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ATLANTA CITY COUNCIL

AGENDA

June 17, 2002

Order of Business for the Atlanta City Council

Monday, June 17, 2002

The Honorable Cathy Woolard, Presiding

1:00 P. M.

1. Call to Order
2. Roll Call
3. Invocation
4. Pledge of Allegiance
5. Proclamations, Commendations and other Special Awards
6. Remarks by the Public
7. Report of the Journal
8. Communications

9. Adoption of Agenda
10. Consideration of Vetoed Legislation
11. Unfinished Business
12. Consent Agenda
13. **Report of Standing Committees Committee Chairs Page**

Public Safety and Legal

Administration Committee* Ceasar C. Mitchell 15

Transportation Committee* H. Lamar Willis 16

Zoning Committee Debi Starnes 17

Finance/Executive Committee Felicia A. Moore 32

Committee on Council** Anne Fauver 37

City Utilities Committee Clair Muller 41

Community Development/Human

Resources Committee* Clela Winslow 43

14. Personal Papers and General Remarks

15. Announcements

16. Adjournment: Roll Call

* **No Report**

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

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

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

SECTION I

ORDINANCES FOR SECOND READING

PUBLIC SAFETY AND LEGAL

ADMINISTRATION COMMITTEE - CEASAR C. MITCHELL, CHAIR

02O0973 (1) An Ordinance by Public Safety and Legal Administration Committee authorizing the settlement of all claims against Officer J. A. Veerkamp in the case of Louis Bray v. Officer J. A. Veerkamp et al., filed in the Superior Court of Fulton County, Civil Action File No. 00VS0021758G, to cause payment to be made in the amount of

\$30,000.00; to waive conflicting ordinances; and for other purposes.

[02O1036 \(2\)](#) An Ordinance by Councilmember Natalyn M. Archibong to amend Chapter 150, Article VIII, Section 150-296 of the Code of Ordinances of the City of Atlanta prohibiting cruising by including Whitefoord Avenue as a “No Cruising Zone”; to repeal conflicting ordinances; and for other purposes.

TRANSPORTATION COMMITTEE - H. LAMAR WILLIS, CHAIR

[02O0908 \(3\)](#) An Ordinance by Transportation Committee authorizing the Mayor or her designee to make the intersection of Joe Louis Drive, NW and Pansy Street an All-Way Stop.

[02O0909 \(4\)](#) An Ordinance by Transportation Committee authorizing the Mayor or her designee to make the intersection of Eastwood Avenue, SW and Eden Avenue an All-Way Stop.

[02O0956 \(5\)](#) An Ordinance by Councilmember Derrick Boazman authorizing the Mayor or her designee to make the street segment of Katherwood Drive, SW between Sylvan Road and Melrose Drive within the City of Atlanta No Parking Anytime.

CONSENT AGENDA SECTION I (CONT'D)

ORDINANCES FOR SECOND READING (CONT'D)

FINANCE/EXECUTIVE COMMITTEE - FELICIA A. MOORE, CHAIR

[02O1029 \(6\)](#) An Ordinance by Councilmember C. T. Martin to amend Article “V”, Classification Plan, Section 114-477, of the Code of Ordinances, City of Atlanta, Georgia, so as to move the Police Chief to the Executive Salary Schedule and authorize above entry hiring; and for other purposes.

CITY UTILITIES COMMITTEE - CLAIR MULLER, CHAIR

[02O0164 \(7\)](#) An Ordinance by Councilmember Debi Starnes to **abandon** Johnson Avenue, between Randolph Street and the Dead End to the west. **(Public Hearing held 6/11/02)**

[02O0901 \(8\)](#) An Ordinance by City Utilities Committee amending the 2002 (2001 Water and Wastewater Bond Fund) Budget in an amount not to exceed \$13,000,000.00 to fund the Citywide Insituform Improvements; and for other purposes.

[02O1043 \(9\)](#) An Ordinance by Councilmembers Carla Smith and Debi Starnes **as amended by City Utilities Committee** authorizing the Commissioner of Public Works, on behalf of the Mayor, to waive paragraph four (4) of Section 138-60 of the Code of Ordinances of the City of Atlanta, for issuance of a Banner Permit to the Sweet Auburn Market; and for other purposes.

RESOLUTIONS

PUBLIC SAFETY AND LEGAL

ADMINISTRATION COMMITTEE - CEASAR C. MITCHELL, CHAIR

[02R1000 \(1\)](#) A Resolution by Public Safety and Legal Administration Committee authorizing the settlement of all claims payment in the amount of \$58,371.36 in settlement of the claim of Richard P. Clark against the City of Atlanta.

[02R1001 \(2\)](#) A Substitute Resolution by Public Safety and Legal Administration Committee authorizing payment in the amount of \$7,736.00 in settlement of the claim of Jeffery B. Hambrick against the City of Atlanta.

CONSENT AGENDA SECTION I (CONT'D)

RESOLUTIONS (CONT'D)

PUBLIC SAFETY AND LEGAL

ADMINISTRATION COMMITTEE - CEASAR C. MITCHELL, CHAIR

02R1002 (3) A Resolution by Public Safety and Legal Administration Committee authorizing the settlement of all claims resulting from the case of Fogarty v. Pocock, et al., United States District Court, Northern District of Georgia, Atlanta Division, Civil Action File Number 1:01-CV-2506-CAP, in an amount not to exceed \$5,000.00; authorizing the Chief Financial Officer to disburse the settlement amount; and for other purposes.

02R1003 (4) A Resolution by Public Safety and Legal Administration Committee authorizing the settlement of all claims of Joe Dennis Glass in the case of Joe Glass v. Officer J. Randle et al. Civil Action File No. 1:99-CV-11875-CC, in the United States District Court for the Northern District of Georgia, Atlanta Division, to cause payment to be made in the amount of \$120,000.00; and for other purposes.

02R1016 (5) A Substitute **Resolution by Public Safety and Legal Administration Committee authorizing the Mayor to enter into Renewal No. 1 with Professional Probation Services, Inc., for FC-7067-99, Privatization of Probation Services on behalf of City Court of Atlanta. The contract will be revenue generating and the revenue will be deposited in Fund, Account and Center Number: 1A01 451101 B00001.**

02R1033 (6) A Resolution by Councilmembers C. T. Martin, Ivory Lee Young, Jr., Mary Norwood and Ceasar C. Mitchell authorizing the enforcement of laws governing the compliance with traffic control devices through the use of cameras and other imaging technology as authorized by State Law.

TRANSPORTATION COMMITTEE - H. LAMAR WILLIS, CHAIR

02R0676 (7) A Resolution by Councilmember H. Lamar Willis **as substituted by Transportation Committee** authorizing the reimbursement to the Aviation Fund for expenses incurred on behalf of the General Fund in the amount of \$690,500.00 plus interest in the amount of \$86,795.00 for a total due of \$777,295.00 as identified in the Internal Audit Report issued in 2000 and 2001; and for other purposes.

