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ATLANTA CITY COUNCIL

AGENDA

July 1, 2002

Order of Business for the Atlanta City Council

Monday, July 1, 2002

The Honorable Cathy Woolard, Presiding

1:00 P. M.

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

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

Transportation Committee H. Lamar Willis 15

Zoning Committee Debi Starnes 17

Finance/Executive Committee Felicia A. Moore 21

Committee on Council** Anne Fauver 25

City Utilities Committee Clair Muller 30

Community Development/Human

Resources Committee Clela Winslow 33

Public Safety and Legal

Administration Committee Ceasar C. Mitchell 37

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

TRANSPORTATION COMMITTEE - H. LAMAR WILLIS, CHAIR

02O0718 (1) 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.

02O1021 (2) A **Substitute** 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.

02O1022 (3) An Amended 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.

FINANCE/EXECUTIVE COMMITTEE - FELICIA A. MOORE, CHAIR

02O1119 (4) 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 abolish, create, reclassify, and adjust the salary of certain positions in the Department of Aviation, Judicial Agencies and Public Works; and for other purposes.

02O1142 (5) An Ordinance by Councilmember Jim Maddox as amended by Finance/Executive Committee transferring appropriations in the amount of \$7,500.00 for the purpose of providing a Service Grant to the Atlanta Convention and Visitors Bureau; and for other purposes.

CITY UTILITIES COMMITTEE - HOWARD SHOOK, VICE-CHAIR

02O0602 (6) A Substitute Ordinance by City Utilities Committee enacting street and sidewalk design standards for Negotiated Traditional Neighborhood Developments (NTDT); and for other purposes. (Referred back by Council 6/17/02)

02O0664 (7) An Ordinance by Councilmembers Debi Starnes and Anne Fauver as substituted by City Utilities Committee to amend the City of Atlanta Code of Ordinances by establishing and adopting a new Article VIII of Chapter 138 entitled "Bicycle Racks Within The City Right-Of-Way"; and for other purposes.

COMMUNITY DEVELOPMENT/HUMAN

RESOURCES COMMITTEE - CLETA WINSLOW, CHAIR

02O1013 (8) 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.

02O1148 (9) An Ordinance by Councilmembers Mary Norwood, H. Lamar Willis, Anne Fauver, Cleta Winslow, Carla Smith, Natalyn Archibong, C. T. Martin, Clair Muller, Debi Starnes, Ceasar Mitchell, Jim Maddox, Derrick Boazman, Howard Shook and Ivory Lee Young, Jr. to amend Chapter 74, Article V of the Code of Ordinances by adding Section 74-173 so as to define an unclean vacant lot as a nuisance per se; and for other purposes.

02O0864 (10) An Ordinance by Councilmember Derrick Boazman to create the Crescent Hills/Hammond Park Village Housing Enterprise Zone; and for other purposes.

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

02O0853 (11) 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 as amended by Public Safety and Legal Administration Committee 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.

02O1017 (12) 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.

02O1020 (13) 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 v. Dupree, Civil Action File No. 98VS0150936C, 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.

RESOLUTIONS

TRANSPORTATION COMMITTEE - H. LAMAR WILLIS, CHAIR

02R1143 (1) A Resolution by Jim Maddox expressing appreciation to the Signage Task Force; acknowledging receipt of the signage study; and for other purposes.

FINANCE/EXECUTIVE COMMITTEE - FELICIA A. MOORE, CHAIR

02R1104 (2) A Resolution by Finance/Executive Committee authorizing the City of Atlanta to enter into a Statewide Mutual Aid and Assistance Agreement formulated by the Georgia Emergency Management Agency.

FINANCE/EXECUTIVE COMMITTEE - FELICIA A. MOORE, CHAIR

02R1120 (3) A Resolution by Finance/Executive Committee authorizing the Purchasing Agent to utilize the State of Georgia Contract S-007455 with Bindley Western for the purchase of pharmaceutical drugs on behalf of the Bureau of Corrections in an amount not to exceed \$100,000.00.

02R1121 (4) A Resolution by Finance/Executive Committee authorizing the Mayor to enter into an appropriate contractual agreement with Aviation Constructors, Inc., for FC-7329-01, DOA Office Improvements Remodeling of Eastern Credit Union Building on behalf of the Department of Aviation in an amount not to exceed \$459,429.00. All contracted work shall be charged to and paid from Fund, Account and Center Number: 2H21 573001 R210E04039999.

02R1122 (5) A Resolution by Finance/Executive Committee authorizing the Purchasing Agent to utilize the State of Georgia Contract S-090706 with Xerox Corporation for the purchase of Docucolor 50 Digital Copier on behalf of the Department of Aviation in an amount not to exceed \$26,100.00.

02R0470 (6) A Resolution by Councilmembers Felicia A. Moore and Howard Shook **as substituted by Finance/Executive Committee** requesting that the City of Atlanta Audit Committee and the City Internal Auditor address concerns from the 2001 Budget Review by identifying examples of practices that led to the 2001 Budget shortfall in audits now in progress or planned for the rest of 2002, by considering the findings of the 2001 Budget Review in selecting programs for future audits, and by providing a summary report to the Mayor and City Council in November 2002; and for other purposes.

