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ATLANTA CITY COUNCIL

AGENDA

Order of Business for the Atlanta City Council

Monday, April 1, 2002

The Honorable Cathy Woolard, Presiding

1:00 P. M.

1. Call to Order
2. Roll Call
3. Invocation
4. Pledge of Allegiance
5. Proclamations, Commendations and other Special Awards
6. Remarks by the Public
7. Report of the Journal
8. Communications
9. Adoption of Agenda
10. Consideration of Vetoed Legislation
11. Unfinished Business
12. Consent Agenda
13. **Report of Standing Committees Committee Chairs Page**
Finance/Executive Committee Felicia A. Moore 23
Committee on Council** Anne Fauver 27

City Utilities Committee Clair Muller 28

Community Development/Human

Resources Committee* Cleta Winslow 30

Public Safety and Legal

Administration Committee Ceasar C. Mitchell 31

Transportation Committee H. Lamar Willis 32

Zoning Committee Debi Starnes 35

14. Personal Papers and General Remarks

15. Announcements

16. Adjournment: Roll Call

* **No Report**

** **No Report at Time of Agenda Preparation**

C O N S E N T A G E N D A

There will be no separate discussion of these items. If discussion on any item is desired, the item will be removed from the Consent Agenda and will be considered separately - excerpt from 11.3, Consent Agenda; Rules for the Conduct of Business for the Council of the City of Atlanta.

SECTION I

ORDINANCES FOR SECOND READING

FINANCE/EXECUTIVE COMMITTEE - FELICIA A. MOORE, CHAIR

0200562 (1) An Ordinance by Councilmember Natalyn Archibong **as substituted by Finance/Executive Committee** to transfer \$1,000.00 from District Five (5) Councilmember Expense Accounts to the Department of Planning, Development and Neighborhood Conservation to the Scrap Tire Abatement Program to be used specifically for the collection of scrap tires in District 5; and for other purposes.

0200564 (2) An Ordinance by Councilmember Clair Muller **as substituted and amended by Finance/Executive Committee** authorizing the Mayor to enter into a contractual agreement between the City of Atlanta and the Georgia Environmental Facilities Authority State Revolving Fund Loan Program for the purpose of securing a loan in the amount of \$11,700,000.00; to correct deteriorating concrete piping and existing associated deteriorated or abandoned sewer structures; sanitary sewers include some 5,000 linear feet of the Lakewood Avenue Outfall and approximately 8,300 linear feet of the Tenth Ward Sanitary Sewer Trunk.

0200566 (3) An Ordinance by Councilmember Jim Maddox transferring appropriations in the amount of \$15,000.00 for the purpose of providing a service grant to the Georgia Council for International Visitors; and for other purposes.

CITY UTILITIES COMMITTEE - CLAIR MULLER, CHAIR

0200568 (4) An Ordinance by Councilmember Debi Starnes **as amended by City Utilities Committee** authorizing the Commissioner of Public Works, on behalf of the Mayor, to waive paragraph four (4) of Section 138-60 of the Code of Ordinances of the City of Atlanta, for the issuance of a Banner Permit to the Atlanta Beat; and for other purposes.

CITY UTILITIES COMMITTEE - CLAIR MULLER, CHAIR

0200582 (5) An Ordinance by Councilmember Clair Muller authorizing the Commissioner of Public Works, on behalf of the Mayor, to waive paragraph four (4) of Section 138-60 of the Code of Ordinances of the City of Atlanta, for the issuance of a Banner Permit to the Atlanta History Center; and for other purposes.

COMMUNITY DEVELOPMENT/HUMAN

RESOURCES COMMITTEE - CLETA WINSLOW, CHAIR

0200389 (6) A **Substitute** Ordinance by Community Development/Human Resources Committee as **amended** amending Section 110.70.1 of

the Code of Ordinances of the City of Atlanta, Georgia, Dogs Permitted in Certain Areas of Grant Park, so as to establish a new Code Section 110.70.2, entitled, Dogs Permitted in Certain Areas of Piedmont Park; to further establish an off-leash pet area for dogs within a specified location of Piedmont Park at the discretion of the Acting Commissioner of the Department of Parks, Recreation and Cultural Affairs; to accept certain improvements totaling \$106,100.00 to the designated off-leash pet area from the Piedmont Park Conservancy, Inc., on behalf of the Department of Parks, Recreation and Cultural Affairs; and for other purposes.

[0200392 \(7\)](#) A **Substitute** Ordinance by Community Development/Human Resources Committee authorizing the Mayor to apply for and once approved, accept from the Georgia Office of School Readiness, a grant for the Summer Food Service Program for Children, in an amount not to exceed \$1,842,500.00; and for other purposes.

[0200390 \(8\)](#) An Ordinance by Community Development/Human Resources Committee correcting Ordinance 01-O-1489 by providing new parcel code numbers for that portion of the Castleberry Hill Mixed-Use Residential/Commercial Enterprise Zone known as the Castleberry Inn/Legacy at Castleberry Hill; and for other purposes.

PUBLIC SAFETY AND LEGAL

ADMINISTRATION COMMITTEE - CEASAR C. MITCHELL, CHAIR

[0200458 \(9\)](#) An Ordinance by Councilmembers Ceasar C. Mitchell, C. T. Martin, Jim Maddox, Clela Winslow, Derrick Boazman, H. Lamar Willis, Debi Starnes, Howard Shook, Ivory Lee Young, Jr., Carla Smith and Mary Norwood as amended by Public Safety and Legal Administration Committee to amend Chapter 62, Article II, of the Code of Ordinances of the City of Atlanta, so as to create therein a new section which shall provide that a fee may be imposed as a condition of completion of the Pretrial Diversion Program; and for other purposes.

TRANSPORTATION COMMITTEE - H. LAMAR WILLIS, CHAIR

[0200394 \(10\)](#) An Ordinance by Transportation Committee amending the 2002 (Intergovernmental Grant Fund) Budget, Department of the Mayor by adding to anticipations and appropriations in the amount of \$20,000.00 from the Governor's Office of Community Affairs Local Assistance for Candler Park and Lake Claire Neighborhoods, to assist with a Transportation Study; to authorize the Mayor to sign all necessary grant agreements; and for other purposes.

[0200397 \(11\)](#) An Ordinance by Transportation Committee authorizing the Mayor or her designee to execute temporary employment contracts with up to ten (10) retired Atlanta Police Officers to serve at Hartsfield Atlanta International Airport, for a total cost to the City not to exceed \$379,400.00, to be charged to and paid from Fund, Account and Center Number: 2H01 523001 X42091; and for other purposes.

[0200399 \(12\)](#) An Ordinance by Transportation Committee authorizing the Mayor or her designee to make segments of the following streets within the City of Atlanta No Parking Anytime: Elkmont Drive, NE; Elizabeth Street, NE; and Orme Circle, NE.

[0200400 \(13\)](#) An Ordinance by Transportation Committee authorizing the Mayor or her designee to make the Speed Limit on Kingston Road, NW 25 Miles Per Hour.

TRANSPORTATION COMMITTEE - H. LAMAR WILLIS, CHAIR

[0200401 \(14\)](#) An Ordinance by Transportation Committee authorizing the Mayor or her designee to install a Stop Sign at the following intersection: Campbell Street, SE and Bixby Street.

[0200402 \(15\)](#) An Ordinance by Transportation Committee authorizing the Mayor or her designee to install a Stop Sign at the following intersection: Eleanor Street, SE and Bixby Street.

[0200403 \(16\)](#) An Ordinance by Transportation Committee authorizing the Mayor or her designee to install a Stop Sign at the following intersection: the west leg of Orme Circle, NE at Elkmont Drive.

[0200404 \(17\)](#) An Ordinance by Transportation Committee authorizing the Mayor or her designee to install a Stop Sign at the following intersection: Pinecrest Road, NE at Rickenbacker Drive.

[0200405 \(18\)](#) An Ordinance by Transportation Committee authorizing the Mayor or her designee to install a Yield Sign at the intersection of the east leg of Orme Circle, NE and the west leg of Orme Circle south of Elkmont Drive.

