



**Note: To view the full details of the legislation, click on the ID number underlined on the left at the start of the caption. You will need [Adobe Acrobat Reader](#) to view the details. If you do not have the reader, download it [here](#).**

# ATLANTA CITY COUNCIL

## AGENDA

**Order of Business for the Atlanta City Council**

**Monday, August 19, 2002**

**The Honorable Cathy Woolard, Presiding**

**1:00 P. M.**

1. Call to Order
2. Roll Call
3. Invocation
4. Pledge of Allegiance
5. Proclamations, Commendations and other Special Awards
6. Remarks by the Public
7. Report of the Journal
8. Communications
9. Adoption of Agenda
10. Consideration of Vetoed Legislation
11. Unfinished Business

12. Consent Agenda

13. **Report of Standing Committees Committee Chairs Page**

Finance/Executive Committee Felicia A. Moore 15

Committee on Council\*\* Anne Fauver 20

City Utilities Committee Clair Muller 22

Community Development/Human

Resources Committee Clea Winslow 25

Public Safety and Legal

Administration Committee\* Ceasar C. Mitchell 28

Transportation Committee\* H. Lamar Willis 29

Zoning Committee Debi Starnes 31

14. Personal Papers and General Remarks

15. Announcements

16. Adjournment: Roll Call

**\* No Report**

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

---

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

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

### **SECTION I**

#### **ORDINANCES FOR SECOND READING**

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

**02O1181 ( 1 )** An Ordinance by Finance/Executive 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.

**02O1221 ( 2 )** An **Amended** Ordinance by Finance/Executive Committee amending Chapter 38, Cemeteries, of the Code of Ordinances, Article II, Municipal Cemeteries, Division 2, Oakland Cemetery, Section 38-44, Schedule of Charges for Cemetery Services and Section 38-45, Schedule of Charges for Guided Tours, specifically to reflect newly revised, increased fee schedules for the Department of Parks, Recreation and Cultural Affairs, Bureau of Parks by increasing/creating fees under Section 38-44, for Internment-Opening and Closing, Disinterment-Opening and Closing, Cremation Space, Infant/Children-Opening and Closing and Disinterment of Cremains; and to create Vault Installation Fee; create a Marker Installation Fee; and to create a charge for the Use of Tents and Chairs Fee; under Section 38-45;

to increase the Students (Ages 7-22) Rate to \$3.00, by charging the Senior Citizen (Age 65 and above) Rate of \$2.00, by increasing the Adult (Ages 23-54) Rate to \$5.00, and by charging the Adult (Ages 55-64) Rate of \$3.00, on behalf of the Department of Parks, Recreation and Cultural Affairs, Bureau of Parks; and for other purposes.

02O1222 ( 3) An Ordinance by Finance/Executive Committee amending Chapter 110, Parks and Recreation of the Code of Ordinances, Article 1, Section 110.3 Fee Schedule specifically to reflect newly revised, increased fee schedules for the Department of Parks, Recreation and Cultural Affairs by increasing fees for Ballfields (lighted and unlighted), Picnic Pavilions, Show Mobiles, Tournament Ballfields, Camp Best Friends, Aquatics, Tennis Centers, Youth Sports, Candler Park Golf Course, The Gilbert House, Atlanta Cyclorama Admissions, After School Tutorial Programs, Lake Allatoona Resident Camp, Park Vending Permit Fees for all parks except Piedmont Park; to create a special activity fee; to create rental fees for tax exempt non resident and all other non resident organizations for (unlighted and lighted) ballfields; to create a Tee Time Surcharge, Putting Green Fee and Equipment Storage Fee at the Candler Park Golf Course; and to create a Lake Allatoona Cabin Rental Fee on behalf of the Department of Parks, Recreation and Cultural Affairs; and for other purposes.

02O1272 ( 4) A **Substitute** Ordinance by Finance/Executive Committee to authorize the assessment of penalties and interest, and the levy of liens for unpaid sanitary service assessments; and for other purposes.

02O1282 ( 5) An Ordinance by Councilmember Howard Shook **as substituted by Finance/Executive Committee** amending the 2002 (1994 General Government Capital Outlay Fund) Budget in the amount of \$204,434.00 as a part of the City of Atlanta's obligation to provide for Construction Services Roxboro Road Widening; and for other purposes.

02O1300 ( 6) An Ordinance by Councilmembers Anne Fauver and Howard Shook **as substituted by Finance/Executive Committee** amending the 2002 (Intergovernmental Grant Fund) Budget, Department of the Mayor, by adding to anticipations and appropriations in the amount of \$23,973.00 from the Governor's Office of Community Affairs Local assistance for the City of Atlanta Mayor's Office of Constituent Services to assist with program expenses for software upgrade and licensing; to authorize the Mayor to sign all necessary grant agreements; and for other purposes.

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

02O1213 ( 7) An Ordinance by City Utilities Committee authorizing the Mayor or her designee to assess certain property owners for work performed by the Department of Public Works; and for other purposes.

02O1245 ( 8) An Ordinance by City Utilities Committee amending the 2002 (Intergovernmental Grant Fund) Budget by anticipating and appropriating funding in the amount of \$288,730.00 from the U. S. Federal Emergency Management Agency (FEMA), on behalf of the Department of Public Works to elevate some flood-prone homes in the City of Atlanta; and for other purposes.

02O1293 ( 9) An Ordinance by Councilmember Debi Starnes **as amended by City Utilities Committee** authorizing the Commissioner of Public Works, on behalf of the Mayor, to waive paragraphs four (4) and seven (7) of Section 138-60 of the Code of the Ordinances of the City of Atlanta, for the issuance of a Banner Permit to the Atlanta Falcons; and for other purposes.

