THE FEDERAL AVIATION ADMINISTRATION FOR REIMBURSEMENT BY THE CITY OF ATLANTA OF THE COSTS INCURRED TO PROVIDE TECHNICAL ASSISTANCE FOR THE LOW LEVEL WINDSHEAR ALERT SYSTEM & AIRPORT SURFACE DETECTION EQUIPMENT REMOTE UNIT RELOCATION PROJECT AT HARTSFIELD-JACKSON ATLANTA INTERNATIONAL AIRPORT, IN AN AMOUNT NOT TO EXCEED \$179,662.89; ALL CONTRACTED WORK SHALL BE CHARGED TO AND PAID FROM PTAE0: 18100304 (N. TERM DEV AREA ROADS) H1120301 (AIRPORT INBOUND ROADWAYS) 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) 100304 (N. TERM DEV AREA ROADS) 91336 (DOA PFC REVENUE 96AA); AND FOR OTHER PURPOSES.

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

**FINANCE/EXECUTIVE COMMITTEE**

*Felicia A. Moore, Chair*

13-R-3115 (7) - A RESOLUTION BY FINANCE/EXECUTIVE COMMITTEE AUTHORIZING THE MAYOR OR HIS DESIGNEE TO APPROPRIATE ADDITIONAL FUNDS, SUBJECT TO FISCAL YEAR 2014 BUDGET APPROVAL, FOR AGREEMENT NUMBER FC-5136 WITH PUBLIC SAFETY SYSTEMS, INC., FOR CAD SUPPORT SERVICES IN AN AMOUNT NOT TO EXCEED \$28,200.00 FOR THE SECOND YEAR OF THE TWO YEAR AGREEMENT, BRINGING THE TOTAL COST OF FISCAL YEAR 2014 SERVICES TO \$591,860.00 TO BE CHARGED TO AND PAID FROM FUND DEPARTMENT ORGANIZATION AND ACCOUNT NUMBERS 2151 (EMERGENCY TELEPHONE SYSTEM) 240207 (APD-E911) 5213001

(CONSULTING/PROFESSIONAL SERVICE TECHNICAL) 3800000 (E911) [\$501,725] AND 5501 (AIRPORT REVENUE FUND) 180107 (DEPARTMENT OF AVIATION, AVIATION INFORMATION SERVICES) 5213001 (IT CONSULTING PROFESSIONAL SERVICES) 7563000 (AIRPORT) [\$90,135.00]; AND FOR OTHER PURPOSES.

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

13-R-3205 (8) -

A RESOLUTION BY FINANCE/EXECUTIVE COMMITTEE AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXERCISE RENEWAL OPTION NUMBER ONE (1) PER SOLE SOURCE AGREEMENT NUMBER SS-5986-PL WITH MOTOROLA SOLUTIONS INCORPORATED, PURSUANT TO SECTION 2-1191 ET SEQ., FOR CITYWIDE DIGITAL RADIO MAINTENANCE ON BEHALF OF THE DEPARTMENT OF INFORMATION TECHNOLOGY, IN AN AMOUNT NOT TO EXCEED \$2,296,239.84, FOR ONE (1) YEAR WITH ONE (1) REMAINING ONE-YEAR RENEWAL OPTION; ALL CONTRACTED WORK SHALL BE CHARGED TO AND PAID FROM FUNDING NUMBERS LISTED HEREIN; AND FOR OTHER PURPOSES.

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

13-R-3250 (9) -

A RESOLUTION BY FINANCE/EXECUTIVE COMMITTEE AUTHORIZING THE MAYOR TO ENTER INTO COOPERATIVE PURCHASING AGREEMENT NUMBER COA-6657-PL, WITH EVERBRIDGE, INC., UTILIZING THE FEDERAL GENERAL SERVICES ADMINISTRATION (“GSA”) NUMBER GS-35F-0692P, PURSUANT TO §2-1602 ET. SEQ. OF THE CITY OF ATLANTA CODE OF ORDINANCES, FOR THE PURCHASE OF A ONE (1) YEAR HOSTING SERVICES AND SUPPORT SUBSCRIPTION FOR THE AIRPORT PERSONNEL MASS NOTIFICATION SYSTEM IN AN AMOUNT NOT TO EXCEED TWENTY-FIVE THOUSAND, SIX HUNDRED FORTY-FIVE DOLLARS AND NO CENTS (\$25,645.00) TO BE CHARGED TO AND PAID FROM FUNDING NUMBERS LISTED HEREIN; AND FOR OTHER PURPOSES.

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

13-R-3251 (10) -

A RESOLUTION BY FINANCE/EXECUTIVE COMMITTEE AUTHORIZING THE MAYOR TO ENTER INTO A COOPERATIVE PURCHASING AGREEMENT DESIGNATED BY THE DEPARTMENT OF PROCUREMENT AS COA-6702-PL, PURSUANT TO 2-1602 OF THE CITY OF ATLANTA CODE OF ORDINANCES, UTILIZING GSA CONTRACT #GS-00F-0049M, TO PURCHASE COMPUTERS, SERVERS, AND SOFTWARE FROM DELL FOR THE ATLANTA HIDTA TASK-FORCE, ON BEHALF OF THE ATLANTA POLICE DEPARTMENT (“DEPARTMENT”), IN AN AMOUNT NOT TO EXCEED TWO HUNDRED NINETY-THREE THOUSAND DOLLARS (\$293,000). ALL COSTS SHALL BE CHARGED TO AND PAID FROM A HIDTA GRANT FROM THE WHITE HOUSE OFFICE ON NATIONAL DRUG CONTROL POLICY (“ONDPC”), WITH UP TO FIFTY-TWO THOUSAND, EIGHT HUNDRED THIRTY-FOUR DOLLARS AND SIXTY-EIGHT CENTS (\$52,834.68) PAID FROM 2501 (INTERGOVERNMENTAL GRANT FUND); 240101 (GENERAL LEDGER DEPARTMENT: APD CHIEF OF POLICE; 5311001 (EXPENSE ACCOUNT:

SUPPLIES, CONSUMABLE); 1320000 (FUNCTION ACTIVITY NUMBER: CHIEF EXECUTIVE); 211082 (GENERAL LEDGER PROJECT: HIDTA 2011-2012); 31991 (GENERAL LEDGER FUNDING SOURCE: HIDTA 2011-2012); AND UP TO TWO HUNDRED FORTY THOUSAND, SEVENTY-NINE DOLLARS AND SEVENTY-TWO CENTS (\$240,079.72) PAID FROM 2501 (INTERGOVERNMENTAL GRANT FUND); 240101 (GENERAL LEDGER DEPARTMENT: APD CHIEF OF POLICE; 5316019 (EXPENSE ACCOUNT: EQUIPMENT, COMPUTER \$5,000+); 1320000 (FUNCTION ACTIVITY NUMBER: CHIEF EXECUTIVE); 211082 (GENERAL LEDGER PROJECT: HIDTA 2011-2012); 31991 (GENERAL LEDGER FUNDING SOURCE: HIDTA 2011-2012); AND FOR OTHER PURPOSES.

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

13-R-3252 (11) - A RESOLUTION BY FINANCE/EXECUTIVE COMMITTEE AUTHORIZING THE CHIEF FINANCIAL OFFICER TO REFUND EIGHT THOUSAND SEVEN HUNDRED FIFTY FIVE DOLLARS AND FIFTY-FIVE CENTS (\$8,755.85) TO GEORGIA FISH CAMP, LLC DOING BUSINESS AS THE OPTIMIST FOR THE PURPOSE OF REIMBURSING DUPLICATE PAYMENT OF 2012 BUSINESS LICENSE. ALL FUNDS TO BE CHARGED TO AND PAID FROM 1001 – GENERAL FUND; 100501 - REVENUE AND COLLECTIONS ADMINISTRATION; 5730012 – REFUNDS; 1515000-TREASURY; AND FOR OTHER PURPOSES.

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

13-R-3253 (12) - A RESOLUTION BY FINANCE/EXECUTIVE COMMITTEE AUTHORIZING THE MAYOR OR HIS DESIGNEE TO ENTER INTO COOPERATIVE PURCHASING AGREEMENT NUMBER FC-6721 PURSUANT TO SECTION 2-1602 OF THE CITY OF ATLANTA CODE OF ORDINANCES, UTILIZING GENERAL SERVICES ADMINISTRATION CONTRACT NUMBER GS-35F-0694P WITH COMPUTER MAINSTREAM CORPORATION, FOR THREE (3) YEARS OF TEMPORARY COMPUTER OPERATOR SERVICES, BEGINNING JULY 1, 2013, WITH TWO (2) ONE-YEAR RENEWAL OPTIONS ON BEHALF OF THE DEPARTMENT OF INFORMATION TECHNOLOGY, IN AN AMOUNT NOT TO EXCEED TWO HUNDRED FORTY-EIGHT THOUSAND FIVE HUNDRED EIGHTEEN DOLLARS AND FORTY CENTS (\$248,518.40) PER YEAR; ALL CONTRACTED WORK SHALL BE CHARGED TO AND PAID FROM FUNDING NUMBERS LISTED HEREIN; AND FOR OTHER PURPOSES.

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

13-R-3254 (13) - A RESOLUTION FINANCE/EXECUTIVE COMMITTEE AUTHORIZING THE CHIEF FINANCIAL OFFICER TO REFUND EIGHTEEN THOUSAND EIGHT HUNDRED SIXTY NINE DOLLARS AND SEVENTY-TWO CENTS (\$18,869.72) TO BELL PARTNERS, INC., FOR THE PURPOSE OF REIMBURSING OVERPAYMENT OF 2010, 2011 AND 2012 BUSINESS LICENSE FEES DUE TO VALIDATION THAT THE OFFICE LOCATED AT ALL FUNDS TO BE CHARGED TO AND PAID FROM 1001 – GENERAL FUND; 100501 - REVENUE AND COLLECTIONS ADMINISTRATION; 5730012 – REFUNDS; 1515000- TREASURY; AND FOR OTHER PURPOSES.