[0200408 \(19\)](#) An Ordinance by Transportation Committee granting to Georgia Power Company an easement across property owned by the City of Atlanta in Land Lots 38, 57, 58 and 59 of the 13th District of Clayton County, to provide for permanent relocation of temporary high voltage transmission lines serving seven substations in the area of the Fifth Runway Project at Hartsfield Atlanta International Airport; authorizing the Mayor or her designee to execute appropriate instruments to evidence the granting of such easement; and for other purposes.

RESOLUTIONS

FINANCE/EXECUTIVE COMMITTEE - FELICIA A. MOORE, CHAIR

[02R0464 \(1\)](#) A Resolution by Councilmember Felicia Moore **as amended by Finance/Executive Committee** requesting that the Mayor and/or her designee give priority hiring status to those RIF'd employees with fifteen (15) years of service; and for other purposes.

FINANCE/EXECUTIVE COMMITTEE - FELICIA A. MOORE, CHAIR

02R0494 (2) A Resolution by Finance/Executive Committee authorizing refunds for the overpayment of business license fees to the Tavern at Phipps, Account # 025032LGB in the amount of \$6,756.27; and for other purposes.

02R0495 (3) A Resolution by Finance/Executive Committee authorizing refunds for the overpayment of business license fees to Atlanta Palm Corp. Account # 050269 TBD in the amount of \$11,222.50; and for other purposes.

02R0496 (4) A Resolution by Finance/Executive Committee to authorize the Mayor to enter into Change Order Number One for FC-7086-99, Lakewood Avenue Bridge Replacement Project, with Sunbelt Structures, Inc., in an amount not to exceed \$736,457.42; all contracted work shall be charged to and paid from the following Fund, Account and Center Numbers;

1C33 524001 M22F040592BA \$196,905.53

1C37 574001 M22F040592BA \$5,630.06

1C39 574001 M22F040592BA \$284,665.37

1C23 524001 M22F040592BA \$745.62

1C25 524001 M22F040592BA \$25,685.50

1C27 524001 M22F040592BA \$33,731.26

1C30 524001 M22F040592BA \$168,981.39

1C32 524001 M22F040592BA \$20,112.69

02R0497 (5) A Resolution by Finance/Executive Committee **as substituted and amended** authorizing the Mayor to enter into an appropriate contractual agreement with Cooperative Personnel Services (CPS) for FC-7397-02, Process Review and Redesign for Personnel and Human Resources (RFP) on behalf of the Office of the Mayor in an amount not to exceed \$440,312.00. All contracted work shall be charged to and paid from Fund, Account, and Center Number: 3P02 524001 D11T0608QNAO

02R0498 (6) A Resolution by Finance/Executive Committee **as substituted and amended** authorizing the Mayor to enter into an appropriate contractual agreement with Thompson, Cobb, Bazilio and Associates for FC-7398-02, Process Review and Redesign for the Procurement Process, (RFP) on behalf of the Office of the Mayor in an amount not to exceed \$516,884.60. All contracted work shall be charged to and paid from Fund, Account and Center Number: 3P02 524001 D11T0608QNAO

FINANCE/EXECUTIVE COMMITTEE - FELICIA A. MOORE, CHAIR

02R0499 (7) A Resolution by Finance/Executive Committee **as substituted and amended** authorizing the Mayor to enter into an appropriate contractual agreement with Gartner Consulting for FC-7400-02, Process Review and Redesign for Technology Management, (RFP) on behalf of the Office of the Mayor in an amount not to exceed \$436,000.00. All contracted work shall be charged to and paid from Fund, Account, and Center Number: 3P02 524001 D11T0608QNAO

02R0500 (8) A Resolution by Finance/Executive Committee authorizing the Purchasing Agent to utilize the State of Georgia Contract S-000546-043 with Cisco Systems for the purchase of communication equipment on behalf of the Department of Aviation in an amount not to exceed \$320,271.00.

02R0560 (9) A Resolution by Councilmembers Cleta Winslow and Debi Starnes **as substituted and amended by Finance/Executive Committee** authorizing the Mayor to execute an agreement for Planning Advisory Consultant Services with Michael Dobbins for a period not to exceed twelve months, and not to exceed \$54,183.00, with all services and charges to be paid from Account No. 1C30 524001 Y11Q025792AE; and for other purposes.

02R0569 (10) A Resolution by Councilmembers Felicia A. Moore and Ceasar C. Mitchell urging our Georgia Congressional Delegation to cosponsor and support H.R. 3397 to establish a firm date to clear TV Channels from the spectrum allocated for Public Safety and to provide that radio stations will no longer occupy the spectrum reallocated for Public Safety after December 31, 2006; and for other purposes.

02R0570 (11) A Resolution by Councilmembers Felicia A. Moore and Ceasar C. Mitchell stating the City of Atlanta's support of the National League of Cities 2002 Policy Priority calling on the Federal Government to recognize local governments as key players in Homeland Defense; seeking direct federal funding and guidance needed to help cities meet our national defense responsibilities; and for other purposes.

FINANCE/EXECUTIVE COMMITTEE - FELICIA A. MOORE, CHAIR

02R0571 (12) A Resolution by Councilmembers Felicia A. Moore and Cleta Winslow stating the City of Atlanta's support of the National

League of Cities 2002 Policy Priority on Protecting Local Authority and Civil Liberties as it relates to the federal faith-based initiative; and for other purposes.

[02R0572 \(13\)](#) A Resolution by Councilmember Felicia A. Moore stating the City of Atlanta's full support of the National League of Cities 2002 Policy Priority which calls on the Federal Government to ensure that future trade agreements do not undermine traditional local authority to design land use policies and economic development initiatives, and to enforce health and environmental and purchasing regulations; and for other purposes.

[02R0573 \(14\)](#) A Resolution by Councilmembers Felicia A. Moore and Cleta Winslow stating the City of Atlanta's support of the National League of Cities 2002 Policy Priority calling for the Federal Government to provide the necessary resources to update flood maps and assist cities in long-term planning and major improvements in the quality of life; and for other purposes.

[02R0574 \(15\)](#) A Resolution by Councilmembers Felicia A. Moore and Clair Muller stating the City of Atlanta's support of the National League of Cities position of protecting local revenues and taxing authority and opposing preemptive efforts that could cause both long and short-term revenue shortages for cities and local economies, and undermine local zoning controls; opposing efforts by the FCC and Congress to preempt local telecommunications taxing and franchise authority; and for other purposes.

[02R0595 \(16\)](#) An **Amended** Resolution by Finance/Executive Committee authorizing the Mayor to execute a Retainer Agreement with the Law Firms of King & Spalding and Howell & Associates, LLC to serve as Bond Counsel to the City of Atlanta in connection with the issuance of certain Tax Anticipation Notes; to authorize the Chief Financial Officer to pay fees and costs for legal services rendered pursuant to said agreement (provided that the legal fees authorized herein shall not exceed the sum of \$24,000.00); to rescind conflicting resolutions; and for other purposes.

FINANCE/EXECUTIVE COMMITTEE - FELICIA A. MOORE, CHAIR

[02R0596 \(17\)](#) A Resolution by Finance/Executive Committee authorizing the purchasing agent to utilize the State of Georgia Contract S-000546 with Dell Computers for the purchase of computer equipment and peripherals equipment on behalf of the Department of Aviation in an amount not to exceed \$416,173.00.

CITY UTILITIES COMMITTEE - CLAIR MULLER, CHAIR

[02R0486 \(18\)](#) A Resolution by City Utilities Committee authorizing the Mayor to enter into an Encroachment Agreement with TUFF/Atlanta Housing, LLC, University Lofts, LLC, or their designee(s) for the installation of private utility facilities crossing under Auditorium Place in the City of Atlanta; and for other purposes.

[02R0511 \(19\)](#) A Resolution by City Utilities Committee to authorize payment of stipulated penalties imposed by the Environmental Protection Agency (EPA) and the Environmental Protection Division of the Department of Natural Resources of the State of Georgia (EPD) in the amount of \$127,500.00 as stipulated penalties for violations of CSO Fecal Coliform Operational Standards and CSO Sampling pursuant to the CSO Consent Decree, Civil Action File No. 1:95-CV-2550-TWT; to identify the source of funding; and for other purposes.)