02R0810 (7) 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 and Center Number: 2H01 521106 R12006.

02R1182 (8) A Resolution by Finance/Executive Committee to rescind Resolution No. 02R0504 adopted by the

Council May 20, 2002 and approved by the Mayor May 28, 2002 in order to correct the contracting entity name and the not to exceed amount that appeared in Resolution 02-R-0504. The replacement resolution will authorize the Mayor to enter into an appropriate contractual agreement with Norred & Associates, 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 \$2,824,168.32, annually; all contracted work shall be charged to and paid from Fund, Account and Center Number: 2H01 523001 R32001.

CITY UTILITIES COMMITTEE - HOWARD SHOOK, VICE-CHAIR

[02R1118 \(9\)](#) A Resolution by City Utilities Committee approving refunds on Water-Sewer Accounts.

Underground Leaks: Mr. Michael Straus, 5021 Northside Drive, NW

[02R1146 \(10\)](#) A Resolution by Councilmember Carla Smith **as amended by City Utilities Committee** authorizing the Mayor to accept and execute an agreement between the City of Atlanta and the Grant Park Neighborhood Association. The erection of Neighborhood Monuments within certain rights-of-way.

[02R1177 \(11\)](#) A Resolution by City Utilities Committee to authorize payment of stipulated penalties imposed by the Environmental Protection Agency (EPA) and the Environmental Protection Division of the Department of Natural Resources of the State of Georgia (EPD) in the amount of \$13,500.00 as stipulated penalties for the violation of CSO Fecal Coliform Operational Standards pursuant to the CSO Consent Decree, Civil Action File No. 1:95-CV-2550-TWT; to identify the source of funding; and for other purposes.

[02-R-1179 \(12\)](#) A Resolution by City Utilities Committee amending Resolution 02R0888 to correct the budget year dates for the second year of the term to begin March 16, 2002 and end March 31, 2003, Montgomery Watson/Khafra-JV, for Contract FC-7093-99, Program Management Services for the Atlanta Wastewater System Improvements, pursuant to the terms and conditions of the 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 T31001.

COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE - CLETA WINSLOW, CHAIR

[02R1101 \(13\)](#) A Resolution by Community Development/Human Resources Committee authorizing the Mayor to enter into a lease agreement so as to allow Mr. Willie Billingslea to live in the Caretaker's House on the Department of Parks, Recreation and Cultural Affairs' property located at 7110 Recreation Lane, Acworth, Georgia, rent free in exchange for security and caretaker services, on behalf of the Department of Parks, Recreation and Cultural Affairs, Bureau of Recreation; and for other purposes.

[02R1102 \(14\)](#) An **Amended** Resolution by Community Development/Human Resources Committee authorizing the Mayor to enter into various lease agreements at the John C. Birdine, Dunbar and Georgia Hill Street Neighborhood Service Centers at a rental rate of \$8.44 per square foot for a period of three (3) years from the date of execution of said lease agreement on behalf of the Department of Parks, Recreation and Cultural Affairs; all rental monies shall be deposited into the Revenue Generated, General Fund, Account and Center Number: 1A01 462201 B00001; and for other purposes.

[02R1103 \(15\)](#) A Resolution by Community Development/Human Resources Committee authorizing the Mayor to enter into a Lease Agreement with the Piedmont Park Soccer Council (a Non-Profit Organization) for a period of three (3) years with an option to renew for an additional two (2) year period, for allowing the Soccer Council to operate jointly with the City of Atlanta, Department of Parks, Recreation and Cultural Affairs the soccer fields and restroom facilities located next to the Tennis Center inside Piedmont Park; and for other purposes.

[02R1145 \(16\)](#) A Resolution by Councilmember Natalyn Archibong requesting the Office of Urban Design/Urban Development, Department of Planning, Development and Neighborhood Conservation to conduct the Hosea Williams Commercial Corridor Study in conjunction with the Kirkwood Community and the Kirkwood Master Plan Process; and for other purposes.

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

02R1134 (17) A Resolution by Public Safety and Legal Administration Committee authorizing payment in the amount of \$3,381.78 in settlement of the claim of Eric J. Hulsman against the City of Atlanta; and for other purposes.

02R1135 (18) A Resolution by Public Safety and Legal Administration Committee authorizing payment in the amount of \$8,500.00 in settlement of the claim of Candes Styles against the City of Atlanta; and for other purposes.

02R1136 (19) A Resolution by Public Safety and Legal Administration Committee authorizing payment in the amount of \$66,412.25 to Ronald G. Whittle in settlement of his claim against the City of Atlanta.

02R1176 (20) A Resolution by Public Safety and Legal Administration Committee 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.

