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# **ATLANTA CITY COUNCIL**

## **AGENDA**

### **September 16, 2001**

Order of Business for the Atlanta City Council

**Monday, September 16, 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**

City Utilities Committee Clair Muller 23

Community Development/Human

Resources Committee Clela Winslow 26

Public Safety and Legal

Administration Committee Ceasar C. Mitchell 31

Transportation Committee H. Lamar Willis 33

Zoning Committee Debi Starnes 36

Finance/Executive Committee Felicia A. Moore 44

Committee on Council\*\* Anne Fauver 51

14. Personal Papers and General Remarks

15. Announcements

16. Adjournment: Roll Call

\* **No Report**

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

## **CONSENT AGENDA**

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

## **SECTION I**

### **ORDINANCES FOR SECOND READING**

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

**0201453(1)** An Ordinance by Councilmembers Debi Starnes, Clair Muller and Jim Maddox to authorize the extension of public sanitary sewerage system in portions of the public rights-of-way of West Wesley Road, Powers Ferry Road, Lake Forest Drive, Moores Mill Road, Euclid Avenue and Blanton Road in the City of Atlanta; and for other purposes. **(Public Hearing held 9/10/02)**

**02O1586(2)** An Ordinance by Councilmember Debi Starnes as amended by City Utilities Committee authorizing the Commissioner of Public Works, on behalf of the Mayor to waive paragraph four (4) of Section 138-60 of the Code of Ordinances of the City of Atlanta, for the issuance of a Banner Permit to All Saints' Church; and for other purposes.

**02O1591(3)** An Ordinance by Councilmember Clair Muller amending the 1999 (Water and Wastewater Bond Fund) Budget in the amount of \$3,000,000.00 for installation of small water meters with backflow prevention devices on behalf of the Department of Water; and for other purposes.

**02O1592(4)** An Ordinance by Councilmember Clair Muller amending the 2002 (2001 Water and Wastewater Bond Construction Fund) Budget in the amount of \$2,812,850.00 for a Water Quality and Water Quantity Long-Term Monitoring Network; to install water monitoring equipment; and for other purposes.

## PUBLIC SAFETY AND LEGAL

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

**02O1496(5)** An Ordinance by Public Safety and Legal Administration Committee authorizing the settlement of the claim of State Farm Insurance Company, as subrogee of Lisa Horne in an amount not to exceed \$4,000.00; authorizing the Chief Financial Officer to disburse the settlement amount; to waive City of Atlanta Code of Ordinances Sections 2-4 and 2-783 for this instance only; and for other purposes.

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

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

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

**02O1389(6)** An Ordinance by Transportation Committee amending the 2002 (Airport Revenue Fund) Budget by transferring to and from appropriations in the amount of \$1,150,000.00 to provide adequate funding for the replacement of approximately 3,600 Runway and Taxiway Guidance Legend Panels.

**02O1390(7)** An Ordinance by Transportation Committee authorizing the Mayor or her designee to make segments of the following street within the City Atlanta No Parking Anytime: Beutell Street, NW.

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

**02O0791(8)** An **Amended** Ordinance #2 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 01O0064 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.

**02O1258(9)** An Ordinance by Councilmember Anne Fauver **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 \$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.

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

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

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

**02O1298(10)** An Ordinance by Councilmember Howard Shook **as substituted by Finance/Executive Committee** 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.

**02O1391(11)** An **Amended** Ordinance by Finance/Executive Committee amending the 2002 (Intergovernmental Grant Fund) Budget for the Department of Corrections by adding to anticipations and appropriations in the amount of \$129,674.00 from the Fulton County Regional Board of Health for the purpose of continuing Clinical Assessment Services for Criminal Defendants participating in the Community Court Program; and for other purposes.

**02O1395(12)** An **Amended** Ordinance by Finance/Executive Committee amending the 2002 (Intergovernmental Grant Fund) Budget, Department of Planning Development and Neighborhood Conservation by adding to anticipations and appropriations in the amount of \$16,500.00 from the Georgia Department of Natural Resources for the purpose of contracting with the Urban Design Commission to prepare two Thematic Historic Resource Studies: and for other purposes.

**02O1450(13)** An Ordinance by Councilmember Jim Maddox **as substituted by Finance/Executive Committee** to amend the Code of Ordinances of the City of Atlanta, Georgia to effect reorganization of the Executive Branch pursuant to Section 3-302 of the Charter of the City of Atlanta, Georgia (1996 Georgia Laws pp. 4469, et seq., as amended) so as to re-designate Code Section 2-266 through 2-275 as New Code Sections 2-160 through 2-169; to amend Section 2-182, to create new Sections 2-183-through 2-201; to create new Sections 2-220 through 2-399 to provide for administrative reorganization of the Executive Branch; to amend Chapter

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

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

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

Two so as to substitute references to the Purchasing Agent with Chief Procurement Officer; to substitute all references to the Commissioner of the Water and to insert in lieu thereof the Director of the Bureau of Water; to amend Sections 2-2012(19), 62-1, 62-41, 62-63, 62-81, 62-83, 62-87(c), 62-88, 98-136, 98-152, 98-153, 98-154, 98-155, 98-156, 98-158, 98-160, 98-161, 98-163, 98-164, 98-179 so as to correct references to the Chief of Corrections; to repeal conflicting ordinances; and for other purposes. **(Work Session Held 9/5/02)**

## **RESOLUTIONS**

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

**02R1535(1)** An Amended Resolution by City Utilities Committee authorizing the purchase of property, for Grier Brothers Enterprise, Inc., near the intersection of Welcome All Road and Fairburn Road, located in Land Lot 36 of the 14FF District, Fulton County, Georgia.

**02R1589(2)** A Resolution by Councilmember Clair Muller 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 and Inspection Personnel to monitor the existing United Water Service Atlanta Contract on behalf of the Department of Water in an amount not to exceed \$907,636.00; all contracted work shall be charged to and paid from Fund, Account and Center Number: 2J01 524001 Q21001.

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

**RESOLUTIONS (CONT'D)**

**COMMUNITY DEVELOPMENT/HUMAN**

**RESOURCES COMMITTEE - CLETA WINSLOW, CHAIR**

**02R1540(3)** A Resolution by Community Development/Human Resources Committee authorizing the Mayor or her designee to issue a Notice to Proceed with Delon Hampton & Associates/W. L. Jorden and Company, Inc. - JV for FC-6710-96C, Annual Contract for Architectural and Engineering Services to provide additional construction services for Adamsville Recreation Center on behalf of the Department of Parks, Recreation and Cultural Affairs in an amount not to exceed \$106,351.02; all contracted work shall be charged to and paid from Fund, Account and Center Numbers; 1B01 571001 N12D11D3A51A and 1B01 529002 N12D11D3A52A.

**02R1541(4)** A Resolution by Community Development/Human Resources Committee authorizing the Mayor to enter into an appropriate Contractual Agreement with Picture You Bookstore and Gift Shop, for FC-7411-02, the Atlanta Cyclorama Bookstore (RFP) on behalf of the Department of Parks, Recreation and Cultural Affairs; revenue generated first year \$24,000.00 in twelve (12) equal monthly installments, second year \$24,000.00 in twelve (12) equal monthly installments, third year \$24,000.00 in twelve (12) equal monthly installments, plus an additional two percent (2%) of all gross sales over \$200,000.00; and for other purposes.

**02R1542(5)** A Resolution 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 perform assessment of buried degradable waste material and methane gas at D. L. Stanton Park on behalf of the Department of Parks, Recreation and Cultural Affairs in an amount not to exceed \$3,300.00; all contracted work shall be charged to and paid from Fund, Account and Center Number: 1B01 573001 N12D1652A201; and for other purposes.

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

**RESOLUTIONS (CONT'D)**

**COMMUNITY DEVELOPMENT/HUMAN**

**RESOURCES COMMITTEE - CLETA WINSLOW, CHAIR**

**02R1546(6)** A Resolution by Community Development/Human Resources Committee authorizing the Mayor to enter into a contract agreement with the Community Alliance of Metropolitan Parkway, Inc. (CAMP), for the purpose of implementing Project HM-1999-12, to provide for the costs for acquisition, rehabilitation and/or new construction of six (6) single family houses, to be sold to moderate, low and very low income first time homebuyers; and for other purposes.

**PUBLIC SAFETY AND LEGAL**

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

**02R1526(7)** A Resolution by Public Safety and Legal Administration Committee authorizing the settlement of the claim of Eddie Louis in the amount of \$3,125.21 against the City of Atlanta.

**02R1527(8)** A Resolution by Public Safety and Legal Administration Committee authorizing the settlement of the claim of Jacob Vaknin in the amount of \$6,630.61 against the City of Atlanta arising from a sewer backup.

[02R1528\(9\)](#) A Resolution by Public Safety and Legal Administration Committee authorizing payment in the amount of \$2,600.00 in settlement of the claim of Robert and Merrimac C. Penman against the City of Atlanta.

[02R1529\(10\)](#) A Resolution by Public Safety and Legal Administration Committee authorizing the settlement of the claim of Elizabeth Minnifield in the amount of \$286.73 against the City of Atlanta; and for other purposes.