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

13-R-3256 (14) - A RESOLUTION BY FINANCE/EXECUTIVE COMMITTEE TO AUTHORIZE THE MAYOR OR HIS DESIGNEE TO ENTER INTO SOLE SOURCE AGREEMENT NUMBER SS-6545-PL, 6721 PURSUANT TO SECTION 2-1191 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 ONE HUNDRED NINETY-FIVE THOUSAND THREE HUNDRED SEVENTY DOLLARS AND NO CENTS (\$195,370.00); 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 11 YEAS; 0 NAYS**

13-R-3257 (15) - A RESOLUTION FINANCE/EXECUTIVE COMMITTEE AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXERCISE RENEWAL OPTION NUMBER TWO (2) OF COOPERATIVE PURCHASING AGREEMENT NUMBER COA-5974-PL, PURSUANT TO SECTION 2-1602 OF THE CITY OF ATLANTA CODE OF ORDINANCES, UTILIZING THE STATE OF GEORGIA DEPARTMENT OF ADMINISTRATIVE SERVICES CONTRACT NUMBER 99999-SPD-T20100713-0001 WITH KRONOS INCORPORATED TO PURCHASE ONE (1) YEAR OF HARDWARE AND SOFTWARE MAINTENANCE AND SUPPORT SERVICES, FOR THE CITY OF ATLANTA'S TIME AND ATTENDANCE SYSTEM ON BEHALF OF THE DEPARTMENT OF INFORMATION TECHNOLOGY, IN AN AMOUNT NOT TO EXCEED TWO HUNDRED TWENTY-TWO THOUSAND, SIX HUNDRED FORTY-THREE DOLLARS AND EIGHTY-TWO CENTS (\$222,643.82), BEGINNING JULY 29, 2013 AND EXPIRING ON JULY 28, 2014, SUBJECT TO AND EXPRESSLY CONTINGENT UPON THE ADOPTION AND APPROVAL OF THE FISCAL YEAR 2014 BUDGET, ALL CONTRACTED WORK SHALL BE CHARGED TO AND PAID FROM FUNDING NUMBERS LISTED HEREIN; AND FOR OTHER PURPOSES.  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS**

13-R-3258 (16) - A RESOLUTION FINANCE/EXECUTIVE COMMITTEE AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE RENEWAL NUMBER ONE (1) FOR SOLE SOURCE AGREEMENT NUMBER SS-5983-PL WITH ORACLE AMERICA, INC., FOR ORACLE DATABASE AND APPLICATION SOFTWARE MAINTENANCE AND SUPPORT, ON BEHALF OF THE DEPARTMENT OF INFORMATION TECHNOLOGY FOR ONE (1) YEAR BEGINNING JULY 1, 2013, IN AN AMOUNT NOT TO EXCEED ONE MILLION, TWO HUNDRED FORTY-FIVE THOUSAND, SEVENTY-NINE DOLLARS AND SEVENTY-FIVE CENTS (\$1,245,079.75); ALL CONTRACTED WORK BE CHARGED TO AND PAID FROM FUNDING NUMBERS LISTED HEREIN; AND FOR OTHER PURPOSES.  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS**

13-R-3259 (17) - A RESOLUTION BY FINANCE/EXECUTIVE COMMITTEE AUTHORIZING THE MAYOR TO EXECUTE RENEWAL NUMBER TWO (2) FOR AGREEMENT NUMBER FC-5085 WITH ORACLE AMERICA, INC., FOR POST-PRODUCTION ENTERPRISE RESOURCE PLANNING SUPPORT, ON BEHALF OF THE DEPARTMENT OF INFORMATION TECHNOLOGY, IN AN AMOUNT NOT TO EXCEED ONE MILLION, EIGHT HUNDRED FIFTY THOUSAND DOLLARS AND NO CENTS (\$1,850,000.00) FOR A ONE (1) YEAR TERM BEGINNING ON JULY 1, 2013; 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 11 YEAS; 0 NAYS**

13-R-3261 (18) - A RESOLUTION BY COUNCILMEMBERS MICHAEL JULIAN BOND, C.T. MARTIN, H. LAMAR WILLIS AND KEISHA LANCE BOTTOMS AS SUBSTITUTED BY FINANCE/EXECUTIVE COMMITTEE AUTHORIZING THE MAYOR OR HIS DESIGNEE TO ENTER INTO APPROPRIATE CONTRACTUAL AGREEMENTS AND DOCUMENTS WITH BANC OF AMERICA PUBLIC CAPITAL CORP, LLC OR ITS AFFILIATE, ON BEHALF OF THE CITY OF ATLANTA, TO REFINANCE OUTSTANDING LOANS AND ACCRUED INTEREST PREVIOUSLY SERVICED BY MOTOROLA SOLUTIONS CREDIT COMPANY, LLC FOR THE CITYWIDE PUBLIC SAFETY RADIO SYSTEM FOR A TERM OF FIVE (5) YEARS IN AN AMOUNT NOT TO EXCEED THE SUM OF \$25,055,000.00, SUBJECT TO ACCRUED INTEREST, AT A RATE NOT TO EXCEED 2.191%; AND ALSO AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE AN ELECTRONIC DEBIT TRANSACTION AUTHORIZATION TO FACILITATE REPAYMENT OF SAID LOAN AGREEMENTS; ALL CONTRACTED REPAYMENTS 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 11 YEAS; 0 NAYS**

**CITY UTILITIES COMMITTEE**

*Howard Shook, Chair*

13-R-3156 (19) - A RESOLUTION BY CITY UTILITIES COMMITTEE AUTHORIZING THE MAYOR, OR HIS DESIGNEE, TO ENTER INTO AMENDMENT AGREEMENT NUMBER 17 WITH SD&C, INC., FOR FC-4943D, ANNUAL CONTRACT TO CONSTRUCT SIDEWALKS, DRIVEWAYS, CURBS AND GUTTERS, TO PROVIDE MILLING, RESURFACING, PEDESTRIAN CROSSING, INSTALLATION AND ADA COMPLIANT SERVICES FOR 11 HIGH PRIORITY BICYCLE IMPROVEMENT PROJECTS, ON BEHALF OF THE DEPARTMENT OF PUBLIC WORKS, IN AN AMOUNT NOT TO EXCEED \$618,215.43; WITH ALL CONTRACTED WORK TO BE CHARGED TO AND PAID FROM VARIOUS FUND, DEPARTMENT, ORGANIZATION AND ACCOUNT NUMBERS; AND FOR OTHER PURPOSES. (HELD 5/28/13 AT THE DEPARTMENT REQUEST.)  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS**

13-R-3241 (20) - A RESOLUTION BY COUNCILMEMBERS H. LAMAR WILLIS AND C. T. MARTIN AS AMENDED BY CITY UTILITIES COMMITTEE AUTHORIZING THE MAYOR, OR HIS DESIGNEE, TO ENTER INTO AMENDMENT AGREEMENT NUMBER 18 WITH SD&C, INC., FOR FC-4943D, ANNUAL CONTRACT TO CONSTRUCT SIDEWALKS, DRIVEWAYS, CURBS AND GUTTERS, TO PROVIDE MILLING, RESURFACING AND STRIPING, ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT, IN AN AMOUNT NOT TO EXCEED FIVE HUNDRED THIRTY THREE THOUSAND FORTY EIGHT DOLLARS AND NINETY ONE CENTS (\$533,048.91); WITH ALL CONTRACTED WORK TO BE CHARGED TO AND PAID FROM VARIOUS FUND, DEPARTMENT, ORGANIZATION AND ACCOUNT NUMBERS; AND FOR OTHER PURPOSES.

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

13-R-3242 (21) - A RESOLUTION BY COUNCILMEMBERS H. LAMAR WILLIS AND C. T. MARTIN AS AMENDED BY CITY UTILITIES COMMITTEE AUTHORIZING THE MAYOR, OR HIS DESIGNEE, TO ENTER INTO AMENDMENT AGREEMENT NUMBER 12 WITH C.P. RICHARDS CONSTRUCTION COMPANY, INC., FOR FC-4943A, ANNUAL CONTRACT TO CONSTRUCT SIDEWALKS, DRIVEWAYS, CURBS, AND GUTTERS, TO PROVIDE MILLING, RESURFACING AND STRIPING, ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT, IN AN AMOUNT NOT TO EXCEED FIVE HUNDRED THIRTY THREE THOUSAND FORTY EIGHT DOLLARS AND NINETY CENTS (\$533,048.90); WITH ALL CONTRACTED WORK TO BE CHARGED TO AND PAID FROM VARIOUS FUND, DEPARTMENT, ORGANIZATION AND ACCOUNT NUMBERS; AND FOR OTHER PURPOSES.

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

13-R-3245 (22) - A RESOLUTION BY CITY UTILITIES COMMITTEE AUTHORIZING THE MAYOR TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT WITH THE STATE OF GEORGIA DEPARTMENT OF TRANSPORTATION, ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT, TO RELOCATE AND/OR ADJUST A CITY OF ATLANTA 12-INCH PIPE WATER MAINS, FIRE HYDRANTS, WATER METERS, AND RELATED FACILITIES IN CONJUNCTION WITH THE STATE OF GEORGIA DEPARTMENT OF TRANSPORTATION PROJECT NO. CSSTP-0006-00(864), P.I. NO. 0006864, WATER DISTRIBUTION FACILITIES SAFETY IMPROVEMENTS ALONG SR 70/SR 154 AT CR 1376/CEDAR GROVE ROAD & CR 1374/RIDGE ROAD IN AN AMOUNT NOT TO EXCEED FIVE HUNDRED FORTY-FIVE THOUSAND, EIGHTY-EIGHT DOLLARS AND NINETY-SEVEN CENTS (\$545,088.97); ALL CONTRACTED WORK SHALL BE CHARGED TO AND PAID FROM FUND DEPARTMENT ORGANIZATION AND ACCOUNT NUMBER 5066 (2009A WATER AND WASTEWATER REVENUE BOND FUND) 170408 (DWM DRINKING WATER ENGINEERING SERVICE) 5414002 (FACILITIES OTHER THAN BLDGS/INFRASTRUCTURE-CIP) 4440000 (DISTRIBUTION) AND PROJECT TASK AWARD EXPENDITURE AND ORGANIZATION NUMBER 17110893 (UTILITIES GDOT & MUNICIPAL) 101 (TASK)

506621876 (2009A WATER AND WASTEWATER BOND FUND) 5414002 (FACILITIES OTHER THAN BLDGS/INFRASTRUCTURE-CIP) COA; AND FOR OTHER PURPOSES.

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

13-R-3246 (23) -

A RESOLUTION BY CITY UTILITIES COMMITTEE AUTHORIZING THE MAYOR, OR HIS DESIGNEE, TO ENTER INTO A RIGHT-OF-WAY MOWING AND MAINTENANCE AGREEMENT WITH THE GEORGIA DEPARTMENT OF TRANSPORTATION FOR MOWING AND MAINTENANCE SERVICES FOR THE GEORGIA 400 TRAIL PROJECT WHICH ARE UNDER THE CONTROL OF THE GEORGIA DEPARTMENT OF TRANSPORTATION; TO ENTER INTO A PROJECT MANAGEMENT AGREEMENT WITH PATH FOUNDATION, INC., TO ASSUME CITY OF ATLANTA OBLIGATIONS AS SET FORTH IN THE RIGHT-OF-WAY MOWING AND MAINTENANCE AGREEMENT WITH THE GEORGIA DEPARTMENT OF TRANSPORTATION; AND FOR OTHER PURPOSES.

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

13-R-3247 (24) -

A RESOLUTION BY CITY UTILITIES COMMITTEE AUTHORIZING THE MAYOR TO ISSUE A TASK ORDER TO BGR, A JOINT VENTURE FOR FC-4906C, ARCHITECTURAL, ENGINEERING AND DESIGN SERVICES, ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT, FOR THE INTRENCHMENT CREEK WATER RECLAMATION CENTER DECOMMISSIONING AND SOUTH RIVER WATER RECLAMATION CENTER PRIMARY CLARIFIERS AND AUXILIARY EQUIPMENT IN AN AMOUNT NOT TO EXCEED THREE MILLION, THREE HUNDRED NINETY-THREE THOUSAND, THREE HUNDRED FORTY-SIX DOLLARS AND ZERO CENTS (\$3,393,346.00); ALL WORK WILL BE CHARGED TO AND PAID FROM FUND DEPARTMENT ORGANIZATION AND ACCOUNT NUMBER 5052 (WATER & WASTEWATER RENEWAL AND EXTENSION FUND) 170207 (DWM TREATMENT PLANT-INTRENCHMENT CREEK) 5212001 (CONSULTING) 4335000 (SEWAGE TREATMENT PLANTS) 111468 (INTRENCHMENT CREEK WRC DECOMMISSIONING SAFETY & SECURITY) AND PROJECT TASK AWARD EXPENDITURE AND ORGANIZATION NUMBER 17111468 (INTRENCHMENT CREEK WRC DECOMMISSIONING SAFETY & SECURITY) 101 (TASK) 505221391 (WATER & WASTEWATER RENEWAL AND EXTENSION FUND) 5212001 (CONSULTING) COA; AND FOR OTHER PURPOSES.