CONSENT AGENDA SECTION I (CONT'D)

RESOLUTIONS (CONT'D)

TRANSPORTATION COMMITTEE - H. LAMAR WILLIS, CHAIR

02R1018 (8) A Resolution by Transportation Committee authorizing the Mayor to enter into an appropriate contractual agreement with ADT Security Services, Inc. for FC-7265-00, Technical Support for the Airport Dispatch and Communications Center, at Hartsfield Atlanta International Airport, on behalf of the Department of Aviation in an amount not to exceed \$388,440.00, annually; and contracted work to be charged to and paid from Fund, Account and Center Number: 2H01 523001 X24002.

02R1019 (9) A Resolution by Transportation Committee authorizing the sale to the College Park Business and Industrial Development Authority of a parcel of Airport Noise Land comprising 1.292 acres (56,261 square feet) in the City of College Park in Land Lot 161 of the 14th District of Fulton County, Georgia, located north and west of the intersection of Harvard Avenue with College Street, for the appraised value of \$253,174.50, which equates to \$4.50 per square foot; authorizing the Mayor or her designee to execute on behalf of the City of Atlanta a deed and other necessary and appropriate documents or legal instruments required to consummate this transaction; authorizing the

City Attorney to take all necessary steps on behalf of the City of Atlanta required to close the sale, as herein authorized; and for other purposes.

02R1069 (10) A Resolution by Transportation Committee granting Midtown Lanier Parking, Inc., a permit to operate a Commercial Parking Lot at 736 Peachtree Street, NE with a capacity of 98 parking spaces.

02R1070 (11) A Resolution by Transportation Committee granting Expert Services, Inc., a permit to operate a Commercial Parking Lot at 185 Peachtree Street, SW with a capacity of 26 parking spaces.

CONSENT AGENDA SECTION I (CONT'D)

RESOLUTIONS (CONT'D)

FINANCE/EXECUTIVE COMMITTEE - FELICIA A. MOORE, CHAIR

02R1030 (12) A Resolution by Councilman C. T. Martin **as amended by Finance/Executive Committee** authorizing the Mayor to execute an Employment Agreement with Richard J. Pennington to memorialize the terms of his service as Police Chief; and for other purposes.

CITY UTILITIES COMMITTEE - CLAIR MULLER, CHAIR

02R0972 (13) A Resolution by City Utilities Committee authorizing the Mayor or designee to approve a **Notice to Proceed** with Jordan, Jones and Goulding, Inc./Engineering Design Technologies, Inc., - JV for FC-6710-96D, Annual Contract for Architectural and Engineering Services to perform a process capacity analysis of the three (3) City NPDES permitted Water Reclamation Centers on behalf of the Department of Public Works in an amount not to exceed \$550,000.00; all contracted work shall be charged to and paid from Fund, Account and Center Number: 2J21 524001 M57201.

02R1004 (14) A Resolution by City Utilities Committee authorizing the Mayor or designee to issue a **Notice to Proceed** with Washington Infrastructure Services, Inc. for FC-5297-91, Annual Citywide Architectural and Engineering Services, Tenth Ward Sanitary Sewer Rehabilitation, Contracts 1-4, on behalf of the Department of Public Works in an amount not to exceed \$137,075.00 for additional engineering support for Tenth Ward Sanitary Sewer Improvements Contract 2 & 3; all contracted work shall be charged to and paid from Fund, Account and Center Number: 2J26 573001 M24I02469999.

02R1005 (15) A Resolution by City Utilities Committee authorizing the Mayor or designee to issue a **Notice to Proceed** with Washington Infrastructure Services, Inc. for FC-5297-91, Annual Citywide Architectural and Engineering Services, for Tenth Ward Sanitary Sewer Rehabilitation, Contract 1-4, on behalf of the Department of Public Works in an amount not to exceed \$147,578.00 for additional engineering support for Tenth Ward Sanitary Sewer Improvements Contract 1 & 4; all contracted work shall be charged to and paid from Fund, Account and Center Number: 2J26 573001 M24I02469999.

CONSENT AGENDA SECTION I (CONT'D)

RESOLUTIONS (CONT'D)

CITY UTILITIES COMMITTEE - CLAIR MULLER, CHAIR

02R1006 (16) A Resolution by City Utilities Committee authorizing the Mayor to enter into Renewal Agreement No. 2 with Insituform Technologies, Inc. for FC-7063-99, Annual Contract for Cured-In-Place Pipe; on behalf of the Department of Public Works in an amount not to exceed \$13,000,000.00; all contracted work shall be charged to and paid from Fund, Account and Center Number: 2J27 574001 M24I02449999.

02R1007 (17) A Resolution by City Utilities Committee authorizing the Mayor or designee to enter into an appropriate contractual agreement with Obayashi Corporation/CJB Contracting, Inc. a Joint Venture for FC-7377-01, Nancy Creek Tunnel Project on behalf of the Department of Public Works in an amount not to exceed \$131,576,006.00. All contracted work shall be charged to and paid from Fund, Account and Center Number: 2J27 574001 M24I02429999.

02R1008 (18) A Resolution by City Utilities Committee authorizing the Mayor or her designee to enter into a Renewal Agreement Number 2 with Mayes, Sudderth & Etheredge, Inc./Harrington, George & Dunn, P.C. - JV for FC-6710-96B, Annual Contract for Architectural and Engineering Services; all contracted work shall be charged to and paid from Various Fund, Account and Center Numbers.

02R1009 (19) A Resolution by City Utilities Committee authorizing the Mayor or her designee to enter into a Renewal Agreement Number 2 with CH2M Hill, Inc./TOC, Inc., - JV for FC-6710-96A, Annual Contract for Architectural and Engineering Services; all contracted work shall be charged to and paid from Various Fund, Account and Center Numbers.

02R1010 (20) A Resolution by City Utilities Committee authorizing the Mayor or her designee to enter into a Renewal Agreement Number 2 with Delon Hampton & Associates/W. L Jorden and Company, Inc. - JV for FC-6710-96C, Annual Contract for Architectural and Engineering Services; all contracted work shall be charged to and paid from Various Fund, Account and Center Numbers.

CONSENT AGENDA SECTION I (CONT'D)

RESOLUTIONS (CONT'D)

CITY UTILITIES COMMITTEE - CLAIR MULLER, CHAIR

02R1011 (21) A Resolution by City Utilities Committee authorizing the Mayor or her designee to enter into a Renewal Agreement Number 2 with Jordan, Jones & Goulding/Engineering Design Technologies, Inc. - JV for FC-6710-96D, Annual Contract for Architectural and Engineering Services; all contracted work shall be charged to and paid from Various Fund, Account and Center Numbers.

02R1012 (22) A Resolution by City Utilities Committee authorizing the Mayor or designee to enter into an appropriate contractual agreement with Western-Summit/Don-Sie/Hartman & Associates-JV for FC-7170-00, Hemphill Water Treatment Plant and Chattahoochee Water Treatment Plant Improvements on behalf of the Department of Water in an amount not to exceed \$33,128,550.00. All contracted work shall be charged to and paid from Various Fund, Account and Center Numbers as listed.