Claims with Favorable Recommendations:

02R1072 (1) Claim of **Harvey Hoff**, for damages alleged to have been sustained as a result of damage to his driveway and stone wall from June through October 2001 at 1075 Robin Lane, NE. **\$2,000.00**

Claims with Favorable Recommendations:

02R1073 (2) Claim of **Portia Moss**, for damages alleged to have been sustained as a result of a vehicular accident on March 18, 2002 at Northside Drive and Fair Street. **\$2,000.00**

02R1074 (3) Claim of **Esther K. Lofton**, for damages alleged to have been sustained as a result of a sewer backup on February 24, 2002 at 4698 Greenleaf Circle, SW. **\$700.00**

02R1075 (4) Claim of **Gerald N. Huie**, for damages alleged to have been sustained as a result of a vehicular accident on September 27, 2001 at Sidney Marcus Boulevard and Piedmont Avenue.

\$2,000.00

02R1124 (5) Claim of **Lynda Padfield**, for damages alleged to have been sustained as a result of driving over steel storm grates on January 3, 2002 at Marietta Street and Howell Mill Road. **\$567.09**

02R1125 (6) Claim of **Donald L. Eberhart**, for damages alleged to have been sustained as a result of a vehicular accident on February 20, 2002 at 1721 Browning Street, SW. **\$1,304.96**

02R1126 (7) Claim of **Curtis Jackson, Jr.**, for damages alleged to have been sustained as a result of driving his motorcycle over an unsecured sewer construction site on January 26, 2002 at 3152 Valleydale Drive, SW. **\$1,879.78**

Claims with Unfavorable Recommendations:

02R1076 (8) Claim of **Nayoung Kim, Foltz Martin LLC.**, for damages alleged to have been sustained as a result of vehicular damage due to driving over a pothole on May 4, 2002 at 5788 Roswell Road.

02R1077 (9) Claim of **Brian Marshall**, for damages alleged to have been sustained as a result of vehicular damage due to driving over a pothole on February 26, 2002 at 3131 Peachtree Road, NE.

02R1078 (10) Claim of **Kelvin Davidson**, for damages alleged to have been sustained as a result of vehicular damage due to driving over a pothole on May 3, 2002 at 6189 Roswell Road.

Claims with Unfavorable Recommendations:

02R1079 (11) Claim of **Laith Haddadin**, for damages alleged to have been sustained as a result of vehicular damage

due to driving over a pothole on May 5, 2002 at 5170 Roswell Road.

02R1080 (12) Claim of **Margarita Tselesin**, for damages alleged to have been sustained as a result of a sewer backup on December 11, 2001 at 2900 Lookout Place, NE.

02R1081 (13) Claim of **Jeffrey A. Frankel**, for damages alleged to have been sustained as a result of property damage and personal injuries due to a fall on the sidewalk on April 14, 2002 at 469 Peachtree Hills Avenue, NE.

02R1082 (14) Claim of **Judith Haubert**, for damages alleged to have been sustained as a result of vehicular damage due to driving over an unsafe construction cut in the roadway on September 5, 2001 at 1252 North Avenue, NE.

02R1083 (15) Claim of **Christopher and Rebecca Childs**, for damages alleged to have been sustained as a result of driving over a metal construction plate in the roadway on January 31, 2002 at 5095 Roswell Road.

02R1084 (16) Claim of **Pamela Johnson**, for damages alleged to have been sustained as a result of a City police officer executing a search warrant on January 17, 2002 at 450 Todd Street, SE.

02R1085 (17) Claims of **Anne W. Stanley**, for damages alleged to have been sustained when a correction notice was erroneously issued for two tomato cages on June 6, 2001 at 131 Springdale Drive, NE.

02R1086 (18) Claim of **James H. Murphy**, for damages alleged to have been sustained as a result of a sewer backup on January 22, 2002 at 1227 Paces Forest Drive.

02R1087 (19) Claim of **Linda Saunders**, for damages alleged to have been sustained as a result of an automobile accident on December 22, 2001 at 3393 Peachtree Road, NE.

Claims with Unfavorable Recommendations:

02R1088 (20) Claim of Daniel P. Walsh, for damages alleged to have been sustained as a result of driving over a pothole in the road on January 22, 2000 at 2101 Tula Street, NW.

02R1089 (21) Claim of Risa Goldberg, for damages alleged to have been sustained as a result of driving over a pothole in the road on January 22, 2002 at 1277 Lenox Park Boulevard.

02R1090 (22) Claim of John F. Woodham, for damages alleged to have been sustained as a result of the unjust 2000 and 2001 Sanitary Services Bills for 159 East Wesley Road.

02R1091 (23) Claim of Kwietha Bolden, for damages alleged to have been sustained as a result of City police officers responding to a burglary call on December 30, 2001 at 201 Clair Drive.

02R1092 (24) Claim of **A. Eloise Joyner**, for damages alleged to have been sustained when a driveway apron was broken during the City's removal of a limb that fell from a tree on the City's right-of-way on May 6, 2002 at 2114 Hosea L. Williams Drive, NE.

02R1093 (25) Claim of **DEACS, Bar-B-Que**, for damages alleged to have been sustained as a result of property damage during the construction of the Hollywood Road Bridge during 2001 at 1437 Hollywood Road, NW.