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

13-R-3248 (25) -

A RESOLUTION BY CITY UTILITIES COMMITTEE AUTHORIZING THE MAYOR TO ISSUE A TASK ORDER TO BGR, A JOINT VENTURE, FOR FC-4906C, ARCHITECTURAL, ENGINEERING AND DESIGN SERVICES, ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT, FOR THE SOUTHEAST ATLANTA GREEN INFRASTRUCTURE INITIATIVE, PHASE 2 IN AN AMOUNT NOT TO THREE MILLION, NINE HUNDRED NINETY-ONE THOUSAND, ONE HUNDRED EIGHT DOLLARS AND ZERO CENTS (\$3,991,108.00); ALL WORK WILL BE CHARGED TO AND PAID FROM FUND DEPARTMENT ORGANIZATION

AND ACCOUNT NUMBER 5052 (WATER & WASTEWATER RENEWAL AND EXTENSION FUND) 170215 (DWM WASTEWATER SEWER REPAIR) 5212001 (CONSULTING PROF. SERVICES), 4333000 (NEW SEWER SERVICES) AND PROJECT TASK AWARD EXPENDITURE AND ORGANIZATION NUMBER 17111415 (CUSTER AVE. CSO CAPACITY RELIEF) 101 (TASK) 505221391 (WATER & WASTEWATER R & E FUND) 5212001 (CONSULTING PROF. SERVICES) COA; AND FOR OTHER PURPOSES.

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

- 13-R-3249 (26) - AN AMENDED RESOLUTION BY CITY UTILITIES COMMITTEE AUTHORIZING THE MAYOR TO ENTER INTO AMENDMENT NO. 1 WITH CLARK MAINTENANCE AND SUPPLIES, INC. FOR FC-5114, ANNUAL CONTRACT FOR FLEET MAINTENANCE SERVICE, ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT, TO ADD ADDITIONAL FUNDING IN AN AMOUNT NOT TO EXCEED ONE MILLION, FOUR HUNDRED THIRTY THOUSAND DOLLARS AND ZERO CENTS (\$1,430,000.00); ALL CONTRACTED WORK SHALL BE CHARGED TO AND PAID FROM THE LISTED FUND DEPARTMENT ORGANIZATION AND ACCOUNT NUMBER IN THE FOLLOWING AMOUNTS: FY13 - \$50,000.00 - 5051 (WATER & WASTEWATER REVENUE FUND) 170241 (DWM WATER TREATMENT PLANT-CHATTAHOOCHEE) 5222002 (REPAIR & MAINTENANCE-EQUIPMENT) 4430000 (TREATMENT); FY14 - \$1,380,000.00 - 5051 (WATER & WASTEWATER REVENUE FUND) 170514( (DWM ASSET CONTROL) 5222002 (REPAIR & MAINTENANCE-EQUIPMENT) 4310000 (SANITARY ADMINISTRATION); AND FOR OTHER PURPOSES.

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

**PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE**

**FAVORABLE/UNFAVORABLE CLAIMS**

*Michael Julian Bond, Chair*

**Favorable Claims**

- 13-R-3219 (27) - FOR PROPERTY DAMAGE ALLEGED TO HAVE BEEN SUSTAINED AS A RESULT OF AN AUTOMOBILE ACCIDENT ON APRIL 2, 2013 AT THE INTERSECTION OF PIEDMONT AND PEACHTREE ROAD. (DPW/06 - \$3,686.44) #2206; CLAIM OF: Ebony Patrice Childs; 7579 Avalon Blvd.; Fairburn, GA 30213

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

- 13-R-3220 (28) - FOR PROPERTY DAMAGE ALLEGED TO HAVE BEEN SUSTAINED AS A RESULT OF AN AUTOMOBILE ACCIDENT ON NOVEMBER 26, 2012 AT MEMORIAL DRIVE AND CHEROKEE STREET. (DPRCA/01 - \$1,603.18) #2212; CLAIM OF: Paul R. Peake; 5075 Fairmont Road; Smyrna, Georgia 30082

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

13-R-3221 (29) - FOR PROPERTY DAMAGE ALLEGEDLY SUSTAINED AS A RESULT OF A SEWER BACK-UP ON DECEMBER 12, 2012 AT 148 RHODESIA AVENUE. (DWM/01 - \$8,332.93) #2213; CLAIM OF: Hassan Pourhossein; 824 Langley View Court; Loganville, GA 30052

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

13-R-3222 (30) - FOR PROPERTY DAMAGE ALLEGEDLY SUSTAINED AS A RESULT OF A VEHICULAR ACCIDENT ON JANUARY 11, 2012 AT 1521 PEACHTREE STREET. (DWM/06 - \$5,333.75) #2214; CLAIM OF: State Farm Insurance Company; As Subrogee of David Lutz [INS]; C/O Vance, Lotane & Bookhardt; 1980 Michigan Avenue; Cocoa, FL 32922

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

13-R-3223 (31) - FOR PROPERTY DAMAGE ALLEGED TO HAVE BEEN SUSTAINED AS A RESULT OF A MOTOR VEHICLE ACCIDENT ON NOVEMBER 19, 2012 AT MARIETTA AND SPRING STREETS. (APD/02 - \$17,765.61) #2242; CLAIM OF: Brendan Hill and Capital One; 418 Creekview Court; Scottdale, Georgia 30079

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

**Unfavorable Claims**

13-R-3224 (32) - FOR DAMAGE ALLEGEDLY SUSTAINED AS AN EXCESSIVE WATER BILL ON SEPTEMBER 1, 2011 AT 110 AVERY DRIVE. (DWM/06) #2209; CLAIM OF: H. Lane Young; 4000 Sun Trust Plaza; 303 Peachtree Street; Atlanta, GA 30308

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

13-R-3225 (33) - FOR DAMAGE ALLEGEDLY SUSTAINED AS A RESULT OF DRIVING OVER A POTHOLE ON OCTOBER 12, 2012 AT 1754 HOWELL MILL ROAD. (DPW/08) #2210; CLAIM OF: William Grand; 5765 Heards Forest Drive; Atlanta, GA 30328

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

13-R-3226 (34) - FOR DAMAGE ALLEGEDLY SUSTAINED AS A RESULT OF A TRIP AND FALL ON AUGUST 18, 2012 AT 4469 STELLA DRIVE, CHASTAIN AMPHITHEATER. (DPRCA/08) #2211; CLAIM OF: Trina Shavens; Morgan & Morgan; Attn: James Cannella, Jr.; 191 Peachtree Street, Suite 4200; Atlanta, GA 30303

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

- 13-R-3227 (35) - FOR PROPERTY DAMAGE ALLEGED TO HAVE BEEN SUSTAINED AS A RESULT OF A MOTOR VEHICLE ACCIDENT ON NOVEMBER 14, 2012 AT MOUNT PARAN ROAD AND NORTHSIDE PARKWAY. (N/A/08) #2215; CLAIM OF: Progressive Select Insurance as Subrogee of Ana Barcos; P.O. Box 512929; Los Angeles, California 90051  
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS**
- 13-R-3228 (36) - FOR DAMAGE ALLEGEDLY SUSTAINED AS A RESULT OF DRIVING OVER AN UNSECURED METAL PLATE ON FEBRUARY 23, 2012 AT 83 PEACHTREE STREET. (NA/02) #2216; CLAIM OF: Watson Samuel; 1150 Berryhill Drive; Lithonia, GA 30058  
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS**
- 13-R-3229 (37) - FOR DAMAGE ALLEGEDLY SUSTAINED AS A RESULT OF BEING DETAINED ON OCTOBER 28, 2012 AT 451 EDGEWOOD AVENUE. (APD/02) #2217; CLAIM OF: Leon Green; 451 Edgewood Avenue; Atlanta, GA 30312  
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS**
- 13-R-3230 (38) - FOR DAMAGE ALLEGEDLY SUSTAINED AS A RESULT OF MALTREATMENT ON JUNE 15, 2012 AT 231 PEACHTREE STREET. (APD/02) #2218; CLAIM OF: Rosalind Johnson; 6607 Buford Highway, Apt. #136; Norcross, GA 30071  
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS**
- 13-R-3231 (39) - FOR DAMAGE ALLEGEDLY SUSTAINED AS A RESULT OF MALTREATMENT ON JUNE 22, 2012 AT 254 PEACHTREE STREET. (APD/02) #2220; CLAIM OF: Barry Carman; Through his attorney William Joiner; One Securities Centre; 3490 Piedmont Road, Suite 650; Atlanta, GA 30305  
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS**
- 13-R-3232 (40) - FOR BODILY INJURY ALLEGED TO HAVE BEEN SUSTAINED AS A RESULT OF A MOTOR VEHICLE ACCIDENT ON MARCH 22, 2013 AT INTERSTATE 75/85 AT FREEDOM PARKWAY OVERPASS. (N/A/02) #2221; CLAIM OF: Ruffin Barnes through his Attorney Matthew Cochran Esq.; Montlick & Associates, P.C.; 17 Executive Park Drive, Suite 300, Atlanta, Georgia 30329  
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS**
- 13-R-3233 (41) - FOR PROPERTY DAMAGE ALLEGEDLY SUSTAINED AS A RESULT OF DRIVING OVER A POTHOLE ON MARCH 25, 2013 AT CAMP CREEK PARKWAY AT PRINCE LAKE PARKWAY. (NA/NA) #2240; CLAIM OF: Lena Smith; 335 Yasmine Cove; Atlanta, GA 30349

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

- 13-R-3234 (42) - FOR PROPERTY DAMAGE ALLEGEDLY SUSTAINED AS A RESULT OF DRIVING OVER A METAL PLATE ON MAY 7, 2011 AT MEMORIAL DRIVE AT MAYNARD TERRACE. (NA/05) #2241; CLAIM OF: Michael Shannon; 121 Kirk Crossing; Decatur, GA 30030  
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS**
- 13-R-3235 (43) - FOR BODILY INJURY ALLEGEDLY SUSTAINED AS A RESULT OF A WALKING INTO AN UNCOVERED WATER METER ON MAY 27, 2011 AT PEACHTREE STREET AT 16TH STREET. (DWM/02) #2243; CLAIM OF: Yolanda McFadden; through her attorney Reynolds Pitts; 191 Peachtree Street, Suite 4200; Atlanta, GA 30303  
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS**
- 13-R-3236 (44) - FOR PROPERTY DAMAGE ALLEGEDLY SUSTAINED AS A RESULT OF DRIVING OVER A POTHOLE ON MARCH 21, 2013 AT CAMP CREEK PARKWAY AT PRINCE LAKE PARKWAY. (NA/NA) #2244; CLAIM OF: Delonta Malcolm; 2382 Capella Circle; Atlanta, GA 30331  
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS**
- 13-R-3237 (45) - FOR DAMAGE ALLEGED TO HAVE BEEN SUSTAINED AS A RESULT OF DRIVING OVER A POTHOLE ON JANUARY 21, 2013 AT 2004 E. ROXBORO ROAD. (NA/NA) #2259; CLAIM OF: Aaron Wang; 207 7th Street N.E.; Atlanta, Georgia 30308  
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS**
- 13-R-3238 (46) - FOR DAMAGE ALLEGED TO HAVE BEEN SUSTAINED AS A RESULT OF DRIVING OVER A POTHOLE ON APRIL 9, 2013 AT 1514 SHERIDAN ROAD. (NA/NA) #2260; CLAIM OF: Jilvonya Davis; 1403 Druid Valley Drive; Unit # D; Atlanta, Georgia 30329  
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 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 (06) as follows, were Referred to the appropriate Committees by a single roll call vote of 12 yeas (Councilmembers Smith, Hall, Young, Archibong, Wan, Shook, Adrean, Moore, Martin, Sheperd, Bond and Willis); 0 nays.**

**ORDINANCES FOR FIRST READING**

**COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE**

*Joyce Sheperd, Chair*

13-O-1081 (1) - AN ORDINANCE BY COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE ADOPTING THE CITY OF ATLANTA 2014-2018 CAPITAL IMPROVEMENTS PROGRAM (CIP)-SHORT TERM WORK PROGRAM (STWP) COMPONENTS OF THE COMPREHENSIVE DEVELOPMENT PLAN (CDP); AND FOR OTHER PURPOSES.

**REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS**

13-O-1082 (2) - AN ORDINANCE BY COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE TO CREATE THE “PORSCHE CARS NORTH AMERICA INDUSTRIAL URBAN ENTERPRISE ZONE”, LOCATED AT ONE PORSCHE DRIVE (FORMERLY 320 SOUTH CENTRAL AVENUE); TO EXEMPT THE TAXABLE VALUE OF REAL PROPERTY WITHIN SAID ZONE FROM ALL OR PARTIAL AD VALOREM TAXATION FOR CITY PURPOSES FOR TEN YEARS, EFFECTIVE JANUARY 1, 2015; TO PROVIDE NOTIFICATION TO AFFECTED GOVERNMENTAL ENTITIES; TO EXEMPT THE CONSTRUCTION OF PORSCHE CARS NORTH AMERICA HEADQUARTERS FROM PAYMENT OF DEVELOPMENT IMPACT FEES; AND FOR OTHER PURPOSES.

**REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS**

**TRANSPORTATION COMMITTEE**

*Aaron Watson, Vice-Chair*

13-O-1087 (3) - AN ORDINANCE BY TRANSPORTATION COMMITTEE AUTHORIZING THE MAYOR, OR HIS DESIGNEE, TO ADD TIME LIMITED PARKING

SPACES ON WEST PEACHTREE STREET, N.W. AND MARIETTA STREET, N.W.; AND FOR OTHER PURPOSES.

**REFERRED TO TRANSPORTATION COMMITTEE BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS**

**FINANCE/EXECUTIVE COMMITTEE**

*Felicia A. Moore, Chair*

13-O-1091 (4) - AN ORDINANCE BY FINANCE / EXECUTIVE COMMITTEE AUTHORIZING THE CHIEF FINANCIAL OFFICER TO AMEND THE 2013 PARK IMPACT FEE FUND BUDGET BY TRANSFERRING REMAINING BALANCES FROM AND TO THE ACCOUNTS AS LISTED IN EXHIBIT A FOR THE PURPOSE OF CLOSING OUT AMOUNTS FOR VARIOUS PROJECTS; AND FOR OTHER PURPOSES.

**REFERRED TO FINANC/EXECUTIVE COMMITTEE BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS**

13-O-1092 (5) - AN ORDINANCE BY FINANCE/EXECUTIVE COMMITTEE AUTHORIZING THE PURCHASE OF PERMANENT AND TEMPORARY CONSTRUCTION EASEMENTS, NECESSARY RIGHTS-OF-WAY, AND DONATED PARCELS FROM VARIOUS PROPERTY OWNERS FOR THE COMPLETION OF THE GEORGIA 400 TRAIL, SOUTHWEST ATLANTA BELTLINE TRAIL, SILVER COMET CONNECTOR TRAIL, BATTLE OF ATLANTA TRAIL, WESTSIDE TRAIL, ADAMS DRIVE BRIDGE AND COURTLAND STREET BRIDGE PROJECTS AND TO AUTHORIZE THE MAYOR, OR HIS DESIGNEE, TO NEGOTIATE WITH AFFECTED PROPERTY OWNERS AND TO HAVE THE LEGAL AUTHORITY TO USE ALL MEANS NECESSARY TO ACQUIRE NECESSARY PROPERTY INTERESTS, UP TO AND INCLUDING CONDEMNATION PROCEEDINGS, PURSUANT TO THE DECLARATION OF TAKING METHOD AUTHORIZED BY O.C.G.A. SECTION 32-3-4; TO AUTHORIZE THE CITY ATTORNEY TO USE THE SERVICES OF OUTSIDE COUNSEL, WHERE NECESSARY, TO HANDLE CONDEMNATION PROCEEDINGS; AND FOR OTHER PURPOSES.

**REFERRED TO FINANC/EXECUTIVE COMMITTEE BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS**

13-O-1093 (6) - AN ORDINANCE BY THE FINANCE/EXECUTIVE COMMITTEE AN ORDINANCE AUTHORIZING THE MAYOR, ON BEHALF OF THE CITY, TO ENTER INTO AND EXECUTE A LEASE AGREEMENT WITH THE PIEDMONT PARK CONSERVANCY FOR THE PIEDMONT PARK PROMENADE; AND AUTHORIZING THE WAIVER OF CITY CODE SECTION 2-1547 REGARDING THE PROCEDURES FOR LEASING CITY-OWNED REAL PROPERTY FOR PURPOSES OF ENTERING THIS AGREEMENT, WHERE SAID WAIVER IS BASED UPON THE UNIQUE ARRANGEMENT THAT THE PIEDMONT PARK CONSERVANCY HAS WITH THE CITY REGARDING PIEDMONT PARK AND THE CONSERVANCY'S CREATION OF THE PROMENADE AT NO COST TO THE CITY; AND FOR OTHER PURPOSES.

**REFERRED TO FINANC/EXECUTIVE COMMITTEE BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS**

**REPORT OF STANDING COMMITTEES**

**COMMITTEE ON COUNCIL**

*Yolanda Adrean, Chair*

**ORDINANCE FOR FIRST READING**

- 13-O-1095 (1) - AN ORDINANCE TO CALL AND CONDUCT A GENERAL ELECTION FOR THE CITY OF ATLANTA TO BE HELD ON TUESDAY, NOVEMBER 5, 2013 TO ELECT THE MAYOR, COUNCIL PRESIDENT, COUNCIL MEMBERS, BOARD OF EDUCATION MEMBERS AND TO RETAIN MUNICIPAL COURT JUDGES; TO CONDUCT A RUN-OFF ELECTION IF NECESSARY TO BE HELD ON TUESDAY, DECEMBER 3, 2013; AND FOR OTHER PURPOSES.  
**REFERRED TO COMMITTEE ON COUNCIL BY A ROLL CALL VOTE OF 11 YEAS; (Councilmembers Smith, Hall, Young, Archibong, Wan, Shook, Adrean, Moore, Sheperd, Bond and Willis); 0 NAYS**

**ORDINANCE FOR SECOND READING**

- 13-O-1049 (2) - AN ORDINANCE BY COUNCIL MEMBER KWANZA HALL AS SUBSTITUTED BY COMMITTEE ON COUNCIL 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 (F) (OPERATIONS; PROCEDURES); TO WAIVE CONFLICTING ORDINANCES AND CODE SECTIONS; AND FOR OTHER PURPOSES. (SUBSTITUTED AND HELD 6/3/13 BY THE COMMITTEE FOR FURTHER REVIEW.)

**Chairperson Adrean sounded the caption to ordinance 13-O-1049 and noted the condition was met which added an amendment at the end of Section 2-133(g) to read as follows: “However, in the presence of a quorum, official action shall not be taken during any such briefings, hearings or work sessions.” Following, the Motion to Adopt on Substitute as Amended CARRIED by a roll call vote of 12 yeas; 0 nays.**

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

**REPORT OF STANDING COMMITTEES**

**COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE**

*Joyce Sheperd, Chair*

**ITEM REMOVED FROM CONSENT AGENDA**

13-R-3154 (1) - A RESOLUTION BY COUNCILMEMBERS C. T. MARTIN AND H. LAMAR WILLIS AS SUBSTITUTED BY COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE AUTHORIZING THE MAYOR, ON BEHALF OF THE CITY OF ATLANTA TO EXECUTE CONTRACT FC-6677 MARIETTA STREET CITY GALLERY REDESIGN WITH DIAMOND DEVELOPMENT, INC. 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 \$750,000.00; ALL CONTRACTED WORK TO BE CHARGED TO AND PAID FROM A FISCAL YEAR 2014 BUDGET ALLOCATION; AND FOR OTHER PURPOSES.

**Chairperson Sheperd sounded the caption to resolution 13-R-3154 and stated the item was removed from the Consent Agenda by request of Councilmember Moore. Ms. Moore was recognized and stated she removed 13-R-3154 to record her opposition of the item. After which, the Motion to Adopt on Substitute CARRIED by a roll call vote of 8 yeas; 5 nays.**

**ADOPTED SUBSTITUTE BY A ROLL CALL VOTE OF 8 YEAS;**  
*(Councilmembers Smith, Young, Shook, Martin, Bottoms, Sheperd, Bond and Willis;5 NAYS; (Councilmembers Hall, Archibong, Wan, Adrean and Moore*

**REPORT OF STANDING COMMITTEES**

**PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE**

*Michael Julian Bond, Chair*

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

**REPORT OF STANDING COMMITTEES**

**TRANSPORTATION COMMITTEE**

*Aaron Watson, Vice-Chair*

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

**REPORT OF STANDING COMMITTEES**

**ZONING COMMITTEE**

*Keisha Lance Bottoms, Chair*

**ORDINANCE(S) FOR SECOND READING**

13-O-1065 (1) - MRPA-13-01-AN ORDINANCE BY ZONING COMMITTEE TO GRANT A CERTIFICATE UNDER THE PROVISIONS OF THE METROPOLITAN RIVER PROTECTION ACT FOR A NEW SINGLE-FAMILY HOUSE AND DETACHED GARAGE LOCATED AT 4369 SENTINEL VIEW COURT, N.W. (PARCEL IDENTIFICATION NUMBER-17-02140002007), 1.1364 ACRES IN LAND LOT 214, 17TH DISTRICT, FULTON COUNTY, GEORGIA. OWNER: DONZAK, LLC APPLICANT: DAVID DONNELLY NPU A COUNCIL DISTRICT 8 (ADVERTISED FOR A PUBLIC HEARING SCHEDULED ON 6/12/13); Application File Date ; Zoning Number MRPA-13-01; NPU/CD A/8; Staff Recommendation Concur with ARC recommendation of compliance; NPU Recommendation ; ZRB Recommendation Not required  
**ADOPTED BY A ROLL CALL VOTE OF 12 YEAS; (Councilmembers Smith, Hall, Young, Archibong, Wan, Shook, Adrean, Moore, Bottoms, Sheperd, Bond and Willis); 0 NAYS**