[02R1530\(11\)](#) A Resolution by Public Safety and Legal Administration Committee authorizing payment in the amount of \$185.05 in settlement of the claim of Patrick Michael and Maria J. Kotora, against the City of Atlanta; and for other purposes.

[02R1531\(12\)](#) A Resolution by Public Safety and Legal Administration Committee authorizing the settlement of the claim of Nelson Van Brookings in the amount of \$361.53 against the City of Atlanta; and for other purposes.

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

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

#### **PUBLIC SAFETY AND LEGAL**

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

[02R1532\(13\)](#) A Resolution by Public Safety and Legal Administration Committee authorizing payment in the amount of \$8,571.00 to Jerry Mchan in settlement of his claim against the City of Atlanta; and for other purposes.

[02R1560\(14\)](#) A Resolution by Public Safety and Legal Administration Committee authorizing the Mayor to enter into a Lease Agreement with the Trustees, Israel Baptist Church, for the rental of 9,000 square feet of office space located at 2025 Hosea Williams Drive, SE, Atlanta, Georgia, for the Department of Police Zone Six Precinct, from October 1, 2002 until September 30, 2003, in the amount not to exceed \$76,411.56 a year, to be charged and paid from Account Number 1A01 525001 X42006.

[02R1561\(15\)](#) A **Substitute** Resolution by Public Safety and Legal Administration Committee authorizing the Mayor to apply for and accept a grant from the U. S. Department of Health and Human Services in an amount not to exceed \$300,000.00 and to be matched with no more than \$100,000.00 to implement a program to enhance police response to mentally ill offenders; and for other purposes.

[02R1615\(16\)](#) A Resolution by Public Safety and Legal Administration Committee expressing the support of the Atlanta City Council for the City of Atlanta to engage in a Cooperative Procurement Activity with the Government of Fulton County for the purpose of securing Professional Food Service for the Atlanta Pre-Trial Detention and Corrections Center; and for other purposes.

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

[02R1563\(17\)](#) A Resolution by Transportation Committee authorizing the Mayor to execute an appropriate contractual agreement for FC-7369-01B, Architectural and Engineering Major Support Services with Hartsfield America Joint Venture comprised of PBS&J and Brindley Pieters & Associates, Inc., to provide Civil Engineering Services for the Department of Aviation in accomplishing the Capital Expansion Program and other passenger and facility improvements at Hartsfield Atlanta International Airport based on actual hourly rates times the agreed upon multiplier; all services shall be charged to and paid from Various Fund, Account and Center Numbers.

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

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

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

**02R1564(18)** An **Amended** Resolution by Transportation Committee authorizing the Mayor to execute an appropriate contractual agreement for FC-7370-01A, Architectural and Engineering Design Support Services with Prime, Harrington, Powell, Smarts to provide Civil Engineering Services for the Department of Aviation in accomplishing the Capital Expansion Program and other passenger and facility improvements at Hartsfield Atlanta International Airport based on actual hourly rates times the agreed upon multiplier; all services shall be charged to and paid from Various Fund, Account and Center Numbers.

**02R1565(19)** A Resolution by Transportation Committee authorizing the Mayor to execute an appropriate contractual agreement for FC-7369-01D, Architectural and Engineering Major Support Services with Hartsfield Support Services Team comprised of Heery International, Inc.; SDG Associates; Matrix 3D; Richard & Wittschiebe Architects, Inc.; to provide Civil Engineering Services for the Department of Aviation in accomplishing the Capital Expansion Program and other passenger and facility improvements at Hartsfield Atlanta International Airport based on actual hourly rates times the agreed upon multiplier; all services shall be charged to and paid from Various Fund, Account and Center Numbers.

**02R1566(20)** An **Amended** Resolution by Transportation Committee authorizing the Mayor to execute an appropriate contractual agreement for FC-7370-01B, Architectural and Engineering Design Support Services with Aviation Consulting Team comprised of Pond & Company, IMDC and the LPA Group to provide Civil Engineering Services for the Department of Aviation in accomplishing the Capital Expansion Program and other passenger and facility improvements at Hartsfield Atlanta International Airport based on actual hourly rates times the agreed upon multiplier; all services shall be charged to and paid from Various Fund, Account and Center Numbers.

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

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

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

**02R1568(21)** An **Amended** Resolution by Transportation Committee authorizing the Mayor to execute an appropriate contractual agreement for FC-7369-01C, Architectural and Engineering Major Support Services with Atlanta Gateway Designers, Joint Venture Comprised of Gresham, Smith & Partners and Duckett & Vandevere Associates, Inc., to provide Architectural and Engineering Services for the Department of Aviation in accomplishing the Capital Expansion Program and other passenger and facility improvements at Hartsfield Atlanta International Airport based on actual hourly rates times the agreed upon multiplier; all services shall be charged to and paid from Various Fund, Account and Center Numbers.

**02R1569(22)** A Resolution by Transportation Committee authorizing the Mayor or her designee to execute an agreement with the Atlanta Airlines Terminal Corporation (AATC) for accomplishment by AATC to remove and replace the terminal corridor accent lighting in the inner corridors leading from the atrium at Hartsfield Atlanta International Airport, for a cost to the City not to exceed \$91,500.00; to be charged to and paid from Fund, Account and Center Number: 2H21 574001 R21001.

**02R1570(23)** A Resolution by Transportation Committee authorizing the Mayor to execute an appropriate contractual agreement for FC-7369-01A, Architectural and Engineering Major Support Services with Hartsfield Transportation Group Comprised of Jordan Jones & Goulding, Edwards & Kelcey and US Infrastructure to provide Civil Engineering Services for the Department of Aviation in accomplishing the Capital Expansion Program and other passenger and facility improvements at Hartsfield Atlanta International Airport based on actual hourly rates times the agreed upon multiplier; all services shall be charged to and paid from Various Fund, Account and Center Numbers.

## CONSENT AGENDA SECTION I (CONT'D)

### RESOLUTIONS (CONT'D)

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

[02R1572\(24\)](#) A Resolution by Transportation Committee authorizing the Mayor to execute an appropriate contractual agreement for FC-7370-01D, Architectural and Engineering Design Support Services with Stanley Love-Stanley, PC, to provide Architectural and Engineering Services for the Department of Aviation in accomplishing the Capital Expansion Program and other passenger and facility improvements at Hartsfield Atlanta International Airport based on actual hourly rates times the agreed upon multiplier; all services shall be charged to and paid from Various Fund, Account and Center Numbers.

[02R1573\(25\)](#) A Resolution by Transportation Committee authorizing the Mayor or her designee to execute an Airport Use License Agreement with World Airways, Inc., covering the use of Runways, Taxiways and other Common Airfield Facilities at Hartsfield Atlanta International Airport; and for other purposes.

[02R1574\(26\)](#) A Resolution by Transportation Committee authorizing the Mayor or her designee to execute a temporary space permit with the Hartsfield Area Transportation Management Association which shall provide for the use of approximately 929.07 square feet of space on the lower level of the North Terminal Building at Hartsfield Atlanta International Airport; and for other purposes.

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

[02R1487\(27\)](#) An **Amended** Resolution by Finance/Executive Committee authorizing the Purchasing Agent to utilize the State of Georgia Contract 4010026-000000077 with Software Spectrum for the purchase of MS Select Software on behalf of the Department of Aviation in an amount not to exceed \$157,057.80. (**Referred back from Council 9/3/02**)

## CONSENT AGENDA SECTION I (CONT'D)

### RESOLUTIONS (CONT'D)

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

[02R1533\(28\)](#) A Resolution by Finance/Executive Committee authorizing the Mayor to enter into an Encroachment and Easement Agreement with W. James Buzbee for the purpose of allowing certain encroaching improvements at the City's Fire Station Number 13, in the vicinity of 447 Flat Shoals Avenue, SE, to continue to encroach on property located in the vicinity of 457 Flat Shoals Avenue, SE; and for other purposes.

[02R1557\(29\)](#) A Resolution by Finance/Executive Committee authorizing the Mayor to enter into an appropriate contractual agreement with Philips and Jordan, Inc., for FC-7480-02, Airfield Erosion Control and Revegetation, on behalf of the Department of Aviation, in an amount not to exceed \$303,105.00. All contracted work shall be charged to and paid from Fund, Account and Center Number: 2H21 574001 R21E05079999.

[02R1558\(30\)](#) A Resolution by Finance/Executive Committee authorizing the Mayor to enter into an appropriate contractual agreement with Metro Waterproofing, Inc. for FC 7361-01, North and South Parking Deck Improvements - Structural Repairs, on behalf of the Department of Aviation, in an amount not to exceed \$2,967,454.00. All contracted work shall be charged to and paid from Fund, Account and Center Number: 2H27 574001 R21E010693CG.

[02R1559\(31\)](#) A Resolution by Finance/Executive Committee authorizing the Mayor to enter into an appropriate contractual agreement with Precision 2000 for FC-7446-02, Stormwater Detention Basin Maintenance, on behalf of the



Department of Aviation, in an amount not to exceed \$339,383.00. All contracted work shall be charged to and paid from Fund, Account and Center Number: 2H21 574001 R21E05079999.