CITY UTILITIES COMMITTEE - CLAIR MULLER, CHAIR

[02R0587 \(20\)](#) A Resolution by City Utilities Committee to authorize payment of stipulated penalties imposed by the Environmental Protection Agency (EPA) and the Environmental Protection Division of the Department of Natural Resources of the State of Georgia (EPD) in the amount of \$684,800.00 pursuant to the Consent Decree, Civil Action File No. 1:95-CV-2550-TWT and First Amended Consent Decree 1:98-CV-1956-TWT; to identify the source of funding; and for other purposes.

COMMUNITY DEVELOPMENT/HUMAN

RESOURCES COMMITTEE - CLETA WINSLOW, CHAIR

[02R0492 \(21\)](#) An **Amended** Resolution by Community Development/Human Resources Committee authorizing the Mayor to enter into a Renewal Agreement No. 1 with Harmon Brothers Charter, Inc., for FC-7207-00, Summer Camp Transportation Services on behalf of the Department of Parks, Recreation and Cultural Affairs in an amount not to exceed **\$139,000.00**, all contracted work shall be charged to and paid from Fund, Account and Center Number: 1A01 524001 N32101.

[02R0493 \(22\)](#) An **Amended** Resolution by Community Development/Human Resources Committee authorizing the Mayor to enter into a Renewal Agreement No. 1 with Barton Protective Services, d/b/a Continental Security Services, for FC-7206-00, Bureau of Recreation Armed Security Guard Services, on behalf of the Department of Parks, Recreation and Cultural Affairs in an amount not to exceed **\$390,000.00**, all contracted work shall be charged to and paid from Fund Account and Center Number: 1A01 523001 N32201.

[02R0557 \(23\)](#) A Resolution by Councilmembers Ceasar C. Mitchell and Mary Norwood **as substituted and amended by Community Development/Human Resources Committee** authorizing the Mayor or her designee to submit or support applications to the Arthur M. Blank Family Foundation requesting funding for various park and greenspace projects, to accept grant funds; and for other purposes.

COMMUNITY DEVELOPMENT/HUMAN

RESOURCES COMMITTEE - CLETA WINSLOW, CHAIR

02R0521 (24) A Resolution by Community Development/Human Resources Committee endorsing the application by the Community Alliance of Metropolitan Parkway (CAMP) and Cooperative Resource Center (CRC), to the Georgia Department of Community Affairs for Low-Income Housing Tax Credits to renovate the Crescent Hills Apartments, a 244-Unit Mixed-Income Family Apartment Community located at **532 Cleveland Avenue, SW**; and for other purposes.

NPU-X Council District 12

02R0522 (25) A Resolution by Community Development/Human Resources Committee endorsing the application by the Atlanta Neighborhood Development Partnership, Inc. (ANDP), to the Georgia Department of Community Affairs for Low-Income Housing Tax Credits to develop the Misty Amber Senior Housing, a 152-Unit Mixed-Income Senior Apartment Community located at **3712 Martin Luther King, Jr. Drive**; and for other purposes.

NPU-H Council District 10

02R0523 (26) A Resolution by Community Development/Human Resources Committee endorsing the application by G. Randall Hammond & Company, to the Georgia Department of Community Affairs for Low-Income Housing Tax Credits to renovate the Holly Ridge Apartments, a 216-Unit Mixed-Income Family Apartment Community located at **1620 Hollywood Boulevard**; and for other purposes.

NPU-G Council District 9

COMMUNITY DEVELOPMENT/HUMAN

RESOURCES COMMITTEE - CLETA WINSLOW, CHAIR

02R0524 (27) A Resolution by Community Development/Human Resources Committee endorsing the application by National Church Residences and Jeffrey E. Smith Companies, to the Georgia Department of Community Affairs for Low-Income Housing Tax Credits to rehabilitate Lakewood Christian Manor, a 250-Unit Senior Apartment Community located at **2141 Springdale Road, SW**; and for other purposes.

NPU-X Council District 12

02R0525 (28) A **Substitute** Resolution by Community Development/Human Resources Committee endorsing the application by Columbia Park Citi Residences, L.P., in conjunction with the Atlanta Housing Authority, to the Georgia Department of Community Affairs for Low-Income Housing Tax Credits to construct Columbia Park Citi Residences, a 152-Unit Family Apartment Community located at **1900 Kerry Blvd., NW Atlanta**; and for other purposes.

NPU-G Council District 9

02R0526 (29) A Resolution by Community Development/Human Resources Committee endorsing the application by the Integral Partnership of Atlanta, to the Georgia Department of Community Affairs for Low-Income Housing Tax Credits to rehabilitate the Cupola Building, a 12-Unit Family Mixed-Income Apartment Community located at **480 Centennial Olympic Park Drive**; and for other purposes.

NPU-M Council District 2

02R0527 (30) A Resolution by Community Development/Human Resources Committee endorsing the application by G. Randall Hammond and Company, to the Georgia Department of Community Affairs for Low-Income Housing Tax Credits to renovate the Heritage Greene Apartments, a 110-Unit Mixed-Income Family Apartment Community located at **2891 Springdale Road, SW**; and for other purposes.

NPU-X Council District 12

COMMUNITY DEVELOPMENT/HUMAN

RESOURCES COMMITTEE - CLETA WINSLOW, CHAIR

02R0528 (31) A Resolution by Community Development/Human Resources Committee endorsing the application by Russell New Urban Development, LLC and Green Pasture Ministries, to the Georgia Department of Community Affairs for Low-Income Housing Tax Credits to develop the Cornerstone Terrace Family Apartments, a 161-Unit Mixed-Income Family Apartment Community located at **895 Ralph David Abernathy Boulevard**; and for other purposes.

NPU-T Council District 4

02R0529 (32) A Resolution by Community Development/Human Resources Committee endorsing the application by Fulton Atlanta Community Action Authority, The Ambling Companies and Colonial American Capital, to the Georgia Department of Community Affairs for Low-Income Housing Tax Credits to develop Ashton Oaks, a 96-Unit Family Apartment Community at **3391 Forrest Park Road**; and for

other purposes.

NPU-Z Council District 12

02R0530 (33) A **Substitute** Resolution by Community Development/Human Resources Committee endorsing the application by Columbia Highlands Senior, L.P., to the Georgia Department of Community Affairs for Low-Income Housing Tax Credits to construct Columbia Highlands Senior Residences, a 130-Unit Senior Residence Community, located at **1700 Perry Blvd., NW Atlanta**; and for other purposes.

NPU-G Council District 9

02R0531 (34) A Resolution by Community Development/Human Resources Committee endorsing the application by Norsouth Corporation, to the Georgia Department of Community Affairs for Low-Income Housing Tax Credits to develop Brookside Park, a 172-Unit Family Apartment Community at **1780 Metropolitan Parkway**; and for other purposes.

NPU-X Council District 12

COMMUNITY DEVELOPMENT/HUMAN

RESOURCES COMMITTEE - CLETA WINSLOW, CHAIR

02R0567 (35) A Resolution by Councilmembers H. Lamar Willis and Howard Shook **as substituted by Community Development/Human Resources Committee** authorizing the Mayor to enter into a Lease Agreement with the Garden Hills Pool and Park Association, Inc. for a period of three (3) years with an option to renew for an additional two (2) year period, for the purpose of allowing the association to operate/manage the Garden Hills Park Swimming Pool, Recreation Center and Ballfield, on behalf of the Department of Parks, Recreation and Cultural Affairs, Bureau of Recreation; and for other purposes.

02R0588 (36) A Resolution by Community Development/Human Resources Committee declaring the intent of the City Council to loan \$450,000.00 from the 2003 Multi-Unit Housing Loan Program and \$400,000.00 from the 2004 Multi-Unit Loan Program in support of the Columbia Highlands Senior Residences, a 130 Unit Senior Residential Community, located at **1700 Perry Boulevard, NW** developed by Columbia Highlands Senior, L. P.; and further, the Commissioner of the Department of Planning, Development and Neighborhood Conservation is authorized to issue a preliminary commitment letter outlining the terms of said commitment and loan; and for other purposes.