02R1094 (26) Claim of **Doo Drop Inn Convenience Store**, for damages alleged to have been sustained as a result of property damage during the construction of the Hollywood Road Bridge during 2001 at 1437 Hollywood Road, NW.

02R1095 (27) Claim of **Doo Drop Inn Package Store**, for damages

alleged to have been sustained as result of property damage during the construction of the Hollywood Road Bridge during 2001 at 1437 Hollywood Road, NW.

02R1096 (28) Claim of **National Casualty Company as subrogee of Willenium Transportation Service (DBA)**

William Platt, 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.

Claims with Unfavorable Recommendations:

02R1097 (29) Claim of **Sally G. Smithgall**, for damages alleged to have been sustained as a result of a broken sewer pipeline on March 2002 at 2690 Habersham Road.

02R1098 (30) Claim of **Leonard Berman**, for damages alleged to have been sustained as a result of driving over a pothole in the roadway on October 24, 2001 at Bellemeade Avenue and Howell Mill Road.

02R1099 (31) Claim of **Yvonne Craine, through her attorney, Bruce Hagen**, 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.

02R1127 (32) Claim of **John Genins**, for damages alleged to have been sustained as an illegal 2001 election.

02R1128 (33) Claim of **John Genins**, for damages alleged to have been sustained as a result of property damage on November 25, 2001 at 3145 Towerview Drive, NE.

02R1129 (34) Claim of **Francine L. Green**, for damages alleged to have been sustained as a result of driving over a metal plate in the roadway on March 6, 2002 on Dekalb Avenue.

02R1130 (35) Claim of **Wyndham Atlanta Hotel, through it's attorney, Daniel McGinnis**, for damages alleged to have been sustained as a result of a water leak onto its property at 160 Spring Street.

02R1131 (36) Claim of **Rushie Jones**, for damages alleged to have been sustained as a result of a vehicular incident on February 1, 2002 at 3010 Campbellton Road, SW.

02R1132 (37) Claim of **Andrea Owens**, for damages alleged to have been sustained as a result of a vehicular incident on December 1, 2001 at 3010 Campbellton Road, SW.

02R1133 (38) Claim of **Mamady Sylla**, for damages alleged to have been sustained as a result of an assault on May 31, 2002 at 460 Stonewall Street.

CONSENT AGENDA SECTION II

ORDINANCES FOR FIRST READING

TRANSPORTATION COMMITTEE - H. LAMAR WILLIS, CHAIR

02O1105 (1) An Ordinance by Transportation Committee authorizing the Mayor or her designee to make the intersection of Adkins Road, NW and Crosby Drive an All-Way Stop.

TO BE REFERRED TO TRANSPORTATION COMMITTEE

02O1106 (2) An Ordinance by Transportation Committee amending the 2002 (Airport Renewal & Extension Fund) Budget by transferring to and from appropriations the amount of \$_to provide adequate funding for the Financial Feasibility Consultant for the Hartsfield Development Program at Hartsfield Atlanta International Airport; and for other purposes.

TO BE REFERRED TO TRANSPORTATION COMMITTEE

02O1108 (3) A **Substitute** Ordinance by Transportation Committee amending the 2002 (Airport Renewal & Extension Fund) Budget by transferring to and from appropriations the amount of \$39,988,850.00 to adjust for funding omitted from the Aviation Section of the 2002 Adopted Budget; and for other purposes.

TO BE REFERRED TO TRANSPORTATION COMMITTEE

02O1109 (4) An Ordinance by Transportation Committee authorizing the Mayor or her designee to make the intersection of Antone Street, NW and Tallulah Street an All-Way Stop.

TO BE REFERRED TO TRANSPORTATION COMMITTEE

02O1110 (5) An Ordinance by Transportation Committee authorizing the Mayor or her designee to make the intersection of Murray Hill Avenue, NE and Wisteria Way an All-Way Stop.

TO BE REFERRED TO TRANSPORTATION COMMITTEE

02O1111 (6) An Ordinance by Transportation Committee authorizing the Mayor or her designee to make the intersection of Beaverbrook Drive, NW and Brookview Drive an All-Way Stop.

TO BE REFERRED TO TRANSPORTATION COMMITTEE

02O1112 (7) An Ordinance by Transportation Committee authorizing the Mayor or her designee to make the intersection of Berkeley Avenue, NW, Forrest Street and Forrest Way an All-Way Stop.

TO BE REFERRED TO TRANSPORTATION COMMITTEE

02O1113 (8) An Ordinance by Transportation Committee authorizing the Mayor or her designee to make the intersection of Delaware Avenue, SE and Palatine Avenue an All-Way Stop.

TO BE REFERRED TO TRANSPORTATION COMMITTEE

02O1114 (9) An Ordinance by Transportation Committee authorizing the Mayor or her designee to make the intersection of Delaware Avenue, SE and Grant Street an All-Way Stop.

TO BE REFERRED TO TRANSPORTATION COMMITTEE

02O1115 (10) An Ordinance by Transportation Committee authorizing the Mayor or her designee to make the intersection of Federal Terrace, SE and Park Avenue an All-Way Stop.