02R1616(32) A Resolution by Finance/Executive Committee authorizing the Purchasing Agent to utilize the State of Georgia Contract 80667-004g with Logical Choice Technologies for the purchase of upgrading sun equipment pertaining to the Oracle Financial Project of behalf of the Department of Aviation in an amount not to exceed \$455,060.00. All contracted work shall be charged to and paid from Fund, Account and Center Number: 2H21 575001 R21E011219999.

## CONSENT AGENDA SECTION I (CONT'D)

### RESOLUTIONS (CONT'D)

#### PUBLIC SAFETY AND LEGAL

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

#### Claims with Favorable Recommendations:

02R1507(1) Claim of Lester L. Leslie, for damages alleged to have been sustained as a result of driving over an unsecured construction plate in the roadway at North Avenue and Boulevard on November 23, 2001. \$1,000.00

02R1508(2) Claim of Kevin Patrick Southard, for damages alleged to have been sustained as a result of a stopped up catch basin on August 23, 2000 at North Avenue and Penn Avenue.

\$2,000.00

02R1509(3) Claim of Kimberly Biggs-Lynn, for damages alleged to have been sustained from an automobile accident on June 12, 2002 at the Boulevard Exit and Interstate 20. \$1,295.31

02R1510(4) Claim of Central Fire Protection Inc., as subrogee of Kevin Connolly, for damages alleged to have been sustained as a result of a vehicular accident on May 27, 2002 at Fulton Street, SW and Windsor Street, SW. \$2,000.00

#### Claims with Unfavorable Recommendations:

02R1502(5) Claim of Tracy M. Williams, for damages alleged to have been sustained from driving over a pot hole in the road on May 17, 2000 at the intersection of South Atlanta Road, NW and Marietta Boulevard, NW.

02R1503(6) Claim of Patricia Claiborne, for damages alleged to have been sustained after stepping into an uncovered meter in the sidewalk on November 9, 2001 at 1714 Jonesboro Road, NE.

02R1504(7) Claim of Francis Hart, for injuries due to falling into an uncovered water meter hole on October 29, 1999 at Kerry Drive near Perry Homes.

02R1505(8) Claim of Liberty Mutual Fire Insurance Company as subrogee of Vickie S. Reel, for damages alleged to have been sustained as a result of a vehicular accident on January 17, 2002 at Interstate 75/85 at Martin Luther King, Jr. Drive.

## CONSENT AGENDA SECTION I (CONT'D)

### RESOLUTIONS (CONT'D)

#### PUBLIC SAFETY AND LEGAL

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

**Claims with Unfavorable Recommendations:**

**02R1506(9)** Claim of **Walter Reid**, for damages alleged to have been sustained as a result of personal items confiscated during an arrest on April 28, 2000 at 295 Ponce de Leon.

**02R1511(10)** Claim of **Margaret Ryan Steiner**, for damages alleged to have been sustained as a result of vehicular damage due to a pothole on May 4, 2002 on Roswell Road at Wieuca Road.

**02R1512(11)** Claim of **Paul M. Miller, through his insurance carrier, State Farm Insurance Company**, for damages alleged to have been sustained as a result of a vehicular accident on January 29, 2002 at Candler Road and Tupelo Street.

**02R1513(12)** Claim of **Atlanta Newspaper**, for damages alleged to have been sustained as a result of Workers Compensation benefits paid to its employee due to a fall on February 4, 2002 on Fairlie Street.

**02R1514(13)** Claim of **Alice Booker**, for damages alleged to have been sustained as a result of vehicular damage due to a pothole August 14, 2002 on Commerce Drive between West Ponce de Leon and Clairmont Road.

**02R1515(14)** Claim of **Cut Rate Box Company, Inc.**, for damages alleged to have been sustained as a result of an undisclosed event on March 22, 2002 at an undisclosed location.

**02R1516(15)** Claim of **Adrienne C. Bruce**, for damages alleged to have been sustained as a result of driving over an unsecured construction cut in the road on January 21, 2002 at 782 Charles Allen Drive.

**02R1517(16)** Claim of **Kimberly Sowers**, for damages alleged to have been sustained from a metal plate that was improperly covering a construction cut in the roadway on November 14, 2000 at Mt. Paran Road, NW and Mt. Paran Parkway, NW.

**02R1518(17)** Claim of **James D. Cary, III**, for damages alleged to have been sustained from a road striping project on June 15, 2002 at 2298 Peachtree Road, NE.

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

**RESOLUTIONS (CONT'D)**

**PUBLIC SAFETY AND LEGAL**

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

**Claims with Unfavorable Recommendations:**

**02R1519(18)** Claim of **Kenneth Horowitz**, for damages alleged to have been sustained from a road striping project on June 5, 2002 at 2298 Piedmont Road, NE.

**02R1520(19)** Claim of **Tracy Miksell, through her attorney, Robert A. Katenkamp**, for damages alleged to have been sustained as a result of a vehicular accident on December 14, 2001 at Pratt and Decatur Streets.

**02R1521(20)** Claim of **Jill S. Saleeby**, for damages alleged to have been sustained from tripping and falling on an uneven section of sidewalk on January 25, 2001 on Harris Street.

**02R1522(21)** Claim of **David A. Stevenson**, for damages alleged to have been sustained as a result of an orange barricade come rolling in front of his vehicle on August 7, 2002 at Interstate 20 between Exits 51 and 51B.

[02R1523\(22\)](#) Claim of **John A. McCormack**, for damages alleged to have been sustained as a result of driving his vehicle over a pothole in the road on July 18, 2002 at 3900 Crown Road.

[02R1524\(23\)](#) Claim of **Curtis Mosley, Jr., through his attorney, John C. Forbes, Esq.**, for damages alleged to have been sustained as a result of a vehicular accident on November 9, 2001 at Fair Drive, SW.

[02R1525\(24\)](#) Claim of **Sharon Dixon Kendrick, through her attorney, Daniel R. Long, Esq.**, for damages alleged to have been sustained as the result of bodily injuries when tripping on a piece of rebar steel that was protruding from the sidewalk on June 30, 2001 at Hank Aaron Drive, SE and Georgia Avenue, SE.

## **CONSENT AGENDA SECTION II**

### **ORDINANCES FOR FIRST READING**

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

[02O1534\(1\)](#) An Ordinance by City Utilities Committee authorizing the negotiations and acquisition of property and the use of condemnation proceeding if necessary to acquire property located at 2631 Cascade Road, in Land Lot 201 of 14<sup>th</sup> District, Fulton County, Georgia, Subdivision Lot 43 Block "A" Spring Park Phase II in connection with the new Cascade Road Sewage Pumping Station required by the EPA/EPD SSO Consent Order.

#### **TO BE REFERRED TO CITY UTILITIES COMMITTEE**

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

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

[02O1544\(2\)](#) An Ordinance by Community Development/Human Resources Committee amending the 2002 (Trust Fund) Budget by anticipating and appropriating \$446,097.00 in the Workforce Investment Act (WIA) Adult Funds; anticipating and appropriating \$219,950.00 in Workforce Investment Act (WIA) Dislocated Workers Funds; and for other purposes.

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

[02O1537\(3\)](#) An Ordinance by Community Development/Human Resources Committee to create the "Misty Amber Senior Apartments Housing Enterprise Zone"; to be located at **3704 (a.k.a. 3712) Martin Luther King, Jr. Drive**; and for other purposes. (Advertised for a Public Hearing 9/23/02)

#### **NPU-H Council District 10**

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

[02O1538\(4\)](#) An Ordinance by Community Development/Human Resources Committee to create the "Carlyle Park Housing Enterprise Zone"; to be located at **225 Wesley Avenue, NE (a.k.a. 1565 LaFrance Street, NE)**; and for other purposes. (Advertised for a Public Hearing 9/23/02)

#### **NPU-O Council District 5**

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

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

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

**COMMUNITY DEVELOPMENT/HUMAN**

**RESOURCES COMMITTEE - CLETA WINSLOW, CHAIR**

**02O1539(5)** An Ordinance by Community Development/Human Resources Committee to create the “Holly Ridge Apartments Housing Enterprise Zone”; to be located at **1620 Hollywood Road, NW**; and for other purposes. **(Advertised for a Public Hearing 9/23/02)**

**NPU-G Council District 9**

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

**02O1549(6)** An Ordinance by Community Development/Human Resources Committee to create the “Etheridge Courts Apartments Housing Enterprise Zone”; to be located at **2500 Center Street, NW**; and for other purposes. **(Advertised for a Public Hearing 9/23/02)**

**NPU-G Council District 9**

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

**02O1550(7)** An Ordinance by Community Development/Human Resources Committee to create the “Legacy Superblock at Castleberry Hill Mixed-Use Residential/Commercial Enterprise Zone”; to be located at Castleberry Hill (property that is bounded generally by Northside Drive, Larkin Street, Walker Street and McDaniel Street); and for other purposes. **(Advertised for a Public Hearing 9/23/02)**

**NPU-M Council District 2, 3 and 4**

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

**02O1551(8)** An Ordinance by Community Development/Human Resources Committee to create the “Hill Street Lofts Housing Enterprise Zone; to be located at **222 Englewood Avenue, SE (f.k.a. 119 Milton Terrace, SE) & 1200 Milton Terrace, SE.**; and for other purposes. **(Advertised for a Public Hearing 9/23/02)**