02R0589 (37) A Resolution by Community Development/Human Resources Committee endorsing the application by Cooperative Resource Center, Inc. to the Georgia Department of Community Affairs for Low-Income Housing Tax Credits to develop **Westview Center**, a 21-Unit Mixed-Income Live/Work Community located at **1524-1532 & 1537 Ralph David Abernathy Boulevard**; and for other purposes.

PUBLIC SAFETY AND LEGAL

ADMINISTRATION COMMITTEE - CEASAR C. MITCHELL, CHAIR

02R0513 (38) A Resolution by Public Safety and Legal Administration Committee authorizing the settlement of lawsuits filed in Fulton County Superior Court by AMK, Inc. vs. the City of Atlanta, Case Number E-70858 and Anthony Randazzo v. AMK, Inc. and the City of Atlanta, Case Number E-70858, for the 23 Claire Drive Sand Pit Clean-Up Project in the amount of \$100,000.00; and for other purposes.

PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE - CEASAR C. MITCHELL, CHAIR

02R0518 (39) A Resolution by Public Safety and Legal Administration authorizing the settlement of the claim of Elizabeth Burke in the amount of \$2,028.49 against the City of Atlanta.

02R0556 (40) A Resolution by Public Safety and Legal Administration authorizing payment in the amount of \$2,603.68 in settlement of the claim of Kimberly A. Watters against the City of Atlanta.

02R0558 (41) A Resolution by Councilmember Cleta Winslow authorizing the City Attorney to pursue legal action against George Bivens, Eddie Lee Duncan and other unknown persons responsible for and related to the fraudulent taking of monies rightfully and legally belonging to the City of Atlanta from its parking meters; authorizing the City Attorney to take all necessary and reasonable action in order to diligently pursue legal action against persons responsible for the fraudulent taking of monies belonging to the City of Atlanta; and for other purposes.

02R0585 (42) A Resolution by Public Safety and Legal Administration Committee authorizing the City Attorney to settle the case of Thomas L. Lewis v. the City of Atlanta, pending in the United States District Court for the Northern District of Georgia 1:99-CV-3078-ODE by payment of the sum of \$200,000.00 and by entering into a Consent Order allowing reinstatement of Thomas L. Lewis to employment with the City; and for other purposes.

02R0586 (43) A Resolution by Public Safety and Legal Administration Committee authorizing the City Attorney to settle the case of Odette Florence v. the City of Atlanta, pending in the United States District Court for the Northern District of Georgia 1:99-CV-3169-ODE, by payment of the sum of \$260,000.00 and by entering into a Consent Order allowing reinstatement of Odette Florence to employment with the City; and for other purposes.

TRANSPORTATION COMMITTEE - H. LAMAR WILLIS, CHAIR

02R0349 (44) A **Substitute** Resolution by Transportation Committee authorizing the Mayor to enter into an appropriate contractual agreement

with Department of Transportation State of Georgia on behalf of the Department of Aviation to provide design review and approval for projects which encroach upon Federal Highway Administration rights-of-way in an amount not to exceed \$750,000.00. All contracted work shall be charged to and paid from Fund, Account and Center Number: 2H21 561001 R21001; and for other purposes.

02R0506 (45) A Resolution by Transportation Committee authorizing the Mayor or her designee to execute an agreement with the Atlanta Airlines Terminal Corporation (AATC) for accomplishment by AATC of Fire Detection/Alarm System Improvements, Fire Sprinkle System Replacement and Upgrades and Replacement of the Ceiling System only in the Common Use Areas of the Concourses in the Central Passenger Terminal Complex (CPTC) at Hartsfield Atlanta International Airport, for a cost to the City not to exceed \$17,000,000.00; to be charged to and paid from Fund, Account and Center Number: 2H27 574001 R21E012493CG.

02R0561 (46) A Resolution by Councilmember Howard Shook **as amended by Transportation Committee** authorizing the Mayor to execute a detailed agreement, on behalf of the City of Atlanta, with Metropolitan Atlanta Rapid Transit Authority providing for the realignment of Lindbergh Drive and exchange of property at Roxboro Road, Armour Circle and Plasters Bridge Road; and for other purposes.

PUBLIC SAFETY AND LEGAL

ADMINISTRATION COMMITTEE - CEASAR C. MITCHELL, CHAIR

Claims with Favorable Recommendations:

02R0532 (1) Claim of **Stephen Thomas**, for damages alleged to have been sustained as a result of a vehicular accident on January 21, 2002 at 557 North Avenue, NE. **\$2,000.00**

PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE - CEASAR C. MITCHELL, CHAIR

Claims with Favorable Recommendations:

02R0533 (2) Claim of **Nick Charles**, for damages alleged to have been sustained as a result of vehicular damage due to a collapse in the roadway on June 1, 2001 at 165 10th Street. **\$700.00**

02R0534 (3) Claim of **Julio Flores, through her attorney, Jeffrey A. Johnson**, for damages alleged to have been sustained as a result of a vehicular accident on June 19, 2001 at Peachtree Street, NE and Collier Road, NE. **\$2,000.00**

02R0535 (4) Claim of **Cotton States Insurance Company as subrogee of Eugene L. and Joyce Boesl, through their agent, Hyde-Lane**, for damages alleged to have been sustained as a result of a vehicular accident on May 8, 2001 at Martin Luther King, Jr. Drive and Fairburn Road. **\$2,000.00**

Claims with Unfavorable Recommendations:

02R0514 (5) Claim of **Andrea Chanay**, for damages alleged to have been sustained as a result of falling into an open water meter on April 6, 2000 at 495 Flat Shoals Road.

02R0515 (6) Claim of **Brenda Swinney**, for damages alleged to have been sustained as a result of vehicular damages due to the resurfacing of the roads during October 2000 at 547 North Avenue.

02R0516 (7) Claim of **Kathy Truett**, for damaged alleged to have been sustained as a result of injuries from falling into a hole at a park on August 4, 2001 at "Woodward Park."

02R0517 (8) Claim of **Louis Reynard, through his attorney, Jon Brockman**, for damages alleged to have been sustained as a result of various City Code violations being issued to him during July, August and September 2001 at 4475 East Conway Drive.

02R0536 (9) Claim of **Jack Redlinger, through his attorney, William J. McKenney**, for damages alleged to have been sustained as a result of loss of back pay and benefits on November 1, 2001 at 675 Ponce de Leon Avenue.

PUBLIC SAFETY AND LEGAL

ADMINISTRATION COMMITTEE - CEASAR C. MITCHELL, CHAIR

Claims with Unfavorable Recommendations:

02R0537 (10) Claim of **Martha A. Dasher-Lee**, for damages alleged to have been sustained as a result of personal injuries due to a fall on July 6, 2000 at 84 Walton Street.

02R0538 (11) Claim of **Annie Gamble, through her attorney, Andrew S. Ree**, for damages alleged to have been sustained as a result of personal injuries due to driving into an open construction cut in the roadway on December 7, 2001 at 3146 Peachtree Road, NE.

02R0539 (12) Claim of **Michael and Phyllis Hyland, through their attorney, J. Todd Moore**, for damages alleged to have been sustained as a result of personal injuries on January 3, 2002 at the Atlanta Airport.

02R0540 (13) Claims of **Arthur Bowen, through his attorney, Clifford M. Weiss**, for damages alleged to have been sustained as a result of personal injuries on December 3, 2001 at the Atlanta Airport Terminal building.

02R0541 (14) Claim of **Beneaka Smith**, for damages alleged to have been sustained as a result of a vehicular accident on August 13, 2001 at an undisclosed location.

02R0542 (15) Claim of **Shirley Cleaves**, for damages alleged to have been sustained as a result of a fall while exiting the Five Points MARTA Station on July 31, 2001.

02R0543 (16) Claim of Scott C. Peters, for damages alleged to have been sustained as a result of a vehicular damage due to an open construction cut in the roadway on July 20, 2001 at 1038 West Peachtree Street.