02R1023 (23) A **Substitute** Resolution by City Utilities Committee authorizing the Mayor or designee to enter into an appropriate contractual agreement with Presnell Associates, Inc./Anderson Consulting Services, LLC/Camken Consulting - JV for FC-7345-01, Contract A, Sanitary Sewer Evaluation Survey on behalf of the Department of Public Works in an amount not to exceed \$7,326,507.30. All contracted work shall be charged to and paid from Fund, Account and Center Number: 2J27 524001 M24I22029999.

02R1024 (24) A **Substitute** Resolution by City Utilities Committee authorizing the Mayor or designee to enter into an appropriate contractual agreement with Roy F. Weston for FC-7345-01, Contract C, Sanitary Sewer Evaluation Survey on behalf of the Department of Public Works in an amount not to exceed \$6,697,556.84. All contracted work shall be charged to and paid from Fund, Account and Center Number: 2J27 524001 M24I22029999.

CONSENT AGENDA SECTION I (CONT'D)

RESOLUTIONS (CONT'D)

CITY UTILITIES COMMITTEE - CLAIR MULLER, CHAIR

02R1025 (25) A **Substitute** Resolution by City Utilities Committee authorizing the Mayor or designee to enter into an appropriate contractual agreement with Atlanta Infrastructure Managers for FC-7345-01, Contract D, Sanitary Sewer Evaluation Survey on behalf of the Department of Public Works in an amount not to exceed \$5,366,113.28. All contracted work shall be charged to and paid from Fund, Account and Center Number: 2J27 524001 M24I22029999.

02R1026 (26) A **Substitute** Resolution by City Utilities Committee authorizing the Mayor or designee to enter into an appropriate contractual agreement with Compliance EnviroSystems, LLC for FC-7345-01, Contract B, Sanitary Sewer Evaluation Survey on behalf of the Department of Public Works in an amount not to exceed \$6,189,848.30. All contracted work shall be charged to and paid from Fund, Account and Center Number: 2J27 524001 M24I22029999.

02R1071 (27) A Resolution by City Utilities Committee authorizing the Mayor to enter into an appropriate contractual agreement with USFilter Operating Services (USFOS) for FC-7338-01, Long Term Biosolids Management Services for the City of Atlanta on behalf of the Department of Public Works in an amount not to exceed \$8,300,000.00 for the first year. Contract funds shall be allocated as follows: for Project Capital Costs, \$6,500,000.00; for Unanticipated Consent Decree Contingency Costs, \$500,000.00; all contracted work shall be charged to and paid from Fund, Account and Center Numbers: 2J26 573001 M52I20199999 \$2,199,379.00; 2J26 573001 M53I19079999 \$3,528,633.00; 2J26 573001 M55I18079999 \$1,658,907.00; for Operation and Maintenance costs associated with continuing operation of existing facilities, an estimated \$1,300,000.00 for Operation and Maintenance to be funded through reprogramming of the Wastewater Services Budget. Funds will be programmed to 2J01 523001 M51002.

CONSENT AGENDA SECTION I (CONT'D)

RESOLUTIONS (CONT'D)

PUBLIC SAFETY AND LEGAL

ADMINISTRATION COMMITTEE - CEASAR C. MITCHELL, CHAIR

Claims with Favorable Recommendations:

02R0978 (1) Claim of **Deidra L. Wilson and Willie D. Wilson**, for damages alleged to have been sustained as a result of an automobile accident on March 7, 2002 at 637 Lee Street, SW and Ralph David Abernathy Boulevard, SW. **\$1,997.89**

02R0979 (2) Claim of **American Auto Rental, Inc.**, for damages alleged to have been sustained as a result of a vehicular accident on June 19, 2001 at Peachtree Street, NE and Collier Road, NE.

\$1,187.11

02R0980 (3) Claim of **Johari Davis**, for damages alleged to have been sustained from driving over a sanitary sewer construction site that was left in an unsafe condition on January 26, 2002 at 1365 Peachtree Street, NE. **\$813.50**

02R0981 (4) Claim of **Direct Insurance Company as subrogee of Elizabeth Cowley, through their attorney, R. K. White**, for damages alleged to have been sustained as a result of a vehicular accident on February 5, 2002 at 1325 White Street, SW. **\$2,000.00**

02R0982 (5) Claim of **Theodore Taylor**, for damages alleged to have been sustained from as a result of a vehicular accident on March 2, 2002 at 10th and Williams Streets. **\$1,041.74**

02R0983 (6) Claim of **Richard Bearden and Marvena Clay**, for damages alleged to have been sustained as a result of an automobile accident that occurred on April 21, 2002 at Campbellton Road, SW and Fairburn Road ramp.

\$2,000.00

02R0984 (7) Claim of **State Farm Insurance Companies as subrogee of Derrick M. Stafford**, for damages alleged to have been sustained as a result of an automobile accident on December 7, 2001 at 805 Peachtree Street, NE.

\$2,000.00

02R0985 (8) Claim of **Jason Gallacher**, for damages alleged to have been sustained as a result of a vehicular accident on March 11, 2002 at 153 Piedmont Avenue, NE. **\$1,216.79**

CONSENT AGENDA SECTION I (CONT'D)

RESOLUTIONS (CONT'D)

PUBLIC SAFETY AND LEGAL

ADMINISTRATION COMMITTEE - CEASAR C. MITCHELL, CHAIR

Claims with Favorable Recommendations:

02R0986 (9) Claim of **Sheran Watkins**, for damages alleged to have been sustained as a result of an automobile incident on November 27, 2001 at 82 Montgomery Ferry Drive, NE. **\$2,000.00**

Claims with Unfavorable Recommendations:

02R0987 (10) Claim of **Victor R. Miller, through his insurance carrier, State Farm Insurance Companies**, for damages alleged to have been sustained as a result of vehicular damage due to an undisclosed event on October 7, 2001 at an undisclosed location.

02R0988 (11) Claim of **Sheila Please**, for damages alleged to have been sustained as a result of a vehicular accident on January 17, 2002 at 1469 Campbellton Road, SW.

02R0989 (12) Claim of **Peter Zwieg, through his insurance carrier, State Farm Insurance Companies**, for damages alleged to have been sustained as a result of a vehicular accident on January 14, 2002 at an undisclosed location.

02R0990 (13) Claim of **Kelvin Gilyard**, for damages alleged to have been sustained as a result of an excessive use of force incident by police on August 20, 2001 at 1247 Simpson Road, NW.

02R0991 (14) Claim of **Patricia Guice, through her attorney, George L. French**, for damages alleged to have been sustained as a result of a vehicular accident on November 9, 2001 at 629 Cascade Avenue, SW.

02R0992 (15) Claims of **Susan M. Wilkinson**, for damages alleged to have been sustained due to a metal object in the road on February 24, 2002 at Boulevard, NE and Freedom Parkway.

02R0993 (16) Claim of **Sheila G. Wrenne**, for damages alleged to have been sustained from driving over a pothole in the road on August 31, 2001 at 367 James P. Brawley Drive, SW.

