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# ATLANTA CITY COUNCIL

## AGENDA

### May 20, 2002

#### CONSENT AGENDA

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

#### SECTION I

#### ORDINANCES FOR SECOND READING

#### CITY UTILITIES COMMITTEE - CLAIR MULLER, CHAIR

02O0603 ( 1 ) A **Substitute** Ordinance by City Utilities Committee requesting that the Georgia Department of Transportation remove that segment of the Glenwood Wylie Connector (from Interstate 20 south to Glenwood Avenue) from its designation as a state route, accepting the road segment as a city street; and for other purposes.

02O0834 ( 2 ) An Ordinance by Councilmembers Mary Norwood, Clair Muller, C. T. Martin and Howard Shook **as amended by City Utilities Committee** amending the 2002 (Water and Wastewater Bond Construction Fund) Budget in the amount of \$26,680,000.00 for the construction of the North Area Treatment Plant; and for other purposes.

02O0835 ( 3 ) An Ordinance by Councilmembers Mary Norwood, Clair Muller, C. T. Martin and Howard Shook amending the 2002 (Water and Wastewater Bond Construction Fund) Budget in the amount of \$30,000,000.00 for the

construction of the Nancy Creek Tunnel and Pump Station Sanitary Sewer Improvements as required by the First Amended Consent Decree; and for other purposes.

**02O0843 ( 4)** An Ordinance by Councilmember Debi Starnes authorizing the Commissioner of Public Works, on behalf of the Mayor, to waive paragraph seven (7) of Section 138-60 of the Code of Ordinances of the City of Atlanta, for the issuance of a Banner Permit to America's Mart; and for other purposes.

**02O0844 ( 5)** 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 paragraphs four (4) and seven (7) of Section 138-60 of the Code of Ordinances of the City of Atlanta, for issuing a Banner Permit to the United Way of Metropolitan Atlanta; and for other purposes. **(1 ABSTENTION)**

## **CONSENT AGENDA SECTION I (CONT'D)**

### **ORDINANCES FOR SECOND READING (CONT'D)**

#### **CITY UTILITIES COMMITTEE - CLAIR MULLER, CHAIR**

**02O0845 ( 6)** 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 paragraphs four (4), six( 6), seven (7) and eight (8) of Section 138-60 of the Code of Ordinances of the City of Atlanta, for the issuance of a Banner Permit to the City of Atlanta/Downtown Improvement District's "Home Banner Program"; and for other purposes.

**02O0852 ( 7)** An Ordinance by Councilmembers Mary Norwood, C. T. Martin, Howard Shook, Clair Muller and H. Lamar Willis **amended by City Utilities Committee** authorizing the Mayor to enter into agreements with the Environmental Protection Division of the Department of Natural Resources of the State of Georgia (EPD) and Environmental Protection Agency (EPA), subject to approval by the Court, to modify the First Amended Consent Decree, Civil Action File No. 1:98-CV-1956-TWT; and for other purposes.

#### **COMMUNITY DEVELOPMENT/HUMAN**

#### **RESOURCES COMMITTEE - CLETA WINSLOW, CHAIR**

**02O0836 ( 8)** An Ordinance by Councilmember Natalyn M. Archibong **as amended by Community Development/Human Resources Committee** authorizing the Mayor or her designee to establish a moratorium on the issuance of Type III Certificate of Appropriateness Applications from the Atlanta Urban Design Commission on new buildings in all areas of the Cabbagetown Landmark District; and for other purposes.

**02O0488 ( 9)** A **Substitute** Ordinance by Community Development/Human Resources Committee correcting various cost centers in Ordinance 01-O-1596 adopted by City Council on November 5, 2001 and approved by the Mayor November 13, 2001 and Ordinance **02O0198 adopted by City Council on March 4, 2002 and approved by the Mayor on March 12, 2002; and for other purposes.**

## **CONSENT AGENDA SECTION I (CONT'D)**

### **ORDINANCES FOR SECOND READING (CONT'D)**

#### **TRANSPORTATION COMMITTEE - H. LAMAR WILLIS, CHAIR**

02 O-0601 (10) A **Substitute** Ordinance by Transportation Committee to amend the 2002 (Airport Revenue Fund) Budget by transferring to and from appropriations the amount of \$1,087,000.00 for the purpose of providing adequate funding for the Gate Guard Security Services Contract FC-7348-01 at Hartsfield Atlanta International Airport; and for other purposes.

[02O0833 \(11\)](#) An Ordinance by Councilmember C. T. Martin authorizing the Mayor or her designee to install a Four-Way Stop sign at the intersection of Harlan Road, SW and Fielding Lane, SW; and for other purposes.

**FINANCE/EXECUTIVE COMMITTEE - FELICIA A. MOORE, CHAIR**

[02O0605 \(12\)](#) An Ordinance by Finance/Executive Committee authorizing the Chief Financial Officer, to refund \$245,289.83 to Countrywide Tax Services Corporation, for over payment of 2001 Sanitary Service Charges for 29 parcels located at 511 Summit North Drive, Piedmont Heights Condominium.

[02O0606 \(13\)](#) A **Substitute** Ordinance by Finance/Executive Committee to amend Section 8-2071, Building Code; Section 8-2101, Electrical Code; Section 8-2102, Elevator Code; Section 8-2141, Plumbing Code; Section 8-2161, Heating, Ventilation and Air Conditioning Code; Section 8-2221, Gas Code; Section 14-2007 and Section 19-14.001, Alcohol Code; of the Atlanta City Code of Ordinances to increase fees; and for other purposes. **(Public Hearing held 5/15/02)**

[02O0671 \(14\)](#) An Ordinance by Councilmember Natalyn Mosby Archibong **as substituted by Finance/Executive Committee** transferring \$121,250.00 from the 2001 Quality of Life Improvement Bonds Administrative Account to the 2001 Quality of Life Improvement Bonds East Atlanta Village Center Public Plaza and Greenspaces Account; and for other purposes.

**CONSENT AGENDA SECTION I (CONT'D)**

**ORDINANCES FOR SECOND READING (CONT'D)**

**FINANCE/EXECUTIVE COMMITTEE - FELICIA A. MOORE, CHAIR**

[02O0699 \(15\)](#) A **Substitute** Ordinance by Finance/Executive Committee increasing the 2002 (Intergovernmental Grant Fund) Budget, Department of Planning, Development and Neighborhood Conservation, by anticipating and appropriating \$2,370,752.00 from the State of Georgia Department of Natural Resources to fund the City of Atlanta's participation in the Georgia Greenspace Program; and for other purposes.

[02O0703 \(16\)](#) An Ordinance by Finance/Executive Committee amending the 2002 (Airport Revenue Fund) Budget by anticipating and appropriating \$4,518,720.00 to be received from the United States Department of Transportation as a result of a Law Enforcement Personnel Agreement with the Transportation Security Administration and the City of Atlanta's Hartsfield Atlanta International Airport.

[02O0830 \(17\)](#) An Ordinance by Councilmember Felicia A. Moore **as substituted by Finance/Executive Committee** amending the 2002 (General Fund) Budget and the 2002 (Trust Fund) Budget by transferring appropriations from the Department of Parks, Recreation and Cultural Affairs to the Executive Offices to correct appropriations contained in the budget ordinance adopted on February 25<sup>th</sup> so as to return the Office of Community Affairs, with the exception of the Neighborhood Centers and Youth Services, to the Executive Offices; and for other purposes.

[02O0846 \(18\)](#) A **Substitute** Ordinance by Finance/Executive Committee directing the Department of Finance to establish a designated account in order to receive private donations for Older Atlantant's Month; and for other purposes.

**RESOLUTIONS**

**CITY UTILITIES COMMITTEE - CLAIR MULLER, CHAIR**

[02R0727 \( 1\)](#) A Resolution by City Utilities Committee authorizing the Mayor or her designee to install a sewer connection to serve property located at 1000 Mantissa Street as requested by the property owner.

## CONSENT AGENDA SECTION I (CONT'D)

### RESOLUTIONS (CONT'D)

#### CITY UTILITIES COMMITTEE - CLAIR MULLER, CHAIR

**02R0728 ( 2 )** A Resolution by City Utilities Committee authorizing the Mayor or her designee to install a sewer connection to serve property located at 2765 Arden Road as requested by the property owner.

**02R0729 ( 3 )** An **Amended** Resolution by City Utilities Committee authorizing the Mayor to apply for and accept from the U. S. Federal Emergency Management Agency, funding in the amount of \$216,548.00 on behalf of the Department of Public Works to elevate some flood-prone homes in the City of Atlanta; and for other purposes.

**02R0731 ( 4 )** A Resolution by City Utilities Committee authorizing the Mayor to execute a Local Assistance Road Program Agreement for Project No. PR 8531-86(089), for the purpose of resurfacing City streets; and for other purposes.

**02R0733 ( 5 )** An **Amended** Resolution by City Utilities Committee authorizing the Mayor or her designee, the Purchasing Director, to enter into an Encroachment Agreement with Wayne Miller, Ronnie Miller, Peggy Miller Marbach, Eric Miller and Capitol Materials Incorporated, or their designee(s), for the installation of private utility facilities crossing over Bishop Street in the City of Atlanta; and for other purposes.

**02R0887 ( 6 )** An **Amended Resolution by City Utilities Committee authorizing the Mayor or designee to issue a Notice to Proceed with Mayes, Sudderth & Etheredge, Inc./Harrington, George & Dunn, PC - JV for FC-6710-96B, Annual Contract for Architectural and Engineering Services to provide Combined Sewer Evaluation and Conceptual Design of sewer separations on behalf of the Department of Public Works in an amount not to exceed \$6,777,500.00; and to rescind Resolution 01-R-2034 for the initial phase due to the wrong annual contractor being listed in the resolution; all contracted work shall be charged to and paid from Fund, Account and Center Numbers: 2J26 524001 M56I21049999 (\$566,350.00), 2J26 524001 M56I21019999 (\$711,150.00), 2J27 574001 M24I02679999 (\$2,750,000.00) and 2J27 574001 M24I02689999 (\$2,750,000.00).**

## CONSENT AGENDA SECTION I (CONT'D)

### RESOLUTIONS (CONT'D)

#### CITY UTILITIES COMMITTEE - CLAIR MULLER, CHAIR

**02R0888 ( 7 )** A Resolution by City Utilities Committee establishing the compensation limits for Montgomery Watson/Khafra-JV, for Contract FC-7093-99, Program Management Services for the Atlanta Wastewater System Improvements, during the second year of the term from May 22, 2002, through May 21, 2003, pursuant to the terms and conditions of contract, in an amount not to exceed \$20,900,000.00 to be charged to and paid from Fund, Account and Center Number: 2J27 524001 M24I02239999.

## COMMUNITY DEVELOPMENT/HUMAN

#### RESOURCES COMMITTEE - CLETA WINSLOW, CHAIR

**02R0802 ( 8 )** A Resolution by Community Development/Human Resources Committee authorizing the Mayor to enter into a renewal agreement with AAA Parking for FC-6927-97, Atlanta Civic Center Parking Lot Concession on behalf of the Department of Parks, Recreation and Cultural Affairs, all revenues generated from said agreement shall be deposited into the following Fund, Account and Center Number: 1A01 462101 B00001; and for other purposes.

[02R0724 \(9\)](#) A **Substitute** Resolution by Community Development/Human Resources Committee authorizing the Mayor to enter into various contractual agreements for the implementation of projects under the 2002 Community Development Block Grant (CDBG); and for other purposes.

## **PUBLIC SAFETY AND LEGAL**

### **ADMINISTRATION COMMITTEE - CEASAR C. MITCHELL, CHAIR**

[02R0706 \(10\)](#) A Resolution by Public Safety and Legal Administration Committee authorizing the Mayor to renew a Lease Agreement with Q. P. Jones, for the rental space located at 247 Auburn Avenue, Atlanta, Georgia, for the Department of Police Zone Five Auburn Avenue Mini Precinct, from June 1, 2002, until May 31, 2003, in the amount not to exceed \$1,610.51 a month, and \$19,326.12 a year, to be charged and paid from Account Number 1A01 525001 X42005.