02O1294 (10) An Ordinance by Councilmember Debi Starnes authorizing the Commissioner of Public Works, on behalf of the Mayor, to waive paragraph seven (7) of Section 138-60 of the Code of the Ordinances of the City of Atlanta, for the issuance of a Banner Permit to the Atlanta Beat; and for other purposes.

#### **COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE - CLETA WINSLOW, CHAIR**

02O1223 (11) An Ordinance by Community Development/Human Resources Committee amending the 2002 (Job Training Grant Fund) Budget by anticipating and appropriating \$1,998,340.00 in the Workforce Investment Act (WIA) Youth Funds; and for other purposes.

02O1220 (12) An Ordinance by Community Development/Human Resources Committee to change the effective date

of creation for the "Custer Avenue Subdivision Housing Enterprise Zone" from January 1, 2002 to January 1, 2003; and for other purposes.

**02O1289 (13)** An Ordinance by Councilmember Ivory Lee Young, Jr., to amend Section 29 (a) of Section 8-2181 of the Code of Ordinances of the City of Atlanta, Georgia (The Atlanta Housing Code) so as to require that when a vacant, burned or otherwise damaged or deteriorated dwelling has been boarded, corrective action to bring the dwelling into full compliance with the Atlanta Housing Code shall begin within thirty (30) days after the dwelling has been boarded and shall be completed within a period of six (6) months from the date of the boarding; to provide that this amendment shall be retroactive; to repeal conflicting ordinances; and for other purposes.

**02O1290 (14)** An Ordinance by Councilmember Ivory Lee Young, Jr., to amend Section 8-2100 (The Atlanta Commercial, Institutional, and Industrial Building Maintenance Code) of the Code of Ordinances of the City of Atlanta, Georgia so as to change the number of resident complaints required to cause an inspection of any building or structure in the City of Atlanta; from at least five (5), to one (1) or more; to repeal conflicting ordinances; and for other purposes.

**02O1291 (15)** An Ordinance by Councilmember Ivory Lee Young, Jr., to amend Section 8-2095(2) g. 3. of the Code of Ordinances of the City of Atlanta, Georgia (The Atlanta Commercial, Institutional, and Industrial Building Maintenance Code, hereinafter, "The Code") so as to require that when a vacant, burned or otherwise damaged or deteriorated building or structure has been boarded, corrective action to bring the building or structure into full compliance with the code shall begin within thirty (30) days after the building or structure has been boarded and shall be completed within a period of six (6) months from the date of the boarding; to provide that this amendment shall be retroactive; to repeal conflicting ordinances; and for other purposes.

#### **PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE - C. T. MARTIN, VICE-CHAIR**

**02O1273 (16)** 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 \$21,007.00 from the Edward Byrne Memorial Grant Program to fund the Criminal History Research (CHR) Enhancement Project developed by the Atlanta Pretrial Services; and for other purposes.

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

**02O1224 (17)** An Ordinance by Transportation Committee conveying to Georgia Power Company four property sites owned by the City of Atlanta in Land Lots 38, 39, 57, 58 and 59 of the 13<sup>th</sup> District of Clayton County to provide for relocation of power lines and a substation in the area of the Fifth Runway Project at Hartsfield Atlanta International Airport; authorizing the Mayor or her designee to execute appropriate Warranty Deeds to evidence the conveyance; and for other purposes.

**02O1232 (18)** An Ordinance by Transportation Committee amending the 2002 (2000 Airport Revenue Bond Fund) Budget by transferring to and from appropriations the amount of \$692,506.00 for the purpose of funding Amendment One to Reimbursable Agreement No. SO-0420-07L with the Federal Aviation Administration (FAA) for reimbursement by the City to the FAA of the cost incurred by the FAA for additional design of the new Airport Traffic Control Tower at Hartsfield Atlanta International Airport.

**02O1233 (19)** An Ordinance by Transportation Committee granting to Georgia Power Company an easement across real property owned by the City of Atlanta in Land Lots 40, 41 and 42 of the 13<sup>th</sup> District of Clayton County, to provide for permanent relocation of distribution lines that run across the Fifth Runway Project at Hartsfield Atlanta International Airport; authorizing the Mayor to execute appropriate instruments to evidence the granting of such easement; and for other purposes.

**02O1287 (20)** An Ordinance by Councilmember Anne Fauver to waive Section 150-207 of the Code of Ordinances of the City of Atlanta so as to allow Roller Skating in the streets of Atlanta October 4 and October 6, 2002 for the 21<sup>st</sup> Annual Athens-to-Atlanta Road Skate; and for other purposes.

## **RESOLUTIONS**

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

**02R1345 ( 1)** 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 provide engineering services during construction of the Nancy Creek Tunnel and Pump Station Project on behalf of the Department of Public Works in an amount not to exceed \$10,231,112.00; all contracted work shall be charged to and paid from Fund, Account and Center Number: 2J27 574001 M24I02429999.

**02R1362 ( 2)** A Resolution by City Utilities Committee authorizing the Mayor to seek Federal and State Financial Assistance for the Clean Water Initiative and to request the assistance of the Georgia Municipal Association, National League of Cities and other such organizations in building public support for the City of Atlanta's Initiative; and for other purposes.

### **COMMUNITY DEVELOPMENT/HUMAN**

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

**02R1283 ( 3)** A Resolution by Councilmember Debi M. Starnes authorizing the Atlanta Police Department Zone 6 to utilize the Trolley Barn, without fee, as one of twelve days reserved for exclusive use by the City, or other governmental agencies, pursuant to the agreement between the City and the Atlanta and Edgewood St. Railway Company; and for other purposes.