**NPU-Y Council District 1**

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

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

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

**COMMUNITY DEVELOPMENT/HUMAN**

**RESOURCES COMMITTEE - CLETA WINSLOW, CHAIR**

**02O1552(9)** An Ordinance by Community Development/Human Resources Committee to create the “Arizona Lofts Mixed-Use Residential/Commercial Enterprise Zone”; to be located at **130, 195, & 215 Arizona Avenue, SE (a.k.a. 1721 Dekalb Avenue, NE)**; and for other purposes. **(Advertised for a Public Hearing 9/23/02)**

**NPU-O Council District 5**

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

**02O1553(10)** An Ordinance by Community Development/Human Resources Committee to create the “Anderson-McGriff Lofts Mixed-Use Residential/Commercial Enterprise Zone”; to be located at **1335 Marietta Boulevard, NW and 1410 Ellsworth Industrial Drive, NW**; and for other purposes. (Advertised for a Public Hearing 9/23/02)

**NPU-D Council District 9**

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

**02O1554(11)** An Ordinance by Community Development/Human Resources Committee to create the “Peaks at Martin Luther King Housing Enterprise Zone”; to be located at **2429 (a.k.a. 2424) Martin Luther King, Jr. Drive (at Hamilton E. Holmes Drive)**; and for other purposes. (Advertised for a Public Hearing 9/23/02)

**NPU-I Council District 10**

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

**02O1555(12)** An Ordinance by Community Development/Human Resources Committee to create the “Midtown West Lofts Mixed-Used Residential/Commercial Enterprise Zone”; to be located at **882-966 Marietta Street, NW (a.k.a. 950 Marietta Street, NW)**; and for other purposes. (Advertised for a Public Hearing 9/23/02)

**NPU-E Council District 3**

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

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

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

**COMMUNITY DEVELOPMENT/HUMAN**

**RESOURCES COMMITTEE - CLETA WINSLOW, CHAIR**

**02O1547(13)** An Ordinance by Community Development/Human Resources Committee authorizing the Mayor to direct the Department of Planning Development and Neighborhood Conservation (Bureau of Neighborhood Conservation) to clean the premises and close the various structures pursuant to Article III of the Atlanta Housing Code and a hearing conducted by the In Rem Review Board on July 25, 2002.

1019 Valley View Road, SE 12

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

**02O1548(14)** 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 July 25, 2002.

2025 Detroit Avenue, NW 03

3775 Forrest Park Road, SE 12

612 Jones Avenue, NW 03

558 Western Avenue, NW 03

562 Western Avenue, NW 03

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

**02O1595(15)** An Ordinance by Community Development/Human **CDP-021**span style='mso-tab-count:1'> Resources Committee to amend the Land Use Element of the City of Atlanta 2003 Comprehensive Development Plan (CDP) so as to re-designate property that is located at **608 Ralph McGill Boulevard, NE**, from the “Low Density Residential” Land Use Designation to the “Low Density Commercial” Land Use Designation; and for other purposes. **(Advertised for a Public Hearing 9/23/02)**

**NPU-M Council District 2**

**TO BE REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES AND ZONING COMMITTEES**

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

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

**COMMUNITY DEVELOPMENT/HUMAN**

**RESOURCES COMMITTEE - CLETA WINSLOW, CHAIR**

**02O1596(16)** An Ordinance by Community Development/Human

**CDP-022**span style='mso-tab-count:1'> Resources Committee to amend the Land Use Element of the City of Atlanta 2003 Comprehensive Development Plan (CDP) so as to re-designate property that is located at **922-940 Memorial Drive, SE**, from the “Industrial Land Use Designation to the “Low-Density Commercial” Land Use Designation; and for other purposes. **(Advertised for a Public Hearing 9/23/02)**

**NPU-W Council District 5**

**TO BE REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES AND ZONING COMMITTEES**

**02O1597(17)** An Ordinance by Community Development/Human

**CDP-022**span style='mso-tab-count:1'> Resources Committee to amend the Land Use Element of the City of Atlanta 2003 Comprehensive Development Plan (CDP) so as to re-designate property that is located at **519-573 Western Avenue, NW**, from the “Medium Density Residential and Low Density Commercial” Land Use Designations to the “Mixed-Use” Land Use Designation; and for other purposes. **(Advertised for a Public Hearing 9/23/02)**

**NPU-L Council District 3**

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

**02O1598(18)** An Ordinance by Community Development/Human

**CDP-022**span style='mso-tab-count:1'> Resources Committee to amend the Land Use Element of the City of Atlanta 2003 Comprehensive Development Plan (CDP) so as amended by modifying the Land Use Policy Statements for the following NPU(s) **B, D, F, G, K, N & X** and, replacing the 2002 CDP Land Use Policy Statements for the aforementioned NPU(s) with said Statements; and for other purposes. **(Advertised for a Public Hearing 9/23/02)**

**NPU's: B, D, F, G, K, N & X - Council Districts 3, 6, 7, 9 & 12**

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

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

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

**COMMUNITY DEVELOPMENT/HUMAN**

**RESOURCES COMMITTEE - CLETA WINSLOW, CHAIR**

**02O1599(19)** An Ordinance by Community Development/Human

**CDP-022** Resources Committee to amend the Land Use Element of the City of Atlanta 2003 Comprehensive Development Plan (CDP) so as to re-designate property within **NPU-N** from the “Low Density Commercial” Land Use Designation to the “Low-

Density Residential” Land Use Designation; and for other purposes. **(Advertised for a Public Hearing 9/23/02)**

**NPU-N Council District 6**

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

**02O1600(20)** An Ordinance by Community Development/Human

**CDP-022** Resources Committee to amend the Land Use Element of the City of Atlanta 2003 Comprehensive Development Plan (CDP) so as to re-designate property within **NPU-N** from the “Low Density Residential” Land Use Designation to the “Open Space” Land Use Designation; and for other purposes. **(Advertised for a Public Hearing 9/23/02)**

**NPU-N Council District 6**

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

**02O1601(21)** An Ordinance by Community Development/Human

**CDP-022** Resources Committee to amend the Land Use Element of the City of Atlanta 2003 Comprehensive Development Plan (CDP) so as to re-designate property within **NPU-N** from the “Industrial” Land Use Designation to the “Mixed-Use” Land Use Designation; and for other purposes. **(Advertised for a Public Hearing 9/23/02)**

**NPU-N Council District 6**

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

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

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

**COMMUNITY DEVELOPMENT/HUMAN**

**RESOURCES COMMITTEE - CLETA WINSLOW, CHAIR**

[02O1602\(22\)](#) An Ordinance by Community Development/Human

**CDP-022** Resources Committee to amend the Land Use Element of the City of Atlanta 2003 Comprehensive Development Plan (CDP) so as to re-designate property within **NPU-N** from the “Low Density Commercial” Land Use Designation to the “Mixed-Use” Land Use Designation; and for other purposes. **(Advertised for a Public Hearing 9/23/02)**

**NPU-N Council District 6**

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

[02O1611\(23\)](#) An Ordinance by Community Development/Human

**CDP-022** Resources Committee to amend the Land Use Element of the City of Atlanta 2003 Comprehensive Development Plan (CDP) so as to re-designate property that is located at **1366 Memorial Drive, SE**, from the “Single-Family” Land Use Designation to the “Low Density Commercial” Land Use Designation ;and for other purposes.

**NPU-O Council District 5**

**TO BE REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES AND ZONING COMMITTEES**

02-O-1612 (24) An Ordinance by Community Development/Human

**CDP-022** Resources Committee to amend the Land Use Element of the City of Atlanta 2003 Comprehensive Development Plan (CDP) so as to re-designate property that is located at **2230 Cascade Road, SW**, from the “Single-Family” Land Use Designation to the “Low Density Commercial” Land Use Designation; and for other purposes.

**NPU-R Council District 11**

**TO BE REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES AND ZONING COMMITTEES**

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

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

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

02-O-1562 (25) An Ordinance by Transportation Committee to amend the 2002 (2000 Airport Revenue Bond Fund) Budget by transferring to and from appropriations the amount of \$1,145,632.00 for the purposes of funding an Intergovernmental Agreement with the Clayton County Georgia Water Authority for the relocation of the existing water main and water meter that is needed due to the required demolition of the Sullivan Road Bridge; and for other purposes.

**TO BE REFERRED TO TRANSPORTATION COMMITTEE**

[02O1575\(26\)](#) An Ordinance by Transportation Committee authorizing the Mayor or her designee to install a Stop Sign at the following intersection: Rockport Place, SW at Oakside Drive.

**TO BE REFERRED TO TRANSPORTATION COMMITTEE**



[02O1576\(27\)](#) An Ordinance by Transportation Committee authorizing the Mayor or her designee to install No Right Turn on Red Signs on Northside Drive, NW at Moores Mill Road.

**TO BE REFERRED TO TRANSPORTATION COMMITTEE**

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

[02O1545\(28\)](#) An Ordinance by Finance/Executive Committee amending the 2002 (1994 G O. Referendum Bond Fund and 1996 and 1997 G. O. Public Improvement Bond Fund) Budgets in the amount of \$1,044,676.11 for the purpose of funding the Grant Park Erosion and Flood Control Phase II Improvements Projects within the Flood and Erosion Control Category of the 1994 Public Improvement Program on behalf of the Department of Parks, Recreation and Cultural Affairs; and for other purposes.