CONSENT AGENDA SECTION I (CONT'D)

RESOLUTIONS (CONT'D)

PUBLIC SAFETY AND LEGAL

ADMINISTRATION COMMITTEE - CEASAR C. MITCHELL, CHAIR

Claims with Unfavorable Recommendations:

02R0994 (17) Claim of St. Paul Insurance Company as subrogee of Juneau Construction Company, LLC, for damages alleged to have been sustained as a result of a sewer backup on June 20, 2001 at 1039 Dickson Place.

02R0995 (18) Claim of Deborah V. Driskell, for damages alleged to have been sustained as a result of a sewer backup on December 11, 2001 at 2893 Lookout Place, NE.

02R0996 (19) Claim of Derrick M. Stafford, for damages alleged to have been sustained as a result of an automobile accident that occurred on December 7, 2001 at 805 Peachtree Street, NE.

02R0997 (20) Claim of Janet Hill, through her attorney, Robert N. Putnam, Jr., for damages alleged to have been sustained as a result of delays caused by the City for the completion of a construction project at 543 Auburn Avenue.

02R0998 (21) Claim of Cynthia M. Roseberry, for damages alleged to have been sustained as a result of a vehicular accident on September 16, 2001 at 2867 Pete Street, NW.

02R0999 (22) Claim of Rhoda Quarles, as mother and guardian of Jarrod Quarles, a minor through their attorney, Charles T. Brant, for damages alleged to have been sustained as a result of a vehicular accident on October 14, 2000 at 420 Moreland Avenue.

CONSENT AGENDA SECTION II

ORDINANCES FOR FIRST READING

PUBLIC SAFETY AND LEGAL

ADMINISTRATION COMMITTEE - CEASAR C. MITCHELL, CHAIR

02O1017 (1) An Ordinance by Public Safety and Legal Administration Committee amending the 2002 (Intergovernmental Grant Fund) Budget by adding to anticipations and appropriations in the amount of \$75,000.00 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. To authorize the Mayor, or her designee, to sign all necessary grant agreements; and for other purposes.

TO BE REFERRED TO PUBLIC SAFETY & LEGAL ADMINISTRATION COMMITTEE

02O1020 (2) An Ordinance by Public Safety and Legal Administration Committee authorizing settlement of all claims of Sherry Hobbs, individually and as administratrix of the estate of Darryl Hobbs, in the case of Hobbs versus Dupree, Civil Action File No. 98VS150936, in the State Court of Fulton County, State of Georgia, to cause payment to be made in the amount of \$45,000.00; and for other purposes.

TO BE REFERRED TO PUBLIC SAFETY & LEGAL ADMINISTRATION COMMITTEE

02O1061 (3) An Ordinance by Councilmembers C. T. Martin and Ceasar C. Mitchell authorizing the Mayor to apply for and once approved, accept from the Edward Byrne Memorial Grant Program, a grant for Criminal Justice Records Improvements (CJRI) in the amount of \$62,808.00; and for other purposes.

TO BE REFERRED TO PUBLIC SAFETY & LEGAL ADMINISTRATION COMMITTEE

TRANSPORTATION COMMITTEE - H. LAMAR WILLIS, CHAIR

02O1021 (4) An Ordinance by Transportation Committee amending the 2002 (Airport Renewal & Extension Fund) Budget to transfer to and from appropriations in the amount of \$343,800.00 for Grant Agreement 3-13-0008-41 to acquire land for noise compatibility; and for other purposes.

TO BE REFERRED TO TRANSPORTATION COMMITTEE

CONSENT AGENDA SECTION II (CONT'D)

ORDINANCES FOR FIRST READING (CONT'D)

TRANSPORTATION COMMITTEE - H. LAMAR WILLIS, CHAIR

02O1022 (5) An Ordinance by Transportation Committee to anticipate and appropriate Grant Funds in the amount of \$7,037,180.00 from the Federal Aviation Administration in Grant Agreement 3-13-0008-52, compensation for Direct Cost Associated with new, additional or revised security requirements on or after September 11, 2001; and for other purposes.

TO BE REFERRED TO TRANSPORTATION COMMITTEE

COMMUNITY DEVELOPMENT/HUMAN

RESOURCES COMMITTEE - CLETA WINSLOW, CHAIR

02O1013 (6) An Ordinance by Community Development/Human Resources Committee authorizing the Mayor to grant a permanent construction and maintenance easement to the Georgia Power Company for installation and maintenance of new outdoor lighting and new underground electrical distribution system services within Piedmont Park, located in Land Lots 54 and 55 of the 17th District of Fulton County, Georgia; the Piedmont Park Conservancy, Inc., organization will pay all costs associated with this installation and maintenance services in accordance with the Piedmont Park Master Plan, 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

02O1014 (7) An Ordinance by Community Development/Human Resources Committee authorizing the Mayor to direct the Department of Planning, Development and Neighborhood Conservation (Bureau of Neighborhood Conservation) to demolish and clean the premises of various structures pursuant to Article III of the Atlanta Housing Code and a hearing conducted by the In Rem Review Board on April 25, 2002.

1851 Lakewood Terrace, SE 01

2300 Thomas Road, NW 09

558 Western Avenue, NW 03

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

[02O1015 \(8\)](#) An Ordinance by Community Development/Human Resources Committee authorizing the Mayor to direct the Department of Planning, Development and Neighborhood Conservation (Bureau of Neighborhood Conservation) to demolish and clean the premises of various structures pursuant to Article III of the Atlanta Housing Code and a hearing conducted by the In Rem Review Board on April 25, 2002.

2084 Bethel Drive, NW 03

762 Bonnie Brae Avenue, SW 04

2108 Defoor Avenue, NW 08

31 Evelyn Way, NW 09

1008 North Avenue, NW 03

339 Temple Street, NW 03

2066 Wilson Avenue, NW 03

1109 Windsor Street, SW 04

TO BE REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE

PUBLIC SAFETY AND LEGAL

ADMINISTRATION COMMITTEE CEASAR C. MITCHELL, CHAIR

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)**

[02O0853 \(2\)](#) 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)**

[02O0957 \(3\)](#) An Ordinance by Councilmember Debi Starnes to amend Chapter 150, Article VII, Section 150-296 of the Code of Ordinances of the City of Atlanta prohibiting cruising by including additional downtown areas identified as "No Cruising Zones" to repeal conflicting ordinances; and for other purposes. **(Held 5/28/02)**

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

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)**

[02O0718 \(2\)](#) 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. **(Held 5/29/02)**

[02O1034 \(3\)](#) An Ordinance by Councilmember C. T. Martin **as amended by Transportation Committee** authorizing the Mayor or her designee to install an All-Way Stop sign at the intersection of South Gordon Street, SW and Rogers Avenue, SW; and for other purposes. **(Amended and Held 6/12/02)**

[02O1038 \(4\)](#) An Ordinance by Councilmember Derrick Boazman authorizing the Mayor or her designee to install speed humps on Erin Avenue, SW and Melview Avenue, SW; and for other purposes. **(Held 6/12/02)**

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

ZONING COMMITTEE IVORY LEE YOUNG, JR., VICE-CHAIR

ORDINANCES FOR SECOND READING

[02O0883 \(1\)](#) An **Amended** Ordinance by Community Development/

CDP-02-15 Human 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, SW**, from the "Single Family Residential" Land Use Designation to the "Low Density Commercial" Land Use Designation; and for other purposes. **(Public Hearing held on 6/10/02) (Favorable by CD/HR Committee 6/11/02)**

NPU-H Council District 10

FAVORABLE AS AMENDED (4 YEA'S) (1 NAY)

[02O0477 \(2\)](#) A **Substitute** Ordinance by Zoning Committee to rezone from

Z-02-13 the RG-2 (Residential General-Sector 2) District to the C-1 (Community Business) District, property located at **18-34-54 Fairburn Road, SW**, fronting 406.32 feet on the east side of Fairburn Road beginning 243.2 feet south from the southeast corner of Martin Luther King, Jr. Drive.