13-O-1073 (2) - AN ORDINANCE BY COUNCILMEMBER NATALYN ARCHIBONG AUTHORIZING THE INSTALLATION OF PUBLIC ART (A MURAL “BROWNWOOD PARK”), AT 730 BROWNWOOD AVE, ATLANTA, GA 30316 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 13 YEAS; (Councilmembers Smith, Hall, Young, Archibong, Wan, Shook, Adrean, Moore, Martin, Bottoms, Sheperd, Bond and Willis); 0 NAYS**

**ORDINANCE FOR FIRST READING**

13-O-1083 (3) - U-74-13/(TR13-03) AN ORDINANCE BY ZONING COMMITTEE TO AMEND ORDINANCE U-74-13) ADOPTED BY THE CITY COUNCIL ON JUNE 17, 1974 FOR PROPERTY LOCATED AT 957 METROPOLITAN PARKWAY, S.W. (FORMERLY KNOWN AS 957 STEWART AVENUE, S.W.) TO APPROVE A TRANSFER OF SPECIAL USE PERMIT FOR A CHURCH; AND FOR OTHER PURPOSES. NPU V COUNCIL DISTRICT 4; Application File Date: May 15, 2013; Zoning Number: U-74-13/TR13-03; NPU/CD V/4; Staff Recommendation; NPU Recommendation Not Required. Transfer of a Previously Approved SUP; ZRB Recommendation Not Required; Transfer of a Previously Approved SUP  
**REFERRED TO ZONING COMMITTEE BY A ROLL CALL VOTE OF 12 YEAS; (Councilmembers Smith, Hall, Young, Archibong, Wan, Shook, Adrean, Moore, Martin, Bottoms, Sheperd and Bond); 0 NAYS**

**Ordinances; (4) through (07) as follows, were Referred to the appropriate Committees by a single roll call vote of 12 yeas (Councilmembers Smith, Hall, Young, Archibong, Wan, Shook, Adrean, Moore, Martin, Bottoms, Sheperd and Bond); 0 nays.**

13-O-1084 (4) - U-13-12 AN ORDINANCE BY ZONING COMMITTEE GRANTING A SPECIAL USE PERMIT FOR A PRESCHOOL, PURSUANT TO SECTION 16-06.005 (1) (B), PROPERTY LOCATED AT 2490 HOSEA L. WILLIAMS DRIVE, S.E., FRONTING APPROXIMATELY 152 FEET ON THE NORTH SIDE OF HOSEA L. WILLIAMS DRIVE AND APPROXIMATELY 200 FEET ON THE WEST SIDE OF FIFTH AVENUE. PROPERTY LOCATED AT THE NORTHWESTERLY INTERSECTION OF HOSEA L. WILLIAMS DRIVE AND FIFTH AVENUE. DEPTH: VARIES. AREA: APPROXIMATELY 0.697 ACRES. LAND LOT 204, 15TH DISTRICT, DEKALB COUNTY, GEORGIA. OWNER: RICHARD DORSEY, CHAIRMAN OF TRUSTEE BOARD OF EAST LAKE UNITED METHODIST CHURCH APPLICANT: WILLIAM ASP NPU O COUNCIL DISTRICT 5; Application File Date May 7, 2013; Zoning Number U-13-12; NPU/CD O/5; Staff Recommendation; NPU Recommendation; ZRB Recommendation  
**REFERRED TO ZONING REVIEW BOARD AND ZONING COMMITTEE BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS**

13-O-1085 (5) - U-13-13- AN ORDINANCE BY ZONING COMMITTEE GRANTING A SPECIAL USE PERMIT FOR A DAY CARE CENTER, PURSUANT TO SECTION 16-06.005 (1) (B), PROPERTY LOCATED AT 788 MCDONOUGH BOULEVARD, S.E. FRONTING APPROXIMATELY 173 FEET ON THE NORTH SIDE OF MCDONOUGH BOULEVARD, BEGINNING APPROXIMATELY 46 FEET FROM NORTHEAST CORNER OF ELLEBY ROAD. DEPTH: VARIES. AREA: APPROXIMATELY 1.137 ACRES. LAND LOT 25, 14TH DISTRICT, FULTON COUNTY, GEORGIA. OWNER: KEILLEN F. SMITH APPLICANT: DAHJIA'S LEARNING ACADEMY C/O G. DOUGLAS DILLIARD NPU W, Y AND Z COUNCIL DISTRICT 1; Application File Date May 23, 2013; Zoning Number U-13-13; NPU/CD W, Y and Z/1; Staff Recommendation; NPU Recommendation; ZRB Recommendation  
**REFERRED TO ZONING REVIEW BOARD AND ZONING COMMITTEE BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS**

13-O-1086 (6) - Z-13-17 AN ORDINANCE BY ZONING COMMITTEE TO REZONE FROM THE C-2 (COMMERCIAL SERVICE-CONDITIONAL) DISTRICT AND R-5 (TWO-FAMILY RESIDENTIAL) DISTRICT TO THE C-2 (COMMERCIAL SERVICE-CONDITIONAL) DISTRICT, PROPERTY LOCATED AT 25, 27, 33 AND 39 DANIEL STREET AND PROPERTIES ON GARTRELL STREET (496 AND 492) WITH THE FOLLOWING PARCEL IDENTIFICATION NUMBERS 14-0045-0003-016-1 AND 14-0045-0003-017-9, AND 40 AND 46 BOULEVARD, S.E. FRONTING APPROXIMATELY 166 FEET ON THE NORTH SIDE OF GARTRELL STREET AND 256 FEET ON THE WEST SIDE OF DANIEL STREET AND APPROXIMATELY 307 FEET ON THE EAST SIDE OF BOULEVARD. DEPTH: VARIES. AREA: APPROXIMATELY 1.36 ACRES. LAND LOT 45, 14TH DISTRICT, FULTON COUNTY, GEORGIA. OWNER: IPARCEL, NETM LLC, MAN HOLDING, LLC AND VALU INVESTMENT GROUP, LLC/ABE PODBER APPLICANT: MOST REVEREND WILTON D. GREGORY, S.L.D. AS ARCHBISHOP OF THE

ROMAN CATHOLIC ARCHDIOCESE OF ATLANTA AND/OR HIS SUCCESSORS IN OFFICE. NPU M COUNCIL DISTRICT 2; Application File Date May 7, 2013; Zoning Number Z-13-17; NPU/CD M/2; Staff Recommendation; NPU Recommendation; ZRB Recommendation  
**REFERRED TO ZONING REVIEW BOARD AND ZONING COMMITTEE BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS**

13-O-1094 (7) -

AN ORDINANCE BY ZONING COMMITTEE TO CLARIFY THE USE STATUS OF DRIVE-THROUGH FACILITIES WITHIN SPI-20 AND THEIR APPROPRIATENESS FOR CERTAIN PROPERTIES WITHIN SUBAREA 2 OF SPI-20. NPU P COUNCIL DISTRICT 11  
**REFERRED TO ZONING REVIEW BOARD AND ZONING COMMITTEE BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS**

**REPORT OF STANDING COMMITTEES**

**CITY UTILITIES COMMITTEE**

*Howard Shook, Chair*

**COMMUNICATION**

- 13-C-5006 (1) - A COMMUNICATION FROM FRED WILLIAMS, CHAIR, AUDIT COMMITTEE SUBMITTING THE PERFORMANCE AUDIT REPORT REGARDING DEPARTMENT OF WATERSHED MANAGEMENT METER READING, ESTIMATES, AND ADJUSTED BILLINGS; AND FOR OTHER PURPOSES. (HELD 5/28/13 FOR FURTHER DISCUSSION)  
**FILED BY A ROLL CALL VOTE OF 11 YEAS** (*Councilmembers Smith, Hall, Young, Archibong, Wan, Shook, Adrean, Moore, Bottoms, Sheperd and Bond*); **0 NAYS**

**ORDINANCE FOR SECOND READING**

- 13-O-1059 (2) - AN ORDINANCE BY CITY UTILITIES COMMITTEE AUTHORIZING THE CHIEF FINANCIAL OFFICER TO AMEND THE FY 2013 (WATER AND WASTEWATER RENEWAL AND EXTENSION FUND) (5052) BUDGET IN THE AMOUNT OF \$1,500,000.00 TO TRANSFER FUNDS FROM THE GENERAL RESERVE FOR APPROPRIATIONS AND ADD TO THE CLEAR CREEK HYPOCHLORITE LINE REPLACEMENT PROJECT; AND FOR OTHER PURPOSES.  
**FILED BY A ROLL CALL VOTE OF 11 YEAS** (*Councilmembers Smith, Hall, Young, Archibong, Wan, Shook, Adrean, Moore, Bottoms, Sheperd and Bond*); **0 NAYS**

**REPORT OF STANDING COMMITTEES**

**FINANCE/EXECUTIVE COMMITTEE**

*Felicia A. Moore, Chair*

**ITEM REMOVED FROM CONSENT AGENDA**

13-O-1018 (1) - 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.

**The above item was removed from the Consent Agenda by request of Councilmember Moore. Chairperson Moore sounded the caption to 13-O-1018 and made a Motion to bring forth a Substitute. It was properly Seconded and after the Chief Financial Officer explained the Substitute, the Motion CARRIED by a roll call vote of 14 yeas; *(Councilmembers Smith, Hall, Young, Archibong, Wan, Shook, Adrean, Moore, Martin, Bottoms, Sheperd, Bond Watson and Willis)*; 0 nays. The Substitute was before Council. Ms. Moore then made a Motion to Adopt on Substitute. It was properly Seconded and CARRIED by a roll call vote of 14 yeas; 0 nays.**

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

**ORDINANCES**

13-O-1070 (1) - AN ORDINANCE BY FINANCE/EXECUTIVE COMMITTEE AUTHORIZING THE CHIEF FINANCIAL OFFICER TO AMEND THE FY 2013 (GENERAL FUND) BUDGET BY TRANSFERRING APPROPRIATIONS FROM AND ADDING ANTICIPATIONS TO THE FY 2013 GENERAL GOVERNMENT CAPITAL FINANCE FUND IN A TOTAL AMOUNT OF \$895,535.00 TO FUND THE CITYWIDE RE-STACKING PROGRAM FOR ALL CITY OF ATLANTA DEPARTMENTS; AND FOR OTHER PURPOSES.

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

(ID # 1707) (2) - 13-O-0646 AN ORDINANCE BY COUNCILMEMBERS C.T. MARTIN AND H. LAMAR WILLIS AS SUBSTITUTED#2 BY FINANCE/EXECUTIVE COMMITTEE 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 2014 BUDGET; AND FOR OTHER PURPOSES.