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

[02O1556\(29\)](#) An Ordinance by Finance/Executive Committee to amend the 2002 (Airport Renewal & Extension Fund) Budget by transferring to and from appropriations the amount of \$6,500,000.00, for the purposes of funding a Change Order No. 2 to Airport Contract FC-7241-00, 5<sup>th</sup> Runway Trunk Drainage and Sewers with Thalle Construction/Artis Group JV, a Joint Venture that shall be charged to and paid from Fund, Account and Center Number 2H21 574001 R21E05069999; and for other purposes.

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

**CITY UTILITIES COMMITTEE CLAIR MULLER, CHAIR**

**ORDINANCES FOR SECOND READING**

[02O0268\(1\)](#) 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)**

**FILE**

[02O1261\(2\)](#) 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 Public Right-of-Way, to allow property owners to assist the City in disposing of illegal newspaper boxes in front of their property. **(Worksession held 9/4/02)**

**FILE**

**PAPERS HELD IN COMMITTEE**

[02O0087\(1\)](#) An Ordinance by Councilmember Clair Muller amending Article II, Division 3 (Sanitary) Rates and Charges Section of the City of Atlanta's Code of Ordinances; and for other purposes. **(Held 1/15/02) (Worksession held 9/4/02)**

[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)**

[02O0685\(3\)](#) An Ordinance by Councilmember Derrick Boazman to **abandon** Adams Street from St. Johns Avenue to Climax Place lying and being in Land Lot 90 of District 14, Fulton County, Georgia; to **abandon** Climax Place from Metropolitan Parkway to Interstate 75/85 (Lakewood Freeway) lying and being in the Land Lot 90 of District 14, Fulton County, Georgia; to **abandon** Spring Place and Leola Street from Metropolitan Parkway toward Scott Street

lying and being in Land Lot 90 of District 14, Fulton County Georgia; and for other purposes. **(Held 4/9/02) (To be advertised for a Public Hearing 00/00/02)**

CITY UTILITIES COMMITTEE (2) CLAIR MULLER, CHAIR

PAPERS HELD IN COMMITTEE (CONT'D)

**02O0867(4)** 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(5)** 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)**

**02O1295(6)** 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)**

**02O1497(7)** An Ordinance by City Utilities Committee amending the 2002 (Water & Sewerage Renewal and Extension Fund) Budget by transferring from Reserve Account the sum of \$1,500,000.00 for the purpose of making payment to United Water Services Atlanta for meter installations performed during Fiscal Year 2002; and for other purposes. (Held 9/10/02)

**02R1536(8)** A Resolution by City Utilities Committee authorizing the sale of abandoned Ralph McGill Boulevard, NE in Land Lot 15 of the 14<sup>th</sup> District, Fulton County, Georgia to Robert L. Kay, Jr. and Linda S. Kay, the abutting property owners. (Held 9/10/02)

CITY UTILITIES COMMITTEE (3) CLAIR MULLER, CHAIR

PAPERS HELD IN COMMITTEE (CONT'D)

**02R1588(9)** A Resolution by Councilmember Clair Muller authorizing the Mayor or designee to enter into an appropriate contractual agreement with Brown and Caldwell for FC-74010, Log Term Wastewater System Master Plan on behalf of the Department of Public Works in an amount not to exceed \$2,950,000.00. All contracted work shall be charged to and paid from Fund, Account and Center Number: 2J27 524001 M24I22029999. (Held 9/10/02)

**02R1593(10)** A Resolution by Councilmember Clair Muller authorizing the Mayor to enter into a contractual agreement with Kemi Construction Company, Inc., for FC-7412-02, Annual Contract for Storm Sewers on behalf of the Department of Public Works in an amount not to exceed \$2,638,350.00; all contracted work shall be charged to and paid from Various Fund, Account and Center Numbers. (Held 9/10/02)

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

COMMUNITY DEVELOPMENT/HUMAN

RESOURCES COMMITTEE CLETA WINSLOW, CHAIR

**ORDINANCES FOR SECOND READING**

**02O1381(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 May 30, 2002.

2249 Alvin Drive, NW 09

1740 Bolton Road, NW 09

2635-37 Martin Luther King, Jr. Drive, NW 10

525 Sunset Avenue, NW 03

2202 Wilson Avenue, NW 03

**FAVORABLE**

**02O1382(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 June 27, 2002.

59 Daniel Street, SE 02

1573 Lakewood Avenue, SE 01

553 Middle Street, SW 04

3078 Panther Trail, SW 11

**FAVORABLE**

**02O1383(3)** An Ordinance by Community Development/Human Resources Committee authorizing the Mayor to direct the Department of Planning, Development and Neighborhood Conservation (Bureau of Neighborhood Conservation) to clean the premises and close the various structures pursuant to Article III of the Atlanta Housing Code and a hearing conducted by the In Rem Review Board on May 30, 2002.

COMMUNITY DEVELOPMENT/ (2) CLETA WINSLOW, CHAIR

HUMAN RESOURCES COMMITTEE

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

857 Proctor Street, NW 03

835 Kennedy Street, SE 03

**FAVORABLE**

**02O1384(4)** An Ordinance by Community Development/Human Resources Committee authorizing the Mayor to direct the Department of Planning, Development and Neighborhood Conservation (Bureau of Neighborhood Conservation) to clean the premises and close the various structures pursuant to Article III of the Atlanta Housing Code and a hearing

conducted by the In Rem Review Board on June 27, 2002.

215 Adair Avenue, SE 01

1996 Hollywood Road, NW 09

2182 Pryor Road, SW 12

946 Wylie Street, SE 05

## **FAVORABLE**

### **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)**

**02O0599(2)** An Ordinance by Community Development/Human Resources Committee amending the Atlanta Outdoor Festivals Ordinance of 2000 so as to provide that the Commissioner of the Department of Parks, Recreation and Cultural Affairs shall perform the functions presently delegated to the Chief of Staff; and for other purposes.

**(Favorable by CD/HR on 4/9/02) (Referred back by Council 5/6/02) (Held 5/14/02)**

### **COMMUNITY DEVELOPMENT/ (3) CLETA WINSLOW, CHAIR**

#### **HUMAN RESOURCES COMMITTEE**

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

**02O0520(3)** An Ordinance by Community Development/Human Resources Committee amending the City of Atlanta Tree Protection Ordinance, Article 2 of Chapter 158 of the Atlanta City Code (1995), so as to exempt affordable housing units and economic development projects from recompense fees; and for other purposes. **(Held 4/09/02)**  
**(Worksession held 5/8/02)**

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

**02R0725(5)** 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(6)** An Ordinance by Councilmember Carla Smith waiving the Financial Recompense requirements of the Tree Protection Ordinance in connection with the application of Early Learning Property Management, Inc., for permits to remove trees for construction; and for other purposes. **(Held 6/11/02)**

**02O1147(7)** 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)**

COMMUNITY DEVELOPMENT/ (4) CLETA WINSLOW, CHAIR

HUMAN RESOURCES COMMITTEE

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

**02R1216(8)** A Resolution by Community Development/Human Resources Committee 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(9)** 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 01R0868 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(10)** 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)**

**02O1584(11)** An Ordinance by Councilmembers Debi Starnes, Howard Shook, Derrick Boazman, C. T. Martin, H. Lamar Willis, Mary Norwood, Carla Smith, Ceasar C. Mitchell and Jim Maddox to amend Section 8-2094(c) of the Code of Ordinances of the City of Atlanta, Georgia (The Atlanta Commercial, Institutional, and Industrial Building Maintenance Code, hereinafter, the "The Code") so as to impose minimum penalties for the violation thereof; to repeal conflicting ordinances; and for other purposes. **(Held 9/10/02)**

COMMUNITY DEVELOPMENT/(5) CLETA WINSLOW, CHAIR

HUMAN RESOURCES COMMITTEE

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

**02O1581(12)** An Ordinance by Councilmembers Derrick Boazman and Cleta Winslow to amend the Land Use Element of the 2002 Comprehensive Development Plan, as amended, so as to re-designate various properties in Council Districts 4 and 12 to and from various designations to reflect the Land Use recommendation in the Pittsburgh Community Redevelopment Plan; and for other purposes. **(Held 9/10/02) (Advertised for a Public Hearing 9/23/02)**

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

PUBLIC SAFETY AND LEGAL

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

ORDINANCE FOR SECOND READING

**02O1368(1)** A **Substitute** Ordinance by Public Safety and Legal Administration Committee authorizing the Chief Judge of the Municipal Court and or her designee to execute employment contracts with nine (9) retired Atlanta Police Officers and five (5) Security Guards to serve at City of Atlanta Municipal Court, for a total cost to the City not to exceed \$485,000.00 to be charged to and paid from Account No. 1A01 524001 S11001; and for other purposes.