## **CONSENT AGENDA SECTION I (CONT'D)**

### RESOLUTIONS (CONT'D)

## **PUBLIC SAFETY AND LEGAL**

### **ADMINISTRATION COMMITTEE - CEASAR C. MITCHELL, CHAIR**

[02R0732 \(11\)](#) A Resolution by Public Safety and Legal Administration Committee authorizing the Mayor to apply for and accept a \$74,999.96 grant from the Governor's Office of Highway Safety to fund the Car Safety Seat Fitting Station Program developed by the Atlanta Fire Department; and for other purposes.

[02R0797 \(12\)](#) A Resolution by Public Safety and Legal Administration Committee authorizing the settlement of all claims in the case of Gene C. Justice v. Roger L. Dukes, et al., United States District Court for the Northern District of Georgia Civil Action File No. 1:99-CV-1648-C, for the amount of \$75,000.00.

[02R0798 \(13\)](#) A Resolution by Public Safety and Legal Administration Committee authorizing the City Attorney to settle Civil Action Number 2001-CV-43051, Janice Brown and Ricky Barber v. City of Atlanta, et al., a case involving a motor vehicle accident, in the amount of \$8,000.00 on behalf of plaintiff Janice Brown and in the amount of \$5,000 on behalf of Plaintiff Ricky L. Barber.

[02R0809 \(14\)](#) A Resolution by Public Safety and Legal Administration Committee authorizing the Mayor to apply for and accept a grant in an amount not to exceed \$2,728,818.00 from the U. S. Department of Justice under the Local Law Enforcement Block Grant Program, to be matched with an amount not to exceed \$303,202.00 from the non-departmental section of the 2002 (General Fund) Budget; and for other purposes.

[02R0881 \(15\)](#) A Resolution by Public Safety and Legal Administration Committee authorizing settlement of all claims in the case of Phoenix Holding Group, LLC, as trustee for 2145 Bolton Road Land Trust v. City of Atlanta and United Water Services Unlimited Atlanta, LLC, d/b/a/ United Water Services Atlanta, Fulton County Superior Court, Civil Action File No. 2001-CV-43520; for certain charges incurred by it for water sewer services, payable to United Water Services Unlimited Atlanta, LLC, on behalf of the City of Atlanta; and for other purposes.

## **CONSENT AGENDA SECTION I (CONT'D)**

### RESOLUTIONS (CONT'D)

## **PUBLIC SAFETY AND LEGAL**

### **ADMINISTRATION COMMITTEE - CEASAR C. MITCHELL, CHAIR**

**02R0882 (16)** A Resolution by Public Safety and Legal Administration Committee authorizing the Mayor to execute a settlement agreement with Archer-Western Contractors Ltd./Capital City Contracting Co., Inc., a joint venture, for Contract No. FC-5264-92; Hemphill Pump Station and Clearwell Improvements, outlining each party's rights to any funds recovered from the builder's risk insurer, designers and construction managers for the project in settlement of various claims existing concerning the contract and the design and construction of the projects; and for other purposes.

**TRANSPORTATION COMMITTEE - H. LAMAR WILLIS, CHAIR**

**02R0707 (17)** A Resolution by Transportation Committee authorizing the Mayor or her designee to execute an Amendment No. 11 to the CPTC Lease Agreement with Continental Airlines, Inc., which shall provide for the relinquishment by Continental of Gate D9 in exchange for the Lease of Gate D12 in lieu thereof; and authorizing the Mayor to execute a Preferential Use Agreement with Continental Airlines, Inc., for use of Gates D6, D8 and D10 on Concourse D South at Hartsfield Atlanta International Airport; and for other purposes.

**02R0708 (18)** A Resolution by Transportation Committee authorizing the Mayor or her designee to execute Lease Agreement No. DTFA06-02L00425 with the Federal Aviation Administration (FAA), covering the occupancy and use by the FAA of sites for the Glide Slope and Middle Marker NAVAIDS serving Runway 27R at Hartsfield Atlanta International Airport; and for other purposes.

**02R0808 (19)** A Resolution Transportation Committee authorizing the Mayor to execute a Maintenance Agreement with the Georgia Department of Transportation; and for other purposes.

**CONSENT AGENDA SECTION I (CONT'D)**

**RESOLUTIONS (CONT'D)**

**FINANCE/EXECUTIVE COMMITTEE - FELICIA A. MOORE, CHAIR**

**02R0504 (20)** 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.

**02R0721 (21)** A Resolution by Finance/Executive Committee authorizing refunds for the overpayment of Business License Fees to RHI Consulting Services, #082689 LGB, in the amount of \$12,577.00; and for other purposes.

**02R0805 (22)** A **Substitute** Resolution by Finance/Executive Committee authorizing the Mayor or her designee to enter into an appropriate contractual agreement with Kissberg Construction, Inc., for FC-7382-01, Annual Contract for Citywide Demolition Services. All contracted work shall be charged to and paid from various Departmental Fund, Account and Center Numbers.

**02R0807 (23)** A Resolution by Finance/Executive Committee authorizing the Municipal Clerk to place a public advertisement in a newspaper of general circulation, depicting the tax digest mileage rate, tax levy, and other information required per Section 48-5-32 of the O.C.G.A.

**02R0812 (24)** A Resolution by Finance Executive Committee of the City of Atlanta ("The Lessee"), authorizing Inter Alia, the Annual Funding of all amounts required pursuant to lessee's participation in the Pooled Lease Program sponsored by the Georgia Municipal Association.

**02R0813 (25)** A Resolution by Finance/Executive Committee authorizing the Mayor to enter into a Contractual Agreement with the Joint Venture of Dobbs Ram & Company and Public Resources Advisory Group for Financial

Advisory Services for the City of Atlanta in regard to the Financial Planning and Marketing of Bond Issues; and for other purposes.

**CONSENT AGENDA SECTION I (CONT'D)**

RESOLUTIONS (CONT'D)

**PUBLIC SAFETY AND LEGAL**

**ADMINISTRATION COMMITTEE - CEASAR C. MITCHELL, CHAIR**

**Claims with Favorable Recommendations:**

**02R0735 ( 1)** Claim of **Cynthia B. Smith**, for damages alleged to have been sustained as a result of an automobile accident at November 26, 2001 at 1286 Hill Street, SE and Nolan Street, SE. **\$967.10**

**02R0752 ( 2)** Claim of **Craig S. Heiser**, for damages alleged to have been sustained when a limb fell from a City tree onto a parked vehicle on October 14, 2001 at 1160 Cumberland Road, NE.

**\$783.27**

**02R0753 ( 3)** Claim of **Franklin D. Long, through his attorney, Donald C. Beskin**, for damages alleged to have been sustained as a result of a vehicular accident on November 19, 2001 at Moreland and Seaboard Avenues. **\$1,750.00**

**02R0754 ( 4)** Claim of **Gloria S. Elder**, for damages alleged to have been sustained as a result of a vehicular accident on December 19, 2001 at 2000 Campbellton Road, SW. **\$2,000.00**

**02R0755 ( 5)** Claim of **Willie L. Brown**, for damages alleged to have been sustained from as a result of a vehicular accident on February 15, 2002 at 1355 Ralph David Abernathy Boulevard, SW. **\$2,000.00**

**02R0756 ( 6)** Claim of **Sean McCormick**, for damages alleged to have been sustained as a result of the loss of a Sony Camcorder on September 15, 2001 at 675 Ponce de Leon Avenue. **\$726.49**

**02R0757 ( 7)** Claim of **Shirley A. Artiga**, for damaged alleged to have been sustained as a result of a vehicular accident on March 14, 2002 at 1174 Northside Drive. **\$2,000.00**

**02R0758 ( 8)** Claim of **DeAngelo D. Martin**, for damages alleged to have been sustained as a result of a vehicular accident on March 7, 2002 at Bromack and Macon Drives. **\$1,044.22**

**02R0759 ( 9)** Claim of **Glenda Millen a/k/a/ Glenda Fay Andrews**, for damages alleged to have been sustained as a result of a vehicle accident on March 26, 2002 at Ralph David Abernathy and Cooper Street. **\$1,448.75**

**CONSENT AGENDA SECTION I (CONT'D)**

RESOLUTIONS (CONT'D)

**PUBLIC SAFETY AND LEGAL**

**ADMINISTRATION COMMITTEE - CEASAR C. MITCHELL, CHAIR**

**Claims with Favorable Recommendations:**

**02R0760 (10)** Claim of **Helen W. Jones**, for damages alleged to have been sustained during painting of roadway

markings on February 11, 2002 at Collier Drive, NW. **\$522.94**

**02R0761 (11)** Claim of **Robert Thompson**, for damages alleged to have been sustained as a result of a sewer mainline backup on December 17, 2001 and February 14, 2002 at 2015 Freemont Street, SE. **\$890.00**

Claims with Unfavorable Recommendations:

**02R0762 (12)** Claim of **Richard M. Dieter**, for damages alleged to have been sustained as a result of driving over a pothole in the road on January 2, 2002 at 3521 Piedmont Road.

**02R0763 (13)** Claim of **Boulevard Land Company, LLC, through its attorney, William B. Brown**, for damages alleged to have been sustained as a result of a sewer line running through claimant's property at 239 Glenwood Avenue.

**02R0764 (14)** Claim of **New Neighbors, LLC, through its attorney, Larry M. Dingle**, for damages alleged to have been sustained as a result of property damage during installation of sewer lines beginning in October 2000 at 1100 Rice Street.

**02R0765 (15)** Claim of **Patricia Bacon**, for damages alleged to have been sustained as a result of falling in the City Hall Atrium, at 55 Trinity Avenue, SW.

**02R0766 (16)** Claim of Stephen J. Kramer, for damages alleged to have been sustained as a result of driving over a cave-in in the roadway on January 19, 2002 at Irwin Street between Krog and Randolph Streets.

**02R0767 (17)** Claim of Harshad Joshi, for damages alleged to have been sustained as a result of driving over a large pothole in the road on August 28, 1999 at Piedmont Circle near Piedmont Park and Cheshire Bridge Road.

## **CONSENT AGENDA SECTION I (CONT'D)**

RESOLUTIONS (CONT'D)

## **PUBLIC SAFETY AND LEGAL**

### **ADMINISTRATION COMMITTEE - CEASAR C. MITCHELL, CHAIR**

Claims with Unfavorable Recommendations:

**02R0768 (18)** Claim of Robinette M. Brown, for damages alleged to have been sustained as a result of driving over debris in the roadway on November 3, 2001 at I-285 West towards GA 400.

**02R0769 (19)** Claim of Donna Lemon, for damages alleged to have been sustained as a result of driving over the edges of an exposed manhole in the road on October 10, 2001 at 3300 Peachtree Road.

**02R0770 (20)** Claim of Peggy Baughns, through her insurance carrier, Progressive Insurance Company, for damages alleged to have been sustained as a result of a vehicular accident on September 6, 2001 at Jonesboro Road and Sawtwell Avenue.

**02R0771 (21)** Claim of **Lennar Partners**, for damages alleged to have been sustained as a result of property damage during installation of cable lines during July, 2001 at 101 Marietta Street.

**02R0772 (22)** Claim of **E. C. Thompson**, for damages alleged to have been sustained as a result of vehicular damage due to an unsecured metal plate in the roadway on September 8, 2001 at Northside Drive near 14<sup>th</sup> Street.



**02R0773 (23)** Claim of **Ryan Redmon, through his insurance carrier, Progressive Insurance Company**, for damages alleged to have been sustained as a result of a vehicular accident on November 19, 2001 at Moreland and Seaboard Avenues.