TO BE REFERRED TO TRANSPORTATION COMMITTEE

02O1116 (11) An Ordinance by Transportation Committee authorizing the Mayor or her designee to make the intersection of Harold Avenue, NE and Marlbrook Drive an All-Way Stop.

TO BE REFERRED TO TRANSPORTATION COMMITTEE

02O1117 (12) An Ordinance by Transportation Committee authorizing the Mayor or her designee to make the intersection of LaFrance Street, NE and Mayson Avenue an All-Way Stop.

TO BE REFERRED TO TRANSPORTATION COMMITTEE

COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE - CLETA WINSLOW, CHAIR

02O1100 (13) An Ordinance by Community Development/Human Resources Committee authorizing the Mayor to grant an updated existing permanent easement acquired by the Georgia Power Company in 1911 from Julian B. Thompson for parcels of land at 120 Hyacinth Avenue/21185 Verbena Street in Land Lot 179 of the 14th District, Fulton County, Georgia; presently owned by the City of Atlanta and known as the Verbena Street Playlot, so as to define the right-of-way width to 100' wide, 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

02O1175 (14) An Ordinance by Community Development and Human Resources Committee repealing Ordinance number 02O0836 which established a moratorium on the acceptance and issuance of the Type III Certificate of Appropriateness Applications by the Atlanta Urban Design Commission on new buildings in all areas of the Cabbagetown Landmark District and adopting a moratorium on the Acceptance of Type III Certificate of Appropriateness Applications by the Atlanta Urban Design Commission for new construction of any type on vacant lots; new construction on lots where no primary structure already exists; reconstruction of a demolished primary structure which is demolished after May 28, 2002; and the development of site parking, in all areas of the Cabbagetown Landmark District; and for other purposes.

TO BE REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE

TRANSPORTATION COMMITTEE H. LAMAR WILLIS, CHAIR

RESOLUTION

02R1107 (1) A Resolution by Transportation Committee authorizing the Mayor or her designee on behalf of the City of Atlanta to apply to the Federal Aviation Administration (FAA) for approval to impose and use or impose only Passenger Facility Charge (PFC) authorization at Hartsfield Atlanta International Airport pursuant to applicable Federal Regulations and to expend approved funds for certain eligible Airport Projects; to take all necessary and appropriate actions required to establish and implement the PFC at the maximum rate as may be authorized by the FAA; and for other purposes.

FILE

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)**

02O1034 (2) 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 (3) 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)**

02R1123 (4) A Resolution by Transportation Committee increasing the Compensation Limit for International Aviation Consultants, LLC, under Contract FC-7068-99, Program Management Services for the Hartsfield Development Program during the third year of the term from February 1, 2002, through January 31, 2003, pursuant to the terms and conditions of the Contract, in an additional amount not to exceed \$5,000,000.00 to be charged to and paid from Fund, Account and Center Number: 2H21 524001 R21E01219999; and for other purposes. **(Held 6/26/02)**

02O1144 (5) An Ordinance by Councilmembers Natalyn Archibong, H. Lamar Willis and Anne Fauver **as amended by Transportation Committee** to provide for a Signalized Pedestrian Crosswalk at the Woodruff Arts Center located at 1280 Peachtree Street, NE; and for other purposes. **(Amended and Held 6/26/02)**

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

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

ZRB SUMMARY REPORT

FAVORABLE

<u>02-O-0696</u>	Z-02-30	3495-3525-3565 Piedmont Road, NE (B-7)	O-I, O-I-C and R-3 to PD-OC-C	Approval	No Action	Favorable
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<u>02-O-0878</u>	Z-02-40	3535 Boulder Park Drive, NW (H-10)	R-4 to PD-H-C	Approval	Approval	Favorable
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FAVORABLE ON

SUBSTITUTE AS AMENDED

<u>02-O-0244</u>	Z-02-17		Text Amendment	Approval	Approval	Favorable on Substitute
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FAVORABLE ON

SUBSTITUTE

<u>02-O-0827</u>	Z-02-21	2498 (a.k.a. 2484) Forrest Avenue, NW (D-9)	R-4A to R-4B-C	Approval	Approval on Condition	Favorable on Substitute
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<u>02-O-0828</u>	Z-02-20	1111-1119 Memorial Drive, SE (N-5)	I-1 to C-1-C*	Approval	Approval	Favorable on Substitute
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<u>02-O-0822</u>	Z-02-26	80 Jackson Street, SE/71 Lucy Street, SE (a.k.a. 76 Jackson Street, SE)/77 Lucy Street, SE (M-5)	R-5 to RG-3-C	Approval	Approval	Favorable on Substitute
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FILE

02-O-0476	Z-02-12	626 Somerset Terrace, NE	R-5 to RG-3	File	Denial	File
		(N-2)				

HELD

02-O-0591	Z-02-28		Text Amendment	Approval	See Attached List	Forwarded without Recommendation
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ORDINANCES FOR SECOND READING