**02R1288 ( 4)** A Resolution by Councilmember Natalyn Archibong **as substituted by Community Development/Human Resources Committee** authorizing the Mayor or her 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 provide architectural/engineering services for Boulevard Drive/Kirkwood Drive Streetscapes on behalf of the Department of Planning, Development and Neighborhood Conservation in an amount not to exceed \$97,750.00; all contracted work shall be charged to and paid from Fund, Account and Center Numbers: 1B01 574001 M22Q0277A59B.

**02R1334 ( 5)** A Resolution by Community Development/Human Resources Committee adopting and transmitting the Short Term Work Program (STWP) Component of the 2003 City of Atlanta Comprehensive Development Plan to the State of Georgia Department of Community Affairs; and for other purposes.

### **PUBLIC SAFETY AND LEGAL**

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

**02R1279 ( 6)** A Resolution by Public Safety and Legal Administration Committee authorizing the Interim City Attorney to retain the services of outside counsel for the purpose of providing legal representation to former Atlanta Police Officer James Greg Wingo in a lawsuit filed against him; authorizing the Interim City Attorney to incur and the Chief Financial Officer to pay invoices and expenses in an amount not to exceed \$40,000.00; and for other purposes.

**02R1331 ( 7)** A Resolution by Public Safety and Legal Administration Committee authorizing payment in the amount of \$4,286.62 in settlement of the claim of Joseph P. Meyer against the City of Atlanta.

**02R1332 ( 8)** A Resolution by Public Safety and Legal Administration Committee authorizing payment in the amount of \$3,707.35 in settlement of the claim of Gregory A. Teal, Sr. against the City of Atlanta.

**02R1333 ( 9)** A Resolution by Public Safety and Legal Administration Committee authorizing payment in the amount of \$2,420.11 in settlement of the claim of John, Jean and Natalie Danna against the City of Atlanta; and for other purposes.

**02R1338 (10)** A Resolution by Public Safety and Legal Administration Committee authorizing the Mayor to enter into a Lease Agreement with the Vine City Housing Ministry, Inc., for the rental of 1,000 square feet of office space located at 612 Magnolia Street, Atlanta, Georgia, for the Department of Police Zone One Vine City Mini Precinct, from September 1, 2002, until August 31, 2003, in the amount not to exceed \$1 a year, to be charged and paid from Fund, Account and Center Number: 1A01 525001 X42001.

**02R1349 (11)** A **Substitute** Resolution by Public Safety and Legal Administration Committee authorizing the Mayor or her designee to accept monetary donations and donation of services for the purpose of supporting the efforts of the Fire Department to recognize outstanding community service by Fire Department Personnel and Citizens to promote morale and pride in the Atlanta Fire Department; and for other purposes.

**02R1350 (12)** A Resolution by Public Safety and Legal Administration Committee authorizing settlement of all claims of Jimmy McClarin against the City of Atlanta and W. A. Terrell in the case of Jimmy McClarin v. City of Atlanta and W. A. Terrell, Case Number 2002-CV-52281, in the Superior Court of Fulton County; to cause payment to be made in the amount of \$50,000.00; and for other purposes.

**02R1348 (13)** A Resolution by Transportation Committee authorizing the Mayor to enter into an appropriate contractual agreement with New South Construction Company, Inc., for FC-7490-02, North and South Terminal Ceiling Replacement, on behalf of the Department of Aviation, in an amount not to exceed \$5,975,000.00. All contracted work shall be charged to and paid from Fund, Account and Center Number: 2H27 574001 R21E010693CG.

**Claims with Favorable Recommendations:**

**02R1303 (1)** Claim of **William C. Porter**, for damages alleged to have been sustained as a result of property damage due to a vehicular accident on May 28, 2002 at 271 Lindbergh Drive, NE. **\$864.00**

**02R1304 ( 2)** Claim of **Lee Earnest Lumpkin**, for damages alleged to have been sustained as a result of a vehicular accident on May 29, 2002 at Broad Street and M. L. King, Jr. Drive. **\$2,000.00**

**02R1305 ( 3)** Claim of **Jermaine E. James**, for damages alleged to have been sustained as a result of an automobile accident that occurred on May 23, 2002 at Trinity and Washington Streets. **\$989.97**

**02R1306 ( 4)** Claim of **Donna J. and Krystal Turner**, for damages alleged to have been sustained as a result of a vehicular accident on April 19, 2002 at 2001 Sylvan Road. **\$1,680.73**

**Claims with Unfavorable Recommendations:**

**02R1307 ( 5)** Claim of **John R. Davis**, for damages alleged to have been sustained as a result of driving his vehicle over an improperly secured construction site in the road on February 3, 2002 at 932 Cascade Road.

**02R1308 ( 6)** Claim of **Beverly Pitts Bonner and Willie Pitts**, for damages alleged to have been sustained as a result of a vehicular accident on April 20, 2002 at 2237 Cascade Road.

**02R1309 ( 7)** Claim of **Minnie L. Reese**, for damages alleged to have been sustained as a result of City police officers responding to a medical emergency call on March 14, 2002 at 277 Patterson Avenue, SE.

**02R1310 ( 8)** Claim of **Quentin Lamar Johnson, through his attorney, Glenda S. Cook**, for damages alleged to have been sustained as a result of an arrest on August 25, 2001 at 375 Pharr Road, NE.

**02R1311 ( 9)** Claim of **Amy Hartzell**, for damages alleged to have been sustained as a result of a vehicular damage due to a pothole on March 16 and 21, 2001 at 4500 block Roswell Road.