**02R0774 (24)** Claim of **Tearaney Rogers, through her insurance carrier, State Farm Insurance Companies**, for damages alleged to have been sustained as a result of a vehicular accident on December 8, 2001 at Interstate 20 and Interstate 285.

**02R0775 (25)** Claim of **Shakiya Bennett, through her attorney, Marc D. Hawthorne, Moore & Hawthorne, LLC.**, for damages alleged to have been sustained as a result of a fall that occurred on August 15, 2001 at 950 Garibaldi Street (Pittman Park Gymnasium).

## **CONSENT AGENDA SECTION I (CONT'D)**

### **RESOLUTIONS (CONT'D)**

### **PUBLIC SAFETY AND LEGAL**

#### **ADMINISTRATION COMMITTEE - CEASAR C. MITCHELL, CHAIR**

#### **Claims with Unfavorable Recommendations:**

**02R0776 (26)** Claim of **Catherine Green**, for damages alleged to have been sustained as a result of a tree that fell on October 13, 2001 at 265 First Street.

**02R0777 (27)** Claim of **Patrick T. Cooper**, for damages alleged to have been sustained when a diseased tree fell onto an automobile on September 3, 2001 at 3711 Largo Lane.

**02R0778 (28)** Claim of **Patricia Anderson**, for damages alleged to have been sustained when an automobile drove over debris that was left in the roadway on May 16, 2001 at 137 Boulevard, NE.

**02R0779 (29)** Claim of **Gerald Garreth**, for damages alleged to have been sustained when a headlight on his vehicle was damaged during a search by police on April 2, 2002 at 180 Harriet Street, SE.

**02R0780 (30)** Claim of **Rachel Livingston, through her attorney, Warren Hoffman**, for damages alleged to have been sustained as a result of a vehicular accident on January 27, 2001 at 2301 Mountain Industrial Boulevard.

**02R0781 (31)** Claim of **Clark D. Landers**, damages alleged to have been sustained when a limb fell from a tree and struck an automobile on September 3, 2001 at 80 Wakefield Drive, NE.

**02R0782 (32)** Claim of **Michael W. Smith**, for damages alleged to have been sustained as a result of a vehicular accident on May 2, 2001 at 14<sup>th</sup> Street and Piedmont Avenue.

**02R0783 (33)** Claim of **Deborah Livingston, through her attorney, Warren Hoffman**, for damages alleged to have been sustained as a result of a vehicular accident on January 27, 2001 at 2301 Mountain Industrial Boulevard.

**02R0784 (34)** Claim of **Eula Clay Adams**, for damages alleged to have been sustained as a result of storm water overflow on September 3, 2001 at 4125 Paran Pointe, NW.

## **CONSENT AGENDA SECTION I (CONT'D)**

### **RESOLUTIONS (CONT'D)**

### **PUBLIC SAFETY AND LEGAL**

**ADMINISTRATION COMMITTEE - CEASAR C. MITCHELL, CHAIR**

**Claims with Unfavorable Recommendations:**

**02R0785 (35)** Claim of **Paran Pointe Home Owners Association, through its president, Susan V. Rippe**, for damages alleged to have been sustained as a result of storm water overflow on September 3, 2001 at 4127 Paran Pointe, NW.

**02R0786 (36)** Claim of **Lamar and Sally Fleming, through their attorney, Allen E. Lockerman, IV**, for damages alleged to have been sustained as a result of storm water overflow on September 7, 2001 at 4131 Paran Pointe, NW.

**02R0787 (37)** Claim of **Susan V. Rippe**, for damages alleged to have been sustained as a result of storm water overflow on September 3, 2001 at 4127 Paran Pointe, NW.

**02R0788 (38)** Claim of **Wannie Mae Rollins**, for damages alleged to have been sustained as a result of an outlet water meter leak that occurred on January 10, 2000 at 140 Rosser Street, SW.

**02R0789 (39)** Claim of **Sheldon Schlegman**, for damages alleged to have been sustained as a result of the City of Atlanta erroneously issuing a permit to have a tree removed on October 25, 2001 at 1641 Mt. Paran Road.

**02R0790 (40)** Claim of **Jennifer Schaeffer**, for damages alleged to have been sustained as a result of an automobile driving over debris that was left in the roadway on July 31, 2001 at 285 Boulevard, NE.

**02R0792 (41)** Claim **Ida G. Macher, through her insurance company, Kemper Insurance Companies**, for damages alleged to have been sustained as a result of driving into a construction ditch in the curbside of the road on May 27, 2001 at 1177 Piedmont and Rockmont Roads, NE.

**02R0793 (42)** Claim of **William Platt, Jr.**, for damages alleged to have been sustained as a result of a cave-in in the roadway on February 19, 2002 at 235 Farrington Avenue, SE.

**CONSENT AGENDA SECTION I (CONT'D)**

RESOLUTIONS (CONT'D)

**PUBLIC SAFETY AND LEGAL**

**ADMINISTRATION COMMITTEE - CEASAR C. MITCHELL, CHAIR**

**Claims with Unfavorable Recommendations:**

**02R0794 (43)** Claim of **France J. Kellogg**, for damages alleged to have been sustained as a result of a traffic sign cable breaking causing a traffic sign to fall onto the claimant's windshield on December 4, 2001 at Cleveland Avenue near Browns Mill Road.

**02R0795 (44)** Claim of **Brazz Philip Evans, III, through his attorney, Genevieve L. Frazier**, for damages alleged to have been sustained as a result of a police arrest on September 28, 2001 at 6000 North Terminal Parkway.

**02R0796 (45)** Claim of **Patricia Fisse, through her attorney, David L. Black**, for damages alleged to have been sustained as a result of falling into a depressed manhole in the center of the roadway on January 13, 1999 at Baker Street, NE.

CONSENT AGENDA SECTION II

ORDINANCES FOR FIRST READING

**CITY UTILITIES COMMITTEE - CLAIR MULLER, CHAIR**

**02O0730 ( 1)** An Ordinance by City Utilities Committee to **abandon** a portion of the right-of-way of Joyland Place said portion being approximately 0.350 acre in area, running between Joyland Avenue and I-75/85 a distance of approximately 15,279.69 feet and located in Land Lots 72, 73, 88 & 89 of the 14<sup>th</sup> District, Fulton County, Georgia; and for other purposes. **(To be advertised for a Public Hearing 05/28/02)**

**TO BE REFERRED TO CITY UTILITIES COMMITTEE**

02 O-0868 ( 2) An Ordinance by City Utilities Committee authorizing the Mayor to execute a Franchise Agreement with Cogent Fiber Services, Inc. of Georgia, a Georgia Corporation, providing telecommunications services using public right-of-way; and for other purposes.

**TO BE REFERRED TO CITY UTILITIES COMMITTEE**

**COMMUNITY DEVELOPMENT/HUMAN**

**RESOURCES COMMITTEE - CLETA WINSLOW, CHAIR**

**02O0726 ( 3)** An Ordinance by Community Development/Human Resources Committee authorizing the Mayor to grant a temporary 20' x 170' construction and maintenance easement to the Atlanta Public Schools for the purpose of installing two (2) portable classrooms in the Benteen Park on City of Atlanta property, located in Land Lot 24 of the 14<sup>th</sup> District of Fulton County, Georgia so as to allow the Atlanta Public Schools to complete their expansion of the Benteen Elementary School which is adjacent to Benteen Park; to occupy the temporary 20' x 170' easement area for a maximum period of three (3) years, on behalf of the Department of Parks, Recreation and Cultural Affairs, Bureau of Parks; and for other purposes.

**TO BE REFERRED TO COMMUNITY DEVELOPMENT/ HUMAN RESOURCES COMMITTEE**

CONSENT AGENDA SECTION II (CONT'D)

ORDINANCES FOR FIRST READING (CONT'D)

**COMMUNITY DEVELOPMENT/HUMAN**

**RESOURCES COMMITTEE - CLETA WINSLOW, CHAIR**

**02O0723 ( 4)** An Ordinance by Community Development/Human Resources Committee amending the 2002 (Community Development Fund) Budget by transferring appropriations in the amount of \$54,000.00 from CD-23A, Business Improvements Loan Fund to CD-23B, BILF Administration; and for other purposes.

**TO BE REFERRED TO COMMUNITY DEVELOPMENT/ HUMAN RESOURCES COMMITTEE**

**02O0883 ( 5)** An Ordinance by Community Development/Human

**CDP-02-15** Resources 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 at 54 and 34 Fairburn Road, NW, from the "Single Family Residential" Land Use Designation to the "Low Density Commercial" Land Use Designation; and for other purposes.

**NPU-H Council District 10**

**TO BE REFERRED TO COMMUNITY DEVELOPMENT/ HUMAN RESOURCES COMMITTEE**

**02O0884 ( 6)** An Ordinance by Community Development/Human

**CDP-02-16 Resources 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 at 3379 Martin Luther King, Jr. Drive, NW, from the "Office/Institution" Land Use Designation to the "Low Density Commercial" Land Use Designation; and for other purposes.**

**NPU-H Council District 10**

**TO BE REFERRED TO COMMUNITY DEVELOPMENT/ HUMAN RESOURCES COMMITTEE**

**02O0885 ( 7)** An Ordinance by Community Development/Human

**CDP-02-17 Resources 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 at 1119 Memorial Drive, SE, from the "Industrial" Land Use Designation to the "Low Density Commercial" Land Use Designation; and for other purposes.**

**NPU-N Council District 5**

**TO BE REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE**

CONSENT AGENDA SECTION II (CONT'D)

ORDINANCES FOR FIRST READING (CONT'D)

**COMMUNITY DEVELOPMENT/HUMAN**

**RESOURCES COMMITTEE - CLETA WINSLOW, CHAIR**

**02O0886 ( 8)** An Ordinance by Community Development/Human

**CDP-02-18 Resources 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 at 1030 Grant Circle, SE, from the "Industrial" Land Use Designation to the "Low Density Commercial" Land Use Designation; and for other purposes.**

**NPU-W Council District 1**

**TO BE REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE**

**TRANSPORTATION COMMITTEE - H. LAMAR WILLIS, CHAIR**

**02O0709 ( 9)** An Ordinance by Transportation Committee authorizing the Mayor or her designee to make segments of the following street within the City of Atlanta No Parking Anytime: Euharlee Street, SW.

**TO BE REFERRED TO TRANSPORTATION COMMITTEE**

**02O0710 (10)** An Ordinance by Transportation Committee amending Atlanta City Code Section 22-87(b) so as to increase the Non-Signatory Landing Fee Rate from .89 to .93 per 1,000 pounds maximum certified gross landing weight of any aircraft operating at Hartsfield Atlanta International Airport which is not covered by an Airport Use Agreement with the City of Atlanta; repealing conflicting ordinances; and for other purposes.

**TO BE REFERRED TO TRANSPORTATION COMMITTEE**

**02O0711 (11)** An Ordinance by Transportation Committee authorizing the Mayor or her designee to make the intersection of Berean Avenue, SE and Woodward Avenue an All-Way Stop.

**TO BE REFERRED TO TRANSPORTATION COMMITTEE**

**02O0712 (12)** An Ordinance by Transportation Committee authorizing the Mayor or her designee to make the intersection of North Ivy Road, NE and North Stratford Road an All-Way Stop.

**TO BE REFERRED TO TRANSPORTATION COMMITTEE**

CONSENT AGENDA SECTION II (CONT'D)

ORDINANCES FOR FIRST READING (CONT'D)

**TRANSPORTATION COMMITTEE - H. LAMAR WILLIS, CHAIR**

**02O0713 (13)** An Ordinance by Transportation Committee authorizing the Mayor or her designee to make the intersection of Carter Drive, NE and Club Valley Drive an All-Way Stop.

**TO BE REFERRED TO TRANSPORTATION COMMITTEE**

**02O0714 (14)** An Ordinance by Transportation Committee authorizing the Mayor or her designee to make the intersection of East Rhinehill Road, SE and Rhinehill Road an All-Way Stop.