**FORWARDED WITH NO RECOMMENDATION**

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)**

**02O1297(4)** 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)**

PUBLIC SAFETY AND LEGAL (2)

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

PAPERS HELD IN COMMITTEE (CONT'D)

**02R1351(5)** A Resolution by Public Safety and Legal Administration Committee authorizing settlement of all claims of Gloria Gonzalez, individually and as next friend and natural guardian of Erick Gonzalez, a minor, against the City of Atlanta and Lorenzo J. Lockett in the case of Gloria Gonzalez, Lorenzo J. Lockett and the City of Atlanta, Case Number 02VS032355H, in the State Court of Fulton County; to cause payment to be made in the amount of \$25,000.00; and for other purposes. **(Held 7/30/02)**

**02O1292(6)** 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 7/30/02)**

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

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

**ORDINANCES FOR SECOND READING**

**02O1034(1)** 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)**

**FILE**

**02O1490(2)** An Ordinance by Transportation Committee amending the 2002 (Airport Renewal & Extension Fund) Budget by transferring to and from appropriations in the amount of \$2,285,000.00 to provide adequate funding for the construction of Fiber Optic Cable Infrastructure for an overall Airport Network System.

**FAVORABLE (1 ABSTENTION)**

**02O1459(3)** An Ordinance by Councilmember Clair Muller to install All-Way-Stop Signs at the intersection of Wesley Parkway and Margaret Mitchell Drive. **(Held 8/28/02)**

**FAVORABLE (1 ABSTENTION)**

**02O1466(4)** An Ordinance by Councilmember Anne Fauver to amend Chapter 150, Article IV, Division 1, Section 150-99 of the Code of Ordinances of the City of Atlanta, Georgia, so as to prohibit a vehicle operator from stopping, standing or parking a motor vehicle on any sidewalk or other pedestrian access route adjacent to the public right-of-way; to repeal 02O0853 and for other purposes.

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

**PAPERS HELD IN COMMITTEE**

02-O-0461 ( 1) An Ordinance by Councilmember Clair Muller setting City of Atlanta Policy regarding Land Inventory at Hartsfield International Airport. **(Held 3/13/02)**

**02O1038(2)** 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)**

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

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

**02O1106(3)** 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)**

**02O1253(4)** 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)**

**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)**

**02O1543(7)** An Ordinance by Councilmember C. T. Martin authorizing the Mayor or her designee to install a Traffic Signal at the Intersection of Lynhurst Drive, SW and Cascade Road; and for other purposes. **(Held 9/10/02)**

**02O1582(8)** An Ordinance by Councilmember Clela Winslow authorizing the Mayor or her designee to make the intersection of Eastridge Road and Avon Avenue, SW an All-Way Stop; and for other purposes. **(Held 9/10/02)**

**TRANSPORTATION COMMITTEE (3) H. LAMAR WILLIS, CHAIR**

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

**02O1585(9)** An Ordinance by Councilmember Debi Starnes to establish a Residential Only Loading and Unloading Zone in Downtown Atlanta. **(Held 9/10/02) (Hold for two weeks time certain)**

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

**ZONING COMMITTEE DEBI STARNES, CHAIR**

**ZRB SUMMARY REPORT (SEE ATTACHED LIST)**

**FAVORABLE**

<u>02-O-1269</u>	Z-02-54	854,856,856 (Rear), 874,878, 882,886 Ernest Street, NW	I-2 to O-I	Approval	Approval	Favorable
		(D-9)				

Councilmember Shook made the motion to approve. The vote was unanimous.

<u>02-O-0880</u>	U-02-14	2387 Summit Avenue, NW	Church	Approval	Approval	Favorable
		(G-9)				

Councilmember Smith made the motion to approve. The vote was unanimous.

02-O-1271	U-02-17	1301 Monroe Drive, NE/678 Courtenay Drive, NE/690 Courtenay Drive, NE	Rehabilitation Center	Approval on Condition	Approval on Condition	Favorable
		(F-6)				

Councilmember Smith made the motion to approve. The vote was unanimous.



**FAVORABLE AS**

**AMENDED**

<u>02-O-0869</u>	Z-02-29	810 Lake Avenue,NE (N-2)	I-2 to PD-MU	Approval on Condition	Approval	Favorable
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**FAVORABLE ON**

**SUBSTITUTE AS AMENDED**

<u>02-O-0875</u>	Z-02-37	1258-1278 DeKalb Avenue, NE/Part of 1278 DeKalb Avenue, NE (N-6)	I-1-C to LW-C and I- 1-C to R-5	Approval	No Recommendation	Favorable on Substitute
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Councilmember Shook made the motion to approve on substitute as amended. The vote was unanimous.

# **FILE**

<u>02-O-0829</u>	Z-02-15/Z-81-41	1126-1128-1130-1136-1146- 1156-1166 Ponce de Leon Avenue, NE (F-6)	Site Plan Amendment	File	Approval	File
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Councilmember Shook made the motion to file. The vote was unanimous.

**FILE**

<u>02-O-1266</u>	Z-02-38	Willis Mill Road, SW (R-11)	R-3 to PD-H	File		File
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Councilmember Shook made the motion to file. The vote was unanimous.

<a href="#">02-O-0113</a>	U-01-56	1211-1215 Sylvan Road, SW	Scrap Metal Processor	File	File
		(X-12)			

Councilmember Smith made the motion to file. The vote was unanimous.

## HELD PENDING

## CDP AMENDMENTS

<a href="#">02-O-0870</a>	Z-02-32	2230 Cascade Road, SW (R-11)	R-4 to R-LC-C*	Approval on Condition	Approval	Favorable on Substitute
<a href="#">02-O-0873</a>	Z-02-35	1366 Memorial Drive, SE (O-5)	R-4A to C-1-C*	Approval on Condition	Approval on Condition	Favorable on Substitute

### ORDINANCES FOR FIRST READING

[02O1603\(1\)](#) An Ordinance by Zoning Committee to rezone from the R-3

**Z-026** (Single-Family Residential) District to the PD-H (Planned Development-Housing) District, property located at **1889 Wells Drive, SW**, fronting 395 Feet on the west side of Wells Drive beginning at the northwest corner of Campbellton Road.

Depth: Varies

Area: 5.6 Acres

Land Lot: 199, 14<sup>th</sup> District, Fulton County, Georgia

Owner: Raymont Walker

Applicant: James Frederic Singleton d/b/a JFS, Inc.

NPU-R Council District 11

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

02-O-1604 ( 2) An Ordinance by Zoning Committee to amend Ordinance Z-

**Z-026/** 01-28, adopted by City Council September 4, 2001 and

**Z-01-28** approved by Operation of Law September 13, 2001, rezoning from the I-1 (Light Industrial) District to the C-2-C (Commercial Service Conditional) District, property located at **949 and 961 Confederate Avenue, SE and 655 Mead Street, SE**, for the purpose of approving a Site Plan Amendment.

Owner: Mead Street City Homes, LLC

Applicant: Jolly Development Corporation, Inc.

**NPU-W Council District 1**

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

02-O-1605 ( 3) An Ordinance by Zoning Committee rezoning from the R-3

**Z-026** (Single-Family Residential) District to the PD-H (Planned Development-Housing) District, property located at **1900 Delowe Place, SW**, fronting 60 feet on the northwesterly side of Delowe Place beginning 875.7 feet northwesterly, westerly and southwesterly from the northwest corner of Delowe Drive.

Depth: Varies

Area: 1.91 Acres

Land Lot: 186, 14<sup>th</sup> District, Fulton County, Georgia

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

ORDINANCES FOR FIRST READING (CONT'D)

Owner: Mark C. Major

Applicant: Fred Kinney and Lawrence A. Martin, P.E.

NPU-R Council District 11

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

**02O1606(4)** An Ordinance by Zoning Committee rezoning from the R-5

**Z-026** (Two-Family Residential) District to the RG-3 (Residential General-Sector 3) District, property located at **513 Boulevard, SE**, fronting 49.94 feet on the west side of Boulevard beginning 150 feet south from the southwest corner of Sydney Street.

Depth: 190.43 Feet

Area: 0.217 Acre

Land Lot: 44, 14<sup>th</sup> District, Fulton County, Georgia

Owner: Alvin Morris

Applicant: Same

NPU-W Council District 1

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

**02O1607(5)** An Ordinance by Zoning Committee to rezone property as

**Z-026** follows:

**Tract 1:** From I-1 (Light Industrial) District to RG-3 (Residential General-Sector 3) District, property located at **661 Meldrum Street, NW**, fronting 100 feet on the north side of Meldrum Street beginning at the northwest corner of Elm Street.

Depth: 288.24 Feet

Area: 0.66 Acres

**Tracts 2 and 3 (Combined):** From I-1 (Light Industrial) District to RG-3 (Residential General-Sector 3) District, property located at **516 Elm Street, NW**, fronting 100 feet on the south side of Meldrum Street beginning at the southwest corner of Elm Street.

Depth: 293.14 Feet

Area: 0.67 Acre

**Tract 4:** From R-5 (Two-Family Residential) District to RG-3 (Residential General-Sector 3) District, property located at **511 Elm Street, NW**, fronting 100.33 feet on the south side of Meldrum Street beginning at the southeast corner of Elm Street.