[02O0885 \(1\)](#) CDP-02-17 An Ordinance by Community Development/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 1119 Memorial Drive, SE, from the “Industrial” 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-N Council District 5

FAVORABLE

[02O0886 \(2\)](#) CDP-02-18 An Ordinance by Community Development/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 1030 Grant Circle, SE, from the “Industrial” Land Use Designation to the “Low Density Commercial” Land Use Designation; and for other purposes. (Public Hearing held on 6/10/02)

NPU-W Council District 1

FAVORABLE

[02O0825 \(3\)](#) Z-02-23 An Ordinance by Councilmember Debi Starnes as substituted by Zoning Committee to rezone from the I-1 (Light Industrial) District to the C-1 -C (Community Business-Conditional) 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. (Favorable by CD/HR Committee 6/25/02) (Held 5/29/02)**

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

FAVORABLE ON SUBSTITUTE

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

ORDINANCES FOR FIRST READING

02O1180 (1) U-79-12 An Ordinance by Zoning Committee to amend Ordinance U- 79-12, adopted by City Council August 20, 1979 and approved by the Mayor August 28, 1979, granting a Special Use Permit for a Day Care Center, property located at **2062 Childress Drive, SW**, for the purpose of approving a Transfer of Ownership.

TO BE REFERRED TO ZONING COMMITTEE

02O1181 (2) An Ordinance by Zoning Committee to amend Section 6-1007, fees of the City of Atlanta Code of Ordinances so as to establish application fees for the LW (Live Work), MRC (Mixed Residential Commercial) and MR (Multi-Family Residential) Districts.

TO BE REFERRED TO FINANCE/EXECUTIVE COMMITTEE

PAPERS HELD IN COMMITTEE

02O0110 (1) Z-01-101 An Ordinance by Zoning Committee to rezone from the R-4 (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) (Held for two weeks time certain 6/26/02)**

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) Z-02-07 An Ordinance by Zoning Committee designating the Medical 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) (Held for two weeks time certain 6/26/02)**

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

FINANCE/EXECUTIVE COMMITTEE FELICIA A. MOORE, CHAIR

ORDINANCE FOR SECOND READING

[02O1150 \(1\)](#) An Ordinance by Councilmember Felicia A. Moore authorizing the Mayor to execute a Second Amendment to Contract to Purchase by and among the Downtown Development Authority of the City of Atlanta, Georgia and the City of Atlanta, Georgia; for the purpose of permitting a Refunding of the Downtown Development Authority of the City of Atlanta, Georgia. Refunding Revenue Bonds (Underground Atlanta Project); Series 1992; including certain interest rate SWAP Agreements in connection therewith; and for other purposes.

FORWARDED WITHOUT RECOMMENDATION

RESOLUTIONS

[02R1042 \(1\)](#) 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.

FILE

[02R1138 \(2\)](#) A Resolution by Councilmember Clair Muller authorizing the Mayor on behalf of the City of Atlanta to enter into a Lease/Management Agreement with the North Atlanta Swim Association, Inc., a 501(c) (3) Organization, for a period of two and one half (2 1/2) years with an option to renew for an additional two (2) year period, for the management, operation, and maintenance of the Chastain Park Pool and Grounds.

FORWARDED WITHOUT RECOMMENDATION

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. **(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)**

[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)**

[02O0565 \(7\)](#) 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)**

[02O0679 \(8\)](#) 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 \(9\)](#) 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 \(10\)](#) 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) (Referred to General Employee Pension Fund)**

[02O0955 \(11\)](#) 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 \(12\)](#) 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 \(13\)](#) 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) (Referred to NPU's and APAB)**

[02R1137 \(14\)](#) **A Resolution by Councilmembers Clair Muller and C. T. Martin to place an item on the City's Legislative Package for the Georgia General Assembly for 2003; the exemption from school taxes for Atlanta citizens 65 years of age and over.** (Held 6/26/02)

MEMBERS PRESENT: MOORE, NORWOOD, MADDOX, FAUVER & MARTIN
COMMITTEE ON COUNCIL ANNE FAUVER, CHAIR

COMMUNICATIONS

02C1153 (1) A Communication by Mayor Shirley Franklin reappointing **Elder Brown** to serve as a member of the Atlanta Housing Authority Board of Commissioners for a term of one (1) year, scheduled to begin on the date of Council confirmation. **(Favorable by Community Development/Human Resources Committee, 6/25/02)**

02C1154 (2) A Communication by Mayor Shirley Franklin reappointing **Ms. Eva Davis** to serve as a member of the Atlanta Housing Authority Board of Commissioners for a term of one (1) year, scheduled to begin on the date of Council confirmation. **(Forwarded Without Recommendation by Community Development/Human Resources Committee, 6/25/02)**

02C1155 (3) A Communication by Mayor Shirley Franklin appointing **Ms. Delia Champion** as a member of the License Review Board of the City of Atlanta for a period of two years, scheduled to begin on the date of Council confirmation. **(Forwarded Without Recommendation by Public Safety and Legal Administration Committee, 6/25/02)**