**TO BE REFERRED TO TRANSPORTATION COMMITTEE**

**02O0715 (15)** An Ordinance by Transportation Committee authorizing the Mayor or her designee to make the intersection of Hardendorf Avenue, NE and Marlbrook Drive an All-Way Stop.

**TO BE REFERRED TO TRANSPORTATION COMMITTEE**

**02O0716 (16)** An Ordinance by Transportation Committee authorizing the Mayor or her designee to make the intersection of Cameron Street, SE and Woodward Avenue an All-Way Stop.

**TO BE REFERRED TO TRANSPORTATION COMMITTEE**

**02O0717 (17)** An Ordinance by Transportation Committee authorizing the Mayor or her designee to make the intersection of Angelo Drive, NE and Club Valley Drive an All-Way Stop.

**TO BE REFERRED TO TRANSPORTATION COMMITTEE**

**02O0718 (18)** An Ordinance by Transportation Committee to amend Code of Ordinances, Part II-General Ordinances, Chapter 150 Traffic and Vehicles, Article IV, Stopping, Standing and Parking Division 4, Residential Permit Parking; and for other purposes.

**TO BE REFERRED TO TRANSPORTATION COMMITTEE**

CONSENT AGENDA SECTION II (CONT'D)

ORDINANCES FOR FIRST READING (CONT'D)

**FINANCE/EXECUTIVE COMMITTEE - FELICIA A. MOORE, CHAIR**

**02O0719 (19)** An Ordinance by Finance/Executive Committee amending the 2002 (1994 Referendum General Obligation Bond Fund) Budget in the amount of \$119,363.68 for FC-6949-98 Peachtree Creek Drainage and Streambank Improvements Contract #4, Change Order 1; and for other purposes.

**TO BE REFERRED TO FINANCE/EXECUTIVE COMMITTEE**

**02O0720 (20)** An Ordinance by Finance/Executive Committee anticipating and appropriating Georgia Department of Transportation Funds in the amount of \$452,000.00 for the purpose funding Transportation Corridor Studies for Martin Luther King, Jr. Drive, Ponce de Leon Avenue, Northside Drive and Moreland Avenue; and for other purposes.

**TO BE REFERRED TO FINANCE/EXECUTIVE COMMITTEE**

**02O0722 (21)** An Ordinance by Finance/Executive Committee amending the 2002 (1999 Water and Sewer Bond Fund) Budget in an amount not to exceed \$255,920.22 to fund construction of the Peachtree Creek Interceptor Sewer; and for other purposes.

**TO BE REFERRED TO FINANCE/EXECUTIVE COMMITTEE**

**02O0791 (22)** An Ordinance by Finance/Executive Committee to amend the General Employees Pension Fund Law Adopted by Ga. L. 1927, et seq. so as to amend Ordinance Number 01-O-0064, the establishment of a Defined Contribution Retirement Plan, so as to provide for the inclusion of all elected and appointed officials; to clarify the rights of General Employees Pension Fund provided for the transfer of the present actuarial value of an employee's plan benefit under the General Employees Pension Fund into the defined contribution plan; to incorporate, by reference, the provisions of the plan document; and for other purposes.

**TO BE REFERRED TO FINANCE/EXECUTIVE COMMITTEE**

CONSENT AGENDA SECTION II (CONT'D)

ORDINANCES FOR FIRST READING (CONT'D)

**FINANCE/EXECUTIVE COMMITTEE - FELICIA A. MOORE, CHAIR**

**02O0806 (23)** An Ordinance by Finance/Executive to amend Ordinance [02O0185, 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; to repeal conflicting laws; and for other purposes.](#)

**TO BE REFERRED TO FINANCE/EXECUTIVE COMMITTEE**

**CITY UTILITIES COMMITTEE CLAIR MULLER, CHAIR**

**RESOLUTIONS**

**02R0509 ( 1)** 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.

**FILE**

**02R0510 ( 2)** A Resolution by City Utilities Committee authorizing the Mayor or her designee to approve a **Notice to Proceed** for HDR/WL Jordan, 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.

**FILE**

**02R0800 ( 3)** A Resolution by City Utilities Committee authorizing the Mayor to enter into an agreement to reimburse the Georgia Department of Transportation (GADOT) for the relocation of water and sewer utilities for the Roxboro Road Widening Project in an amount not to exceed \$2,000,000.00. All contracted work shall be paid from Fund, Account and Center Number: 2J26 573001 M22F012992BA; and for other purposes.

**FILE**

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)**

**CITY UTILITIES COMMITTEE (2) CLAIR MULLER, CHAIR**

PAPERS HELD IN COMMITTEE (CONT'D)

**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 14<sup>th</sup> 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. Kaufmann Avenue; and for other purposes. **(Public Hearing held 3/26/02) (Substituted and held 3/26/02)**

**02O0602 ( 5)** An Ordinance by City Utilities Committee enacting street and sidewalk design standards for Traditional Neighborhood Developments; and for other purposes. **(Held 5/14/02)**

**02O0664 ( 6)** An Ordinance by Councilmembers Debi Starnes and Anne Fauver to amend the City of Atlanta Code of Ordinances by establishing and adopting a new Article VIII of Chapter 138 entitled "On-Street Bicycle Racks"; and for other purposes. **(Held 4/9/02)**

**02O0685 ( 7)** An Ordinance by Councilmember Derrick Boazman to **abandon** Adams Street from St. Johns Avenue to Climax Place lying and being in Land Lot 90 of District 14, Fulton County, Georgia; to **abandon** Climax Place from Metropolitan Parkway to Interstate 75/85 (Lakewood Freeway) lying and being in the Land Lot 90 of District 14, Fulton County, Georgia; to **abandon** Spring Place and Leola Street from Metropolitan Parkway toward Scott Street lying and being in Land Lot 90 of District 14, Fulton County Georgia; and for other purposes. **(Held 4/9/02) (To be advertised for a Public Hearing 00/00/02)**

**CITY UTILITIES COMMITTEE (3) CLAIR MULLER, CHAIR**

PAPERS HELD IN COMMITTEE (CONT'D)

**02R0801 ( 8)** A Resolution by City Utilities Committee authorizing the Mayor to apply for and accept a grant in the amount of \$7,500.00 from BellSouth Advertising and Publishing intended for the development of a program to recycle used telephone directories. **(Held 5/14/02)**

**02O0867 ( 9)** An Ordinance by Councilmember Debi Starnes to grant an encroachment easement to BellSouth Telecommunications, Inc. for encroachments into the right-of-way of Third Street; and for other purposes. **(Held 5/14/02)**

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

**COMMUNITY DEVELOPMENT/HUMAN**

**RESOURCES COMMITTEE CLETA WINSLOW, CHAIR**

**ORDINANCE FOR SECOND READING**

**02O0393 ( 1)** 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.

**FORWARDED WITH NO RECOMMENDATION ON CONDITION OF RECEIPT OF AWARD LETTER**

RESOLUTIONS

**02R0803 ( 1)** A Resolution by Community Development/Human Resources Committee authorizing the Mayor to enter into a renewal agreement No. 1 with G. A. Food Services, Inc., for FC-7343-01 City of Atlanta Summer Food Program, on behalf of the Department of Planning, Development and Neighborhood Conservation in an amount not to exceed \$1,077,560.00. All contracted work shall be charged to and paid from Fund, Account and Center Number: 1B02 529002 Y31R0151ATUO; and for other purposes.

**FORWARDED WITH NO RECOMMENDATION ON CONDITION OF RECEIPT OF AWARD LETTER**

**02R0811 ( 2)** A Resolution by Community Development/Human Resources Committee authorizing the Mayor or her designee to approve a Notice to Proceed with Mayes, Sudderth & Etheredge, Inc./Harrington, George & Dunn, PC - JV for FC-6710-96B, Annual Contract for Architectural and Engineering Services to provide additional study of the acoustical sound system at Chastain Park Amphitheater on behalf of the Department of Parks, Recreation and Cultural Affairs in an amount not to exceed \$149,500.00; all contracted work shall be charged to and paid from Fund, Account and Center Number 3P02 523001 N41S0613QNAO.

**FAVORABLE (6 YEA'S) (1 ABSTENTION)**

COMMUNITY DEVELOPMENT/ (2) CLETA WINSLOW, CHAIR

HUMAN RESOURCES COMMITTEE

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)**

[02O0520 \( 2\)](#) 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. **(Held 4/09/02)**  
**(Worksession held 5/8/02)**

[02R0597 \( 4\)](#) A Resolution by Community Development/Human Resources Committee authorizing the Mayor to enter into a contract with the Mechanicsville Civic Association (MCA) to assist the City in implementing project activities under the Mechanicsville Urban Redevelopment/Section 108 Project in an amount not to exceed \$113,047.00; and for other purposes. **(Held 4/09/02)**

[02O0837 \( 5\)](#) An Ordinance by Councilmember Clair Muller to amend the City of Atlanta Code of Ordinances, Section 110-60 to require that all City Parks close 30 minutes following sunset and open 30 minutes following sunrise; and for other purposes. **(Held 5/14/02)**

[02O0599 \( 6\)](#) An Ordinance by Community Development/Human Resources Committee amending the Atlanta Outdoor Festivals Ordinance of 2000 so as to provide that the Commissioner of the Department of Parks, Recreation and Cultural Affairs shall perform the functions presently delegated to the Chief of Staff; and for other purposes. **(Favorable by CD/HR on 4/9/02) (Referred back by Council 5/6/02) (Held 5/14/02)**

COMMUNITY DEVELOPMENT/ (3) CLETA WINSLOW, CHAIR

HUMAN RESOURCES COMMITTEE

**PAPERS HELD IN COMMITTEE (CONT'D)**

[02O0850 \( 7\)](#) An Ordinance by Councilmember Howard Shook to amend

**CDP-02-13** the Land Use Element of the City of Atlanta 2002 Comprehensive Development Plan (CDP) so as to re-designate property that is located at **the rear of 3694 Peachtree Road and a portion of 3700 Peachtree Road**, from the "High Density Residential" Land Use Designation to the "Single Family Residential" Land Use Designation; and for other purposes. **(Held 5/14/02) (To be advertised for a Public Hearing 6/10/02)**

**NPU-B Council District 7**

[02O0856 \( 8\)](#) An Ordinance by Councilmember Anne Fauver to amend the

**CDP-02-14** Land Use Element of the City of Atlanta 2002 Comprehensive Development Plan (CDP) so as to re-designate property that is located **north of Maiden Lane between North Highland Avenue to the east and the Southern Railroad Corridor to the west currently zoned RG-2**, from the "Low Density Residential 9 to 16 units per acre" Land Use Designation to the "Low Density Residential 0 to 8 units per acre" Land Use Designation; and for other purposes. **(Held 5/14/02) (To be advertised for a Public Hearing 6/10/02)**

**NPU-F Council District 6**

[02O0851 \( 9\)](#) An Ordinance by Councilmembers Clela Winslow and Mary Norwood adopting the 2003 City of Atlanta Comprehensive Development Plan; and for other purposes. **(Held 5/14/02) (To be advertised for a Public Hearing 6/10/02)**

[02O0864 \(10\)](#) An Ordinance by Councilmember Derrick Boazman to create the Crescent Hills/Hammond Park Village Housing Enterprise Zone; and for other purposes. **(Held 5/14/02)**

**02R0725 (11)** A Resolution by Community Development/Human Resources Committee amending the 2002 Home Owner Occupied Rehabilitation Program to give priority to residents of the Kirkwood and Center Hill Neighborhoods; authorizing the Mayor to submit an amendment to the 2002 Annual Action Plan to the U.S. Department of Housing and Urban Development; and for other purposes. **(Held 5/14/02)**

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

**PUBLIC SAFETY AND LEGAL**

**ADMINISTRATION COMMITTEE CEASAR C. MITCHELL, CHAIR**

ORDINANCES FOR SECOND READING

**02O0831 ( 1)** An Ordinance by Councilmember C. T. Martin to amend Section 30-1428 (e) of the Code of Ordinances of the City of Atlanta so as to change the renewal procedure for Disabled Veterans; and for other purposes.

