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ATLANTA CITY COUNCIL

AGENDA

August 18, 2003

Order of Business for the Atlanta City Council

Monday, August 18, 2003

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**

Zoning Committee Ivory Lee Young, Jr. 15

Committee on Council** Carla Smith 23

City Utilities Committee* Clair Muller 25

Community Development/Human

Resources Committee* Debi Starnes 28

Public Safety and Legal

Administration Committee* Ceasar C. Mitchell 31

Finance/Executive Committee* Felicia A. Moore 34

Transportation Committee H. Lamar Willis 38

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

COMMUNITY DEVELOPMENT/

HUMAN RESOURCES COMMITTEE - MARY NORWOOD, ACTING CHAIR

03O1105(1) An Ordinance by Community Development/Human Resources Committee to amend Section 7-4112, Automobile Allowance, of the Code of Ordinances, City of Atlanta, Georgia authorizing auto allowance expense reimbursement for certain positions in the Department of Planning and Community Development; and for other

purposes.

TRANSPORTATION COMMITTEE - H. LAMAR WILLIS, CHAIR

03O0720(2) An Ordinance by Transportation Committee to amend the 2003 (Renewal and Extension Fund) Budget by transferring to and from appropriations in the amount of \$566,188.78 to provide additional funding for the Sam's Lake Wetlands Mitigation Project for the Hartsfield Development Program at Hartsfield Atlanta International Airport; and for other purposes.

03O0780(3) An Ordinance by Councilmember Ivory Lee Young, Jr. authorizing the Mayor of the City of Atlanta and the Department of Traffic and Transportation to implement No Parking Zones on the western boundary of Griffin Street in the Vine City Community between Simpson Road and Martin Luther King, Jr. Drive to further authorize a study to evaluate existing conditions of streets and to establish other No Parking Zones working with the Vine City Civic Association for unobstructed access through its streets impacted by the Georgia Dome and Herndon Stadium; and for other purposes.

CITY UTILITIES COMMITTEE - CLAIR MULLER, CHAIR

03R1169(1) A Resolution by City Utilities Committee authorizing the Mayor or designee to execute an agreement on behalf of the Department of Watershed Management with CSX Transportation, Inc. for the construction, use and maintenance by the City of Atlanta of a pipeline for the transmission of potable water under and across the tracks owned or controlled at various locations by the Railroad in an amount not to exceed \$50,000.00; to be charged to and paid from Fund, Account and Center Number: 2J21 523001 Q65001; and for other purposes.

03R1197(2) A Resolution by City Utilities Committee authorizing the Mayor or designee to enter into an appropriate contractual agreement with Parsons Brinckerhoff Quade & Douglas, Inc., for FC-7535-02B, Engineering Design Services for Sewer Separation in Combined Sewer Basins (RFP) on behalf of the Department of Watershed Management in an amount not to exceed \$3,584,695.00. All contracted work shall be charged to and paid from Fund, Account and Center Number: 2J27 524001 Q38I02669999.

03R1198(3) A Resolution by City Utilities Committee authorizing the Mayor or designee to approve a **Notice to Proceed** with CH2M Hill, Inc./T.O.C., Inc., - JV, for FC-6710-96A, Annual Contract for Architectural and Engineering Services to provide Engineering Services for 2003 South River WRC Upgrades on behalf of the Department of Watershed Management, in an amount not to exceed \$215,500.00. All contracted work shall be charged to and paid from Fund, Account and Center Number: 2J27 524001 Q35I18099999.

03R1199(4) A Resolution by City Utilities Committee authorizing the Mayor or designee to approve a **Notice to Proceed with** CH2M Hill, Inc./ T.O.C., Inc., - JV, for FC-6710-96A, Annual Contract for Architectural and Engineering Services to provide Engineering Services for Reaeration Facility for South River Effluent Force Main Design and Bid Phase Services on behalf of the Department of Watershed Management, in an amount not to exceed \$374,900.00. All contracted work shall be charged to and paid from Fund, Account and Center Number: 2J27 524001 Q35I18099999.