02R0544 (17) Claim of Louis F. Refour, II, for damages alleged to have been sustained as a result of vehicular damage due to an open construction cut in the roadway on October 15, 2001 at 2300 Glenwood Avenue, SE.

PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE - CEASAR C. MITCHELL, CHAIR

Claims with Unfavorable Recommendations:

02R0545 (18) Claim of Bridgett Moore, through her attorneys, Joel and Associates, for damages alleged to have been sustained as a result of personal injuries due to stepping into an open water meter on October 5, 2000 at 2500 block of Godby Road, College Park.

02R0546 (19) Claim of **Gertrude Jones, through her attorney, James A. Neuberger**, for damages alleged to have been sustained as a result of personal injuries while riding on the escalator on November 12, 2001 at the Atlanta Airport.

02R0547 (20) Claim of **Shirley Schnuer, through her attorney, Stephen L. Goldner**, for damages alleged to have been sustained as a result of falling on a cable in the parking deck on November 22, 2001 at the Atlanta Airport.

02R0548 (21) Claim of **Mabel W. Branch**, for damages alleged to have been sustained as a result of falling on broken curbing in the parking lot on November 16, 2001 at the Atlanta Airport.

02R0549 (22) Claim of **Shelley C. Landy**, for damages alleged to have been sustained as a result of property damage during the Utoy Creek Sewer Separation Project from April 1997 thru June, 1998 at 1138 Cascade Avenue.

02R0550 (23) Claim of **George and Martha Robinson**, for damages alleged to have been sustained as a result of property damage during the Utoy Creek Sewer Separation Project during the Summer of 1996 at 1794 South Gordon Street, SW.

02R0551 (24) Claim of **Bertha Pearson**, for damages alleged to have been sustained as a result of property damage during the Utoy Creek Sewer Separation Project on June 22, 1997 at 1804 Alvarado Terrace, SW.

02R0552 (25) Claim of **Mable C. Ealey**, for damages alleged to have been sustained as a result of property damage during the Utoy Creek Sewer Separation Project during April, 1997 at 1806 Alvarado Terrace, SW.

PUBLIC SAFETY AND LEGAL

ADMINISTRATION COMMITTEE - CEASAR C. MITCHELL, CHAIR

Claims with Unfavorable Recommendations:

02R0553 (26) Claim of **Yvonne O. Jordan**, for damages alleged to have been sustained as a result of property damage during the Utoy Creek Sewer Separation Project on February 7, 1998 at 867 Pinehurst Terrace, SW.

02R0554 (27) Claim of **Peggy T. Gibbs**, for damages alleged to have been sustained as a result of property damage during the Utoy Creek Sewer Separation Project from October thru November, 1997 and February, 1998 at 1543 Mayflower Avenue, SW.

02R0555 (28) Claim of **Richard and Millie Blount**, for damages alleged to have been sustained as a result of property damage during the Utoy Creeks Sewer Separation Project from April, 1997 thru June, 1998 at 1241 Westmont Road, SW.

CONSENT AGENDA SECTION II

ORDINANCES FOR FIRST READING

FINANCE/EXECUTIVE COMMITTEE - FELICIA A. MOORE, CHAIR

0200594 (1) An Ordinance by Finance/Executive Committee to transfer the amount of \$7,500.00 from District Seven (7) Council Member Expense Account to the insurance account for the Garden Hills Park Swimming Pool for the express purpose of defraying the additional insurance expenses; and for other purposes.

TO BE REFERRED TO FINANCE/EXECUTIVE COMMITTEE

COMMUNITY DEVELOPMENT/HUMAN

RESOURCES COMMITTEE - CLETA WINSLOW, CHAIR

0200487 (2) An Ordinance by Community Development/Human Resources Committee authorizing the Mayor to enter into a renewal agreement with the Piedmont Park Conservancy, Inc for a ten (10) year period, for the purpose of allowing the Piedmont Park Conservancy, Inc., to continue to operate and manage the Piedmont Park Visitor's Center on behalf of the Department of Parks, Recreation and Cultural Affairs; and for other purposes.

TO BE REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE

0200488 (3) An Ordinance by Community Development/Human Resources Committee correcting Ordinance 01-O-1596 adopted by City Council on November 5, 2001 and approved by the Mayor November 13, 2001, to correct various cost centers and allocations; and for other purposes.

TO BE REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE

0200489 (4) An Ordinance by Community Development/Human Resources Committee authorizing the Mayor to direct the Department of Planning, Development and Neighborhood Conservation (Bureau of Neighborhood Conservation) to clean the premises and close the various structures, pursuant to Article III of the Atlanta Housing Code and a hearing conducted by the In Rem Review Board on February 28, 2002.

491 Monument Avenue, SE 05

TO BE REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE

COMMUNITY DEVELOPMENT/HUMAN

RESOURCES COMMITTEE - CLETA WINSLOW, CHAIR

0200490 (5) An Ordinance by Community Development/Human Resources Committee authorizing the Mayor to direct the Department of Planning, Development and Neighborhood Conservation (Bureau of Neighborhood Conservation) to demolish the premises and clean the various structures, pursuant to Article III of the Atlanta Housing Code and a hearing conducted by the In Rem Review Board on February 28, 2002.

3035 Clarendale Drive, NW 08

610 Kennedy Street, NW 03

996 Mayson Turner Road, NW 03

135 Polar Rock Road, SW 12

TO BE REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE

0200491 (6) An Ordinance by Community Development/Human Resources Committee amending the 2002 (Intergovernmental Grant Fund) Budget by adding to anticipations and appropriations an amount of \$251,443.00 which is the one year budget authority amount authorized by the U.S. Department of Housing and Urban Development (HUD) for the City of Atlanta Section 8 Moderate Rehabilitation Program; and for other purposes.

TO BE REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE

0200520 (7) An Ordinance by Community Development/Human Resources Committee amending the City of Atlanta Tree Protection Ordinance, Article 2 of Chapter 158 of the Atlanta City Code (1995), so as to exempt affordable housing units and economic development projects from recompense fees; and for other purposes.

TO BE REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE

PUBLIC SAFETY AND LEGAL

ADMINISTRATION COMMITTEE - CEASAR C. MITCHELL, CHAIR

[0200584 \(8\)](#) An Ordinance by Public Safety and Legal Administration Committee to amend Article "V" Classification Plan, Section 114-477, of the Code of Ordinances, City of Atlanta, Georgia, so as to abolish, create, reclassify, create new classes, adjust salary grades and to approve above entry hiring of certain positions; and for other purposes.

TO BE REFERRED TO FINANCE/EXECUTIVE COMMITTEE

FINANCE/EXECUTIVE COMMITTEE FELICIA A. MOORE, CHAIR

[01TR0593 \(1\)](#) A Report of the Chief Financial Officer of the transfer of appropriations from one line item to another line item in various funds as approved under Section 6-304(b) of the Charter of the City of Atlanta.

FILE

ORDINANCE FOR SECOND READING

[0200467 \(1\)](#) An Ordinance by Councilmembers Felicia A. Moore and H. Lamar Willis **as substituted by Finance/Executive Committee** to amend Section 2-1206 Extension and Expiration of Contracts, of the Code of Ordinances of the City of Atlanta, so as to prohibit the extension of any contract beyond one year; and for other purposes.

FILE

RESOLUTION

[02R0163 \(1\)](#) A Resolution by Councilmember Debi Starnes to authorize the Mayor to negotiate a lease renewal option between the City of Atlanta and the Edgewood Rail Car Co., for the Trolley Barn located at 963 Edgewood Avenue.