**FORWARDED WITH NO RECOMMENDATION**

**02O0682 ( 2)** An Ordinance by Councilmember Clair Muller **as amended by Public Safety and Legal Administration Committee** to amend Section 162-118(d) of the Atlanta City Code specifically the legal description of the Buckhead Flat Rate Zone; so as to add back the Chastain Park Area of the City into the legal description of the Buckhead Flat Rate Zone; and for other purposes.

**FAVORABLE AS AMENDED (4 YEA'S) (2 NAY'S)**

PAPERS HELD IN COMMITTEE

**02O0675 ( 1)** An **Amended** Ordinance by Public Safety and Legal Administration Committee to amend the Code of Ordinances, City of Atlanta, Georgia, Chapter 10, Article II, Division 2, Subdivision III, Section 10-109(h), so as to provide a method for an alcoholic beverage license applicant to certify that the property owner of the proposed licensed premises has been notified of Section 10-109(h); and for other purposes. **(Referred back by Council 5/6/02) (Held 5/14/02)**

**02O0694 (2)** An Ordinance by Public Safety and Legal Administration Committee authorizing settlement of all claims of Stephen Joy in the case of Stephen G. Joy vs. K. L. West, Case Number 1:00-CV-0925-JTC in the United States District Court, Northern District of Georgia, Atlanta Division, Appeal Docket No. 02-103990 in the United States Court of Appeals for the Eleventh Circuit; to cause payment to be made in the amount of \$11,000.00; and for other purposes. **(Held 5/14/02)**

**02O0853 ( 3)** An Ordinance by Councilmembers Carla Smith, C. T. Martin, Clair Muller, Mary Norwood, Natalyn Archibong, Debi Starnes, Howard Shook, Ivory Lee Young, Jr. and Ceasar C. Mitchell to amend Chapter 150, Article IV, Division 1 of the Atlanta City Code so as to add Section 150-99 prohibiting a person from stopping, standing or parking a vehicle on a sidewalk; and for other purposes. **(Held 5/14/02)**

**PUBLIC SAFETY AND LEGAL (2)**

**ADMINISTRATION COMMITTEE CEASAR C. MITCHELL, CHAIR**

PAPERS HELD IN COMMITTEE (CONT'D)

**02O0854 ( 4)** An Ordinance by Councilmember Carla Smith to amend Chapter 10, Article II, Section 10-92(B) of the City of Atlanta Code of Ordinances to provide an exemption from the distance requirements from store to store for

establishments licensed to sell malt beverages and/or wine by the package which are located within a certain area; and for other purposes. **(Held 5/14/02)**

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

**TRANSPORTATION COMMITTEE H. LAMAR WILLIS, CHAIR**

**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)**

**02R0676 ( 2)** A Resolution by Councilmember H. Lamar Willis authorizing the reimbursement to the Aviation Fund for expenses incurred on behalf of the General Fund in the amount of \$\_as identified in the Internal Audit Report issued in 2000 and 2001; and for other purposes. **(Held 4/10/02)**

**02O0839 ( 3)** An Ordinance by Councilmember Clair Muller to provide for “No Parking Anytime” signs along both sides of 6<sup>th</sup> Street from Peachtree Street to West Peachtree Street, bordering the Post Biltmore; and for other purposes. **(Held 5/15/02)**

**MEMBERS PRESENT: WILLIS, MARTIN, MOORE, SHOOK, SMITH & BOAZMAN**

**ZONING COMMITTEE DEBI STARNES, CHAIR**

**ZRB SUMMARY REPORT**

**FAVORABLE**

<u>02-O-0474</u>	Z-02-10	2259 Cottage Grove Ave., SE	R-4 to PD-H	Approval- Conditional	Approval	Favorable
-		(O-5)				

<u>02-O-0479</u>	U-02-07	3199 Fairburn Road, SW (P-11)	Church	Approval- Conditional	Defer	Favorable
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**FAVORABLE ON**

**SUBSTITUTE**

<a href="#"><u>02-O-0107</u></a>	Z-01-98	3607-3617-3625-3633 Habersham Road, NW/23- 31-41 Honour Avenue, NW/3542-3550 Roswell Road, NW	R-4 to RG-3-C	Approval- Conditional	Approval	Favorable on Substitute
		(B-8)				

<a href="#"><u>02-O-0473</u></a>	Z-02-08	2004 Metropolitan Parkway, SW	C-1 to C-2-C	Denial	Approval	Favorable on Substitute
		(X-12)				

<a href="#"><u>02-O-0475</u></a>	Z-02-11	2147 Ridgedale Road, NE	R-4 to R-4A-C	Denial	Approval	Favorable on Substitute
		(O-5)				

<a href="#"><u>02-O-0478</u></a>	Z-02-14	1276-8 RDA Boulevard, SW	R-5 to C-1-C	Approval- Conditional	Approval	Favorable on Substitute
		(T-4)				

**FILE**

02-O-0182	U-02-04	2100 Forrest Park Road, SE	Concrete Batch Plant	File	Denial	File
		(Z-1)				

**HELD**

<a href="#"><u>02-O-0110</u></a>	Z-01-101	2515 Old Hapeville Road, SW	R-4 to PD-H	Approval	Denial	Favorable
		(Z-12)				

<a href="#"><u>02-O-0181</u></a>	Z-02-07	384 Peachtree Street, NW	SPI-1 to SPI-1/LBS	Approval		Favorable
		(M-2)				

[02-O-0477](#)

Z-02-13

18-34-54 Fairburn Road, SW RG-2 to C-1-C\*

Approval

Denial

Favorable on  
Substitute

(H-10)

## ORDINANCES FOR SECOND READING

[02O0838 \( 1\)](#) An Ordinance by Councilmember Clair Muller to waive the provisions of City Code Section 15-07.0059(g), regarding a one-year waiting period on variance applications, as they apply to the subdivision located at 4161 Lake Forrest Drive, NW; and for other purposes.

### **FAVORABLE**

[02O0855 \( 2\)](#) An Ordinance by Councilmember Carla Smith to amend 96-O-1522 adopted by the City Council on November 4, 1996 and approved by the Mayor on November 12, 1996, rezoning from and to various designations, certain properties within the Peopletown Neighborhood for the purpose of approving a change of conditions.

### **TO BE REFERRED TO ZRB AND ZONING COMMITTEE**

[02O0040 \( 3\)](#) An Ordinance by Councilmember Debi Starnes as

**Z-01-76 substituted and amended 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.

### **FAVORABLE ON SUBSTITUTE AS AMENDED**

[02O0041 \( 4\)](#) An Ordinance by Councilmember Debi Starnes as

**Z-01-77 substituted and amended 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.

### **FAVORABLE ON SUBSTITUTE AS AMENDED**

[02O0044 \( 5\)](#) An Ordinance by Councilmember Debi Starnes as

**Z-01-78 substituted and amended 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.

### **FAVORABLE ON SUBSTITUTE AS AMENDED**

### **ZONING COMMITTEE (2) DEBI STARNES, CHAIR**

## ORDINANCES FOR SECOND READING

[02O0590 \( 6\)](#) An Ordinance by Zoning Committee to amend the Land Use

**CDP-02-12** 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. **(Public Hearing held at the regular CD/HR Meeting 4/9/02) (Favorable by CD/HR Committee 4/9/02)**

## **NPU-N Council District 2**

### **FAVORABLE**

**02O0820 ( 7)** An Ordinance by Councilmember Debi Starnes **as**

**Z-02-31 substituted and amended by Zoning Committee** to amend the 1982 Zoning Ordinance of the City of Atlanta as amended by deleting in its entirety Section 16-20L.008 and enacting a new Section 16-20L.008; and for other purposes.

### **FAVORABLE ON SUBSTITUTE AS AMENDED**

#### ORDINANCES FOR FIRST READING

**02O0869 ( 1)** An Ordinance by Zoning Committee to rezone from the I-2

**Z-02-29** (Heavy Industrial) District to the PD-MU (Planned Development-Mixed Use) District, property located at **810 Lake Avenue, NE**, fronting 696.02 feet on the southwesterly side of North Highland Avenue beginning approximately 646.2 feet from the southwest corner of North Highland Avenue and Elizabeth Street. Property also having frontage of approximately 904.08 feet on the northwesterly side of Lake Avenue.

Depth: Varies

Area: Approximately 20.98 Acres

Land Lot: 19 of the 14<sup>th</sup> District, Fulton County, Georgia

Owner: The Mead Corporation

Applicant: WP South Acquisitions, LLC

By: Nathan V. Hendricks, III

NPU-N Council District 2

### **TO BE REFERRED TO ZRB AND ZONING COMMITTEE**

### **ZONING COMMITTEE (3) DEBI STARNES, CHAIR**

#### ORDINANCES FOR FIRST READING (CONT'D)

**02O0870 ( 2)** An Ordinance by Zoning Committee to rezone from the R-4

**Z-02-32** (Single Family Residential) District to the R-LC (Residential-Limited Commercial) District, property located at **2230 Cascade Road, SW**, fronting 50 feet on the southwesterly side of Cascade Road approximately 400 feet from the southwest corner of Delowe Drive and Cascade Road.

Depth: 200 Feet

Area: .228 Acre

Land Lot: 184 of the 14<sup>th</sup> District, Fulton County, Georgia

Owner: Jacob Hodge

Applicant: Same

NPU-R Council District 11

**TO BE REFERRED TO ZRB AND ZONING COMMITTEE**

**02O0871 ( 3) An Ordinance by Zoning Committee to rezone from the R-4**

**Z-02-33 (Single Family Residential) District to the PD-H (Planned Development-Housing) District, property located at 787 Francis Place, NW, fronting 213 feet on the easterly side of Francis Place beginning at the southeast corner of Grove Park Place and Francis Place. Property also fronts 288.38 feet on the southerly side of Grove Park Place.**

Depth: Varies

Area: 1.05 Acres

Land Lot: 145 of the 14<sup>th</sup> District, Fulton County, Georgia

Owner: Randy Kluting

Applicant: Kevin C. Dillon

**NPU-J Council District 9**

**TO BE REFERRED TO ZRB AND ZONING COMMITTEE**

**02O0872 ( 4) An Ordinance by Zoning Committee to rezone from the R-4**

**Z-02-34 (Single Family Residential) and the I-1 (Light Industrial) Districts to the PD-MU (Planned Development-Mixed Use) District, property located at Redwine Road, SW, Tract 1, fronting approximately 1,145.41 feet on the southeasterly side of Fairburn Road, SW, beginning approximately 1,025.6 feet from the southeast corner of Welcome All Road. Property also fronts approximately 439.21 feet on the southeasterly side of Hogan Road; Tract 2, fronting approximately 193.63 feet on the southwesterly side of Fairburn Road beginning approximately 305 feet from the southeast corner of Hogan and Fairburn Roads.**

**ZONING COMMITTEE (4) DEBI STARNES, CHAIR**

**ORDINANCES FOR FIRST READING (CONT'D)**

Depth: Varies

Area Tract 1: 409.03 Acres

Tract 2: 19.3 Acres;

Land Lots: 35, 36 & 254 of the 14<sup>th</sup> District, and

Land Lots: 2, 3 & 4 of the 14FF District Fulton County, Georgia

Owner: Larry Nelson

Applicant: The Bentley Group, Ltd.

By: Larry M. Dingle

**NPU-P Council District 11**

**TO BE REFERRED TO ZRB AND ZONING COMMITTEE**

[02O0873 \( 5\)](#) An Ordinance by Zoning Committee to rezone from the R-4A

**Z-02-35** (Single-Family Residential) District to the C-1 (Community Business) District, property located at **1366 Memorial Drive SE**, fronting approximately 50 feet on the west side of Whitefoord Street beginning at the northwest corner of Memorial Drive and Whitefoord Street.