**02R1312 (10)** Claim of **George Edward Russell, agent for Russell Entertainment, L.L.C., d/b/a/ The Russell Bar, through his attorney, Alan I. Begner**, for damages alleged to have been sustained as a result of the denial of an alcohol license on June 7, 2002 at 127 Ellis Street.

[02R1313 \(11\)](#) Claim of **Jose Manuel Garcia, through his attorney, Steven G. Eichel**, for damages alleged to have been sustained as a result of a vehicular accident on an undisclosed date at an undisclosed location.

[02R1314 \(12\)](#) Claim of **Joseph Howard Heard, through his attorney, James Brantley**, for damages alleged to have been sustained as a result of an arrest on November 30, 2001 at M. L. King, Jr. Drive and Bolton Road.

[02R1315 \(13\)](#) Claim of **Curt Alan Letourneau**, for damages alleged to have been sustained as a result of vehicular damage due to a pothole on May 4, 2002 at 5173 Roswell Road.

[02R1316 \(14\)](#) Claim of **Stanley Mezmin and Karl A. Williams**, for damages alleged to have been sustained as a result of the city failing to properly notify the claimants of a re-hearing regarding the demolition of their property.

[02R1317 \(15\)](#) Claim of **Meekell Benford**, for damages alleged to have been sustained as a result of a city worker disposing of her personal trash container on May 15, 2001 at 134 Chappell Road, SW.

[02R1318 \(16\)](#) Claim of **Jocelyn Charbonnet**, for damages alleged to have been sustained as a result of a sewer backup on August 15 and 18, 1998 at 4147 Roswell Road.

[02R1319 \(17\)](#) Claims of **Carl W. Mullis, III**, for damages alleged to have been sustained as a result of a sewer backup on June 8, 2001 at 1127 Los Angeles Avenue, NE.

[02R1320 \(18\)](#) Claim of **Malika D. Jackson**, for damages alleged to have been sustained as a result of a vehicular accident on May 15, 2000 at Peyton Place, SW and Martin Luther King, Jr. Drive.

[02R1321 \(19\)](#) Claim of **Johnny Brown**, for damages alleged to have been sustained as a result of a vehicular accident on April 4, 2002 at 683 Tara Circle.

[02R1322 \(20\)](#) Claim of **John Genins**, for damages alleged to have been sustained as a result of a conviction in Municipal Court on December 12, 2001.

[02R1323 \(21\)](#) Claim of **Brenda Peeler**, for damages alleged to have been sustained as a result of a vehicular accident due to a tree in the roadway on January 24, 2002 at 1957 Northside Drive.

[02R1324 \(22\)](#) Claim of **Clyde David**, for damages alleged to have been sustained as a result of sewer service fee charges from 1974 through 1996 at 1682 Centra Villa Drive.

[02R1325 \(23\)](#) Claim of **Patricia Culberson**, for damages alleged to have been sustained as a result of sewer service fee charges from 1971 through 1996 at 2436 County Line Road.

[02R1326 \(24\)](#) Claim of **The Hertz Corporation**, for damages alleged to have been sustained from an automobile accident on March 18, 2002 at Northside Drive and Fair Street.

[02R1327 \(25\)](#) Claim of **Tonya S. Moore Moore**, for damages alleged to have been sustained as a result of driving her vehicle over a pothole in the road on July 2, 2001 at Moreland and Custer Avenues, SE.

[02R1328 \(26\)](#) Claim of **Claudine Surf**, for damages alleged to have been sustained as a result of driving his vehicle over an unraised sanitary sewer manhole on August 13, 2001 on 10<sup>th</sup> Street, NE.

[02R1329 \(27\)](#) Claim of **Monroe C. Hatcherm, Jr.**, for damages alleged to have been sustained as result of a sewer backup on October 31, 2001 at 1176 Warfield Street, NW.

[02R1330 \(28\)](#) Claim of **Patricia Shirley**, for damages alleged to have been sustained as a result of a vehicular accident on January 19, 2002 at Joseph Lowery Boulevard and 811 Park Street, SW.

**CONSENT AGENDA SECTION II**

**ORDINANCES FOR FIRST READING**

**PUBLIC SAFETY AND LEGAL**

**ADMINISTRATION COMMITTEE - C. T. MARTIN, VICE-CHAIR**

**02O1336 ( 1)** An Ordinance by Public Safety and Legal Administration Committee to amend the 2002 (Intergovernmental Grant Fund) Budget, Department of Police by adding to anticipations and appropriations in the amount of \$3,032,020.00 for the award of the FY2002 Local Law Enforcement Block Grant from the U. S. Department of Justice and Local Match; and for other purposes.

**TO BE REFERRED TO PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE**

**02O1337 ( 2)** An Ordinance by Public Safety and Legal Administration Committee to amend the 2002 (Intergovernmental Grant Fund) Budget, Department of the Mayor, by adding to anticipations and appropriations in the amount of \$216,534.00 from the Office of the Governor's Children and Youth Coordinating Council for the continuation of the Intensive Surveillance Probation Officers.

**TO BE REFERRED TO PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE**

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

**02O1339 ( 3)** An Ordinance by Transportation Committee authorizing the Mayor or her designee to make segments of the following streets within the City of Atlanta No Parking Anytime: Kirkwood Avenue, SE, Land O' Lakes Drive, NE and Mitchell Street, SW.

**TO BE REFERRED TO TRANSPORTATION COMMITTEE**

**02O1340 ( 4)** An Ordinance by Transportation Committee authorizing the Mayor or her designee to install a Yield Sign at the intersection of Carter Street, NW and Mayson-Turner Road and at the intersection of Harwell Street, NW and Mayson-Turner Road.