Chairperson Moore sounded the caption to ordinance 13-O-0646 and made a Motion to bring forth a Substitute. It was Seconded by Councilmember Martin and CARRIED by a roll call vote of 13 yeas; (*Councilmembers Smith, Young, Winslow, Archibong, Wan, Shook, Adrean, Moore, Martin, Bottoms, Sheperd, Bond and Watson*) 0 nays. The Substitute was then before Council. A brief discussion ensued, after which, Councilmember Martin made a Motion to Adopt on Substitute. It was Seconded by Councilmember Sheperd and the Motion 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, Wan, Adrean, Martin, Bottoms, Sheperd, Bond and Willis*); **2 NAYS** (*Councilmember Moore and Hall*)

\*Note: following the vote of ordinance 13-O-0646, Council preceded to introduce personal papers and acted on those that needed immediate consideration. Upon completion of personal papers, Councilmember Moore made a Motion to Recess in awaiting legislation to be finalized by the appropriate parties. It was properly Seconded and CARRIED by a roll call vote of 10 yeas; (*Councilmembers Wan, Shook, Adrean, Moore, Martin Bottoms, Sheperd, Bond, Watson and Willis*); 4 nays (*Councilmembers Smith, Hall, Young and Archibong*). Council, therefore, recessed. Returning from Recess, a Motion to re-enter Regular Session was made. Properly Seconded, the Motion CARRIED by a roll call vote of 9 yeas; (*Councilmembers Smith, Young, Wan, Shook, Adrean, Moore, Bottoms, Sheperd and Willis*); 0 nays. Council returned to Regular Session. Later during the meeting, Councilmember Willis made a Motion to Reconsider ordinance 13-O-0646. An extensive discussion ensued, during which, Mr. Willis withdrew his Motion to Reconsider and Councilmember Martin, likewise, withdrew his Second on Condition of a 30-day certain to act on the salaries for the positions of Municipal Clerk and Deputy Municipal Clerk. The Motion of the Condition was CARRIED by Voice Vote.

(ID # 1838) (3) -

12-O-1740 AN ORDINANCE BY COUNCILMEMBERS C. T. MARTIN, HOWARD SHOOK, H. LAMAR WILLIS, AARON WATSON, ALEX WAN, NATALYN ARCHIBONG, KEISHA LANCE BOTTOMS, FELICIA A. MOORE, CLETA WINSLOW, CARLA SMITH, YOLANDA ADREAN AND JOYCE M. SHEPERD TO AMEND ALL CITY OF ATLANTA FISCAL YEAR 2013 OPERATING FUNDS THAT CONTAIN PERSONNEL EXPENSES BY TRANSFERRING FROM APPROPRIATIONS AND ADDING TO ANTICIPATIONS AND APPROPRIATIONS IN ORDER TO PROVIDE FUNDING FOR A CITYWIDE SALARY INCREASE OF PERCENT (%) EXCLUDING ELECTED OFFICIALS, WHEN PASSED BY FULL COUNCIL; AND FOR OTHER PURPOSES.

Chairperson Moore sounded the caption to ordinance 12-O-1740 and made a Motion to File. It was Seconded by Councilmember Wan and CARRIED by a roll call vote of 13 yeas; 0 nays.

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

(ID # 1837) (4) -

12-O-1726 AN ORDINANCE BY COUNCILMEMBERS C. T. MARTIN, HOWARD SHOOK, H. LAMAR WILLIS, AARON WATSON, ALEX WAN, NATALYN ARCHIBONG, KEISHA LANCE BOTTOMS, FELICIA A. MOORE, CLETA WINSLOW, CARLA SMITH, YOLANDA ADREAN AND JOYCE M. SHEPERD TO AMEND CHAPTER 114 PERSONNEL, ARTICLE 4 CIVIL SERVICE, DIVISION 2 CLASSIFICATION PLAN OF THE CITY OF ATLANTA CODE OF ORDINANCES, SO AS TO PROVIDE A CITYWIDE SALARY INCREASE OF PERCENT (%) TO ALL OFFICERS AND EMPLOYEES OF THE CITY OF ATLANTA, WITH THE EXCEPTION OF ELECTED OFFICIALS, EFFECTIVE WHEN PASSED BY FULL COUNCIL; AND FOR OTHER PURPOSES.

**Chairperson Moore made a Motion to bring forth a Substitute to ordinance 12-O-1726. It was Seconded by Councilmember Bond and the Motion CARRIED by a roll call vote of 14 yeas; (*Councilmembers Smith, Young, Winslow, Archibong, Wan, Shook, Adrean, Moore, Martin, Bottoms, Sheperd, Bond, Watson and Willis*); 0 nays. The Substitute was before Council. Ms. Moore then made a Motion to enter Committee of the Whole. It was Seconded by Councilmember Wan and CARRIED by a roll call vote of 8 yeas; (*Councilmembers Smith, Young, Archibong, Wan, Shook, Adrean, Moore, and Sheperd*); 5 nays; (*Councilmembers Winslow, Martin, Bottoms, Watson and Willis*). Council entered Committee of the Whole to hear a presentation from Human Resources Commissioner Yvonne Cowser Yancy. After Ms. Yancy's presentation and Council's concerns were answered, Chairperson Moore made a Motion to re-enter Regular Session. It was Seconded by Councilmember Shook and the Motion CARRIED by a roll call vote of 12 yeas; (*Councilmembers Smith, Hall, Young, Archibong, Wan, Shook, Adrean, Moore, Martin, Bottoms, Sheperd and Willis*); 0 nays. Council entered Regular Session. Following, Chairperson Moore made a Motion to Adopt on Substitute. It was Seconded by Councilmember Martin and CARRIED by a roll call vote of 14 yeas; 0 nays.**

**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**

(ID # 1955) (5) -

13-O-0619 AN ORDINANCE BY FINANCE/EXECUTIVE COMMITTEE ADOPTING THE FISCAL YEAR 2014 PROPOSED BUDGET, TO INCLUDE ALL FUNDS; AND FOR OTHER PURPOSES.

Chairperson Moore sounded the caption to ordinance 13-O-0619 and the following Amendments were offered to the budget:

**Councilmembers Moore/Martin Amendment #1 – to fund Channel 26 technical upgrades in the amount of \$250,000. Adopted by a unanimous 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**

**Councilmember Willis Amendment #2 – to increase funding in the General Fund for a position currently funded in Fund 3502 (Impact Fee Fund). Adopted by a unanimous 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**

**Councilmember Martin Amendment #3 – to restore membership, postage, and various other benefits accounts; and new Court Operations - Chief Judge salary adjustment. Adopted by a roll call vote of 11 yeas; (Councilmembers Smith, Hall, Young, Winslow, Archibong, Wan, Shook, Adrean, Moore, Martin, and Sheperd.); 0 nays**

**Councilmember Willis Amendment #4 – to fund part time ROAs. Adopted by a roll call vote of 13 yeas; (Councilmembers Smith, Hall, Young, Winslow, Archibong, Wan, Shook, Adrean, Moore, Martin, Bottoms, Sheperd and Willis); 0 nays**

**Councilmember Adrean Amendment #5 – to set base appropriation for City Council. Adopted by a roll call vote of 12 yeas; (Councilmembers Smith, Hall, Winslow, Archibong, Wan, Shook, Adrean, Moore, Martin, Bottoms, Sheperd and Willis); 0 nays**

**\*Note Amendment #6 was deferred to later during the meeting.**

**Councilmember Shook Amendment #7 – to restore salary account for Audit. Adopted by a roll call vote of 14 yeas; (Councilmembers Smith, Hall, Young, Winslow, Archibong, Wan, Shook, Adrean, Moore, Martin, Bottoms, Bond, Watson and Willis); 0 nays**

**Councilmember Bond Amendment #8 – to increase funding in Corrections for medical and homeless supplies. Adopted 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**

**Councilmember Bottoms Amendment #9 – to fund Channel 26 upgrades and homeless processing. Adopted by a unanimous 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**

**Councilmember Willis Amendment #10 – to fund the 72 Marietta Street refurbishment and art. Adopted by a roll call vote of 8 yeas; (Councilmembers Smith, Young, Winslow, Martin, Bottoms, Bond, Watson and Willis); 7 nays; (Councilmembers Hall, Archibong, Wan, Shook, Adrean, Moore and Sheperd)**

**Councilmember Martin Amendment #11 – to increase funding in Public Works for a Bridge Engineer. Adopted by a roll call vote of 13 yeas; (Councilmembers Smith, Hall, Young, Winslow, Archibong, Wan, Shook, Adrean, Moore, Martin, Bottoms, Sheperd and Willis); 0 nays.**

**Councilmember Martin Amendment #12 – to restore investigation expense, contingency and salary accounts for Ethics. Adopted by a roll call vote of 12 yeas; (Councilmembers Smith, Hall, Young, Winslow, Archibong, Wan, Shook, Moore, Martin, Bottoms, Sheperd and Willis); 0 nays.**

**Councilmember Shook Amendment #13 - to fund Audit staff retention and training. 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.**

**Councilmembers Martin, Bottoms and Sheperd Amendment #14 – to provide funding for part-time and seasonal employees to be paid no less than \$10.00 per hour. Adopted by a roll call vote of 12 yeas; (Councilmembers Smith, Hall, Young, Winslow, Archibong, Shook, Adrean, Moore, Martin, Bottoms, Sheperd and Willis); 0 nays.**

**Councilmember Willis Amendment #15 – to move Special Events transfer to the trust fund. 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.**

**Councilmember Martin Amendment #16 – to utilize funding for Solicitor Assistant position. 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.**

**Note: Following, Councilmember’s Martin Amendment #16, Council had several procedures votes. A Motion to recess was discussed and FAILED by a roll call vote of 4 yeas; (Councilmembers Hall, Young, Sheperd and Willis); 10 nays; (Councilmembers Smith, Winslow, Archibong, Wan, Shook, Adrean, Moore, Martin, Bottoms and Bond). A Motion was then moved to enter Committee of the Whole to discuss the appropriating of funds for Invest Atlanta. The Motion was CARRIED and FAILED by a roll call vote of 5 yeas; (Councilmembers Winslow, Martin, Bottoms, Sheperd and Willis); 9 nays; (Councilmembers Smith, Hall, Young, Archibong, Wan, Shook, Adrean, Moore and Watson). Finally, A Motion was made to Call the Question. The Motion CARRIED by a roll call vote of 10 yeas; (Councilmembers Smith, Young, Winslow, Archibong, Wan, Shook, Adrean, Moore, Bottoms and Sheperd); 3 nays; (Hall, Martin and Bond). Council proceeded with the orders of the day and continued with Amendment #17.**

**Councilmember Watson Amendment #17 – to appropriate funds to Invest Atlanta. Adopted by a roll call vote of 10 yeas; (Councilmembers Smith, Hall, Young, Winslow, Martin, Bottoms, Sheperd, Bond, Watson and Willis); 5 nays (Councilmembers Archibong, Wan, Shook, Adrean and Moore).**

**Note: After Amendment #17 vote, a Motion to Recess was CARRIED by a roll call vote of 11 yeas; (Councilmembers Smith, Hall, Winslow, Archibong,**

Wan, Shook, Adrean, Moore, Sheperd, Watson and Willis); **4 nays**; (Young, Martin, Bottoms and Bond). **Council entered Recess. Returning from Recess, a Motion was CARRIED to re-enter Regular Session. The Motion then CARRIED by a roll call vote of 12 yeas**; (Councilmembers Smith, Hall, Young, Wan, Shook, Adrean, Moore, Martin, Bottoms, Sheperd, Bond and Watson); **0 nays. Council re-entered Regular Session.**

**Councilmembers Bond and Winslow Amendment #18 – to transfer funds from the General Fund to the Capital Asset Fund for Fire Station #7. Adopted by a roll call vote of 13 yeas**; (Councilmembers Smith, Hall, Young, Winslow, Wan, Shook, Adrean, Moore, Martin, Bottoms, Sheperd, Bond and Watson); **0 nays.**

**Councilmember Smith Amendment #19 – to appropriate funds for Code for America. Adopted by a roll call vote of 13 yeas**; (Councilmembers Smith, Hall, Young, Winslow, Shook, Adrean, Moore, Martin, Bottoms, Sheperd, Bond, Watson, and Willis); **1 nay** (Councilmember Wan).