CITY UTILITIES COMMITTEE - CLAIR MULLER, CHAIR

03R1200(5) A Resolution by City Utilities Committee authorizing the Mayor or designee to enter into an appropriate contractual agreement with Jordan, Jones and Goulding, Inc., for FC-7425-02, Civil Engineering and Field Inspection Services (RFP) on behalf of the Department of Watershed Management in an amount not to exceed \$1,500,000.00. All contracted work shall be charged to and paid from Fund, Account and Center: 2J27 573001 Q67J02049999.

03R1201(6) A Resolution by City Utilities Committee authorizing the Mayor or designee to enter into an appropriate contractual agreement with Atlanta Sewer Design Team, for FC-7535-02A, Engineering Design Services for Sewer Separation in Combined Sewer Basins (RFP) on behalf of the Department of Watershed Management in an amount not to exceed \$3,973,709.00. All contracted work shall be charged to and paid from Fund, Account and Center Number:

2J27 524001 Q38I02659999.

COMMUNITY DEVELOPMENT/

HUMAN RESOURCES COMMITTEE - MARY NORWOOD, ACTING CHAIR

03R1168(7) A Resolution by Community Development/Human Resources Committee authorizing the Mayor to enter into a contract amendment which authorizes the new owner of property located at 1991 Martin Luther King, Jr. Drive, SW to participate in the City's Section 8 Moderate Rehabilitation Program at no additional cost; and for other purposes.

03R1170(8) A **Substitute** Resolution by Community Development/Human Resources Committee authorizing the Mayor to enter into a Loan Funding Agreement with Lakewood Christian Manor, L.P. in an amount not to exceed \$450,000.00 for the rehabilitation of the Lakewood Christian Manor Senior Apartments, consisting of 250 units located at 2141 Springdale Road, SW; and further, the Commissioner of the Department of Planning and Community Development or his designee is authorized to sign the necessary documents to close the loan with Lakewood Christian Manor, L.P.; and for other purposes.

COMMUNITY DEVELOPMENT/

HUMAN RESOURCES COMMITTEE - MARY NORWOOD, ACTING CHAIR

03R1171(9) A **Substitute** Resolution by Community Development/Human Resources Committee authorizing the Mayor to enter into a Loan Funding Agreement with Heritage Green Apartments, L.P. in an amount not to exceed \$375,000.00 for the rehabilitation of the Heritage Green Apartments, consisting of 109 units located at 2891 Springdale Road, SW; and further, the Commissioner of the Department of Planning and Community Development or his designee is authorized to sign the necessary documents to close the loan with Heritage Green Apartments, L.P.; and for other purposes.

03R1172(10) A **Substitute** Resolution by Community Development/Human Resources Committee authorizing the Mayor to enter into a Loan Funding Agreement with Holly Ridge Apartments, L.P. in an amount not to exceed \$275,000.00 for the rehabilitation of the Holly Ridge Apartments, consisting of 216 units located at 1620 Hollywood Road, NW; and further, the Commissioner of the Department of Planning and Community Development or his designee is authorized to sign the necessary documents to close the loan with Holly Ridge Apartments, L.P.; and for other purposes.

03R1209(11) A Resolution by Community Development/Human Resources Committee to accept Western Union's donation of refurbishing the Basketball Court at Dunbar Park and to authorize the placement of Western Union's logo on the refurbished Basketball Court at Dunbar Park.

03R1210(12) A Resolution by Community Development/Human Resources Committee authorizing the Mayor to enter into a sub-grant agreement with the Metropolitan Atlanta Rapid Transit Authority (MARTA) in an amount not to exceed \$170,000.00 for the purpose of the City conducting a Livable Centers Initiative (LCI) Study for the Oakland City-Lakewood Fort McPherson Station Corridor; and for other purposes.

PUBLIC SAFETY AND LEGAL

ADMINISTRATION COMMITTEE - CEASAR C. MITCHELL, CHAIR

03R1165(13) A Resolution by Public Safety and Legal Administration Committee authorizing the City Attorney to settle the lawsuit styled Jermaine Hargrove v. The City of Atlanta, et al., Civil Action No. 1:01CV0597CC; pending in the United States District Court for the Northern District of Georgia.