**TO BE REFERRED TO TRANSPORTATION COMMITTEE**

**02O1341 ( 5)** An Ordinance by Transportation Committee authorizing the Mayor or her designee to make the intersection of Loridans Drive, NE and Treehaven an All-Way Stop.

**TO BE REFERRED TO TRANSPORTATION COMMITTEE**

**02O1342 ( 6)** An Ordinance by Transportation Committee authorizing the Mayor or her designee to make the intersection of Fort Valley Drive, SW and Shepherd Circle an All-Way Stop.

**TO BE REFERRED TO TRANSPORTATION COMMITTEE**

**02O1343 ( 7)** An Ordinance by Transportation Committee authorizing the Mayor or her designee to make the intersection of Fort Valley Drive, SW and Timothy Drive an All-Way Stop.

**TO BE REFERRED TO TRANSPORTATION COMMITTEE**

---

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

02RT1352 ( 1) Report of the Chief Financial Officer to transfer appropriations from One Line Item to another Line Item in various funds as approved under Section 6-304(b) of the Charter of the City of Atlanta.



## FILE

### ORDINANCES FOR SECOND READING

[02O1247 \( 1\)](#) An **Amended** Ordinance by Finance/Executive Committee authorizing the Aviation General Manager to make performance payments to Department of Aviation employees and/or employee teams who have demonstrated their ability to make significant contributions to the City of Atlanta's Department of Aviation either individually or as a team; and for other purposes.

#### FAVORABLE (1 NAY)

[02O1248 \( 2\)](#) A **Substitute** Ordinance by Finance/Executive Committee to authorize the payment of select exempt employees for accrued compensatory time on a one-time basis using a Reimbursement Grant awarded to the City of Atlanta's Hartsfield International Airport by the Federal Aviation Administration in the amount of \$7,037,180.00 for security related expenses as a result of the events of September 11, 2001. All payments shall be charged to and paid from Fund, Account and Center Number: 2H21 512006 R21E0904AZ52.

#### FAVORABLE ON SUBSTITUTE (1 NAY)

[02O1296 \( 3\)](#) A Charter Amendment by Councilmember Felicia A. Moore adopted under and by virtue of the authority of the Municipal Home Rule Act of 1965, O.C.G.A. 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 Article Three, Chapter Five, Section 3-505 so as to authorize the reemployment of retirees under certain circumstances; to repeal conflicting ordinances; and for other purposes.

#### FAVORABLE - 2<sup>ND</sup> READING, 1<sup>ST</sup> ADOPTION

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

### RESOLUTIONS

[02R1346 \( 1\)](#) A Resolution by Finance/Executive Committee authorizing the Mayor to enter into an appropriate contractual agreement with Sierra Construction Company for FC-7405-02, Automated External Defibrillators (AED) on behalf of the Department of Aviation in an amount not to exceed \$675,369.00. All contracted work shall be charged to and paid from Fund, Account and Center Number 2H21 575001 W32003.

#### FAVORABLE (1 NAY)

[02R1353 \( 2\)](#) A Resolution by Finance/Executive Committee authorizing the Mayor to enter into an appropriate contractual agreement with Ms. Frances Johnson, a retired employee of the City of Atlanta, Department of Finance, as an independent contractor for professional services subject to the appropriation of funds. Said payments shall be charged to and paid from Fund, Account and Center Number: 2H01 524001 R12006; and for other purposes.

### 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)**

[02O0373 \( 2\)](#) 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 ( 3)** 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. **(2<sup>nd</sup> Reading, 1<sup>ST</sup> Adoption) (Held 2/27/02)**

**02O0385 ( 4)** 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 ( 5)** 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)**

**02O0679 ( 6)** 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 ( 7)** 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 ( 8)** 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 ( 9)** 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 (10)** 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 (11)** 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)**

**02R1137 (12)** 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)**

**02O1226 (13)** An Ordinance by Finance/Executive Committee amending the 2002 (Intergovernmental Grant Fund)

Budget by adding to Anticipations and Appropriations in the amount of \$4,615.00 to fund a recycling program for telephone directories for one year; and for other purposes. **(Held 7/30/02)**

**02O1258 (14)** An Ordinance by Councilmember Anne Fauver amending the 2002 (Intergovernmental Grant Fund) Budget, Department of the Mayor, by adding to anticipations and appropriations in the amount of \$20,000.00 from the Governor's Office of Community Affairs Discretionary Fund Grant for the City of Atlanta for program expenses for assisting with the Gay Tourism Initiative; to authorize the Mayor to sign all necessary Grant Agreements; and for other purposes. **(Held 7/10/02)**

**02O1298 (15)** An Ordinance by Councilmember Howard Shook amending the 2002 (Intergovernmental Grant Fund) Budget, Atlanta City Council, by adding to Anticipations and Appropriations in the amount of \$20,000.00 from the Governor's Office of Community Affairs Emergency Fund Grant for the City of Atlanta, Atlanta City Council, to assist with program expenses for software upgrades and licensing; to authorize the Mayor to sign all necessary grant agreements; and for other purposes. **(Held 7/30/02)**

**02R1347 (16)** A Resolution by Finance/Executive Committee authorizing the Mayor to approve Renewal Agreement No. 2 with WCC Landscaping Maintenance Company, for FC-6122-95, Exterior Grounds Maintenance Services at Hartsfield Atlanta International Airport, in an amount not to exceed \$639,050.00. All contracted work shall be charged to and paid from Fund, Account and Center Number 2H01 523001 R43001. **(Held 7/30/02)**