FILE

PAPERS HELD IN COMMITTEE

[0200037 \(1\)](#) An Ordinance by Councilmember Felicia Moore to amend the Pension Laws applicable to Police Officers of the City of Atlanta so as to increase the monthly pension benefit of Officers where a determination has been made by the Board of Trustees of the Police Officer's Pension Fund that an Officer has become disabled as a result of a catastrophic injury received in the line of duty; to provide that said ordinance shall be retroactive; and for other purposes. **(Held 1/16/02)**

[0200083 \(2\)](#) An Ordinance by Councilmember Clair Muller **as substituted by Finance/Executive Committee #2** amending Section 2-1292 of the City's Code of Ordinances to clarify procedures for authorizing the City's Purchasing Agent's execution of contract modifications and change orders to City contracts; to clarify certain errors and inconsistencies in the Code Section; and for other purposes. **(Held 1/16/02) (Substituted and held 3/27/02)**

[02R0363 \(3\)](#) A Resolution by Councilmembers Felicia A. Moore, Mary Norwood, Derrick Boazman, C. T. Martin, Carla Smith, Jim Maddox, Natalyn Archibong, Ivory L. Young, Jr., Anne Fauver, Cleta Winslow, Howard Shook and H. Lamar Willis urging the Fulton County Commission and the Fulton County Tax Commissioner to terminate the practice of selling tax liens against owner-occupied residential properties to third parties; and for other purposes. **(Held 2/27/02) (Work Session to be announced)**

[0200373 \(4\)](#) An Ordinance by Councilmember C. T. Martin **as amended by Finance/Executive Committee** to establish an Atlanta in Fulton County and Atlanta in Dekalb Taxation Commission to undertake a comprehensive review of the appraisal and assessment process. **(Amended and held 2/27/02) (Work Session to be announced)**

[0200375 \(5\)](#) An Ordinance and Charter Amendment by Councilmember Clair Muller adopted under and by Virtue of the Authority of the Municipal Home Rule Act of 1965 (Ga. Laws 1965, P. 298, et. seq.) as amended, to amend Section 6-302 (entitled Adoption of Budget) of the Charter of the City of Atlanta, Georgia (Ga. Laws 1996, P. 4469, et. seq.), approved April 15, 1996, as amended so as to change the dates by which the Mayor shall prepare and submit the Proposed Annual Budget Ordinance to the governing body as provided in Subsection (A) thereof, and to change the date by which the governing body shall adopt the annual budget of the ensuing Fiscal Year as provided in Subsection (D) thereof; to repeal conflicting ordinances and Charter Provisions; and for other purposes. **(Held 2/27/02) 2nd Reading, 1st Adoption**

[0200385 \(6\)](#) An Ordinance by Councilmember Howard Shook to create a Task Force to identify city services that may be more efficiently provided through privatization and consolidation, and committing to a mechanism and timetable for enactment; and for other purposes. **(Held 2/27/02)**

[0200459 \(7\)](#) An Ordinance by Councilmembers C. T. Martin, H. Lamar Willis, Mary Norwood, Ceasar C. Mitchell and Ivory Lee Young, Jr., **as amended by Finance/Executive Committee** to amend the Pension Acts applicable to the City of Atlanta so as to provide for a Temporary Early Retirement Program based upon a combination of age and years of service for employees in the General Employees Pension Fund; and for other purposes. **(Held 3/13/02) (Referred to Pension Board)**

[02R0470 \(8\)](#) A Resolution by Councilmembers Felicia A. Moore and Howard Shook stating the intent of the Council to establish an independent "Financial Review Task Force" for the purpose of auditing the City's General and Sanitary Services Fund Budgets for the last 5

years, specifically, and the trend of the past 10-20 years, in general; seeking "Pro Bono" Assistance from the Business Community and individuals to become members of said Task Force; providing for the appointment of said Task Force Members by the Audit Committee and confirmation by the Council and Mayor; requiring the development of a work plan to be accepted by the Council and Mayor; requesting a final report of the Task Force's findings; and for other purposes. **(Held 3/13/02)**

02O0563 (9) An Ordinance by Councilmember Clair Muller amending the 2002 (Water and Sewerage Renewal and Extension Fund) Budget in the amount of \$11,700,000.00 by anticipating and appropriating the proceeds of a loan from the Georgia Environmental Facilities Authority to construct the Tenth Ward Sanitary Sewer; and for other purposes. **(Held 3/27/02)**

02O0565 (10) An Ordinance and Charter Amendment by Councilmembers H. Lamar Willis, Mary Norwood and Ceasar C. Mitchell adopted under and by virtue of the authority of the Municipal Home Rule Act of 1965 Official Code of Georgia Section 36-35-1, et seq., as amended, so as to amend the Charter of the City of Atlanta, Georgia 1996 Ga. Laws p. 4469, et seq., by amending Section 3-505 to exempt retired sworn public safety personnel from the one-year limitation of temporary employment; to repeal conflicting ordinances; and for other purposes. **(2nd Reading, First Adoption) (Held 3/27/02)**

02R0501 (11) A Resolution by Finance/Executive Committee authorizing the Mayor to enter into Change Order No. 1 for FC-7223-00, Cascade Road Drainage Improvement Project with Kemi Construction Company, Inc., in an amount not to exceed \$428,140.00. All contracted work shall be charged to and paid from the following Fund, Account and Center Numbers:

1C37 574001 M24I012892BB \$276,284.76

1C39 574001 M24I012892BB \$151,855.24

(Held 3/27/02)

02R0504 (12) A Resolution by Finance/Executive Committee authorizing the Mayor to enter into an appropriate contractual agreement with Norrred & Associates, Inc/Priority One Security, Inc., for FC-7348-01, Gate Guard Security Services at Hartsfield Atlanta International Airport, on behalf of the Department of Aviation in an amount not to exceed \$2,846,915.00. All contracted work shall be charged to and paid from Fund, Account and Center Number 2H01 523001 R32001. **(Held 3/27/02)**

MEMBERS PRESENT: MOORE, STARNES, MADDOX, NORWOOD, MULLER & FAUVER

COMMITTEE ON COUNCIL ANNE FAUVER, CHAIR

COMMUNICATIONS

02C0576 (1) A Communication by Mayor Shirley Franklin reappointing **Mr. Nick Moraitakis**, to serve on the Zoning Review Board. This reappointment is for a two year term, scheduled to begin on the date of Council confirmation. **(No Recommendation by Zoning Committee 3/27/02)**

02C0577 (2) A Communication by Mayor Shirley Franklin appointing **Scott Taylor**, to serve on the Zoning Review Board. This appointment is for a two year term scheduled to begin on the date of Council confirmation. **(Favorable by Zoning Committee 3/27/02)**

RESOLUTION

02R0583 (1) A Resolution by Community Development and Human Resources Committee to appoint **Ms. Sadie Dennard**, the nominee of the City of Atlanta Board of Education, to the Atlanta Development Authority Board of Directors for a term expiring April 14, 2003. **(Favorable by Community Development/Human Resources Committee 3/26/02)**

PAPERS HELD IN COMMITTEE

02O0237 (1) An Ordinance by Councilmember Clair Muller to amend Chapter Two, Article II, Division 2 of the Code of Ordinances of the City of Atlanta by amending Section 2-66; to set a time limit for the Conduct of Regular City Council Meetings; to repeal conflicting ordinances; and for other purposes. **(Held 2/18/02 For Discussion at Council Retreat)**

02O0240 (2) An Ordinance by Councilmember Clair Muller to amend Chapter Two, Article II, Division 2, of the Code of Ordinances of the City of Atlanta by amending Section 2-66; to set a time limit for the Conduct of Regular City Council Meetings; to repeal conflicting ordinances; and for other purposes. **(Held 2/18/02 For Discussion at Council Retreat)**

02O0377 (3) An Ordinance by Committee on Council amending the Code of Ordinances of the City of Atlanta so as to delete Chapter 2, Article VII, Division 2, Standards of Conduct in its entirety and replace it with new Standards of Conduct; to amend the oath taken by members of Boards and Commissions; and for other purposes. **(Held 3/18/02) (Work sessions were held on 3/6/02, 3/14/02 and 3/20/02)**

RESOLUTION

02R0519 (1) A Resolution by City Utilities Committee authorizing the Mayor to execute Renewal Agreement Number 5 with Waste

Management, Inc; for FC-5626-93, Disposal of Municipal Solid Waste at \$23.10 per ton for the first twelve (12) months and \$23.55 per ton for the second twelve (12) months for solid waste disposal and \$45.00 per ton for Solid Waste Solidification for a period of twenty-four (24) months on behalf of the Department of Public Works. All contracted work shall be charged to and paid from Fund, Account and Center Number: 2P01 524001 M34201.