03R1173(14) A **Substitute** Resolution by Public Safety and Legal Administration Committee authorizing the Mayor to apply for and accept a grant from the United States Department of Justice in an amount not to exceed six million

dollars (\$6,000,000.00) to be matched with up to two million dollars (\$2,000,000.00) from local sources for an Interoperable Communications Program to benefit the City of Atlanta and Key Neighboring Jurisdictions.

03R1174(15) A Resolution by Public Safety and Legal Administration Committee authorizing the Mayor to renew a Lease Agreement with the Vine City Housing Ministry, Inc., for the rental of 1,000 square feet of office space located at 612 Magnolia Street, Atlanta, Georgia for the Department of Police Zone One Mini Precinct, from September 1, 2003, until August 31, 2004, in an amount not to exceed \$1 a year, to be charged and paid from Account Number 1A01 525001 X42001.

03R1184(16) A Resolution by Councilmember Ivory Lee Young, Jr. **as substituted by Public Safety and Legal Administration Committee** to direct the Department of Public Works to erect a "Drug Free Commercial Zone" signs at specified locations and for other purposes.

03R1189(17) A **Substitute** Resolution by Public Safety and Legal Administration Committee authorizing the Chief Judge and or his designee to execute employment contracts with four (4) Security Guards to serve at the City of Atlanta Municipal Court at a total cost to the City, not to exceed \$55,000.00 to be charged to and paid from Account No. 1A01 524001 S11001; and for other purposes.

PUBLIC SAFETY AND LEGAL

ADMINISTRATION COMMITTEE - CEASAR C. MITCHELL, CHAIR

03R1190(18) A **Substitute** Resolution by Public Safety and Legal Administration Committee authorizing the Chief Judge and or his designee to execute employment contracts with ten (10) retired Atlanta Police Officers to serve at the City of Atlanta Municipal Court at a total cost to the City, not to exceed \$150,000.00 to be charged to and paid from Account No. 1A01 524001 S11001; and for other purposes.

03R1211(19) A Resolution by Public Safety and Legal Administration Committee authorizing the Mayor or her designee to accept on behalf of the Atlanta Fire Department the donation of a 2003 Ford E-350, 1 ton van valued at \$23,489.00 from the Governor's Office of Highway Safety for the support of the Car Safety Seat Fitting Station Program.

FINANCE/EXECUTIVE COMMITTEE - FELICIA A. MOORE, CHAIR

03R1194(20) A **Substitute** Resolution by Finance/Executive Committee authorizing the Mayor to execute an appropriate Contractual Agreement with Precision 2000, Inc., for FC-7394-01, Sams Lake Wetlands Mitigation, on behalf of the Department of Aviation to be paid in an amount not to exceed \$1,393,049.60; all contracted work shall be charged to and paid from Fund, Account, and Center Numbers: 2H27 574001 R21E050693CG and 2H21 574001 R21E05069999.

03R1195(21) A Resolution by Finance/Executive Committee authorizing the Mayor or her designee to execute Change Order No. 3 for FC-7241-00, 5th Runway Trunk Drainage and Sewers, with Thalle Construction/Artis Group, a Joint Venture, on behalf of the City and its Department of Aviation, in an amount not to exceed \$2,862,510.00, to be charged to and paid from Fund, Account and Center Number 2H28 774001 R21E050693CH.

03R1196(22) A Resolution by Finance/Executive Committee authorizing the Mayor to execute an appropriate Contractual Agreement with W. B. Wallis & Company for FC-7428-02, Concourse E, Phase III, Preconditioned Air Modifications, on behalf of the Department of Aviation in an amount not to exceed \$2,747,000.00; all contracted work shall be charged to and paid from Fund, Account and Center Number: 2H27 574001 R21E010493CG.

TRANSPORTATION COMMITTEE - H. LAMAR WILLIS, CHAIR

03R1176(23) A Resolution by Transportation Committee authorizing the Aviation General Manager to Issue Work Authorization No. 2 to Hartsfield Support Services Team for FC-7369-01, Architectural and Engineering Major Support Services, in an amount not to exceed \$570,000.00 for Architectural and Engineering Design of the Concourse

“T” modifications to support the construction of the relocated FAA Tower and the Runway 10/28 Fire Station Projects at Hartsfield Atlanta International Airport. All contracted work shall be charged to and paid from Fund, Account and Center Number: 2H21 524001 R21E10209999.