02C1156 (4) A Communication by Mayor Shirley Franklin appointing **Mr. John H. Sparks** to serve as a Taxicabs & Vehicles for Hire Hearing Officer for a term of two years, scheduled to begin on the date of Council confirmation. **(Favorable by Public Safety and Legal Administration Committee, 6/25/02)**

02C1157 (5) A Communication by Mayor Shirley Franklin appointing **Ms. Melissa Chambers** to serve as a member of the Municipal Market Board of Directors of the City of Atlanta for a term of two (2) years, scheduled to begin on the date of Council confirmation. **(Favorable by Community Development/Human Resources Committee, 6/25/02)**

02C1158 (6) A Communication by Mayor Shirley Franklin appointing **Mr. Caleb Racicot** to serve as a member of the Municipal Market Board of Directors of the City of Atlanta for a term of two (2) years, scheduled to begin on the date of Council confirmation. **(Forwarded Without Recommendation by Community Development/Human Resources Committee, 6/25/02)**

02C1159 (7) A Communication by Mayor Shirley Franklin appointing **Mr. Michael J. McCooley** to serve as a member of the Municipal Market Board of Directors of the City of Atlanta for a term of two (2) years, scheduled to begin on the date of Council confirmation. **(Forwarded Without Recommendation by Community Development/Human Resources Committee 6/25/02)**

02C1160 (8) A Communication by Mayor Shirley Franklin appointing **Ms. Vivien Davenport** to serve as a member of the Citizens Service Planning Review Commission. This appointment is for a staggered term of one-to-three (1-3) years to be subsequently determined, and is scheduled to begin on the date of Council confirmation. **(Forwarded Without Recommendation by Finance/Executive Committee, 6/26/02)**

02C1161 (9) A Communication by Mayor Shirley Franklin appointing **Ms. Joyce M. Sheperd** to serve as a member of the Citizens Service Planning Review Commission. This appointment is for a staggered term of one-to-three (1-3) years to be subsequently determined, and is scheduled to begin on the date of Council confirmation. **(Forwarded Without Recommendation by Finance/Executive Committee, 6/26/02)**

02C1162 (10) A Communication by Mayor Shirley Franklin appointing **Ms. Gladys L. Taylor** to serve as a member of the Citizens Service Planning Review Commission. This appointment is for a staggered term of one-to-three (1-3) years to be subsequently determined, and is scheduled to begin on the date of Council confirmation. **(Forwarded Without Recommendation by Finance/Executive Committee, 6/26/02)**

02C1163 (11) A Communication by Mayor Shirley Franklin appointing **Ms. Lynda P. Cotton** to serve as a member of the Citizens Service Planning Review Commission. This appointment is for a staggered term of one-to-three (1-3) years to be subsequently determined, and is scheduled to begin on the date of Council confirmation. **(Forwarded Without Recommendation by Finance/Executive Committee, 6/26/02)**

02C1164 (12) A Communication by Mayor Shirley Franklin appointing **Mr. Christopher Newman** to serve as a

member of the Citizens Service Planning Review Commission. This appointment is for a staggered term of one-to-three (1-3) years to be subsequently determined, and is scheduled to begin on the date of Council confirmation.

(Forwarded Without Recommendation by Finance/Executive Committee, 6/26/02)

02C1165 (13) A Communication by Mayor Shirley Franklin appointing **Ms. Shawnalea Garvin-Campbell** to serve as a member of the Citizens Service Planning Review Commission. This appointment is for a staggered term of one-to-three (1-3) years to be subsequently determined, and is scheduled to begin on the date of Council confirmation.

(Forwarded Without Recommendation by Finance/Executive Committee, 6/26/02)

02C1166 (14) A Communication by Mayor Shirley Franklin appointing **Ms. Cooper Holland** to serve as a member of the Citizens Service Planning Review Commission. This appointment is for a staggered term of one-to-three (1-3) years to be subsequently determined, and is scheduled to begin on the date of Council confirmation.

(Forwarded Without Recommendation by Finance/Executive Committee, 6/26/02)

02C1167 (15) A Communication by Mayor Shirley Franklin appointing **Ms. Gloria Watts** to serve as a member of the Citizens Service Planning Review Commission. This appointment is for a staggered term of one-to-three (1-3) years to be subsequently determined, and is scheduled to begin on the date of Council confirmation.

(Forwarded Without Recommendation by Finance/Executive Committee, 6/26/02)

02C1168 (16) A Communication by Mayor Shirley Franklin appointing **Mr. Seymour Liebmann** to serve as a member of the Citizens Service Planning Review Commission. This appointment is for a staggered term of one-to-three (1-3) years to be subsequently determined, and is scheduled to begin on the date of Council confirmation.