Depth: 190 Feet

Area: .218 Acre

Land Lot: 208 of the 15<sup>th</sup> District, DeKalb County, Georgia

Owner: Alfred Wittingham

Applicant: Same

**NPU-O Council District 5**

**TO BE REFERRED TO ZRB AND ZONING COMMITTEE**

[02O0874 \( 6\)](#) An Ordinance by Zoning Committee to rezone from the R-5

**Z-02-36** (Two-Family Residential) District to the RG-2 (Residential General - Sector 2) District, property located at **605, 617 and 625 Mead Street, SE**, fronting 247.61 feet on the south side of Mead Street beginning 180 feet east of Boulevard.

Depth: Varies

Area: 1.66 Acres

Land Lot: 23 of the 14<sup>th</sup> District, Fulton County, Georgia

Owner: Ted Jacobson and Michael Baker

Applicant: Bentley Properties, Inc.

By: M. Hakim Hilliard

**NPU-W Council District 1**

**TO BE REFERRED TO ZRB AND ZONING COMMITTEE**

**ZONING COMMITTEE (5) DEBI STARNES, CHAIR**



## ORDINANCES FOR FIRST READING

[02O0875 \( 7\)](#) An Ordinance by Zoning Committee to rezone from the I-1-

**Z-02-37 C** (Light Industrial - Conditional) and the R-5 (Two-Family Residential) Districts to the C-2-C (Commercial Service-Conditional) District, property located at **1258-1278 Dekalb Avenue and 255 Elmira Place, NE**, fronting 382.5 feet on the northerly side of Dekalb Avenue beginning at the northwesterly corner of Candler Street and Dekalb Avenue.

Depth: Varies

Area: 2.18 Acres

Land Lot: 209 of the 15<sup>th</sup> District, Dekalb County, Georgia

Owner: G & K Services, Co.

Applicant: Gregory Wohl

By: Sharon A. Gay

NPU-N Council District 6

### **TO BE REFERRED TO ZRB AND ZONING COMMITTEE**

[02O0877 \( 8\)](#) An Ordinance by Zoning Committee to rezone from the I-2

**Z-02-39** (Heavy Industrial) District to the C-1-C (Community Business-Conditional) District, property located at **1031 Huff Road, NW**, fronting 96 feet on the north side of Huff Road beginning northwest corner of Booth Avenue and Huff Road.

Depth: 100 Feet

Area: .22 Acre

Land Lot: 188 of the 17<sup>th</sup> District, Fulton County, Georgia

Owner: Jerry J. Goux

Applicant: Same

NPU-D Council District 8

### **TO BE REFERRED TO ZRB AND ZONING COMMITTEE**

[02O0878 \( 9\)](#) An Ordinance by Zoning Committee to rezone from the R-4

**Z-02-40** (Single-Family Residential) District to the PD-H (Planned Development-Housing) District, property located at **3535 Boulder Park Drive, NW**, fronting 85 feet on the north side of Boulder Park Drive beginning 368.5 feet from the northeast corner of Howell Terrace and Boulder Park Drive.

Depth: Varies

Area: 5.0712 Acres

Land Lot: 244 of the 14<sup>th</sup> District, Fulton County, Georgia

Owner: Allen Sheppard

Applicant: Mayweather Enterprise, Inc.

NPU-H Council District 10

**TO BE REFERRED TO ZRB AND ZONING COMMITTEE**

**ZONING COMMITTEE (6) DEBI STARNES, CHAIR**

ORDINANCES FOR FIRST READING (CONT'D)

**02O0879 (10)** An Ordinance to by Zoning Committee rezone from the

**Z-02-41** Fulton County Zoning Classification of AG-1 (Agriculture) District to the PD-MU (Planned Development-Mixed Use) District, property being annexed into the City of Atlanta located in **Unincorporated Fulton County north of Camp Creek Parkway in Land Lot 1 of the 14FF District**, fronting 3,185.22 feet on the northerly side of Camp Creek Parkway beginning at the northwest corner of Land Lot 1 of the 14FF District.

Depth: Varies

Area: 41.49 Acres

Land Lot: 1 of the 14FF District, Fulton County, Georgia

Owner: Larry Nelson

Applicant: The Bentley Group, Ltd.

By: Larry M. Dingle

**NPU-P Council District 11**

**TO BE REFERRED TO ZRB AND ZONING COMMITTEE**

**02O0880 (11)** An Ordinance by Zoning Committee for a Special Use Permit

**U-02-14** for a Church, for property located at **2387 Summit Avenue, NW**, fronting 204 feet on the northwesterly side of Summit Avenue, beginning 23.48 feet from the northeast corner of First Street and Summit Avenue.

Depth: Varies

Area: 1.02 Acres

Land Lot: 248 of the 17<sup>th</sup> District, Fulton County, Georgia

Owner: Memorial Church of God in Christ

Applicant: Jim R. Mattox

**NPU-G Council District 9**

**TO BE REFERRED TO ZRB AND ZONING COMMITTEE**

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

## **ZONING COMMITTEE DEBI STARNES, CHAIR**

### **LEGISLATION IN ZRB**

[02O0046 \( 1\)](#) An Ordinance by Councilmember Debi Starnes rezoning from

**Z-01-69** the RG-2 (Residential General-Sector 2) District to the RG-3 (Residential General Sector 3 District, property located at **3663-3667 Peachtree Road, NE**, fronting approximately 162 feet on the southerly side of Peachtree Road beginning approximately 680 feet easterly and northeasterly from the southeast corner of Roxboro Road.

Depth: Approximately 372 Feet

Area: Approximately 1.4 Acres

Land Lot: 10, 17<sup>th</sup> District Fulton County, Georgia

Owner: 3663 Peachtree, LLC

Applicant: Robert J. Denson

NPU-B Council District 7

[02O0059 \( 2\)](#) An Ordinance by Councilmember Debi Starnes to rezone

**Z-01-92** from the R-5 (Two-Family Residential) District to the PD-H (Planned Development-Housing) District, property located at **573 Johnson Avenue, NE** beginning 146.79 feet west from the southwest corner of Randolph Street.

Depth: Varies

Area: Approximately 0.73 Acre

Land Lot: 46, 14<sup>th</sup> District, Fulton County, Georgia

Owner: Byron Washington

Applicant: William L. Stephenson

**NPU-M Council District 2**

[02O0244 \( 3\)](#) An Ordinance by Councilmember Anne Fauver to amend

**Z-01-17** Chapter 20B Druid Hills Landmark District, of the 1982 Zoning Ordinance of the City of Atlanta, as amended, by modifying the Statement of Intent, correcting certain references within said Chapter 20B, amending the Landscape Standards, providing for all variances to be heard and decided by the Urban Design Commission; and for other purposes.

[02O0253 \( 4\)](#) An Ordinance by Councilmembers Clela Winslow, Jim

**Z-02-18** Maddox Derrick Boazman, H. Lamar Willis, Anne Fauver, Ceasar C. Mitchell and Natalyn Archibong to amend the City of Atlanta Zoning Ordinance, as amended so as to rezone certain properties within the Pittsburgh Redevelopment Plan Area from various districts to various districts to implement the Pittsburgh Redevelopment Plan; and for other purposes.

**ZONING COMMITTEE DEBI STARNES, CHAIR**

**LEGISLATION IN ZRB (CONT'D)**

**02O0358 ( 5)** An Ordinance by Zoning Committee to amend Ordinance Z-

**Z-02-03/ 84-52**, adopted by City Council August 6, 1984 and

**Z-84-52** approved by the Mayor August 8, 1984, rezoning from the C-3 (Commercial-Residential) District to the PD-OC (Planned Development-Office Commercial) District, property located at **3060 Peachtree Road, NW**, for the purpose of approving a Revised Site Plan and Change of Conditions.

Owner Buckhead Plaza Land Trust

Applicant: Realty Development Corporation

By: Nathan V. Hendircks III, Esq., Attorney

NPU-B Council District 8

**02O0359 ( 6)** An Ordinance by Zoning Committee to amend Ordinance

**Z-02-02/ Z-84-52**, adopted by City Council August 6, 1984 and

**Z-84-52** approved by the Mayor August 8, 1984, rezoning from the C-3 (Commercial-Residential) District to the PD-OC (Planned Development-Office Commercial) District, property located at **3060 Peachtree Road, NW**, for the purpose of approving a Revised Site Plan and Change of Conditions.

Owner: Buckhead Plaza Land Trust

Applicant: Stafford Plaza LLC and TCRA Properties

By: Carl E. Westmoreland, Esq., Attorney

**NPU-B Council District 8**

**02O0360 ( 7)** An Ordinance by Zoning Committee to amend Ordinance Z-

**Z-02-01/ 86-34**, adopted by City Council July 7, 1986 and approved

**Z-86-34** by the Mayor July 8, 1986, rezoning from the C-3 (Commercial-Residential) and C-1-C (Community Business-Conditional) Districts to the PD-OC (Planned Development-Office Commercial) District, property located at **3260-3316 Peachtree Road, NE and 3317 and 3349 Piedmont Road, NE**, for the purpose of approving a Revised Site Plan and Change of Conditions.

Owner: BRE/Atlanta LLC

Applicant: Same

By: Charles F. Palmer, Esq., Attorney

**NPU-B Council District 7**

**02O0476 ( 8)** An Ordinance by Zoning Committee to rezone from the R-5

**Z-02-12** (Two-Family Residential) District to the RG-3 (Residential General-Sector 3) District, property located at **626 Somerset Terrace, NE**, fronting 50 feet on the west side of Somerset Terrace beginning approximately 40 feet north from the northwest corner of North Avenue.

**ZONING COMMITTEE DEBI STARNES, CHAIR**

**LEGISLATION IN ZRB (CONT'D)**

Depth: 192.52 Feet

Area: 9,626 Square Feet

Land Lot: 17, 14<sup>th</sup> District, Fulton County, Georgia

Owner: Cooper Richter

Applicant: Robert J. Denson

NPU-N Council District 2

**02O0591 (9)** 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.

**02O0667 (10)** An Ordinance by Councilmember C. T. Martin to rezone from

**Z-02-19** the R-4 (Single-Family Residential) District to the R-LC (Residential-Limited Commercial) District, property located at **3379 Martin Luther King, Jr. Drive, NW**, fronting 125.0 feet on the northeasterly side of Martin Luther King, Jr. Drive beginning 578.0 feet southeasterly from the northeast corner of Brownlee Road.

Depth: 455.8 Feet

Area: Approximately 56,975 Square Feet

Land Lots: 243 and 244, 14<sup>th</sup> District, Fulton County, Georgia

Owner: Geraldine E. Perry

Applicant: Same

NPU-H Council District 10

**02O0696 (11)** An Ordinance by Zoning Committee to amend Ordinance Z-01-53/Z-84-96, as amended, as adopted by City Council December 3, 1984 and approved by the Mayor on December 5, 1984 rezoning from the O-I (Office-Institutional), O-I-C (office-Institutional-Conditional) and R-3 (Single Family Residential) Districts to the PD-OC (Planned Development-Office Commercial) District, property located at **3495-3525-3565 Piedmont Road, NE**, for the purpose of deleting conditions on the site plan, as amended by the Council on November 5, 2001 and approved by City Charter Sections 2-403 on November 14, 2001 and replacing said conditions with new conditions contained in this ordinance.

Owner: Piedmont Ivy Associates, LLC

Applicant: Same

By: Carl E. Westmoreland, Jr., Esq.