03R1177(24) A Resolution by Transportation Committee authorizing the Aviation General Manager to Issue Work Authorization No. 2 to Atlanta Gateway Designers for FC-7369-01, Architectural and Engineering Major Support Services, in an amount not to exceed \$1,500,000.00 for Architectural and Engineering Design of the Central Passenger Terminal Complex (CPTC) Transportation Station and the Gateway Transportation Station of the Consolidated Rental Agency Complex (CONRAC) Automated People Mover (APM) System at Hartsfield Atlanta International Airport. All contracted work shall be charged to and paid from Fund, Account and Center Number: 2H21 524001 R21E10209999.

03R1178(25) A Resolution by Transportation Committee authorizing the Aviation General Manager to Issue Work Authorization No. 2 to Aviation Consulting Team for FC-7370-01, Architectural and Engineering Design Support Services, in an amount not to exceed \$1,350,000.00 for Architectural and Engineering Design of the Aviation Boulevard Reconfiguration in support of the East International Terminal Project at Hartsfield Atlanta International Airport. All contracted work shall be charged to and paid from Fund, Account and Center Number: 2H21 524001 R21E10209999.

03R1179(26) A Resolution by Transportation Committee authorizing the Aviation General Manager to Issue Work Authorization No. 2 to Prime Engineering, Inc., for FC-7370-01, Architectural and Engineering Design Support Services, in an amount not to exceed \$2,600,000.00 for Engineering Design of the Apron Replacement Project at Hartsfield Atlanta International Airport. All contracted work shall be charged to and paid from Fund, Account and Center Number: 2H21 524001 R21E10209999.

TRANSPORTATION COMMITTEE - H. LAMAR WILLIS, CHAIR

03R1180(27) A Resolution by Transportation Committee authorizing the Aviation General Manager to Issue Work Authorization No. 2 to Hartsfield America Joint Venture, A Joint Venture between PBS&J and Brindely Pieters, for FC-7369-01, Architectural and Engineering Major Support Services, in an amount not to exceed \$1,700,000.00 for Architectural and Engineering Design of the East International Terminal Building Roadways Project at Hartsfield Atlanta International Airport. All contracted work shall be charged to and paid from Fund, Account and Center Number: 2H21 524001 R21E10209999.

03R1192(28) A Resolution by Transportation Committee authorizing the Mayor to execute an appropriate contractual agreement with Aviation Constructors, Inc. for FC-7556-03, Remote Receiver Facility Relocation, on behalf of the Department of Aviation to be paid in an amount not to exceed \$868,900.00; all contracted work shall be charged to and paid from Fund, Account and Center Number: 2H27 574001 R21E010493CG.

PUBLIC SAFETY AND LEGAL

ADMINISTRATION COMMITTEE - CEASAR C. MITCHELL, CHAIR

Claims with favorable recommendations:

03R1138(1) Claim of **Peter Holmes**, for damages alleged to have been sustained as a result from a sewer excavation project on July 11, 2002 at 1000 Rice Street, NW. **\$950.00**

03R1139(2) Claim of **Carla Hardnett**, for damages alleged to have been sustained due to a pot hole in the roadway on October 11, 2002 at Park Street, SW and Joseph E. Lowery Boulevard. **\$747.50**

03R1140(3) Claim of **State Farm Insurance Company as subrogee of Heidi M. English**, for damages alleged to have been sustained as a result of an automobile accident on December 24, 2002 at Northside Parkway, NW and West Paces Ferry Road, NW. **\$2,000.00**

03R1141(4) Claim of **Blake Jones**, for damages alleged to have been sustained as a result of driving over a defective

sanitary sewer manhole on September 16, 2002 at 3080 Maple Drive. **\$1,591.09**

PUBLIC SAFETY AND LEGAL

ADMINISTRATION COMMITTEE - CEASAR C. MITCHELL, CHAIR

Claims with favorable recommendations:

03R1142(5) Claim of **AMEX Assurance Company as subrogee of Lisa Kirschenman**, for damages alleged to have been sustained as a result of an automobile accident on December 8, 2002 at the intersection of 10th and Juniper Streets. **\$2,010.78**

03R1143(6) Claim of **Sedgwick CMS as subrogee of Atlanta Airport Shuttle**, for damages alleged to have been sustained as a result of a vehicular accident on July 23, 2001 at Courtland Street and Ralph McGill Boulevard. **\$1,441.62**

03R1144(7) Claim of **Lesley Gail Rubenstein owner of Balloons Over Atlanta**, for damages alleged to have been sustained as a result of a vehicle accident on February 22, 2003 at 681 Lindbergh Way, NE **\$3,475.34**

Claims with unfavorable recommendations:

03R1145(8) Claim of **Deangelo Hector, through his attorney, David M. Sobell**, for damages alleged to have been sustained as a result of personal injuries due to the collapse of the ceiling on September 22, 2002 at 839 Stewart Avenue (Metropolitan Parkway).

03R1146(9) Claim of **Clifton W. Mouzon**, for damages alleged to have been sustained as a result of property damage due to storm water overflow on September 21, 2002 at 348 Paines Avenue, NW.

03R1147(10) Claim of **Enterprise Rent-A-Car**, for damages alleged to have been sustained as a result of striking a manhole cover on May 6, 2003 at 2959 Piedmont Road.

03R1148(11) Claim of **Cedric Mosley, through his attorney, David Krugler**, for damages alleged to have been sustained as a result of a vehicular accident on November 2, 2002 at Interstate 75/85 Northbound at 14th Street.

Claims with unfavorable recommendations:

03R1149(12) Claim of **Robert L. Woodard**, for damages alleged to have been sustained as a result of a flood on an undisclosed date at 890 Proctor Street, NW.

03R1150(13) Claim of **Arlentia Carter, through her attorney, Charles E. Lake, Jr.**, for damages alleged to have been sustained as a result of a vehicular accident on January 30, 2003 at Lloyd and Whites Mill Roads.

03R1151(14) Claim of **Calvin White, through his attorney, Charles E. Lake, Jr.**, for damages alleged to have been sustained as a result of injuries received due to the malfunction of an elevator on June 3, 2003 at the Palmer House.

03R1152(15) Claim of **Ultima Holdings, LLC and Turner Associates, through their attorney, Michael A. McKenzie**, for damages alleged to have been sustained as a result of property damage due to a broken fire hydrant on March 11, 2002 at 57 Forsyth Street.

03R1153(16) Claim of **Kathryn Allen**, for damages alleged to have been sustained as a result of the removal of a stump on May 5, 2003 at 407 5th Street.

03R1154(17) Claim of **Jana D. Wisenbaker**, for damages alleged to have been sustained as a result of a storm water backup on May 16, 2003 at 830 Penn Avenue.

[03R1155\(18\)](#) Claim of **Bessie High**, for damages alleged to have been sustained as a result of striking a manhole cover on June 22, 2003 at Larkin and Dora Streets.

[03R1156\(19\)](#) Claim of **Ozie N. Crawford**, for damages alleged to have been sustained as a result of sewer backups on 2/15/00, 11/01/01 and 3/17/03 at 526 Peyton Road, SW.

[03R1157\(20\)](#) Claim of **Stanley Goodman, through his insurance carrier, Subrogation Partners**, for damages alleged to have been sustained as a result of a vehicular accident on November 3, 2000 at 1079 North Avenue, NE.

Claims with unfavorable recommendations:

[03R1158\(21\)](#) Claim of **Barbara A. Dzah-Williams**, for damages alleged to have been sustained as a result of vehicular damage due to flooding in October, 2002 at 460 Auburn Avenue.

[03R1159\(22\)](#) Claim of **Arlentia Carter, as parent and natural guardian of Nikale Handspike, through their attorney, Charles E. Lake, Jr.**, for damages alleged to have been sustained as a result of a vehicular accident on May 21, 2003 at Lloyd and Whites Mill Roads.