**Councilmembers Martin, Watson, Shook & Bottoms Amendment #20 – effective July 1, 2013, to provide a 3% (percent) salary increase for all Classified employees; all Correction employees and to provide all other employees earning less than \$60,000, including Sworn Personnel, a 1.0 % (percent) salary increase. Effective January 1, 2014, to provide all Classified employees, all Correction employees, and all other employees earning less than \$60,000, and all Sworn Professionals a 0.5% (percent) increase. Adopted 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.**

**Councilmembers Martin, Watson, Shook & Bottoms Amendment #21 – Equity/Compression resolution in Public Safety agencies. Adopted 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.**

**Councilmembers Martin and Sheperd Amendment #22 – move appropriations from Dept. Org. 250303 (Planning) to Dept. Org. 240621 (Police-Code Compliance) – Fund 3504 for demolition services citywide and various accounts. Adopted 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.**

**Councilmember Young Amendment #23 – to utilize funding for Watershed. Adopted by a roll call vote of 12 yeas**; (Councilmembers Smith, Hall, Young, Winslow, Wan, Shook, Martin, Bottoms, Sheperd, Bond, Watson, and Willis); **2 nays**; (Councilmembers Adrean and Moore).

**Councilmember Shook Amendment #24 – to fund Audit staff retention and training – reduction in Watershed. Adopted 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.**

**Councilmember Watson Amendment #25 – to correct allocation of Facility Maintenance Supervisor position and defined contribution. Adopted 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.**

**Councilmember Shook Amendment #26 – to fund Audit staff retention and training – reduction in Aviation. Adopted by a roll call vote of 14 yeas; (Councilmembers Smith, Hall, Young, Archibong, Wan, Shook, Adrean, Moore, Martin, Bottoms, Sheperd, Bond, Watson, and Willis); 0 nays.**

**Councilmember Martin Amendment #27 – to create a Deputy General Manager position and a Facility Maintenance Supervisor, Sr. Adopted by a roll call vote of 12 yeas; (Councilmembers Smith, Hall, Young, Winslow, Archibong, Shook, Adrean, Moore, Martin, Bottoms, Sheperd, and Bond); 0 nays.**

**Councilmember Sheperd Amendment #28 – to correct Worker’s Comp. budget allocation to the correct department. Adopted by a unanimous 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.**

**Councilmember Bottoms Amendment #29 – to correct the allocation of indirect costs. Adopted by a roll call vote of 13 yeas; (Councilmembers Smith, Hall, Young, Winslow, Archibong, Wan, Shook, Adrean, Martin, Bottoms, Sheperd, Bond and Willis); 1 nay; (Councilmember Moore).**

**Note: A discussion ensued in regards to Councilmember’s Hall Amendment #30. During discussion, a Motion was moved to Call the Question. It was CARRIED by a roll call vote of 9 yeas; (Councilmembers Archibong, Wan, Shook, Adrean, Moore, Bottoms, Sheperd, Watson and Willis); 6 nays; (Councilmembers Smith, Hall, Young, Winslow, Martin and Bond). Council then proceeded to vote on Amendment #30.**

**Councilmember Hall Amendment #30 – to appropriate \$250,000.00 to fund the Main Street Program. FAILED by a roll call vote of 4 yeas; (Councilmembers Hall, Young, Archibong and Martin); 10 nays; (Councilmembers Smith, Winslow, Wan, Shook, Adrean, Moore, Bottoms, Sheperd, Watson and Willis).**

**Councilmember Moore Amendment #31 – employee raises for Council staff; 5250 per Councilmember for a total of \$84,000. Adopted by a roll call vote of 13 yeas; (Councilmembers Smith, Hall, Winslow, Archibong, Wan, Shook, Adrean, Moore, Martin, Bottoms, Sheperd, Bond and Willis); 1 nay; (Councilmember Young).**

**Note: Following, Moore Amendment #31, a Motion to Suspend the Rules of Council was moved in order for Mayor Kasim Reed to speak regarding Sheperd’s Amendment to appropriate \$200,000.00 to the Small Business Administration program at Invest Atlanta and \$200,000.00 for the Auburn Ave. Business Retention program. Also discuss, Young’s Amendment to appropriate \$3,500,000.00 to fund the occupied Rehabilitation Program for**

Senior Citizens who need home repair. The Motion to Suspend the Rules of Council 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. The Rules of Council were, therefore, suspended. After Mayor Kasim read address the body, A Motion was made to re-enter Regular Session. Subsequently, the Motion 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. Therefore, Council re-entered Regular Session. Councilmembers Sheperd and Young withdrew their Amendments and likewise the Seconds to the Amendments were withdrawn.

Councilmember Bottoms Amendment #6 – to correct the budget for Film and Cultural Affairs salary. Adopted by a roll call vote of 13 yeas; (Councilmembers Smith, Hall, Young, Winslow, Archibong, Shook, Adrean, Moore, Martin, Bottoms, Sheperd, Watson and Willis); 1 nay; (Councilmember Wan).

Councilmember Moore Amendment #32 – to amend Budget Amendment #20 to provide that all employees making \$80,000 or less receive a 3% (percent) pay increase effective July 1, 2013. To further amend Budget Amendment #20 to remove the proposed 0.5% (percent) increase set to begin in January/2014. After Ms. Moore sounded her Amendment, a Call of the Question was made by Councilmember Bottoms. It was properly Seconded and CARRIED by a roll call vote of 8 yeas; (Councilmembers Smith, Young, Winslow, Adrean, Martin, Bottoms, Watson and Willis); 7 nays; (Councilmembers Hall, Archibong, Wan, Shook, Moore, Sheperd and Bond).

Following, Moore Amendment #32 was CARRIED and FAILED by a roll call vote of 4 yeas; (Councilmembers Hall, Young, Archibong and Moore); 10 nays; (Councilmembers Smith, Winslow, Wan, Shook, Adrean, Martin, Bottoms, Sheperd, Watson and Willis). Subsequently, the Motion to Adopt as Amended was moved and Seconded by Councilmember Smith. The Motion then CARRIED by a roll call vote of 12 yeas; 3 nays.

**ADOPTED AS AMENDED BY A ROLL CALL VOTE OF 12 YEAS;** (Councilmembers Smith, Young, Winslow, Archibong, Shook, Adrean, Martin, Bottoms, Sheperd, Bond Watson and Willis); 3 nays; (Councilmembers Hall, Wan and Moore).

## **RESOLUTIONS**

13-R-3255 (1) -

A RESOLUTION BY FINANCE/EXECUTIVE COMMITTEE AUTHORIZING THE MAYOR ON BEHALF OF THE CITY OF ATLANTA TO ENTER INTO AN AMENDMENT TO THE LEASE AGREEMENT WITH THE DOWNTOWN DEVELOPMENT AUTHORITY OF THE CITY OF ATLANTA FOR THE PURPOSE OF ADDING AN ADDITIONAL 100 SPACES TO THE SUBSIDIZED PUBLIC EMPLOYEE PARKING AT THE PARKING DECK LEASED BY THE CITY OF ATLANTA LOCATED AT 270 CENTRAL AVENUE, ATLANTA GEORGIA; AND FOR OTHER PURPOSES.

**ADOPTED BY A ROLL CALL VOTE OF 13 YEAS** (Councilmembers Smith, Hall, Young, Archibong, Shook, Adrean, Moore, Martin, Bottoms, Sheperd, Bond, Watson and Willis); 1 NAY (Councilmember Wan)

13-R-3260 (2) - A 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-6705, PURSUANT TO SECTION 2-1602 OF THE CITY OF ATLANTA CODE OF ORDINANCES, UTILIZING GENERAL SERVICES ADMINISTRATION CONTRACT NUMBER GS-35F-0163V WITH RIVI CONSULTING GROUP LLC, TO PURCHASE TWELVE (12) MONTHS OF PROFESSIONAL SERVICES FOR THE ENTERPRISE GEOGRAPHIC INFORMATION SYSTEMS PROGRAM AND INTEGRATION PROJECT, ON BEHALF OF THE DEPARTMENT OF INFORMATION TECHNOLOGY, IN AN AMOUNT NOT TO EXCEED TWO HUNDRED FORTY-NINE THOUSAND, SIX HUNDRED DOLLARS AND NO CENTS (\$249,600.00); ALL CONTRACTED WORK TO BE CHARGED TO AND PAID FROM FUNDING NUMBERS LISTED HEREIN; AND FOR OTHER PURPOSES.

**ADOPTED BY A ROLL CALL VOTE OF 13 YEAS** (*Councilmembers Smith, Hall, Young, Archibong, Wan, Shook, Moore, Martin, Bottoms, Sheperd, Bond, Watson and Willis*); **1 NAY** (*Councilmember Adrean*)

13-R-3262 (3) - A RESOLUTION BY FINANCE EXECUTIVE COMMITTEE AUTHORIZING THE MAYOR AND THE CHIEF OF POLICE TO ENTER INTO CONTRACTUAL AGREEMENTS TO EXECUTE TEMPORARY SERVICE CONTRACTS WITH RETIRED CITY OF ATLANTA (“CITY”) POLICE OFFICERS AT THE RANK OF LIEUTENANT AND BELOW FOR THE PURPOSES OF PROVIDING CONTINUING PUBLIC SAFETY SERVICES FOR THE CITY OF ATLANTA POLICE DEPARTMENT (“APD”); AND FOR OTHER PURPOSES.

**Chairperson Moore sounded the caption to resolution 13-R-3262 and made a Motion to bring forth a Substitute. It was Seconded by Councilmember Martin, however, during further discussion, it was stated that the item has been amended in committee with the necessary information. Therefore, Chairperson Moore withdrew her Motion to bring forth the Substitute and likewise Councilmember Martin withdrew his Second. The original Motion to Adopt as Amended was before Council. Following a brief discussion, the Motion CARRIED by a roll call vote of 12 yeas; 1 nay.**

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

**PERSONAL PAPER(S)/ITEMS FOR IMMEDIATE CONSIDERATION**

13-R-3268 (1) - A RESOLUTION BY COUNCILMEMBERS FELICIA MOORE, KWANZA HALL, JOYCE M. SHEPERD, KEISHA BOTTOMS, NATALYN ARCHIBONG, CARLA SMITH, YOLANDA ADREAN, H. LAMAR WILLIS, MICHAEL JULIAN BOND, IVORY LEE YOUNG, JR AND ALEX WAN TO SUPPORT CHATTAHOOCHEE NOW IN THEIR EFFORTS TO FACILITATE AND PROMOTE THE TRANSFORMATION OF THE CHATTAHOOCHEE RIVER INTO A DYNAMIC CORRIDOR THAT

ADDRESSES THE HEALTH, QUALITY OF LIFE AND ECONOMIC VITALITY OF OUR REGION; AND FOR OTHER PURPOSES.