(Forwarded Without Recommendation by Finance/Executive Committee, 6/26/02)

COMMITTEE ON COUNCIL (4) ANNE FAUVER, CHAIR

ORDINANCES FOR SECOND READING

02O1037 (1) 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, Ceasar Mitchell, Clea 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. **(3rd Reading, Final Adoption)**

02O1140 (2) An Ordinance by Committee on Council to regulate and provide for the calling of a Special Election to determine the approval or non-approval by the City of Atlanta of a Homestead Exemption from certain City of Atlanta Ad Valorem Taxes for municipal purposes in the amount equal to the amount by which the current year assessed value of a homestead exceeds the base year assessed value of such homestead for certain residents of that city who are 65 years of age or older and whose annual household income does not exceed \$39,000.00, (for the immediately preceding taxable year); 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)**

[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)**

MEMBERS PRESENT:

CITY UTILITIES COMMITTEE HOWARD SHOOK, VICE-CHAIR

RESOLUTION

[02-R-1178 \(1\)](#) A Resolution by City Utilities Committee authorizing the Mayor or designee to issue a **Notice to Proceed** with Delon Hampton & Associates/W. L. Jordan and Company, Inc., - JV for FC-6710-96C, Annual Contract for Architectural and Engineering Services to provide field engineering and construction management assistance during construction for Sanitary Sewer Evaluation Survey on behalf of the Department of Public Works in an amount not to exceed \$1,956,263.40; all contracted work shall be charged to and paid from Fund, Account and Center Number: 2J27 524001 M24I22029999.

FORWARDED WITHOUT RECOMMENDATION

PAPERS HELD IN COMMITTEE

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

[02O0164 \(2\)](#) An Ordinance by Councilmember Debi Starnes to **abandon** Johnson Avenue, between Randolph Street and the Dead End to the west. **(Public Hearing held 6/11/02) (Referred back by Council 6/17/02) (Held 6/25/02)**

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

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

[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. **(Public Hearings held 05/28/02 and 6/25/02) (Held 6/25/02)**

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) (Held 6/11/02)**

02O1149 (10) An Ordinance by Councilmembers Felicia A. Moore and H. Lamar Willis authorizing the Mayor or her designee to take the appropriate actions to have the proper signage put in place to honor Donald Lee Hollowell on all City documents and other documents that maybe appropriate; and for other purposes. **(Held 6/25/02 for two weeks time certain)**

02R1151 (11) A Resolution by Councilmember Derrick Boazman recommending disapproval by the City of Atlanta of the proposed Change of Control Agreement between the City of Atlanta, MediaOne of Colorado, Inc., and indirect subsidiary of AT&T Corp.; recommending disapproval of FCC Form 394; rescinding conflicting resolutions; and for other purposes. **(Held 6/25/02)**

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

COMMUNITY DEVELOPMENT/HUMAN

RESOURCES COMMITTEE CLETA WINSLOW, CHAIR

ORDINANCES FOR SECOND READING

02O1014 (1) 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

FAVORABLE

02O1015 (2) 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

FAVORABLE

02O0851 (3) An Ordinance by Councilmembers Cleta Winslow and Mary Norwood as **amended by Community Development/Human Resources Committee** adopting the 2003 City of Atlanta Comprehensive Development Plan: and for other purposes. **(Public Hearing held on 6/24/02)**

FAVORABLE AS AMENDED - 2nd READING, 1st ADOPTION TO BE REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE

COMMUNITY DEVELOPMENT/ (2) CLETA WINSLOW, CHAIR

HUMAN RESOURCES COMMITTEE

ORDINANCES FOR SECOND READING (CONT'D)

02O0850 (4) **CDP-02-13** An Ordinance by Councilmember Howard Shook as **substituted and amended by Community Development/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 **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. **(Public Hearing held on 6/10/02)**

NPU-B Council District 7

FORWARDED WITHOUT RECOMMENDATION ON SUBSTITUTE AS AMENDED (2 YEA'S) (1 NAY)

(1 ABSTENTION)

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)**

02O1147 (6) An Ordinance by Councilmember Carla Smith waiving the Financial Recompense requirements of the Tree Protection Ordinance in connection with the application of Youth Incorporated, and Atlanta Youth Academies, Inc., for permits to remove trees for construction; and for other purposes. **(Held 6/25/02)**

02O0520 (7) An Ordinance by Community Development/Human Resources Committee amending the City of Atlanta Tree Protection Ordinance, Article 2 of Chapter 158 of the Atlanta City Code (1995), so as to exempt affordable housing units and economic development projects from recompense fees; and for other purposes. **(Held 4/09/02) (Worksession held 5/8/02)**

02R0597 (8) 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)**

02R0725 (9) 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)**

02O1039 (10) 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 (11) 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)**

MEMBERS PRESENT: WINSLOW, ARCHIBONG, BOAZMAN & NORWOOD

PUBLIC SAFETY AND LEGAL

ADMINISTRATION COMMITTEE CEASAR C. MITCHELL, CHAIR

ORDINANCE FOR SECOND READING

02O1061 (1) 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.

FILE

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)**

[02O0957 \(2\)](#) 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)**

[02O1139 \(3\)](#) An Ordinance by Councilmember Debi Starnes amending Section 10-88.1, Subsection 1, to add the Sweet Auburn Curb Market to the list of retail stores exempt from the 1,500 feet distance requirement between package stores. **(Held 6/25/02)**

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

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

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