[03R1160\(23\)](#) Claim of **Shirley C. Hood**, for damages alleged to have been sustained as a result of a vehicular accident on May 21, 2003 at Collier Drive and Fairburn Road.

[03R1161\(24\)](#) Claim of **Vincent Parham**, for damages alleged to have been sustained as a result of storm water damage on September 21, 2002 at 679 Kennedy Street, NW.

[03R1162\(25\)](#) Claim of **The Southern Education Foundation**, for damages alleged to have been sustained as a result of water permeating into building from private property at 135 Auburn Avenue, NE.

[03R1163\(26\)](#) Claim of **Alan Joel Partners**, for damages alleged to have been sustained as a result of the Rivers Road Sewer Rehabilitation Project on January 17, 2001 at 60 Muscogee Avenue.

[03R1164\(27\)](#) Claim of **Shakita Linson and Luketavious Collins, a minor, through their attorney, Leory R. Johnson**, for damages alleged to have been sustained as a result of a vehicular accident on October 2, 2002 at Boulevard and Custer Avenue.

CONSENT AGENDA SECTION II

ORDINANCES FOR FIRST READING

CITY UTILITIES COMMITTEE - CLAIR MULLER, CHAIR

[03O1175\(1\)](#) An Ordinance by City Utilities Committee amending the 2003 (Intergovernmental Grant Fund) Budget, by adding to anticipations and appropriations in the amount of \$4,930,000.00 for the purpose of funding construction expenses for Streetscapes Projects located on West Peachtree Street and Peachtree Street; and for other purposes.

TO BE REFERRED TO CITY UTILITIES COMMITTEE

COMMUNITY DEVELOPMENT/

HUMAN RESOURCES COMMITTEE - MARY NORWOOD, ACTING CHAIR

[03O1166\(2\)](#) An Ordinance by Community Development/Human Resources Committee amending the 2003 (Job Training Grant Fund) Budget by anticipating and appropriating \$150,000.00 in the Workforce Investment Act (WIA) Adult Funds; and for other purposes.

TO BE REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE

03O1167(3) An Ordinance by Community Development/Human Resources Committee amending the 2003 (Job Training Grant Fund) Budget by anticipating and appropriating \$240,000.00 in the Workforce Investment Act (WIA) Youth Funds; and for other purposes.

TO BE REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE

FINANCE/EXECUTIVE COMMITTEE - FELICIA A. MOORE, CHAIR

03O1203(4) An Ordinance by Finance/Executive Committee authorizing the City of Atlanta to waive Sections 2-1189 and 2-1193 of Article X, Procurement and Real Estate Code, of the City of Atlanta Code of Ordinances for this instance only on a month-to-month basis, not to exceed six (6) months, to obtain services for the Department of Corrections under the contract with Swanson Inmate Commissary Services, Inc., on the same terms and conditions as the previously expired agreements; providing that in all instances such interim arrangements shall expire once new contracts become effective; to waive conflicting ordinances for this instance only; and for other purposes.

TO BE REFERRED TO FINANCE/EXECUTIVE COMMITTEE

03O1204(5) An Ordinance by Finance/Executive Committee authorizing the City of Atlanta to waive Sections 2-1189 and 2-1193 of Article X, Procurement and Real Estate Code, of the City of Atlanta Code of Ordinances for this instance only on a month-to-month basis or as specified otherwise to obtain services for the Department of Aviation under the contracts with Transportation Media, Inc. (not to exceed six (6) months); Host Atlanta Duty Free, JV (not to exceed three (3) months); AT & T Corporation, Kellee Communications Group, Inc., and Peoples Telephone Company, Inc., D/B/A AT & T Kellee & Peoples, JV (not to exceed three (3) months) and W. H. Smith Airport News Corporation (not to exceed three (3) months) on the same terms and conditions as the previously expired agreements; providing that in all instances such interim arrangements shall expire once new contracts become effective; to waive conflicting ordinances for this instance only; and for other purposes.