FORWARDED WITH NO RECOMMENDATION

PAPERS HELD IN COMMITTEE

02O0087 (1) An Ordinance by Councilmember Clair Muller amending Article II, Division 3 (Sanitary) Rates and Charges Section of the City of Atlanta's Code of Ordinances; and for other purposes. **(Held 1/15/02)**

02O0164 (2) An Ordinance by Councilmember Debi Starnes to **abandon** Johnson Avenue, between Randolph Street and the Dead End to the west. **(Held 1/29/02) (To be advertised for a Public Hearing)**

02O0262 (3) An Ordinance by Councilmember Derrick Boazman to amend an ordinance to abandon Casplan Street, SW from Metropolitan Parkway, SW to Harden Street, SW and to abandon Harden Street, SW from Casplan Street, SW to a point approximately 863 feet southeasterly, lying and being in Land Lot 89 of the 14th District of Fulton County, Georgia; and for other purposes. **(Held 2/12/02)**

02O0268 (4) An Ordinance by Councilmember Debi Starnes **as substituted by City Utilities Committee** to change the name of Linden Avenue, between Piedmont Avenue and the I-75/85 Connector, to James A. Kaufman Avenue; and for other purposes. **(Public Hearing held 3/26/02) (Substituted and held 3/26/02)**

02R0509 (5) A Resolution by City Utilities Committee authorizing the Mayor or her designee to approve a **Notice to Proceed** for Mayes, Sudderth and Etheridge/Harrington, George and Dunn JV (MSE/HGD); for FC 6710-96C; Annual Contract for Architectural and Engineering Services for the Combined Sewer Area Separation Pre-Design Project; in an amount not to exceed \$1,800,000.00; all contracted work shall be charged to and paid from Fund, Account and Center Number 2J27 524001 M24I02679999 and 2J27 524001 M24I02689999; and for other purposes. **(Held 3/26/02)**

02R0510 (6) A Resolution by City Utilities Committee authorizing the Mayor or her designee to approve a **Notice to Proceed** for HDR/WL Jorden, Inc.; for FC 6710-97; Annual Contract for Architectural and Engineering Services to provide a Combined Sewer Evaluation and Conceptual Design of Sewer Separation; in an amount not to exceed \$3,700,000.00; all contracted work shall be charged to and paid from Fund, Account and Center Number 2J27 524001 M24I02679999 and 2J27 524001 M24I02689999; and for other purposes.

02R0512 (7) A **Substitute** Resolution by City Utilities Committee authorizing the Mayor to enter into an appropriate contractual agreement with Modern Continental South, Inc., for FC-7402-02 Indian Creek Drainage Basin, Segments 3 & 4 in an amount not to exceed \$13,387,000.00. All contracted work shall be charged to and paid from Fund, Account and Center Number: 2J27 574001 M24I02609999. **(Substituted and held 3/26/02)**

MEMBERS PRESENT: MULLER, SHOOK, WILLIS, MITCHELL, SMITH, MADDOX & WINSLOW

PAPERS HELD IN COMMITTEE

02O0084 (1) An Ordinance by Councilmembers Clair Muller and Anne Fauver authorizing the establishment of the Arts Council of the City of Atlanta; for the purpose of providing guidance and support for the arts in the City of Atlanta; for the selection of members; and for other purposes. **(Held 1/15/02)**

02O0393 (2) A **Substitute** Ordinance by Community Development/Human Resources Committee anticipating and appropriating \$1,842,500.00 for the Summer Food Service Program for the period December 1, 2001 through November 30, 2002; and for other purposes. **(Held 3/26/02)**

MEMBERS PRESENT: WINSLOW, STARNES, MOORE, ARCHIBONG, NORWOOD & YOUNG

RESOLUTION

02R0300 (1) Claim of **Ruthie Dooley**, for damages alleged to have been sustained as a result of property damage due to a vehicular accident on November 14, 2001 at 309 E. Rhine Hill Road, SE.

FILE

PAPER HELD IN COMMITTEE

02O0086 (1) An Ordinance by Councilmember Clair Muller to replace Division 7, entitled "Animal Drawn Vehicles", of Sections 162-146 through 162-161, of Chapter 162 of the City of Atlanta's Code of Ordinances, with new language, so as to strengthen regulations in this trade; and for other purposes. **(Held 1/15/02)**

MEMBERS PRESENT: MITCHELL, ARCHIBONG, SMITH, WINSLOW, SHOOK & YOUNG

ORDINANCE FOR SECOND READING

[02O0398 \(1\)](#) An Ordinance by Transportation Committee authorizing the purchase of the leasehold interest of the United States Postal Service in the Lease Agreement with the City of Atlanta for an Air Mail Facility (currently designated as the Airport Mail Center Annex) in the Central Terminal Support Area at Hartsfield Atlanta International Airport, dated October 26, 1979, as amended, in support of the Concourse E Expansion and Landside Access (CEELA) Project, for a cost to the City not to exceed \$5,750,000.00, to be charged to and paid from Fund, Account and Center Number: 2H26 571001 R21E052096AA.

FORWARDED WITH NO RECOMMENDATION

RESOLUTIONS

[02R0379 \(1\)](#) A Resolution by Councilmember Derrick Boazman to re-bid the Airport Banking Services Contract; and for other purposes.

FORWARDED WITH NO RECOMMENDATION

[02R0481 \(2\)](#) An **Amended** Resolution by Transportation Committee authorizing the Mayor or her designee to execute an Extension Agreement and Second Amendment to Contract FC-6419-95, Lease Agreement First Union National Bank for Banking Services and Foreign Currency Exchange Concession in the Central Passenger Terminal Complex and Concourses at Hartsfield Atlanta International Airport, which shall exercise the City's option for a five (5) year extension on the term of the contract and which shall amend the premises with respect to Automatic Teller Machines, to operations with respect to the Banking Center Weekend Hours, and provide for elimination of Weekend Credits; and for other purposes.

FORWARDED WITH NO RECOMMENDATION AS AMENDED

[02R0502 \(3\)](#) An **Amended** Resolution by Transportation Committee authorizing the Mayor to award and execute a Concession Agreement with K-Hojeij Air Concessions, JV, d/b/a Krystal for FC-7100-99, National Branded Hamburger Concession-Concourse "A" (RFP).

FAVORABLE AS AMENDED (3 YEA'S) (2 ABSTENTION'S)

[02R0503 \(4\)](#) A Resolution by Transportation Committee authorizing the purchase, pursuant to the option of the City of Atlanta dated January 18, 2002, from Airport Properties, Inc., of certain real property located near Roosevelt Highway in College Park, Fulton County, Georgia, comprising approximately 4,254 square feet, for a negotiated purchase price of \$45,000.00, and furthermore authorizing the purchase, pursuant to an agreement with the College Park Business and Industrial Development Authority, of certain real property located on Horton Drive in College Park, Fulton County, Georgia, comprising approximately 1.771 acres for a negotiated purchase price of \$211,000.00, both parcels to be charged to and paid from Fund, Account and Center Number: 2H21 571001 R21001; and for other purposes.

FORWARDED WITH NO RECOMMENDATION ON CONDITION

[02R0505 \(5\)](#) A **Substitute** Resolution by Transportation Committee **as amended** authorizing the Aviation General Manager to extend Contract FC-6989-98 with Perishables Group International JV, LLC, for Operation, Maintenance and Marketing of the Airport Perishables Complex at Hartsfield Atlanta International Airport, on a month to month basis for an extended term not to exceed October 1, 2002 and which shall be for an amount not to exceed \$90,000.00. All contracted work shall be charged to and paid from Fund, Account and Center Number: 2H01 523001 R13001.

FAVORABLE ON SUBSTITUTE AS AMENDED (3 YEA'S)
(2 ABSTENTION'S)

[02R0508 \(6\)](#) A Resolution by Transportation Committee authorizing the Mayor or her designee to execute the necessary agreements with Gate Gourmet, Inc., for purchase of the Leasehold Interest of Gate Gourmet, Inc., in the Lease Agreement with City of Atlanta for a Flight Kitchen in the Central Terminal Support Area (CTSA) at Hartsfield Atlanta International Airport, dated March 31, 1993, as amended, in support of the Concourse E Expansion and Landside Access (CEELA) Project, for a cost to the City not to exceed \$10,000,000.00, to be charged to and paid from Fund, Account and Center No. 2H26 571001 R21E052096AA: and for other purposes.