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

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

Depth: 291.51 Feet

Area: 0.67 Acre

Land Lot: 111, 14<sup>th</sup> District, Fulton County, Georgia

Owner: Bethursday Development Corporation

Applicant: Same

By: Sharon A. Gay, Attorney

NPU-L Council District 3

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

**02O1608(6)** An Ordinance by Zoning Committee to rezone from the **RG-3**

**Z-026 (Residential General-Sector 3) District to the MR-2 (Multi-Family Residential-Sub District 2) District, MR-3 (Multi-Family Residential-Sub District 3) Districts and MRC-1 (Mixed Residential Commercial-Sub**

**District 1) District, property located at 920 Sells Avenue, SW, fronting 849.88 feet on the south side of Sells Avenue beginning at the southeast corner of Peeples Street.**

**Depth: 720.48 Feet**

**Area: 14.2605 Acres**

**Land Lot: 117, 14<sup>th</sup> District, Fulton County, Georgia**

**Owner: The Housing Authority of the City of Atlanta**

**Applicant: Roderick W. Teachey**

NPU-T Council District 4

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

**02O1609(7) An Ordinance by Zoning Committee to amend Ordinance U-**

**U-022/**

**U-98-29 approved by Operation of Law January 27, 1999, granting a Special Use Permit for a Rehabilitation Center, property located at 150 Moore Street, SE and 276 Decatur Street, SE, for the purpose of approving a Change of Conditions.**

**Owner: Chapel of Christian Love, Inc.**

Applicant: Community Concerns, Inc.

NPU-M Council District 2

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

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

ORDINANCES FOR FIRST READING (CONT'D)

**02O1610(8) An Ordinance by Zoning Committee to amend Ordinance U-**

**U-022/**

**U-80-70 by the Mayor March 21, 1981, granting a Special Use Permit for Parking for Church, property located at 2435 Cascade Road, SW, for the purpose of approving a Site Plan Amendment.**

Owner: Hillside Chapel and Truth Center, Inc.

Applicant: Michael O. Ndukuba

NPU-I Council District 11

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

PAPERS HELD IN COMMITTEE

02-O-0181 ( 1) An Ordinance by Zoning Committee designating the Medical

**Z-020** 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)**

**02O0591(2)** An Ordinance by Zoning Committee to amend the 1982 City

**Z-022** 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. **(Held 8/27/02) (Favorable by Zoning Committee 7/31/02) (Referred back by Council 8/19/02)**

**02O0874(3)** A **Substitute** Ordinance by Zoning Committee to rezone

**Z-023** from the R-5 (Two-Family Residential) District to the PD-H (Planned Development-Housing) District, property located at **605, 617 and 625 Mead Street, SE**, fronting 247.61 feet on the south side of Mead Street beginning 180 feet east of Boulevard. **(Held 8/27/02)**

Depth: Varies

Area: 1.66 Acres

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

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

PAPERS HELD IN COMMITTEE (CONT'D)

Owner: Ted Jacobson and Michael Baker

Applicant: Bentley Properties, Inc.

By: M. Hakim Hilliard

### **NPU-W Council District 1**

**02O1062(4)** A **Substitute** Ordinance by Zoning Committee to rezone from

**Z-024** the R-4 (Single-Family Residential) District to the C-1-C (Community Business-Conditional) District, property located at **608 Ralph McGill Boulevard, NE**, fronting 230 feet on the north side of Ralph McGill Boulevard beginning at the northeast corner of Glen Iris Drive. **(Held 8/27/02)**

Depth: Varies

Area: Approximately 2.31 Acres

Land Lot: 18 of the 14<sup>th</sup> District Fulton County, Georgia

Owner: Ivan Allen Company

Applicant: Allen Inman

By: M. Hakim Hilliard

NPU-M Council District 2

[02O1063\(5\)](#) A **Substitute** Ordinance by Zoning Committee to rezone from

**Z-024**span style='mso-tab-count:1'> the RG-2 (Residential-General Sector 2) District to the R-LC-C (Residential-Limited Commercial-Conditional) District, property located at **1640 (a.k.a. 1636) Piedmont Road, NE**, fronting 120 feet on the west side of Piedmont Road beginning 503.45 feet from the southwest corner of Piedmont and Pelham Roads. **(Held 8/27/02)**

Depth: Varies

Area: .27 Acre

Land Lots: 51 and 56 of the 17<sup>th</sup> District, Fulton County, Georgia

Owner: Ronnie Antebi

Applicant: David Green

NPU-F Council District 6

[02O1064\(6\)](#) A **Substitute** Ordinance by Zoning Committee to rezone from

**Z-024**span style='mso-tab-count:1'> the I-2 (Heavy Industrial) District to the C-1-C (Community Business-Conditional) District, property located at **922-940 Memorial Drive, SE**, fronting 310 feet on the north side of Memorial Drive beginning at the northwest corner of Memorial and Holtzclaw Drive. **(Held 8/27/02)**

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

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

Depth: Varies

Area: 2.1 Acres

Land Lot: 13 of the 14<sup>th</sup> District, Fulton County, Georgia

Owner: Jeff Notrica

Applicant: David Green

NPU-N Council District 5

[02O1065\(7\)](#) A **Substitute** Ordinance by Zoning Committee to rezone from

**Z-024**span style='mso-tab-count:1'> the I-1 (Light Industrial) District to the C-3-C (Commercial Residential-Conditional) District, property located at **519-573 Western Avenue, NW**, fronting 275 feet on the west side of Northside Drive beginning at the northwest corner of Western Avenue. **(Held 8/27/02)**

Depth: Varies

Area: 8.2 Acres

Land Lot: 82 of the 14<sup>th</sup> District, Fulton County, Georgia

Owner: Bethursday Development Corporation

Applicant: Same

NPU-L Council District 3

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

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

**02R0161 (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**

**02O1449(1)** A Reorganization Charter Amendment by Councilmember Jim Maddox to amend the Charter of the City of Atlanta to effect reorganization of the Executive Branch pursuant to Section 3-302 of the Charter of the City of Atlanta, Georgia (1996 Georgia Laws pp.4469, et seq., as amended), adopted under and by virtue of the Municipal Home Rule Act of 1965, O.C.G.A. § 36-35-1, et seq., so as to delete Appendix IV in its entirety for the purpose of transferring the provisions thereof to the Code of Ordinances; to amend Article Six, Chapter Four, Section 6-402 to substitute "Chief Procurement Officer" for "Director of Bureau of Purchasing and Real Estate," to repeal conflicting ordinances; and for other purposes. **(Work Session held 9/5/02)**

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

**02O1451(2)** An Ordinance by Councilmember Jim Maddox **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 support the 2002 Reorganization of the Executive Branch; and for other purposes. **(Work Session held 9/5/02)**

**FAVORABLE - (1 NAY)**

**02O1499(3)** A **Substitute** Ordinance by Finance/Executive Committee to amend the FY2002 (Special Revenue Fund) Budget for Traffic Court Operations by transferring the amount of \$7,880,240.00 from the Reserve, designated Account-Lease/Purchase New Traffic Court Facility to appropriate additional funds for the purpose of funding certain programs for Traffic Court Operations; and for other purposes.

**FAVORABLE ON SUBSTITUTE (2 ABSTENTION'S)**

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

**RESOLUTION**

**02R1485(1)** A Resolution by Finance/Executive Committee authorizing the Mayor or designee to enter into an



appropriate contractual agreement with Kemi Construction Company, Inc. for FC-7477-02, Annual Contract for Installation of Small Water Meters with Backflow Prevention Devices on behalf of the Department of Water in an amount not to exceed \$5,000,000.00. Said contract shall be based on unit prices. All contracted work shall be charged to and paid from Fund, Account and Center Numbers: 2J26 574001 Q24J09059999 and 2J21 574001 Q27J08039999.

**FAVORABLE (1 ABSTENTION)**

**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)**

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

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

**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)**

**02O0679(5)** 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(6)** 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)**

**02O0955(7)** 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(8)** 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(9)** 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)**

FINANCE/EXECUTIVE COMMITTEE (4) FELICIA A. MOORE, CHAIR

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

**02R1137(10)** A Resolution by Councilmembers C. T. Martin and Clair Muller **as substituted by Finance/Executive Committee** by Atlanta's City Council to include in the 2003 City's Legislative Package a request to the Fulton County Delegation to conduct a study and hold Public Hearings on an exemption on School Ad Valorem Taxes for those Senior Citizens 65 years of age and over. **(Referred back from Council 9/03/02) (Substituted and held 9/11/02)**

**02R1394(11)** A Resolution by Finance/Executive Committee authorizing the Mayor to execute a quitclaim Deed conveying property located at 143 Alabama Street, SW, in Land Lot 77, of the 14<sup>th</sup> District of Fulton County, Georgia to the State of Georgia Department of Transportation for demolition and site clearance for the construction of the Downtown Atlanta Multimodal Passenger Terminal Facility; and for other purposes. **(Held 8/28/02)**

**02O1396(12)** An Ordinance by Finance/Executive Committee amending the 2002 (General Government Capital Outlay Fund) Budget, Department of Public Works, by transferring between accounts the sum of \$700,000.00 for the purpose of funding Streetscape Improvements for Perry Boulevard, Pryor Road, and construction of the Spring Street Viaduct and the implementation of Phase II Trails at the Olmstead Linear Park; and for other purposes. **(Held 9/11/02)**