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

**COMMITTEE ON COUNCIL ANNE FAUVER, CHAIR**

**COMMUNICATIONS**

**02C1280 ( 1)** A Communication by Mayor Shirley Franklin appointing **Ms. Linda DiSantis** as City Attorney. This appointment is scheduled to begin on the date of Council confirmation. **(Favorable by Public Safety and Legal Administration Committee, 7/30/02) (Favorable by Finance/Executive Committee, 7/30/02)**

**02C1281 ( 2)** A Communication by Mayor Shirley Franklin appointing **Mr. Richard J. Anderson** as Chief Financial Officer for the City of Atlanta. This appointment is scheduled to begin on the date of Council confirmation. **(Favorable by Finance/Executive Committee, 7/30/02)**

**02C1301 ( 3)** A Communication by Mayor Shirley Franklin appointing **Ms. Lynnette W. Young** as Chief Operating Officer. This appointment is scheduled to begin on the date of Council confirmation. **(Favorable by Finance/Executive Committee, 7/30/02)**

**ORDINANCE FOR SECOND READING**

**02O1275 ( 1)** An Ordinance by Zoning Committee to correct Ordinance Z-01-42 (01-O-1099), adopted by City Council November 19, 2001 and approved by Operation of Law November 29, 2001, Rezoning from R-4 (Single-Family Residential) District to the R-4B-C (Single-Family Residential Conditional) District, property located at Mount Gilead Place, S.W. so as to correct the Zoning Designation shown in Section 1 of said ordinance to which said property is to be rezoned.

**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. **(2<sup>nd</sup> Reading, 1<sup>st</sup> Adoption) (Held 5/20/02)**

[02O1264 \( 5\)](#) An Ordinance by Councilmember Felicia Moore as **substituted and amended by Committee on Council** to appoint the Municipal Clerk to act as the Municipal Election Superintendent for a Special Election to be held to fill the vacated Atlanta Board of Education District Seat 1; authorizing the City of Atlanta Municipal Clerk, acting as the Municipal Election Superintendent, to call for a Special Election to fill the vacated Atlanta Board of Education District Seat 1, provide services in regard to qualifying candidates for election to said seat, and conduct the election for said seat; authorizing the Mayor to enter into a contract between the Atlanta Board of Education and the City of Atlanta for the purpose of having the Atlanta Board of Education agree to pay all costs of the Special Election; and for other purposes. **(Held 7/15/02)**

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

### **ORDINANCES FOR SECOND READING**

[02O0262 \( 1\)](#) An Ordinance by Councilmember Derrick Boazman to amend an ordinance to abandon Casplan Street, SW from Metropolitan Parkway, SW to Harden Street, SW and to abandon Harden Street, SW from Casplan Street, SW to a point approximately 863 feet southeasterly, lying and being in Land Lot 89 of the 14<sup>th</sup> District of Fulton County, Georgia; and for other purposes.

### **FILE**

[02O1257 \( 2\)](#) An Ordinance by Councilmember Clair Muller authorizing the Mayor to execute a Franchise Agreement with Dominion Telecom, Inc. for the provision of telecommunications services, as defined in the Telecommunications Act of 1996 (47 U.S.C.§153) using public rights-of-way; and for other purposes.

### **FAVORABLE - 2<sup>ND</sup> READING, 1<sup>ST</sup> ADOPTION**

### **RESOLUTIONS**

[02R1246 \( 1\)](#) A Resolution by City Utilities Committee authorizing the Mayor or her designee to enter into an agreement with Norfolk Southern Corporation for the purpose of obtaining acceptable engineering and construction documents for replacement of Roxboro Road Underpass on behalf of the Department of Public Works, in an amount not to exceed \$202,434.00. All contracted work shall be charged to and paid from Fund, Account and Center Number: 2J26 573001 M23F012992BA.

### **FORWARDED WITHOUT RECOMMENDATION**

[02R1299 \( 2\)](#) A Resolution by Councilmembers Clair Muller and Derrick Boazman recognizing the Cable Franchise's obligation to adhere to the Federal Communications Commission Customer Service Standards when providing Cable Services to the citizens of Atlanta.

### **FILE**

[02R1344 \( 3\)](#) A Resolution by City Utilities Committee to authorize payment of stipulated penalties imposed by the

Environmental Protection Agency (EPA) and the Environmental Protection Division of the Department of Natural Resources of the State of Georgia (EPD) in the amount of \$127,500.00 pursuant to the First Amended Consent Decree, Civil Action File No. 1:98-CV-1956-TWT; to identify the source of funding; and for other purposes.

### **FAVORABLE ON CONDITION**

### **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)**

[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)**

[02O0685 \( 4\)](#) 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 \( 5\)](#) 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)**

[02O0964 \( 6\)](#) 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)**

[02O1261 \( 7\)](#) An Ordinance by Councilmembers Debi Starnes, Felicia A. Moore, Ivory Lee Young, Jr., Mary Norwood, Carla Smith, Ceasar C. Mitchell and Clair Muller to amend Code Section 138, Streets, Sidewalks and the Pubic Right-of-Way, to allow property owners to assist the City in disposing of illegal newspaper boxes in front of their property. **(Held 7/9/02)**

[02O1295 \( 8\)](#) An Ordinance by Councilmember Debi Starnes to amend Article II, Division 1, Section 130-37(b) of the Code of Ordinances of the City of Atlanta, so as require Multi-Family Complexes to contract with private haulers for pickup of bulky items that cannot be placed in the designated dumpsters; and for other purposes. **(Held 7/30/02)**

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

**COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE, CLETA WINSLOW, CHAIR**

### **ORDINANCE FOR SECOND READING**

[02O1040 \( 1\)](#) 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.