FORWARDED WITH NO RECOMMENDATION ON CONDITION

PAPERS HELD IN COMMITTEE

[02O0461 \(1\)](#) An Ordinance by Councilmember Clair Muller setting City of Atlanta Policy regarding Land Inventory at Hartsfield International Airport. (**Held 3/13/02**)

[02R0480 \(2\)](#) A Resolution by Transportation Committee authorizing the Mayor or her designee to execute an Extension Agreement and First Amendment to Contract FC-6219-95, Lease Agreement with Smarte Carte, Inc. for Baggage Services Concession in the Central Passenger Terminal Complex and Concourses at Hartsfield Atlanta International Airport, which shall exercise the City's option for a five(5) year extension on the term of the contract and which shall amend the minimum annual guarantee periodic adjustment formula. (**Held 3/13/02**)

[02R0507 \(3\)](#) A Resolution by Transportation Committee authorizing the Aviation General Manager to issue Work Authorization No. 01-002, Engineering & Advisory Services, to Aviation Consulting Engineers (ACE) under Contract FC-5548-93 for Engineering Services to the Department of Aviation during the second year of the five-year contract extension, for a cost to the City not to exceed \$20,000,000.00, to be charged to and paid from Fund, Account and Center Number: 2H21 524001 R21E10209999. (**Held 3/27/02**)

MEMBERS PRESENT: WILLIS, SHOOK, MOORE, SMITH & FAUVER

ORDINANCE FOR SECOND READING

0200050 (1) Z-01-96 An Ordinance by Councilmember Debi Starnes as **substituted by Zoning Committee** to amend the 1982 Zoning Ordinance of the City of Atlanta, as amended, so as to create a New Chapter to be entitled 20L, Inman Park Historic District; to establish overlay regulations for said district, to enact, by reference and incorporation, a map establishing the boundaries of said district; and to designate and zone all properties lying within the boundaries of said district to the Overlay Zoning Category of Historic District (HD) pursuant to Chapter 20 of the Zoning Ordinance of the City of Atlanta, rezoning from R5 (Two-Family Residential), RG1 (Residential General Sector 1), RG2 (Residential General Sector 2), RG3 (Residential General Sector 3), RLC (Residential-Limited Commercial), RLC-C (Residential-Limited Commercial Conditional), C1 (Community Business), C2 (Commercial Service), C2C (Commercial Service Conditional), I1 (Light Industrial), I2 (Heavy Industrial), and SPI5 (Inman Park Special Public Interest), to R5/HD (Two-Family Residential/Historic District), RG1/HD (Residential General Sector 1/Historic District), RG2/HD (Residential General Sector 2/Historic District), RG3/HD (Residential General Sector 3/Historic District), RLC/HD (Residential-Limited Commercial/Historic District), RLC-C/HD (Residential-Limited Commercial Conditional/Historic District), C1/HD (Community Business/Historic District), C2/HD (Commercial Service/Historic District), C2C/HD (Commercial Service Conditional/Historic District), I1/HD (Light Industrial/Historic District), I2/HD (Heavy Industrial/Historic District), and SPI5/HD (Inman Park Special Public Interest/Historic District); to repeal conflicting laws; and for other purposes.

FAVORABLE ON SUBSTITUTE

ORDINANCES FOR FIRST READING

0200590 (1) CDP-02-12 An Ordinance by Zoning Committee to amend the Land Use Element of the **City of Atlanta 2002 Comprehensive Development Plan (CDP)** so as to re-designate property that is located in **Inman Park Historic District, Subarea 3**, from the "Industrial" Land Use Designation to the "Low Density Commercial" Land Use Designation; and for other purposes.

REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES AND ZONING COMMITTEES

0200591 (2) An Ordinance by Zoning Committee to amend the 1982 City of Atlanta Zoning Ordinance, as amended, so as to amend Section 16-28.008 (10) so as to permit a vendor permitted to conduct business on a specific parcel of property to conduct business at that location indefinitely.

TO BE REFERRED TO ZRB AND ZONING COMMITTEE

0200592 (3) U-80-34 An Ordinance by Zoning Committee to amend Ordinance U-80-34 adopted by the City Council November 3, 1980 and approved by the Mayor November 11, 1980, granting a Special Use Permit for Accessory Parking for Industrial Use. Property located at **Gault Street and Casanova Street, SE**, for the purpose of approving a transfer of Ownership and a Revised Site Plan.

NPU-Y Council District 1

TO BE REFERRED TO ZONING COMMITTEE

PAPERS HELD IN COMMITTEE

0200040 (1) Z-01-76 An Ordinance by Councilmember Debi Starnes as **substituted by Zoning Committee** to amend the 1982 Zoning Ordinance of the City of Atlanta by creating a new chapter to be entitled Chapter 33, LW (Live Work) District Regulations and to amend Chapter 16-28A.010 by adding a new Subsection (39) LW (Live Work) District; and for other purposes. **(Held 1/30/02)**

0200041 (2) Z-01-77 An Ordinance by Councilmember Debi Starnes as **substituted by Zoning Committee** to amend the 1982 Zoning Ordinance of the City of Atlanta by creating a New Chapter to be entitled Chapter 34. RCM (Residential Commercial Mix) District Regulations and to amend Chapter 16-28A.010 by adding a new Subsection (40) RCM (Residential Commercial Mix) District; and for other purposes. **(Held 1/30/02)**

0200044 (3) Z-01-78 An Ordinance by Councilmember Debi Starnes as **substituted by Zoning Committee** to amend the 1982 Zoning Ordinance of the City of Atlanta by creating a New Chapter to be entitled Chapter 35. MR (Multi-Family Residential) District Regulations and to amend Chapter 16-28A.010 by adding a new Subsection (41) MR (Multi-Family Residential) District; and for other purposes. **(Held 2/27/02) Worksession to be held Wednesday, April 3, 2002 at 1:00 p. m. in Committee Room #2.**

MEMBERS PRESENT: STARNES, YOUNG, NORWOOD, ARCHIBONG, SMITH, SHOOK & WILLIS

ZRB Summary

0200357	Z-02-04	Rear of 1780 Metropolitan Parkway, SW	R-4A to RG-3	Approval	Approval-Conditional	Favorable
		(X-12)				

0200180	Z-02-06	179 Ponce de Leon Avenue, NE (Edward C. Peters House) (E-2)	C-2/LBS to C-2/ LBS	Approval		Favorable
0200112	U-01-54	17-31 Meldon Avenue, S.E./20 Parks Avenue, S.E. (Y-1)	Church	Approval	Approval	Favorable
0200355	U-02-02	1045 S. River Industrial Boulevard, S.E. (Z-1)	Truck Terminal	Approval	Approval	Favorable
0200354	U-02-03	956-978 Metropolitan Parkway, S.W../597-603 Arthur Street, S.W../951-967 Dewey Street, S.W. (V-4)	Church	Approval	Approval	Favorable

FAVORABLE ON

SUBSTITUTE

0200381	Z-02-16	355 Georgia Avenue, S.E. (W-1)	Change of Conditions	Approval	Approval	Favorable on Substitute
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FORWARDED WITH

NO RECOMMENDATION ON SUBSTITUTE

0200356	Z-02-05/Z-99-02	3655 Peachtree Road, N.E. (B-7)	Site Plan Amendment and Change of Conditions	Approval- Conditional	Defer	Favorable on Substitute
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ADVERSE

0200048	Z-01-81	1316 Boulevard, S.E. (W-1)	R-4 to C-1	Approval	Deny	Adverse
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FILE

0200043	Z-01-40	563 Memorial Drive, S.E. (W-1)	C-2 to PD-MU	File		File
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*Questions or Comments for City Council
(pryan@atlantaga.gov)*

[Webmaster](#)

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