**02O1447(13)** An Ordinance by Councilmember Jim Maddox **as substituted by Finance/Executive Committee** to provide for the annexation of land to the Corporate Limits of the City of Atlanta, Georgia to provide for the notification of the Department of Community Affairs of the State of Georgia of such annexation; and for other purposes. **(Substituted and held 9/10/02) (To be advertised for Public Hearing 10/2/02)**

**02O1463(14)** An Ordinance by Councilmembers Felicia A. Moore and H. Lamar Willis regarding a Supplemental Bond Ordinance supplementing the restated and amended Master Bond Ordinance of the City of Atlanta adopted on March 20, 2002, as amended and supplemented by the First Supplemental Bond Ordinance of the City of Atlanta adopted on March 30, 2000 to provide for the issuance of Airport General Revenue Bonds to provide funds to finance or refinance in whole or in

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

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

part, the cost of the planning, engineering, design, acquisition and construction of certain improvements to William B. Hartsfield Atlanta International Airport, to provide for a reasonably required debt service reserve, and to pay expenses relating thereto; to authorize the preparation, use and distribution of a preliminary official statement in connection with the offer and sale of the bonds; to provide for the annual submission of certain financial information and operating data pursuant to Rule 15c2-12 of the Securities and Exchange Commission; to provide for the issuance of Airport Limited Obligation Bond Anticipation Notes to provide funds to finance such undertaking on an interim basis; to ratify, authorize and approve the preparation, use and distribution of a preliminary official statement and a final official statement in connection with the offer and sale of the Bond Anticipation Notes; to provide for the form of Bond Anticipation Note and for the execution of the Bond Anticipation Notes; to provide for the place of payment of the principal of and interest on the Bond Anticipation Notes; and for other purposes. **(Held 8/28/02)**

**02R1464(15)** A Resolution by Councilmembers Felicia A. Moore and H. Lamar Willis to declare the result of the public offering of \$300,000,000.00 Aggregate Principal Amount of City of Atlanta Airport Limited Obligation Bond Anticipation Notes, Series 2002; to accept the best bid to purchase said bond anticipation notes; to provide for the delivery of said bond anticipation notes; and for other purposes. **(Held 8/28/02)**

[02R1469\(16\)](#) A Resolution by Councilmember Derrick Boazman authorizing the Mayor to purchase land from the Trust for Public Land adjacent to existing Southside Park for no more than \$400,000.00 which amount shall be offset by a grant from the Arthur M. Blank Family Foundation to the Trust for Public Land, and to dedicate said land as an open green space in perpetuity for the residents of the City of Atlanta; and for other purposes. **(Held 8/28/02)**

[02R1470\(17\)](#) A Resolution by Councilmembers C. T. Martin and Derrick Boazman submitting a request to the 2003 Georgia General Assembly to amend the Georgia State Code to require that landlords, when evicting a tenant, store the tenant's belongings; to make said request a part of the City's 2003 Legislative Package; and for other purposes. **(Held 8/28/02)**

FINANCE/EXECUTIVE COMMITTEE (6) FELICIA A. MOORE, CHAIR

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

[02O1472\(18\)](#) An Ordinance by Councilmembers C. T. Martin and Derrick Boazman to amend Section 6-222 of the City of Atlanta's Code of Ordinances related laws section (1978 Pension Act) by so as to allow officers hired after \_\_\_\_\_ to buy into the City Police Officers' Pension Plan; and for other purposes. **(Held 8/28/02)**

[02R1488\(19\)](#) A Resolution by Finance/Executive Committee authorizing the Mayor to Quitclaim to the Atlanta Board of Education five (5) School Properties, Gilbert Elementary, North Fulton High, Bair Village Elementary, Pryor Street Elementary and Bolton Elementary Schools, located in Land Lots 34, 70, 74 and 75 of District 14 and Land Lots 100 and 230 of District 17, Fulton County, Georgia. **(Held 8/28/02)**

[02O1489\(20\)](#) An Ordinance by Finance/Executive Committee amending the 2002 (Park Improvement Fund) Budget, so as to transfer appropriations in the amount of \$352,156.71 to Anderson Park Recreation Center Improvements; Lang Carson Park Recreation Center Improvements; and the Brownwood Park Recreation Center Improvements Account identified as Construction of Buildings Citywide, Fund, Account and Center Number: 1C22 773001 N12D09B69999 on behalf of the Department of Parks, Recreation and Cultural Affairs; and for other purposes. **(Held 9/11/02)**

[02R1494\(21\)](#) A Resolution by Finance/Executive Committee authorizing the Mayor to enter into an Appropriate Contractual Agreement with Site Engineering, Inc. for FC-7163-99, Grant Park Erosion and Flood Control Phase II improvements in an amount not to exceed \$3,556,227.06. All contracted work shall be charged to and paid from the following Fund, Account and Center Numbers: 1C33 574001 M22I030692BC - \$532,046.17, 1C37 574001 M22I030692BC - \$76,240.42, 1C39 574001 M22I030692BC \$1,907,199.70, -\$1,040,740.77 **(Held 8/28/02)**

[02R1579\(22\)](#) A Resolution by Councilmember Jim Maddox requesting that the Georgia State Legislature, at its 2003 Legislative Session, amend Section 16-12-20 of the Georgia Code so as to authorize municipalities with Special Entertainment Districts the authority to institute pari-mutuel betting and/or casino gambling; and for other purposes. **(Held 9/11/02)**

FINANCE/EXECUTIVE COMMITTEE (7) FELICIA A. MOORE, CHAIR

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

[02O1587\(23\)](#) An Ordinance by Councilman C. T. Martin to amend Chapter 98, Article II, Division One, Section 98-26 of the Code of Ordinances of the City of Atlanta, "Duties of the Police Chief", so as to authorize the Chief of Police to make administrative changes in the employee work rules of the Atlanta Police Department; and for other purposes. **(Held 9/11/02)**

[02O1590\(24\)](#) An Ordinance by Councilmember Clair Muller **as amended 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 transfer certain positions; and for other purposes. **(Amended and Held 9/11/02)**

**MEMBERS PRESENTS: MOORE, MULLER, MADDOX, FAUVER & STARNES**

**COMMITTEE ON COUNCIL ANNE FAUVER, CHAIR**

**COMMUNICATION**

**02C1578(1)** A Communication by Mayor Shirley Franklin nominating **Mr. Jack E. Ravan** to serve as Commissioner of Watershed Management. **(Favorable by City Utilities Committee, 9/10/02)**

**ORDINANCES FOR SECOND READING**

**02O1577(1)** An Ordinance by Committee on Council to authorize the Mayor to enter into a contract with Fulton County to conduct a Special Election for the City of Atlanta to be held on November 5, 2002 to fill the vacated Atlanta Board of Education District Seat 1, to appoint as Municipal Election Superintendent the Fulton County Board of Registration and Elections with the Director of Fulton County Department of Registration and Elections acting as its agent for the purpose of conducting said election; and for other purposes.

**02O1580(2)** An Ordinance by Councilmembers Natalyn Archibong, Clair Muller, H. Lamar Willis, Debi Starnes, Carla Smith, Anne Fauver, Ceasar Mitchell and Mary Norwood to amend Section 94-10 et seq., of the Code of Ordinances known as the Human Relations Commission Ordinance so as to effect certain operational and procedural changes; and for other purposes.

**RESOLUTION**

**02R1614(1)** A Resolution by Transportation Committee correcting Resolution Number 02R0206 hereby authorizing the Mayor to enter into an appropriate contractual agreement with AGL Services Company, rather than Atlanta Gas Light Resources, on behalf of the Department of Aviation for the abandonment and relocation of a Natural Gas High Pressure Transmission Main necessitated by the construction of the Fifth Runway Project at Hartsfield Atlanta International Airport, in an amount not to exceed \$1,500,000.00. All contracted work shall be charged to and paid from Fund, Account and Center Number: 2H27 574001 R21E050693CG; and for other purposes. **(Favorable by Transportation Committee 9/10/02)**

**PAPERS HELD IN COMMITTEE**

**02O0840(1)** An Ordinance by Councilmember Clair Muller amending Section 2-813(b) and Section 2-814(b) of Chapter 2 of the City Code of Ordinances entitled "Standards of Conduct". **(Held 5/20/02)**

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

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

**02O0841(2)** 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)**

**02C1402(3)** A Communication by Mayor Shirley Franklin appointing **Mr. Sam Matchett** to serve as a member of the Municipal Market Board of Directors (Lawyer Slot) of the City of Atlanta for a term of two (2) years, scheduled to begin on the date of Council confirmation. **(Forward With No Recommendation by Community Development/Human Resources Committee, 8/27/02) (Held 9/3/02)**

02C1405(4) A Communication by Mayor Shirley Franklin reappointing **Mr. Walter Branch** to serve as a member of the In Rem Review Board of the City of Atlanta for a term of three (3) years, scheduled to begin on the date of Council confirmation. **(Forward With No Recommendation by Community Development/Human Resources Committee, 8/27/02) (Held 9/3/02)**

**MEMBERS PRESENT:**

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

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**Webmaster**

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