Depth: Varies

Area: 2.19 Acres More or Less

Land Lot: 243, 14th District, Fulton County, Georgia

Owner: Dwight Jackson

Applicant: Byron Washington

NPU-H Council District 10

FORWARDED WITHOUT RECOMMENDATION ON SUBSTITUTE

[02O0667 \(3\)](#) 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, 14th District, Fulton County, Georgia

Owner: Geraldine E. Perry

Applicant: Same

NPU-H Council District 10

FAVORABLE

ZONING COMMITTEE (2) IVORY LEE YOUNG, JR., VICE-CHAIR

ORDINANCES FOR SECOND READING (CONT'D)

[02O0884 \(4\)](#) 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. (Public Hearing held on 6/10/02) (Favorable by CD/HR Committee 6/11/02)

NPU-H Council District 10

FAVORABLE

[02O0856 \(5\)](#) 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. (Public Hearing held on 6/10/02) (Favorable by CD/HR Committee 6/11/02)

NPU-F Council District 6

FAVORABLE

ORDINANCES FOR FIRST READING

[02O1062 \(1\)](#) An Ordinance by Zoning Committee to rezone from the

Z-02-42 R-4 (Single-Family Residential) District to the I-1 (Light Industrial) District, property located at **608 Ralph McGill Boulevard, NE**, fronting 230 feet on the north side of Ralph McGill Boulevard beginning at the northeast corner of Glen Iris Drive.

Depth: Varies

Area: Approximately 2.31 Acres

Land Lot: 18 of the 14th District Fulton County, Georgia

Owner: Ivan Allen Company

Applicant: Allen Inman

By: M. Hakim Hilliard

NPU-M Council District 2

TO BE REFERRED TO ZRB AND ZONING COMMITTEE

ZONING COMMITTEE (3) IVORY LEE YOUNG, JR., VICE-CHAIR

ORDINANCES FOR FIRST READING (CONT'D)

02O1063 (2) An Ordinance by Zoning Committee to rezone from the

Z-02-43 RG-2 (Residential-General Sector 2) District to the R-LC (Residential-Limited Commercial) District, property located at **1640 (a.k.a. 1636) Piedmont Road, NE**, fronting 120 feet on the west side of Piedmont Road beginning 503.45 feet from the southwest corner of Piedmont and Pelham Road.

Depth: Varies

Area: .27 Acre

Land Lots: 51 and 56 of the 17th District, Fulton County, Georgia

Owner: Ronnie Antebi

Applicant: David Green

NPU-F Council District 6

TO BE REFERRED TO ZRB AND ZONING COMMITTEE

02O1064 (3) An Ordinance by Zoning Committee to rezone from the

Z-02-44 I-2 (Heavy Industrial) District to the C-1 (Community Business) District, property located at **922-940 Memorial Drive, SE**, fronting 310 feet on the north side of Memorial Drive beginning at the northwest corner of Memorial and Holtzclaw Drive.

Depth: Varies

Area: 2.1 Acres

Land Lot: 13 of the 14th District, Fulton County, Georgia

Owner: Jeff Notrica

Applicant: David Green

NPU-N Council District 5

TO BE REFERRED TO ZRB AND ZONING COMMITTEE

02O1065 (4) An Ordinance by Zoning Committee to rezone from the

Z-02-45 I-1 (Light Industrial) District to the C-3 (Commercial Residential) District, property located at **519-573 Western Avenue, NW**, fronting 275 feet on the west side of Northside Drive beginning at the northwest corner of Western Avenue.

Depth: Varies

Area: 8.2 Acres

Land Lot: 82 of the 14th District, Fulton County, Georgia

Owner: Bethursday Development Corporation

Applicant: Same

NPU-L Council District 3

TO BE REFERRED TO ZRB AND ZONING COMMITTEE

ZONING COMMITTEE (4) IVORY LEE YOUNG, JR., VICE-CHAIR

ORDINANCES FOR FIRST READING (CONT'D)

02O1066 (5) An Ordinance by Zoning Committee to rezone from the

Z-02-46 PD-H (Planned-Development Housing) District to the C-2 (Commercial Service) District, property located at **McDonough Boulevard, SE (a.k.a. 1850 New Town Circle, SE)**, fronting 611 feet on the north side of McDonough Boulevard beginning 233 feet from the northwest corner of Henry Thomas Drive.

Depth: Varies

Area: 3.58 Acres

Land Lots: 8, 25 & 26 of the 14th District, Fulton County, Georgia

Owner: William Freeman

Applicant: Melvin Collins

NPU-Z Council District 1

TO BE REFERRED TO ZRB AND ZONING COMMITTEE

02O1067 (6) An Ordinance by Zoning Committee to rezone from the

Z-02-47 R-5 (Two-Family Residential) District to the PD-H (Planned-Development Housing) District, property located at **620-628 John Wesley Dobbs, NE**, fronting 120 feet on the north side of John Wesley Dobbs beginning at the northeast corner of John Wesley Dobbs and Lampkin Street.

Depth: 222 Feet

Area: 27,733 Square Feet

Land Lot: 19 of the 14th District, Fulton County, Georgia

Owner: McConnell Homes, Inc.

Applicant: Robert Reed and Preston Associates

NPU-M Council District 2

TO BE REFERRED TO ZRB AND ZONING COMMITTEE

[02O1068 \(7\)](#) An Ordinance by Zoning Committee to grant a Special Use

U-02-15 Permit for a Rehabilitation Center (Section 16-12.005 (1)(d)), property located at **440 Ralph McGill Boulevard, NE**, fronting on the north side of Ralph McGill Boulevard, 100 feet from the intersection of the east right-of-way of Ralph McGill Boulevard.