## **NPU-B Council District 7**

### **ZONING COMMITTEE DEBI STARNES, CHAIR**

#### **LEGISLATION IN ZRB (CONT'D)**

**02O0849 (12)** An Ordinance by Councilmember Howard Shook to rezone from the RG-2 (Residential General - Sector 2) District to the R-3 (Single-Family) District, property **located at 3714, 3717 and 3727 Vermont Road, NW**, Tract 1 fronting approximately 100 feet on the southwesterly side of Vermont Road beginning approximately 300 feet from the northwest corner of Peachtree Road and Vermont Road; Tract 2 fronting approximately 200 feet on the northwesterly side of Vermont Road beginning approximately 300 feet from the northeast corner of Peachtree Road and Vermont Road.

Depth: Varies

Area: Tract 1 1.34 Acres

Tract 2 2.89 Acres

Land Lot: 10, 17<sup>th</sup> District, Fulton County, Georgia

## **NPU-B Council District 7**

**02O0821 (13)** An Ordinance by Councilmember Debi Starnes to

**Z-02-27** rezone from the C-4-C (Central Area Commercial Residential-Conditional) District to the PD-H (Planned Development-Housing) District, property located **on the south side of 16<sup>th</sup> Street, N.W. between Atlantic Drive, NW and Fowler Street, NW**, (forming part of the Atlantic Station Site) fronting approximately 1,183.2 feet (excluding intersecting rights-of-way) on the south side of 16<sup>th</sup> Street beginning at the southeast corner of Atlantic Drive.

Depth: Varies

Area: 4.446 Acres

Land Lot: 108, 17<sup>th</sup> District, Fulton County, Georgia

Owner: Atlantic Station, LLC

Applicant: Same

By: Carl E. Westmoreland, Jr., Esq. and Nancy J. Walsh, Attorneys

## **NPU-E Council District 2**

**02O0822 (14)** An Ordinance by Councilmember Debi Starnes to

**Z-02-26** rezone from the R-5 (Two-Family Residential) District to the RG-3 (Residential General-Sector 3) District, property located at **80 Jackson Street, SE/71 Lucy Street, SE (a.k.a. 76**

**Jackson Street, SE)/77 Lucy Street, SE**, fronting 99.77 feet on the easterly side of Jackson Street beginning at the southeast corner of Lucy Street. Property also fronts 97.42 feet on the west side of Lucy Street.

**ZONING COMMITTEE DEBI STARNES, CHAIR**

**LEGISLATION IN ZRB (CONT'D)**

Depth: 121.75 Feet

Area: 0.262 Acre

Land Lot: 45, 14<sup>th</sup> District, Fulton County, Georgia

Owner: Gregory B. Evans

Applicant: William L. Stephenson

NPU-M Council District 5

**02O0823 (15)** An Ordinance by Councilmember Debi Starnes to amend

**Z-02-25/** Ordinance Z-00-68, adopted by City Council January 2,

**Z-00-68** 2001 and approved by Operation of Law January 10, 2001, rezoning from the I-1 (Light Industrial) District and the I-2 (Heavy Industrial) District to the PD-MU (Planned Development-Mixed Use) District, property located at the **northeast corner of Glenwood Avenue and the Glenwood-Wylie Connector, SE**, for the purpose of approving a Site Plan Amendment and a Change of Conditions.

Owner: Green Street Properties, LLC

Applicant: Same

By: Katharine W. Kelley

**NPU-W Council District 5**

**02O0824 (16)** An Ordinance by Councilmember Debi Starnes to rezone

**Z-02-24** from the R-4A (Single-Family Residential) District, R-5 (Two-Family Residential) District and I-2 (Heavy Industrial) District to the PD-H (Planned Development-Housing) District, property located at **2101 Spink Street, N.W.**, fronting approximately 1,011.18 feet on the northwesterly side of Spink Street beginning at the west line of Land Lot 245. Property also fronts approximately 306.2 feet on the southerly side of Brantley Street.

Depth: Varies

Area: Approximately 8.13 Acres

Land Lot: 245, 17<sup>th</sup> District, Fulton County, Georgia

Owner: Brantley Street, LLC

Applicant: Same

By: Carl E. Westmoreland, Jr., Esq., Attorney

**NPU-D Council District 9**

**02O0825 (17)** An Ordinance by Councilmember Debi Starnes to rezone

**Z-02-23** from the I-1 (Light Industrial) District to the C-1 (Community Business) District, property located at **1030 (a.k.a. 380-390) Grant Circle, SE**, fronting 264.18 feet on the northerly side of Grant Circle beginning 385 feet east from the northeast corner of Grant Street.

**ZONING COMMITTEE DEBI STARNES, CHAIR**

**LEGISLATION IN ZRB (CONT'D)**

Depth: Varies

Area: 1.53863 Acres

Land Lot: 42, 14<sup>th</sup> District, Fulton County, Georgia

Owner: Peachtree Fidelity, LLC

Applicant: R. Wayne Lamar

**NPU-W Council District 1**

**02O0826 (18)** An Ordinance by Councilmember Debi Starnes to rezone

**Z-02-22** from the R-4 (Single-Family Residential) District to the PD-H (Planned Development-Housing) District, property located at the **rear of 647 Darlington Circle, NE**. Property has no frontage on a public street, but fronts 117.19 feet on the easterly side of Darlington Commons Court (A private street).

Depth: Varies

Area: 0.207 Acre

Land Lot: 47, 17<sup>th</sup> District, Fulton County, Georgia

Owner: Lisa Read

Applicant: Brock Built, LLC

**NPU-B Council District 7**

**02O0827 (19)** An Ordinance by Councilmember Debi Starnes to rezone

**Z-02-21** from the R-4A (Single-Family Residential) District to the R-4B (Single-Family Residential) District, property located at **2498 (a.k.a. 2484) Forrest Avenue, NW**, fronting 79.71 feet on the westerly side of Forrest Place beginning at the southwest corner of Forrest Avenue.

Depth: 196.40 Feet

Area: 11,424 Square Feet

Land Lot: 253, 17<sup>th</sup> District, Fulton County, Georgia

Owner: Mark Mather

Applicant: Same



## **NPU-D Council District 9**

[02O0828 \(20\)](#) An Ordinance by Councilmember Debi Starnes to rezone

**Z-02-20** from the I-1 (Light Industrial) District to the C-1 (Community Business) District, property located at **1111-1119 Memorial Drive, SE**, fronting 149.95 feet on the

southeasterly side of Memorial Drive beginning at the southwest corner of Howell Drive.

## **ZONING COMMITTEE DEBI STARNES, CHAIR**

### **LEGISLATION IN ZRB (CONT'D)**

Depth: Varies

Area: 2.22 Acres

Land Lots: 12 and 13, 14<sup>th</sup> District, Fulton County, Georgia

Owner: Patricia Elmore

Applicant: Ornstein Investments, LLC and

Preston and Associates

By: Matt Ornstein

NPU-N Council District 5

[02O0829 \(21\)](#) An Ordinance by Councilmember Debi Starnes to amend

**Z-02-15/** Ordinance Z-81-41, as amended, adopted by City Council

**Z-81-41** December 7, 1981 and approved by Operation of Law December 15, 1981 rezoning from the R-6 (Residential) District to the A-1-C (Apartment-Conditional) (Now RG-3-C (Residential General-Sector 3-Conditional) District, property located at **1126-1128-1130-1136-1146-1156-1166 Ponce de Leon Avenue, NE**, for the purpose of approving a Revised Site Plan for a portion of said property, specifically 1136-1146 Ponce de Leon Avenue, NE.

Owner: Glen Chouinard

Applicant: David Green

NPU-F Council District 6

[02O0113 \(22\)](#) An Ordinance by Zoning Committee granting a Special Use

**U-01-56** Permit for a Scrap Metal Processor (Recycling Facility) (Section 16-17.005 (1) (c), property located at **1211-1215 Sylvan Road, SW**, fronting 600.15 feet on the west side of Sylvan Road beginning at the southwest corner of Avon Avenue.

Depth: Varies

Area: 6.547 Acres

Land Lot: 120, 14<sup>th</sup> District, Fulton County, Georgia

Owner: Byron Kopman

Applicant: Metal Asset Acquisition, LLC

By: Carl E. Westmoreland, Jr.

NPU-X Council District 12

[02O0814 \(23\)](#) An Ordinance by Councilmember Debi Starnes granting a

**U-02-13** Special Use Permit for a Park-For-Hire Facility (Section 16-11.005(1)(k)), property located at **181 Ralph David Abernathy Boulevard, SW**, fronting 141.61 feet on the west side of Central Avenue beginning at the northwest corner of Ralph David Abernathy Boulevard. Property also fronts 100.07 feet on the east side of Pryor Street.

**ZONING COMMITTEE DEBI STARNES, CHAIR**

**LEGISLATION IN ZRB (CONT'D)**

Depth: Varies

Area: 33,843 Square Feet

Land Lot: 75, 14<sup>th</sup> District, Fulton County, Georgia

Owner: Saint Stephen Missionary Baptist Church

Applicant: Tarlee W. Brown

**NPU-V Council District 4**

[02O0815 \(24\)](#) An Ordinance by Councilmember Debi Starnes granting a

**U-02-11** Special Use Permit for a Private School (Sections 16-05.005(1)(l) and 16-08.005(1)(k)), property located at **3160 and part of 3254 Northside Drive, NW**, fronting 737.07 feet on the southwesterly side of Northside Parkway and 65.89 feet on the southwesterly side of Northside Parkway (non-contiguous frontage) beginning approximately 900 feet northwesterly from the southwest corner of Moores Mill Road. Property also fronts 125 feet on the north side of Howell Mill Road.

Depth: Varies

Area: 11.15 Acres

Land Lot 182, 17<sup>th</sup> District, Fulton County, Georgia

Owner: Atlanta Speech School

Applicant: Same

NPU-C Council District 8

[02O0816 \(25\)](#) An Ordinance by Councilmember Debi Starnes granting a

**U-02-12** Special Use Permit for a Private School (Section 16-05.005(1)(l)), property located at **3254 Northside Parkway, NW**, fronting approximately 712.74 feet on the southwesterly side of Northside Parkway beginning

approximately 1,200 feet southeasterly from the southeast corner of Howell Mill Road.

Depth: Varies

Area: 6.10 Acres

Land Lot 182, 17<sup>th</sup> District, Fulton County, Georgia

Owner: Trinity School

Applicant: Atlanta Girls School and Atlanta Speech School

### **NPU-C Council District 8**

[02O0817 \(26\)](#) An Ordinance by Councilmember Debi Starnes to amend

**U-02-10/** Ordinance U-99-33, adopted by City Council March 6, 2000

**U-99-33** and approved by Operation of Law March 15, 2000, granting a Special Use Permit for a Day Care Center, property located at **3900 Bakers Ferry Road, SW**, for the purpose of approving a Change of Conditions.

### **ZONING COMMITTEE DEBI STARNES, CHAIR**

### **LEGISLATION IN ZRB (CONT'D)**

Owner: Malaja D. Philips d/b/a Kiddi Kademy

Early Learning Center, Inc.

Applicant: Malaja D. Philips

NPU-H Council District 10

[02O0818 \(27\)](#) An Ordinance by Councilmember Debi Starnes granting a

**U-02-09** Special Use Permit for a Community Service Facility (Section 16-06.005(1)(k)), property located at **2750 Alston Drive, SE/264 East Lake Drive, SE**, fronting 115 feet on the north side of Alston Drive beginning at the northwest corner of East Lake Drive.

Depth: 167.90 Feet

Area: Approximately 19,309 Square Feet

Land Lot: 181, 15<sup>th</sup> District, DeKalb County, Georgia

Owner: East Lake Investments, Inc.

Applicant: East Lake Community Foundation, Inc.

By: David C. Kirk, Esq.

NPU-O Council District 5

[02O0819 \(28\)](#) An Ordinance by Councilmember Debi Starnes granting a

**U-02-08** Special Use Permit for a Community Service Facility (Section 16-06.005(1)(k)), property located at **2606**

**Alston Drive, SE**, fronting 104.40 feet on the north side of Alston Drive beginning at the northeast corner of Green Avenue.