**FILE**

## 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)**

[02O0520 \( 4\)](#) 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 \( 5\)](#) 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 \( 6\)](#) 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 \( 7\)](#) 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)**

[02O1147 \( 8\)](#) 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)**

[02R1216 \( 9\)](#) A Resolution authorizing the Mayor to enter into a loan funding agreement with Columbia at Peoplestown, L.P. (Columbia) in an amount not to exceed \$575,000.00 for the construction of Columbia at Peoplestown, consisting of 99 units located at 222 Tuskegee Street, SE; and further, the Commissioner of the Department of Planning, Development and Neighborhood Conservation is authorized to sign the necessary documents to close the loan with Columbia at Peoplestown, L.P.; and for other purposes. **(Held 7/9/02)**

[02R1217 \(10\)](#) A Resolution by Community Development/Human Resources Committee authorizing the Mayor to enter into a Loan Funding Agreement with VentureCap Development, Inc. (VentureCap) in an amount not to exceed \$200,000.00 for the redevelopment of property located at Bradford Chase Townhomes (Inman Station), 2000 Perry Boulevard, into 106 For-Sale Townhomes; correcting Account Numbers contained in Resolution 01-R-0868 which provided additional funding for this Project; and further, the Commissioner of the Department of Planning, Development and Neighborhood Conservation is authorized to sign the necessary documents to close the loan with VentureCap; and for other purposes.

**(Held 7/9/02)**

[02O1219 \(11\)](#) An Ordinance by Community Development/Human Resources Committee adopting the 2003 City of Atlanta Capital Improvement Program; and for other purposes. (**Worksession held on 7/16/02**) (**Held for Public Hearing on 9/23/02**)

[02R1335 \(12\)](#) A Resolution by Community Development/Human Resources Committee authorizing the Mayor to submit to the U.S. Department of Housing and Urban Development an amendment to the 2000-2004 Consolidated Plan for the Atlanta Housing Authority for the purpose of updating information and adding Capitol Homes, Grady Homes, McDaniel-Glenn and University Homes as potential Hope VI Projects for demolition and replacement with mixed income communities; and for other purposes. (**Held 7/30/02**) (**Public Hearing to be held on 8/27/02**)

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

**PUBLIC SAFETY AND LEGAL**

**ADMINISTRATION COMMITTEE C. T. MARTIN, VICE-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**)

[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**)

[02O1292 \( 4\)](#) An Ordinance by Councilmember Debi Starnes to amend the Code of Ordinances, City of Atlanta, Georgia, Chapter 10, Article II, Division 5, Section 10-207, applicable to lessees of premises licensed for the sale of alcoholic beverages; and for other purchases. (**Held 7/30/03**)

[02O1297 \( 5\)](#) An Ordinance by Councilmember Carla Smith to amend Section 150-97 of the City of Atlanta Code of Ordinances so as to prohibit a truck or bus from idling for more than fifteen (15) minutes on any street or public place; and for other purposes. (**Held 7/30/03**)

**MEMBERS PRESENT: MARTIN, ARCHIBONG, SMITH & 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**)

[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**)

[02O1106 \( 4\)](#) 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. **(Held 7/10/02)**

[02O1259 \( 5\)](#) An Ordinance by Councilmembers Cleta Winslow and Ivory Lee Young, Jr. authorizing the Mayor or her designee to make the intersection of Fair Street, SW at Walker Street, SW an All-Way Stop; and for other purposes. **(Held 7/10/02)**

[02O1265 \( 6\)](#) An Ordinance by Councilmember Felicia A. Moore authorizing the Mayor or her designee to install a painted crosswalk at 55 Trinity Avenue, for the protection and general welfare of the Citizens and Employees of the City of Atlanta; and for other purposes. **(Held 7/10/02)**

## **TRANSPORTATION COMMITTEE (2) H. LAMAR WILLIS, CHAIR**

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

[02O1253 \( 7\)](#) An Ordinance by Transportation Committee granting to Atlanta Gas Light Services Company an easement across real property owned by the City of Atlanta in Clayton County, to provide for relocation of a Natural Gas Main in the area of the Fifth Runway Project at Hartsfield Atlanta International Airport; authorizing the Mayor or her designee to execute appropriate instruments to evidence the granting of such easement; and for other purposes. **(Held 7/31/02)**

**MEMBERS PRESENT: WILLIS, MARTIN, SMITH, FAUVER & BOAZMAN**

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

### **ORDINANCES FOR SECOND READING**

[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.

Depth: Varies

Area: 28.4079 Acres

Land Lot: 69, 14<sup>th</sup> District, Fulton County, Georgia

Owner: Louis P. Gangarosa

Applicant: Same

**NPU-Z Council District 12**

### **FAVORABLE**

[02O0591 \( 2\)](#) **Z-02-28** 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.

### **FAVORABLE**



**02O0855 ( 3 ) Z-02-50** An Ordinance by Councilmember Carla Smith **as substituted by Zoning Committee** to amend Ordinance 96-O-1522 adopted by the City Council on November 4, 1996 and approved by the Mayor on November 12, 1996, rezoning from and to various designations, certain properties within the Peopletown Neighborhood for the purpose of approving a Change of Conditions.

**FAVORABLE ON SUBSTITUTE**

**02O0960 ( 4 ) Z-02-51** 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.

**FAVORABLE**

**02O0976 ( 5 ) Z-02-49** An Ordinance by Zoning Committee to amend the 1982 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.