ZONING COMMITTEE (5) IVORY LEE YOUNG, JR., VICE-CHAIR

ORDINANCES FOR FIRST READING (CONT'D)

Depth: Varies

Area: 3,945 Square Feet

Land Lot: 47 of the 14th District, Fulton County, Georgia

Owner: Thomas W. Schoborg

Applicant: John L. Moseri

NPU-M Council District 2

TO BE REFERRED TO ZRB AND ZONING COMMITTEE

PAPERS HELD IN COMMITTEE

[02O0110 \(1\)](#) An Ordinance by Zoning Committee to rezone from the R-4

Z-01-101 (Single-Family Residential) District to the PD-H (Planned Development-Housing) District, property located at **2515 Old Hapeville Road, SW**, fronting approximately 655 feet on the westerly side of Old Hapeville Road beginning approximately 391.26 feet northeasterly from the northwest corner of Judy Lane. Property also fronts approximately 197.35 feet on the south side of Pryor Road/Pegg Road Right-of-Way. **(Held 5/15/02)**

Depth: Varies

Area: 28.4079 Acres

Land Lot: 69, 14th District, Fulton County, Georgia

Owner: Louis P. Gangarosa

Applicant: Same

NPU-Z Council District 12

[02O0181 \(2\)](#) An Ordinance by Zoning Committee designating the Medical

Z-02-07 Arts Building, located at **384 Peachtree Street, NW**, Land Lot 50 of the 14th District of Fulton County, Georgia and certain real property on which it is located, to the Overlay Zoning Designation of Landmark Building or Site pursuant to Chapter 20 of the Zoning Ordinance of the City of Atlanta and rezoning from SPI-1 (Central Core) to SPI-1/LBS (Central Core/Landmark Building or Site); to repeal conflicting laws; and for other purposes. **(Held 5/15/02)**

02O0825 (3) A **Substitute** Ordinance by Councilmember Debi Starnes to

Z-02-23 rezone 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. **(Held 5/29/02)**

ZONING COMMITTEE (6) IVORY LEE YOUNG, JR., VICE-CHAIR

PAPERS HELD IN COMMITTEE

Depth: Varies

Area: 1.53863 Acres

Land Lot: 42, 14th District, Fulton County, Georgia

Owner: Peachtree Fidelity, LLC

Applicant: R. Wayne Lamar

NPU-W Council District 1

02O0885 (4) 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. (Held 6/12/02) (Public Hearing held on 6/10/02) (Favorable by CD/HR Committee 6/11/02)

NPU-N Council District 5

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

LEGISLATION IN ZRB

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 14th District, Fulton County, Georgia

Owner: The Mead Corporation

Applicant: WP South Acquisitions, LLC

By: Nathan V. Hendricks, III

NPU-N Council District 2

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 14th District, Fulton County, Georgia

Owner: Jacob Hodge

Applicant: Same

NPU-R Council District 11

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 14th District, Fulton County, Georgia

Owner: Randy Kluting

Applicant: Kevin C. Dillon

NPU-J Council District 9

LEGISLATION IN ZRB (2)

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.

Depth: Varies

Area Tract 1: 409.03 Acres

Tract 2: 19.3 Acres;

Land Lots: 35, 36 & 254 of the 14th 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

[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 15th District, Dekalb County, Georgia

Owner: Alfred Wittingham

Applicant: Same

NPU-O Council District 5

[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.

LEGISLATION IN ZRB (3)

Depth: Varies

Area: 1.66 Acres

Land Lot: 23 of the 14th District, Fulton County, Georgia

Owner: Ted Jacobson and Michael Baker

Applicant: Bentley Properties, Inc.

By: M. Hakim Hilliard

NPU-W Council District 1

[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 15th District, Dekalb County, Georgia

Owner: G & K Services, Co.

Applicant: Gregory Wohl

By: Sharon A. Gay

NPU-N Council District 6

[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 17th District, Fulton County, Georgia

Owner: Jerry J. Goux

Applicant: Same

NPU-D Council District 8

[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.

LEGISLATION IN ZRB (4)

Depth: Varies

Area: 5.0712 Acres

Land Lot: 244 of the 14th District, Fulton County, Georgia

Owner: Allen Sheppard

Applicant: Mayweather Enterprise, Inc.

NPU-H Council District 10

[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

[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 17th District, Fulton County, Georgia

Owner: Memorial Church of God in Christ

Applicant: Jim R. Mattox

NPU-G Council District 9

[02O0059 \(12\)](#) 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.

LEGISLATION IN ZRB (5)

Depth: Varies

Area: Approximately 0.73 Acre

Land Lot: 46, 14th District, Fulton County, Georgia

Owner: Byron Washington

Applicant: William L. Stephenson

NPU-M Council District 2

[02O0244 \(13\)](#) An Ordinance by Councilmember Anne Fauver to amend

Z-02-17 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 \(14\)](#) 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.

[02O0358 \(15\)](#) 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 \(16\)](#) 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

LEGISLATION IN ZRB (6)

[02O0476 \(17\)](#) 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.

Depth: 192.52 Feet

Area: 9,626 Square Feet

Land Lot: 17, 14th District, Fulton County, Georgia

Owner: Cooper Richter

Applicant: Robert J. Denson

NPU-N Council District 2

[02O0591 \(18\)](#) 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.

[02O0696 \(19\)](#) 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 Section 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

[02O0849 \(20\)](#) 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.

LEGISLATION IN ZRB (7)

Depth: Varies

Area: Tract 1 1.34 Acres

Tract 2 2.89 Acres

Land Lot: 10, 17th District, Fulton County, Georgia

NPU-B Council District 7

[02O0822 \(21\)](#) 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.

Depth: 121.75 Feet

Area: 0.262 Acre

Land Lot: 45, 14th District, Fulton County, Georgia

Owner: Gregory B. Evans

Applicant: William L. Stephenson

NPU-M Council District 5

[02O0824 \(22\)](#) 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, 17th District, Fulton County, Georgia

Owner: Brantley Street, LLC

Applicant: Same

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

NPU-D Council District 9

[02O0827 \(23\)](#) 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.

LEGISLATION IN ZRB (8)

Depth: 196.40 Feet

Area: 11,424 Square Feet

Land Lot: 253, 17th District, Fulton County, Georgia

Owner: Mark Mather

Applicant: Same

NPU-D Council District 9

[02O0828 \(24\)](#) 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.

Depth: Varies

Area: 2.22 Acres

Land Lots: 12 and 13, 14th District, Fulton County, Georgia

Owner: Patricia Elmore

Applicant: Ornstein Investments, LLC and

Preston and Associates

By: Matt Ornstein

NPU-N Council District 5

[02O0829 \(25\)](#) 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 \(26\)](#) 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.

LEGISLATION IN ZRB (9)

Depth: Varies

Area: 6.547 Acres

Land Lot: 120, 14th District, Fulton County, Georgia

Owner: Byron Kopman

Applicant: Metal Asset Acquisition, LLC

By: Carl E. Westmoreland, Jr.

NPU-X Council District 12

[02O0814 \(27\)](#) 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.

Depth: Varies

Area: 33,843 Square Feet

Land Lot: 75, 14th District, Fulton County, Georgia

Owner: Saint Stephen Missionary Baptist Church

Applicant: Tarlee W. Brown

NPU-V Council District 4

[02O0960 \(28\)](#) An Ordinance by Councilmembers Debi Starnes and Carla Smith to amend the 1982 Zoning Ordinance of the City of Atlanta, as amended, so as to amend Chapter 20L, Inman Park Historic District for the purpose of changing the designation of certain structures from Contributing to Non-Contributing or from Non-Contributing to Contributing; and for other purposes.