Councilmember Moore made a Motion to Adopt resolution 13-R-3268. It was Seconded by Councilmember Wan and the Motion CARRIED by a roll call vote of 14 yeas; 0 nays.

**ADOPTED 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**

13-R-3269 (2) -

A RESOLUTION BY COUNCILMEMBERS C. T. MARTIN, YOLANDA ADREAN AND FELICIA A MOORE AUTHORIZING THE CREATION OF A TECHNICAL ADVISORY GROUP FOR THE PURPOSE OF IDENTIFYING RECOMMENDATIONS TO CREATE A LONG-TERM STRATEGY FOR CITY EMPLOYEE COMPENSATION ; AND FOR OTHER PURPOSES.

Councilmember Adrean made a Motion to Adopt the above resolution 13-R-3269. It was Seconded by Councilmember Bond and a brief discussion ensued, during which, Councilmember Archibong offered a Friendly Amendment to include three (3) people from the Atlanta Community. Following, Councilmember Bond was recognized and offered a Friendly Amendment in extension to Ms. Archibong's Friendly Amendment by adding language to further clarify so that it shall read: "the Employee Compensation Technical Advisory Group shall consist of but not be limited to the following three (3) members instead of one (1) of the Atlanta Community." The Friendly Amendment accepted by Councilmember Adrean, the Motion to Adopt as Amended was 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, Shook, Adrean, Moore, Martin, Bottoms, Sheperd, Bond and Watson); 0 NAYS**

**PERSONAL PAPER(S)/ITEMS TO BE REFERRED**

13-O-1098 (1) -

AN ORDINANCE BY COUNCILMEMBER ALEX WAN TO AMEND THE 1982 ZONING ORDINANCE OF THE CITY OF ATLANTA BY AMENDING SECTION 16-28A.010(36) OF THE SIGN ORDINANCE TO PROVIDE FOR ADDITIONAL REGULATIONS REGARDING ALLOWABLE SIGNAGE WITHIN THE ATKINS PARK NC-12 DISTRICT; AND FOR OTHER PURPOSES.

**REFERRED TO ZONING REVIEW BOARD AND ZONING COMMITTEE WITHOUT OBJECTION**

13-O-1099 (2) -

AN ORDINANCE BY COUNCILMEMBER YOLANDA ADREAN TO AUTHORIZE A CONTRIBUTION OF \$1,500.00 FROM THE DISTRICT 8 COUNCIL OFFICE FUNDS TO THE GA CONSERVANCY TO PAY FOR STAFFING NEEDS RELATED TO THE COLLIER VILLAGE BLUEPRINTS PLAN; AND FOR OTHER PURPOSES.

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

- 13-O-1100 (3) - AN ORDINANCE BY COUNCILMEMBER CLETA WINSLOW AUTHORIZING THE MAYOR OR HIS DESIGNEE TO MAKE WALNUT STREET, SW A THREE WAY STOP WHERE IT INTERSECTS WITH FAIR STREET, SW; AND FOR OTHER PURPOSES.  
**REFERRED TO TRANSPORTATION COMMITTEE WITHOUT OBJECTION**
- 13-O-1101 (4) - AN ORDINANCE BY COUNCILMEMBERS KWANZA HALL AND MICHAEL JULIAN BOND AUTHORIZING THE INSTALLATION OF PUBLIC ART (A MURAL "YOUNG AMERICANS"), AT DAVID T. HOWARD SCHOOL (OFW) 551 JOHN WESLEY DOBBS BLVD, NE, ATLANTA, GEORGIA AS PURSUANT TO CODE SECTION 16-28.025 OF THE 1982 ZONING ORDINANCE OF THE CITY OF ATLANTA; AND FOR OTHER PURPOSES.  
**REFERRED TO ZONING COMMITTEE WITHOUT OBJECTION**
- 13-R-1102 (5) - A RESOLUTION BY COUNCILMEMBERS KWANZA HALL AND IVORY LEE YOUNG, JR. AUTHORIZING THE MAYOR ON BEHALF OF THE CITY OF ATLANTA TO ENTER INTO A MEMORANDUM OF UNDERSTANDING WITH SP5 ATLANTIC LAND DEVELOPER, LLC FOR THE PURPOSE OF PARTNERING WITH THE CITY OF ATLANTA TO PROVIDE TENNIS PROGRAMMING AT TENNIS COURTS LOCATED AT THE ATLANTIC STATION PROJECT ON BEHALF OF THE DEPARTMENT OF PARKS, RECREATION AND CULTURAL AFFAIRS; AND FOR OTHER PURPOSES.  
**REFERRED TO COMMUNITY/DEVELOPMENT HUMAN RESOURCES COMMITTEE WITHOUT OBJECTION**
- 13-O-1103 (6) - AN ORDINANCE BY COUNCILMEMBERS MICHAEL JULIAN BOND, C. T. MARTIN AND H. LAMAR WILLIS TO AMEND CHAPTER 106, (OFFENSES AND MISCELLANEOUS PROVISIONS), ARTICLE III, (OFFENSES AGAINST PUBLIC ORDER), SECTION 106-85 (MONETARY SOLICITATION) SUBSECTION (B)(6) TO SPECIFY THAT THE PROHIBITION ON MONITARY SOLICITATION WITHIN FIFTEEN FEET OF THE ENTRANCE OR EXIT OF A BUILDING SHALL NOT, IN AND OF ITSELF, DISALLOW MONITARY SOLICITATION WITHIN FIFTEEN FEET OF OTHER PORTIONS OF THE BUILDING; AND FOR OTHER PURPOSES.  
**REFERRED TO PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE WITHOUT OBJECTION**
- 13-O-1104 (7) - AN ORDINANCE BY COUNCILMEMBER H. LAMAR WILLIS TO AUTHORIZE THE CHIEF FINANCIAL OFFICER TO AMEND THE FISCAL YEAR 2013 BUDGET BY TRANSFERRING APPROPRIATIONS FROM 3503 (CAPITAL FUND) DEPARTMENT 240201 (APD POLICE ADMINISTRATION), ACCOUNT 5999999 (PNG BUDGETS), FUNCTION ACTIVITY 3210000 (POLICE ADMINISTRATION) PROJECT 211207 (APD FACILITY IMPROVEMENTS PROJECT) FUNDING SOURCE 22037 (REPURPOSED BOND PROCEEDS) TO 3503 (CAPITAL FUND), DEPARTMENT 240201 (APD POLICE ADMINISTRATION), ACCOUNT 5999999 (PNG-BUDGETS), FUNCTION ACTIVITY 3210000 (POLICE ADMINISTRATION), PROJECT 211204 (APD RELOCATION/RENOVATION COPS/CODE COMP), FUNDING SOURCE

22037 (REPURPOSED BOND PROCEEDS) IN THE AMOUNT OF TWO HUNDRED AND EIGHTY-EIGHT THOUSAND DOLLARS AND ZERO CENTS (\$288,000.00); AND OTHER PURPOSES

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

13-O-1106 (8) -

AN ORDINANCE BY COUNCILMEMBERS C. T. MARTIN 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.

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

13-O-1124 (9) -

AN ORDINANCE BY COUNCILMEMBER H. LAMAR WILLIS AUTHORIZING THE CHIEF FINANCIAL OFFICER TO AMEND THE FY 2013 GENERAL FUND BUDGET BY TRANSFERRING APPROPRIATIONS FROM AND ADDING ANTICIPATIONS TO THE FY 2013 GENERAL GOVERNMENT CAPITAL FINANCE FUND IN A TOTAL AMOUNT OF EIGHT HUNDRED NINETY-FIVE THOUSAND FIVE HUNDRED THIRTY-FIVE DOLLARS AND NO CENTS (\$895,535.00) TO FUND THE CITYWIDE RE-STACKING PROGRAM FOR ALL CITY OF ATLANTA DEPARTMENTS; AND FOR OTHER PURPOSES.

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

13-R-3270 (10) -

A RESOLUTION BY COUNCILMEMBERS C. T. MARTIN, MICHAEL JULIAN BOND, HOWARD SHOOK, JOYCE M. SHEPERD, NATALYN ARCHIBONG, KWANZA HALL, CARLA SMITH H. LAMAR WILLIS, YOLANDA ADREAN, IVORY LEE YOUNG, JR., ALEX WAN AND CLETA WINSLOW AUTHORIZING THE ERECTION OF A MEMORIAL COMMEMORATIVE MARKER TO BE PLACED ON THE PUBLIC RIGHT-OF-WAY AT THE SITE WHERE ON SATURDAY, NOVEMBER 3, 2012, DEDICATED POLICE OFFICERS RICHARD J. HALFORD AND SHAWN A. SMILEY WERE KILLED IN THE LINE-OF-DUTY IN A HELICOPTER CRASH WHILE SEARCHING FOR A 9-YEAR-OLD RUNAWAY BOY; AND FOR OTHER PURPOSES.

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

13-R-3271 (11) -

A RESOLUTION BY COUNCILMEMBERS MICHAEL JULIAN BOND, HOWARD SHOOK, CARLA SMITH, C. T. MARTIN AND KWANZA HALL ACCEPTING THE RECOMMENDATIONS OF THE ALCOHOL TECHNICAL ADVISORY GROUP II; AND FOR OTHER PURPOSES.

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

13-R-3272 (12) -

A RESOLUTION BY COUNCILMEMBERS C. T. MARTIN, KEISHA LANCE BOTTOMS, KWANZA HALL AND MICHAEL JULIAN BOND TO MAKE

THE VENDING LOCATIONS AROUND TURNER FIELD SPECIAL EVENT CATEGORY VENDING DURING THE ATLANTA BRAVES' BASEBALL SEASON; AND FOR OTHER PURPOSES.

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

13-R-3273 (13) -

A RESOLUTION BY COUNCILMEMBER H. LAMAR WILLIS AUTHORIZING THE MAYOR, OR HIS DESIGNEE, TO EXECUTE A FORCE ACCOUNT CONSTRUCTION AGREEMENT WITH THE GEORGIA DEPARTMENT OF TRANSPORTATION AND CSX TRANSPORTATION, INC., A VIRGINIA CORPORATION, FOR CONSTRUCTION AND MAINTENANCE SERVICES FOR THE SPRING STREET BRIDGE REPLACEMENT PROJECT, PROJECT NUMBERS BHNLB-9073-00(016) AND BRNLB-9073-00(018), P. I. NUMBERS 752086 AND 752860, ON BEHALF OF THE CITY OF ATLANTA; AND FOR OTHER PURPOSES.

**REFERRED TO CITY UTILITIES COMMITTEE WITHOUT OBJECTION**

13-R-3274 (14) -

A RESOLUTION BY COUNCILMEMBER FELICIA A. MOORE AUTHORIZING THE MAYOR TO GIVE PEOPLE TV THE RIGHT OF FIRST REFUSAL OF ANY EQUIPMENT TO BE SURPLUS DUE TO REPLACEMENT BY CHANNEL 26; AND FOR OTHER PURPOSES.

**REFERRED TO CITY UTILITIES COMMITTEE WITHOUT OBJECTION**

### **ADJOURNMENT ROLL CALL**

There being no further business to discuss, the June 17, 2013 meeting of the Atlanta City Council was adjourned at 10:47 p.m.

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