TO BE REFERRED TO FINANCE/EXECUTIVE COMMITTEE

03O1205(6) An Ordinance by Finance/Executive Committee authorizing the City of Atlanta to waive Sections 2-1189 and 2-1193 of Article X, Procurement and Real Estate Code, of the City of Atlanta Code of Ordinances for this instance only on a month-to-month basis or as specified otherwise to obtain services for the Office of General Services under the contracts with P. W. Heard, Inc.; R. Enterprises, Inc., (not to exceed six (6) months); Barton Protection Services, Inc., D/B/A/ Continental Security Services (not to exceed six (6) months); Jake's Dessert Café (not to exceed three (3) months); Thyssen Krupps Elevator (not to exceed six (6) months); Rowe Concessions, Inc. (not to exceed two (2) months); and Thomas HVAC Contracting (not to exceed six (6) months) on the same terms and conditions as the previously expired agreements; providing that in all instances such interim arrangements shall expire once new contracts become effective; to waive conflicting ordinances for this instance only; and for other purposes

TO BE REFERRED TO FINANCE/EXECUTIVE COMMITTEE

TRANSPORTATION COMMITTEE - H. LAMAR WILLIS, CHAIR

03O1218(7) An Ordinance by Transportation Committee authorizing the City Attorney to institute necessary legal action through Condemnation by Declaration of Taking Method to obtain Fee Simple Title to the Real Properties described and identified said properties being located in Clayton County and necessary for public use in connection with the Fifth Runway Project at Hartsfield Atlanta International Airport; and for other purposes.

TO BE REFERRED TO TRANSPORTATION COMMITTEE

ZONING COMMITTEE IVORY LEE YOUNG, JR., CHAIR

SEE ATTACHED - ZRB SUMMARY REPORT

FAVORABLE

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<u>03-O-0690</u>	Z-03-28	Text Amendment	Widen Porches	Approval	See Attached	Favorable
<u>03-O-0930</u>	Z-03-29/Z-01-48	1734 New South Pryor Road, SW (a.k.a. 86 Pryor Road, SW)	Change of Conditions	Approval	Approval	Favorable
<u>03-O-0695</u>	Z-03-30	(Y-12) Text Amendment	Historic Markers	Approval	See Attached	Favorable

FAVORABLE AS AMENDED

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<u>03-O-0582</u>	U-03-09	4449 Northside Drive, NW (A-8)	Private School	Approval on Condition	Denial	Favorable on Condition
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FILE

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<u>03-O-0933</u>	Z-03-33	1067 Alta Avenue, NE	R-5 to RG-3	File		File
<u>03-O-0428</u>	U-03-04A	(N-2) 567 Hamilton E. Holmes Drive, NW (J-9)	Day Care Center	File	Approval	File

HELD

<u>03-O-0935</u>	Z-03-35	690 Paines Avenue, NW (L-3)	I-1 to C-1*	Approval	Approval	Favorable
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ORDINANCES FOR SECOND READING

03O1186(1) An Ordinance by Councilmember Derrick Boazman to impose a Moratorium on permits for new construction, exterior rehabilitation and modifications to the exterior of existing structures and the granting of any zoning change or variance for land or structures located on land, currently zoned Light Industrial (I-1) or Heavy Industrial (I-2) in the Southside Industrial Park for a period not to exceed six months; and for other purposes.

FAVORABLE

03O1187(2) An Ordinance by Councilmember Derrick Boazman to impose a Moratorium on permits for new construction, exterior rehabilitation and modifications to the exterior of existing structures and the granting of any zoning change or variance for land or structures located on land, currently zoned Light Industrial (I-1) or Heavy Industrial (I-2) in the Sylvan Road Corridor for a period not to exceed six months; and for other purposes.

FAVORABLE

ORDINANCES FOR FIRST READING

03O1212(1) **Z-03-44** An Ordinance by Zoning Committee to rezone from the R-4A (Single-Family Residential) District to the MR-3 (Multi-Family Residential-Sub District 3) District, property located at **90 (a.k.a. 94) -96-100 Moreland Avenue, SE**, fronting 150 feet on the east side of Moreland Avenue beginning at the southeast corner of Colmer Avenue.