**FAVORABLE**

**ORDINANCES FOR FIRST READING**

**02O1354 ( 1 ) Z-02-57** An Ordinance by Zoning Committee to rezone from the SPI- 11, Subarea 6 (Ashby Station Special Public Interest, Washington Park Single-Family Residential) District to the SPI-11, Subarea 7 (Ashby Station Special Public Interest, Multi-Family Residential) District, property located at **1094 -1100 Mayson-Turner Road, NW**, fronting approximately 160 feet on the southwesterly side of Mayson-Turner Road beginning at the southwest corner of Mobile Street.

Depth: 621.56 Feet

Area: 3.1696 Acres

Land Lot: 115, 14<sup>th</sup> District, Fulton County, Georgia

Owner: Washington Heights Townhomes, LLC

Applicant: Marvin Greer

**NPU-K Council District 3**

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

**02O1355 ( 2 ) Z-02-58** An Ordinance by Zoning Committee to rezone from the I-2 (Heavy Industrial) District to the R-5 (Two-Family Residential) District, property located at **104-110 Kenyon Street, SE**, fronting 69.70 feet on the east side of Kenyon Street beginning 498.84 feet south from the southeast corner of Wylie Street.

Depth: 85.12 Feet

Area: 0.1362 Acre

th

Land Lot: 13, 14 District, Fulton County, Georgia

Owner: Allen Sheppard

Applicant: Lee M. Mayweather

**NPU-N Council District 5**

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

**02O1356 ( 3) Z-02-59/ Z-00-86** An Ordinance by Zoning Committee to amend Ordinance Z- 00-86, adopted by City Council January 16, 2001 and approved by Operation of Law, January 25, 2001, rezoning from the I-2 (Heavy Industrial) District to the C-3-C (Commercial-Residential-Conditional) District, property located at **800 West Marietta Street, NW and 719 Jefferson Street, NW**, for the purpose of approving an amended site plan and an amended list of conditions as an alternative development proposal.

Owner: Altamaha Development Company, LLC

Applicant: Sirron Group Developers, LLC

By: William Woodson Galloway, Esq., Attorney

**NPU-L Council District 3**

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

**02O1357 ( 4) U-02-18** An Ordinance by Zoning Committee granting a Special Use Permit for a Single Room Occupancy Residence (Section 16-12.005(1)(h)), property located at **2275-2285 Metropolitan Parkway, SW**, fronting 400 feet on the west side of Metropolitan Parkway beginning at the northwest corner of Avery Road.

Depth: 400 Feet

Area: 3.67 Acres

Land Lot: 102, 14<sup>th</sup> District, Fulton County, Georgia

Owner: Michael Manley

Applicant: Curt P. Flaherty

**NPU-X Council District 12**

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

**02O1358 ( 5) U-02-19** An Ordinance by Zoning Committee granting a Special Use Permit for a Rooming House (Section 16-11.005(1) (h)), property located at **173 Boulevard, NE**, fronting 150.2 feet on the east side of Boulevard beginning at the southeast corner of John Wesley Dobbs Avenue.

Depth: 206.90 Feet

Area: .71 Acre

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

Owner: Atlanta Carpenters J.A.T.C.

Applicant: Genesis Shelter, Inc.

By: Amy L. Hillman, Attorney

**NPU-M Council District 2**

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

**0201359 ( 6)** U-02-20 An Ordinance by Zoning Committee granting a Special Use Permit for a Special School (Section 16-06.005(1)(b)), property located at **399 Macedonia Road, SE**, fronting 763.41 feet on the south side of Macedonia Road beginning 383.8 feet west from the southwest corner of Jonesboro Road.

Depth: Varies

Area: 9.7225548 Acres

Land Lot: 34, 14<sup>th</sup> District, Fulton County, Georgia

Owner: Atlanta Board of Education

Applicant: Premier Academy, Inc. and Early Learning Property Management, Inc.

**NPU-Z Council District 12**

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

**0201360 ( 7)** U-02-21 An Ordinance by Zoning Committee granting a Special Use Permit for a Rooming House (Section 16-11.005(1) (h)), property located at **766 Simpson Street, NW**, fronting 56 feet on the south side of Simpson Street beginning at the southeast corner of James P. Brawley Drive.

Depth: 95 Feet

Area: 5, 320 Square Feet

Land Lot: 110, 14<sup>th</sup> District, Fulton County, Georgia

Owner: Benjamin Hardy

Applicant: Michael A. Edey

**NPU-L Council District 3**

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

**0201361 ( 8)** U-02-22 An Ordinance by Zoning Committee granting a Special Use Permit for a Private School (Section 16-6.005(1) (1)), property located at **1135 Ormewood Avenue, SE**, fronting 70 feet on the south side of Ormewood Avenue beginning 173 feet east from the southeast corner of Woodland Avenue.

Depth: 190 Feet

Area: 13, 223 Square Feet

Land Lot: 11, 14<sup>th</sup> District, Fulton County, Georgia]

Owner: Laura Watson

Applicant: Debra J. Gathmann

**NPU-W Council District 1**

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

**PAPER HELD IN COMMITTEE**

**02O0181 ( 1) Z-02-07** An Ordinance by Zoning Committee designating the Medical Arts Building, located at **384 Peachtree Street, NW**, Land Lot 50 of the 14<sup>th</sup> 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 one Month 7/10/02)**

**MEMBERS PRESENT: YOUNG, NORWOOD, SMITH & WILLIS**

---

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

---

[Webmaster](#)

This site is maintained by the Bureau of Management Information Systems

Best viewed using MSIE 4.0 or higher.