Depth: 213.10 Feet

Area: Approximately 22,247 Square Feet

Land Lot: 181, 15<sup>th</sup> District, DeKalb County, Georgia.

Owner: East Lake Investments, Inc.

Applicant: East Lake Community Foundation, Inc.

By: David C. Kirk, Esq.

**NPU-O Council District 5**

**FINANCE/EXECUTIVE COMMITTEE FELICIA A. MOORE, CHAIR**

02-TR-0889 ( 1) Report to the Chief Financial Officer of the transfer of appropriations from one line item to another line item to various funds under Sec. 6-304(b) of the Charter.

**PAPERS HELD IN COMMITTEE**

**02O0037 ( 1)** An Ordinance by Councilmember Felicia A. 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) (Held for Work Session)**

**02R0363 ( 2)** 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) (Held for Work Session)**

**02O0373 ( 3)** An Ordinance by Councilmember C. T. Martin **as amended by Finance/Executive Committee** to establish an Atlanta in Fulton County, and an Atlanta in Dekalb Taxation Commission to undertake a comprehensive review of the appraisal and assessment process. **(Amended and Held 2/27/02) (Held for Work Session)**

**02O0375 ( 4)** 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) 2<sup>nd</sup> Reading, 1<sup>ST</sup> Adoption**

**FINANCE/EXECUTIVE COMMITTEE (2) FELICIA MOORE, CHAIR**

**PAPERS HELD IN COMMITTEE (CONT'D)**

**02O0385 ( 5)** 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)**

**02O0459 ( 6)** 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 ( 7)** 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)**

**02O0565 ( 8)** 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. **(2<sup>nd</sup> Reading, 1<sup>st</sup> Adoption) (Held 3/27/02)**

**FINANCE/EXECUTIVE COMMITTEE (3) FELICIA MOORE, CHAIR**

**PAPERS HELD IN COMMITTEE (CONT'D)**

**02O0679 ( 9)** An Ordinance by Councilmember Clair Muller to amend Ordinance No. 94-O-0445 so as to provide that any contract between the City of Atlanta and the City of Atlanta Solid Waste Management Authority be for any purpose for which the authority is authorized to undertake pursuant to O.C.G.A. §12-8-56, to repeal conflicting ordinances; and for other purposes. **(No Recommendation by City Utilities 4/9/02) (Referred to Finance/Executive Committee 5/6/02) (Held 5/15/02)**

**02O0683 (10)** An Ordinance by Councilmember Clair Muller amending Article 1, Section 2 of the Code of Ordinances to add a new provision requiring the registration and identification of Lobbyists on City property; to repeal conflicting ordinances to the extent of the conflict with this ordinance; and for other purposes. **(Held 4/10/02)**

**02R0810 (11)** A Resolution by Finance/Executive Committee authorizing the Mayor to issue a Notice to Proceed with TDC Systems Integration, for FC-7341-01, Annual Contract for Structured Wiring Cabling and Network Connectivity for the installation and Configure of Network Appliance Filer on behalf of the Department of Aviation based on hourly billing rates and equipment component pricing in an amount not to exceed \$115,070.00. All contracted work shall be charged to and paid from fund, account, center numbers: 2H01 521106 R12006. **(Held 5/15/02)**

**MEMBERS PRESENT: MOORE, MARTIN, NORWOOD, STARNES, MULLER & MADDOX**

**COMMITTEE ON COUNCIL ANNE FAUVER, CHAIR**

## COMMUNICATIONS

[02C0736 \( 1\)](#) A Communication by Councilmembers Carla Smith, Debi Starnes, Ivory Lee Young, Jr., Cleta Winslow and Ceasar C. Mitchell appointing **Mr. Eugene Britton, IV** to the Board of Zoning Adjustment for a term of three (3) years, scheduled to begin on the date of Council confirmation. **(Favorable by Zoning Committee 5/15/02)**

[02C0737 \( 2\)](#) A Communication by Mayor Shirley Franklin reappointing **Mr. Sam Dowdy** to serve on the Civil Service Board. This reappointment is for a term of three years, scheduled to begin on the date of Council confirmation.

[02C0738 \( 3\)](#) A Communication by Mayor Shirley Franklin appointing **Mr. Bruce Morton** to the Tree Conservation Commission. This appointment is for a term of two (2) years, scheduled to begin on the date of Council confirmation. **(Forward with No Recommendation by Community Development/Human Resources Committee 5/14/02)**

[02C0739 \( 4\)](#) A Communication by Mayor Shirley Franklin appointing **Ms. Greta DeMayo** to the Tree Conservation Commission. This appointment is for a term of two (2) years, scheduled to begin on the date of Council confirmation. **(Favorable by Community Development/Human Resources Committee 5/14/02)**

[02C0740 \( 5\)](#) A Communication by Mayor Shirley Franklin appointing **Councilmember Ceasar C. Mitchell** to the Piedmont Park Conservancy Board. This appointment is for a term of one (1) year, to begin April 30, 2002, and does not require Council confirmation. **(Filed by Community Development/Human Resources Committee 5/14/02)**

[02C0741 \( 6\)](#) A Communication by Mayor Shirley Franklin appointing **Mr. Frank McComb** to the License Review Board. This appointment is for a term of two (2) years, scheduled to begin on the date of Council confirmation. **(Forward with No Recommendation by Public Safety and Legal Administration Committee 5/14/02)**

[02C0743 \( 7\)](#) A Communication by Mayor Shirley Franklin appointing **Mr. John Lee** to the Municipal Market Board of Directors. This appointment is for a term of two (2) years, scheduled to begin on the date of Council confirmation. **(Favorable by Community Development/Human Resources Committee 5/14/02)**

## COMMITTEE ON COUNCIL (2) ANNE FAUVER, CHAIR

### COMMUNICATIONS (CONT'D)

[02C0744 \( 8\)](#) A Communication by Mayor Shirley Franklin appointing **Ms. Peggy McCormick** to the Downtown Atlanta Community Improvement District Board. This appointment is for a term of four (4) years, scheduled to begin on the date of Council confirmation. **(Forward with No Recommendation by Community Development/Human Resources Committee 5/14/02)**

[02C0799 \( 9\)](#) A Communication by Mayor Shirley Franklin appointing **Mr. Alexander F. Levy** to the City's Tree Conservation Commission for a term of two (2) years, scheduled to begin on the date of Council confirmation. **(Forward with No Recommendation by Community Development/Human Resources Committee 5/14/02)**

[02C0832 \(10\)](#) A Communication by Councilmembers Natalyn Archibong, Howard Shook, Clair Muller, Mary Norwood and Anne Fauver appointing **Mr. Henry Bryant** to the Board of Zoning Adjustment for a term of three (3) years, scheduled to begin on the date of Council confirmation. **(Favorable by Zoning Committee 5/15/02)**

## ORDINANCES FOR SECOND READING

[02O0734 \( 1\)](#) An Ordinance by Committee on Council to amend the 2001 City of Atlanta Precinct and Polling Places in Precincts 12S and 7G; and for other purposes.

[02O0840 \( 2\)](#) An Ordinance by Councilmember Clair Muller amending Section 2-813(b) and Section 2-814(b) of Chapter 2 of the City Code of Ordinances entitled "Standards of Conduct".

[02O0847 \( 3\)](#) An Ordinance by Councilmembers Anne Fauver and Howard Shook rescinding Ordinance #[02O0246](#)

adopted by the Atlanta City Council on February 22, 2002 and approved on March 6, 2002; amending Section 2-36, Division 1, Article II, Chapter 2 of the Code of Ordinances so as to provide for Council President's Expense Accounts; repealing conflicting ordinances; and for other purposes.

### **COMMITTEE ON COUNCIL (3) ANNE FAUVER, CHAIR**

#### **ORDINANCES FOR SECOND READING (CONT'D)**

**02O0848 ( 4)** An Ordinance by Councilmembers Anne Fauver and Howard Shook amending the Charter of the City of Atlanta, 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 2-308(b), Chapter 3, Article 2, 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 restructure the personnel operations in the Office of the President of the Atlanta City Council; to repeal conflicting ordinances; and for other purposes. **(2<sup>nd</sup> Reading, 1<sup>st</sup> Adoption)**

**02O0857 ( 5)** An Ordinance by Councilmembers Anne Fauver, Howard Shook, Ceasar C. Mitchell, Carla Smith, Natalyn Archibong, Ivory Lee Young, Jr., Derrick Boazman and Mary Norwood amending the Code of Ordinances, Chapter 2, Article VII, Division 2 Standards of Conduct, to amend the last sentence of Section 2-804(d) (6).

**02O0858 ( 6)** An Ordinance by Councilmembers Anne Fauve, Howard Shook, Natalyn Archibong, Carla Smith, Ivory Lee Young, Jr. and Debi Starnes amending the Code of Ordinances, Chapter 2, Article VII, Division 2 Standards of Conduct to amend Section 2-809 Representing Private Interest Before Courts.

**02O0859 ( 7)** An Ordinance by Councilmembers Anne Fauver and Howard Shook to add the Code of Ethics as part of the Oath of Office for members of boards, councils, commissions and authorities established by the Council; to repeal conflicting ordinances; and for other purposes.

**02O0862 ( 8)** An Ordinance by Councilmembers Anne Fauver and Howard Shook to add the Code of Ethics as part of the Oath of Office for all officials of the City of Atlanta; to repeal conflicting ordinances; and for other purposes.

**02O0863 ( 9)** An Ordinance by Councilmembers Anne Fauver and Howard Shook amending the Charter of the City of Atlanta 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 2-301, Chapter 3, Article 2, 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 add the Code of Ethics as part of the Oath of Office for the Mayor, President of the Council, and Council Members; to repeal conflicting ordinance; and for other purposes. **(2<sup>nd</sup> Reading, 1<sup>st</sup> Adoption)**

### **COMMITTEE ON COUNCIL (4) ANNE FAUVER, CHAIR**

#### **ORDINANCES FOR SECOND READING (CONT'D)**

**02O0860 (10)** An Ordinance by Councilmember Anne Fauver amending the Charter of the City of Atlanta 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 3-401, Chapter 4, Article 3, 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 delete Section 3-401 entitled "General", under Chapter 4- Boards and Commissions, in its entirety and replace it with a new and expanded Section 3-401-General; to repeal conflicting ordinances; and for other purposes. **(2<sup>nd</sup> Reading, 1<sup>st</sup> Adoption)**

**02O0861 (11)** An Ordinance by Councilmember Anne Fauver amending the Code of Ordinances, Chapter 2, Article VII, Division 2, Standards of Conduct to clarify certain inconsistencies and eliminate conflicting provisions; and for other purposes.

**02O0841 (12)** An Ordinance by Councilmember Clair Muller to effectuate a Home Rule Charter Amendment 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 1-102 (entitled Powers) 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 City's authority to accept gifts to the City on the donor's terms and conditions to the City's authority to accept gifts to the City on the City's terms and conditions, to repeal conflicting ordinances and charter provisions; and for other purposes. **(2<sup>nd</sup> Reading, 1<sup>st</sup> Adoption)**

### **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)**

### **COMMITTEE ON COUNCIL (5) ANNE FAUVER, CHAIR**

#### **PAPERS HELD IN COMMITTEE (CONT'D)**

**02C0660 ( 3)** A Communication by Mayor Shirley Franklin reappointing **Ms. Sarah Mock** to serve on the Tree Conservation Commission. This reappointment is for a term of two years, scheduled to begin on the date of Council confirmation. **(Forward with No Recommendation by Community Development/Human Resources Committee 4/9/02) (Held 5/6/02)**

#### **MEMBERS PRESENT:**

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*Questions or Comments for City Council*  
**([pryan@atlantaga.gov](mailto:pryan@atlantaga.gov))**

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**Webmaster**

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