[02O0976 \(29\)](#) An Ordinance by Zoning Committee to amend the 1982

Z-02-49 Zoning Ordinance of the City of Atlanta, as amended, so as to expand the West End Historic District, 20G; to enact, by reference and incorporation, a map establishing the boundaries of said expansion of the West End Historic District; and to designate and zone all properties lying within the boundaries of said expansion to the underlying zoning category of Historic District (HD) pursuant to the Chapter 20 of the Zoning Ordinance of the City of Atlanta, rezoning from R5 (Two-Family Residential) and RG-3-C (Residential General District, Sector 3, Conditional) to R5/HD (Two-Family Residential/Historic District) and RG-3-C/HD (Residential General District, Sector 3, Conditional/Historic District), HD20G West End Historic District; to repeal conflicting laws; and for other purposes.

FINANCE/EXECUTIVE COMMITTEE FELICIA A. MOORE, CHAIR

ORDINANCES FOR SECOND READING

02O0806 (1) A **Substitute** 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. (Advertised for Public Hearing 6/17/02 at 1:00 p.m. in Council Chambers)

FAVORABLE ON SUBSTITUTE

02O1031 (2) An Ordinance by Councilmember Clair Muller **as substituted by Finance/Executive Committee** to amend Article "V", Classification Plan, Section 114-477, of the Code of Ordinances, City of Atlanta, Georgia, so as to create and abolish certain positions within the Department of Public Works and Finance Department in accordance with the 2002 Adopted Budget; and for other purposes.

FORWARDED WITHOUT RECOMMENDATION ON SUBSTITUTE

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)

FINANCE/EXECUTIVE COMMITTEE (2) FELICIA A. MOORE, CHAIR

PAPERS HELD IN COMMITTEE (CONT'D)

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. **2nd Reading, 1ST Adoption (Held 2/27/02)**

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)

FINANCE/EXECUTIVE COMMITTEE (3) FELICIA A. MOORE, CHAIR

PAPERS HELD IN COMMITTEE (CONT'D)

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. **(2nd Reading, 1st Adoption) (Held 3/27/02)**

FINANCE/EXECUTIVE COMMITTEE (4) FELICIA A. 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)**

02O0791 (11) 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. **(Held 5/29/02) (Refer to General Employee Pension Fund)**

02R0810 (12) 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 Number: 2H01 521106 R12006. **(Held 5/15/02)**

FINANCE/EXECUTIVE COMMITTEE (5) FELICIA A. MOORE, CHAIR

PAPERS HELD IN COMMITTEE (CONT'D)

02O0955 (13) An Ordinance by Councilmember Derrick Boazman to amend Section 2-1105(b) of the Code of Ordinances of the City of Atlanta, so as to require that all persons, organizations/entities which operate, oversee or otherwise with the City, adhere to the rules, regulations and the operational procedures of the City's Purchasing Code. **(Held 5/29/02)**

02O0963 (14) An Ordinance by Councilmember Clair Muller authorizing the Mayor or her designee to implement an environmentally responsible purchasing policy; and for other purposes. **(Held 5/29/02)**

02O0965 (15) An Ordinance by Councilmember Clair Muller to amend the Festival Ordinance to provide for additional permit requirements for municipal services for festival organizers.

(Held 5/29/02) (Refer to NPU's and APAB)

02R1042 (16) A Resolution by Councilmembers Debi Starnes and Carla Smith authorizing the Mayor to enter into a Renewal Lease Agreement with Masquerade, Inc., for use during certain hours of a City Parking Lot located on the south side of North Avenue and west side of Angier Avenue, NE, known as Parcel No. 14-18-1 21 in Land Lot 18 of the 14th District of Fulton County, Georgia; and for other purposes. **(Held 6/12/02)**

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

COMMITTEE ON COUNCIL ANNE FAUVER, CHAIR

COMMUNICATIONS

02C1044 (1) A Communication by Mayor Shirley Franklin appointing **Mr. Richard J. Pennington** to serve as Chief of Police of the City of Atlanta. This appointment is for a term not to exceed forty-four months, scheduled to begin on the date of Council confirmation. **(Favorable by Public Safety and Legal Administration Committee, 6/11/02)**

02C1041 (2) A Communication by Councilmembers Carla Smith, Debi Starnes and Ceasar Mitchell appointing **Mr. John Threadgill** to the Urban Design Commission. This appointment is for a term of three (3) years, scheduled to begin on the date of Council confirmation. **(Favorable by Community Development/Human Resources Committee, 6/11/02)**

02C1045 (3) A Communication by Mayor Shirley Franklin appointing **Ms. Michelle Uchiyama** to the People TV Board. This appointment is for a term of three (3) years, scheduled to begin on the date of Council confirmation. **(Forwarded Without Recommendation by City Utilities Committee, 6/11/02)**

02C1046 (4) A Communication by Mayor Shirley Franklin appointing **Mr. Richard Laub** to the Urban Design Commission in the Historic Preservationist position. This appointment is for a term of three (3) years, scheduled to begin on the date of Council confirmation. **(Favorable by Community Development/Human Resources Committee, 6/11/02)**

02C1047 (5) A Communication by Mayor Shirley Franklin appointing **Ms. Pamola Powell** to the Urban Design Commission in the Artist position. This appointment is for a term of three (3) years, scheduled to begin on the date of

Council confirmation. **(Forwarded Without Recommendation by Community Development/Human Resources Committee, 6/11/02)**

02C1048 (6) A Communication by Mayor Shirley Franklin reappointing **Mr. John Turner** to serve as a Taxicabs & Vehicles for Hire Hearing Officer for the City of Atlanta. This reappointment is for a two year term, scheduled to begin on the date of Council confirmation. **(Favorable by Public Safety and Legal Administration Committee, 6/11/02)**

COMMITTEE ON COUNCIL (2) ANNE FAUVER, CHAIR

COMMUNICATIONS (CONT'D)

02C1049 (7) A Communication by Mayor Shirley Franklin reappointing **Ms. Angelique Pullen** to serve as a Taxicabs & Vehicles for Hire Hearing Officer. This reappointment is for a two year term, scheduled to begin on the date of Council confirmation. **(Favorable by Public Safety and Legal Administration Committee, 6/11/02)**

02C1050 (8) A Communication by Mayor Shirley Franklin appointing **Ms. Jacquelyn Saylor** to serve as a Taxicabs & Vehicles for Hire Hearing Officer. This appointment is for a two year term, scheduled to begin on the date of Council confirmation. **(Favorable by Public Safety and Legal Administration Committee, 6/11/02)**

02C1051 (9) A Communication by Mayor Shirley Franklin appointing **Mr. Christopher Walker** to serve as a Taxicabs & Vehicles for Hire Hearing Officer. This appointment is for a two year term, scheduled to begin on the date of Council confirmation. **(Favorable by Public Safety and Legal Administration Committee, 6/11/02)**

02C1052 (10) A Communication by Mayor Shirley Franklin reappointing **Mr. Shelley Stanley** to serve as a Taxicabs & Vehicles for Hire Hearing Officer. This reappointment is for a two year term, scheduled to begin on the date of Council confirmation. **(Favorable by Public Safety and Legal Administration Committee, 6/11/02)**

02C1054 11) A Communication by Mayor Shirley Franklin reappointing **Mr. Rollin Carter** to serve as a Taxicabs & Vehicles for Hire Hearing Officer. This reappointment is for a two year term, scheduled to begin on the date of Council confirmation. **(Favorable by Public Safety and Legal Administration Committee, 6/11/02)**

02C1056 (12) A Communication by Mayor Shirley Franklin reappointing **Ms. Rosel Fann** to serve as a Taxicabs & Vehicles for Hire Hearing Officer. This reappointment is for a two year term, scheduled to begin on the date of Council confirmation. **(Favorable by Public Safety and Legal Administration Committee, 6/11/02)**

COMMITTEE ON COUNCIL (3) ANNE FAUVER, CHAIR

ORDINANCES FOR SECOND READING

02O1032 (1) An Ordinance by Councilmember Jim Maddox amending Section 2-824 of the Code of Ordinances so as to extend the effective date of the new ethics code; and for other purposes.

02O1035 (2) An Ordinance by Councilmember Felicia A. Moore to amend Section 2-824 of the Code of Ordinances of the City of Atlanta so as to extend the effective date of the new ethics code; require the interim Ethics Officer to provide training by July 31, 2002; extend time for new Ethics Board member nominations to August 5, 2002; and to authorize the current Ethics Board to remain in effect until August 5, 2002; and for other purposes.

02O1037 (3) An Ordinance by Councilmembers Howard Shook, Carla Smith, Jim Maddox, Felicia Moore, Derrick Boazman, C. T. Martin, Natalyn Archibong, Ivory Lee Young, Jr., Mary Norwood, Clair Muller, H. Lamar Willis, Cesar Mitchell, Clela Winslow, Debi Starnes and 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 2-303, 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 alter the recess cycles for the Atlanta City Council; to repeal conflicting Ordinances; and for other purposes.

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)**

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)**

02O0840 (3) 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". **(Held 5/20/02)**

COMMITTEE ON COUNCIL (4) ANNE FAUVER, CHAIR

PAPERS HELD IN COMMITTEE (CONT'D)

02O0841 (4) 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. **(2nd Reading, 1st Adoption) (Held 5/20/02)**

02O0859 (5) 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. **(Favorable by Committee on Council 5/20/02; referred back from Full Council 5/20/02) (Held 6/3/02)**

02O0862 (6) 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. **(Favorable by Committee on Council 5/20/02; referred back from Full Council 5/20/02) (Held 6/3/02)**

02O0863 (7) An Ordinance by Councilmembers Anne Fauver and Howard Shook **as substituted by the Atlanta City Council** 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 add other language to be consistent with State Law; to repeal conflicting ordinance; and for other purposes. **(3rd Reading, Final Adoption) (Held 6/3/02)**

MEMBERS PRESENT:

CITY UTILITIES COMMITTEE CLAIR MULLER, CHAIR

ORDINANCES FOR SECOND READING

[02O0602 \(1\)](#) An Ordinance by City Utilities Committee enacting street and sidewalk design standards for Traditional Neighborhood Developments; and for other purposes. **(Referred back by Council 6/3/02)**

FORWARDED WITHOUT RECOMMENDATION

[02O0868 \(2\)](#) 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.

FAVORABLE - 3rd READING, FINAL ADOPTION

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)**

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

[02O0268 \(3\)](#) 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)**

[02O0664 \(4\)](#) 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)**

CITY UTILITIES COMMITTEE (2) CLAIR MULLER, CHAIR

PAPERS HELD IN COMMITTEE (CONT'D)

[02O0685 \(5\)](#) 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)**

[02O0867 \(6\)](#) 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)**

[02O0900 \(7\)](#) An Ordinance by Councilmember Clair Muller authorizing the Mayor to execute a Change of Control Agreement between the City of Atlanta, MediaOne of Colorado, Inc., an indirect subsidiary of AT&T Corp. and AT&T Comcast Corporation, whereby the City will consent to the change of control of the cable franchise from AT&T Corp. to AT&T Comcast Corporation. **(2nd Reading, 1st Adoption) (Public Hearing held 05/28/02) (Held 5/28/02)**

[02O0969 \(8\)](#) An Ordinance by Councilmember Carla Smith authorizing the Mayor or her designee to amend the Code of Ordinances of the City of Atlanta to require concrete trucks operating in the City of Atlanta to use a form of diaper to prohibit concrete from being permanently deposited on the City's right-of-way; and for other purposes. **(Held 5/28/02)**

[02O0964 \(9\)](#) An Ordinance by Councilmember Clair Muller as **substituted by City Utilities Committee** to amend certain provisions in the City of Atlanta's Code of Ordinances to codify additional requirements for Storm Water Management and Hydrological Analysis for developments permitted in the City of Atlanta; amending Sections 74-38 and 74-107 of the Code; and for other purposes. **(Referred back by Council 6/3/02) (6/11/02)**

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

COMMUNITY DEVELOPMENT/HUMAN

RESOURCES COMMITTEE CLETA WINSLOW, CHAIR

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)**

[02O0837 \(2\)](#) 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 \(3\)](#) 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)**

[02O0393 \(4\)](#) 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. **(No Recommendation on Substitute by CD/HR Committee 5/14/02) (Referred back by Council 5/20/02) (Held 5/28/02)**

[02R0803 \(5\)](#) 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. **(No Recommendation by CD/HR Committee 5/14/02) (Referred back by Council 5/20/02) (Held 5/28/02)**

COMMUNITY DEVELOPMENT/ (2) CLETA WINSLOW, CHAIR

HUMAN RESOURCES COMMITTEE

PAPERS HELD IN COMMITTEE (CONT'D)

[02O1039 \(6\)](#) An Ordinance by Councilmember Carla Smith waiving the Financial Recompense requirements of the Tree Protection Ordinance in connection with the application of Early Learning Property Management, Inc., for permits to remove trees for construction; and for other purposes. **(Held 6/11/02)**

[02O1040 \(7\)](#) An Ordinance by Councilmember Carla Smith waiving the Financial Recompense requirements of the Tree Protection Ordinance in connection with the application of Custer Avenue Holdings; for permits to remove trees for construction; and for other purposes. **(Held 6/11/02)**

[02O0520 \(8\)](#) 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 (9) 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)**

02O0851 (10) An Ordinance by Councilmembers Cleeta Winslow and Mary Norwood adopting the 2003 City of Atlanta Comprehensive Development Plan: and for other purposes. **(Held 5/14/02) (Held for a Public Hearing on 6/24/02)**

02O0864 (11) 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 (12) A Resolution by Community Development/Human Resources Committee amending the 2002 Home Owner Occupied Rehabilitation Program to give priority to residents of the

COMMUNITY DEVELOPMENT/ (3) CLETA WINSLOW, CHAIR

HUMAN RESOURCES COMMITTEE

PAPERS HELD IN COMMITTEE (CONT'D)

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)**

02O0850 (13) 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) (Public Hearing held on 6/10/02)**

NPU-B Council District 7

02O0886 (14) 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. (Held 5/28/02) (Public Hearing held on 6/10/02)

NPU-W Council District 1

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

Questions or Comments for City Council
pryan@atlantaga.gov

Webmaster

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