Depth: 135 Feet

Area: Approximately 20,250 Square Feet

Land Lot: 208, 15th District, Dekalb County, Georgia

Owner: David B. Burt

Applicant: Same

NPU-O Council District 5

TO BE REFERRED TO ZRB AND ZONING COMMITTEE

03O1213(2) **Z-03-45** An Ordinance by Zoning Committee to rezone from the R-4 (Single-Family Residential) District to the R-4B (Single-Family Residential) District, property located at **657 Francis Avenue, SE**, fronting 115.30 feet on the south side of Francis Avenue beginning 61 feet west from the southwest corner of Morley Avenue.

Depth: 124.81 Feet

Area: 14, 359.5 Square Feet

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

Owner: Amy J. Clement

Applicant: Same

By: Stephen Rothman, Attorney

NPU-W Council District 1

TO BE REFERRED TO ZRB AND ZONING COMMITTEE

03O1214(3) **Z-03-46** An Ordinance by Zoning Committee to rezone from the R-LC (Residential-Limited Commercial) District to the C-1 (Community Business) District, property located at **4183 Roswell Road, NE**, fronting 74.97 feet on the east side of Roswell Road beginning 385 feet south from the southeast corner of Rickenbacker Drive.

Depth: 200 Feet

Area: 14,994 Square Feet

Land Lot: 96, 17th District, Fulton County, Georgia

Owner: Rick Kuhlman

Applicant: Same

NPU-B Council District 7

TO BE REFERRED TO ZRB AND ZONING COMMITTEE

03O1215(4) Z-03-47 An Ordinance by Zoning Committee to rezone from the I-1 (Light Industrial) District to the PD-H (Planned Development-Housing) District, property located at **686-696 Greenwood Avenue, NE**, fronting 89.87 feet on the north side of Greenwood Avenue beginning 160.45 feet west from

the southwest corner of Ponce de Leon Place. Property also fronts 164.56 feet on the southside of Drewry Street.

Depth: Varies

Area: 0.927 Acre

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

Owener: David B. Woodbery

Applicant: Same

NPU-F Council District 6

TO BE REFERRED TO ZRB AND ZONING COMMITTEE

03O1216(5) Z-03-48 An Ordinance by Zoning Committee to rezone from the C-1 (Community Business) District and the R-4A (Single-Family Residential) District, to the C-1 (Community Business) District property located at **2007 (a.k.a. 2017) Hollywood Road, NW**, fronting 104.5 feet on the southeasterly side of Hollywood Road beginning at the southwesterly corner of Main Street.

Depth: 230 Feet

Area: Approximately .50 Acre

Land Lot: 252, 17th District, Fulton County, Georgia

Owner: Mark G. Harrison

Applicant: Robert Dillon Baynes

NPU-D Council District 9

TO BE REFERRED TO ZRB AND ZONING COMMITTEE

03O1217(6) U-03-21 An Ordinance by Zoning Committee granting a Special Use Permit for Outdoor Dining (Section 16-11.005(1)(I)), property located at **1989-1991 Howell Mill Road, NW**, fronting 153.57 feet on the east side of Howell Mill Road beginning at the southeast corner of Collier Road.

Depth: 151.98 Feet

Area: Approximately 23, 340 Square Feet

Land Lot: 153, 17th District, Fulton County, Georgia

Owner: Fellini's Pizza, Inc.

Applicant: Clay Harper

NPU-C Council District 8

TO BE REFERRED TO ZRB AND ZONING COMMITTEE

PAPERS HELD IN COMMITTEE

02O0181(1) **Z-02-07** An Ordinance by Zoning Committee designating the Medical Arts Building, located at **384 Peachtree Street, NW**, Land Lot 50 of the 14th District of Fulton County, Georgia and certain real property on which it is located, to the Overlay Zoning Designation of Landmark Building or Site pursuant to Chapter 20 of the Zoning Ordinance of the City of Atlanta and rezoning from SPI-1 (Central Core) to SPI-1/LBS (Central Core/Landmark Building or Site); to repeal conflicting laws; and for other purposes. **(Favorable by Zoning Committee 4/30/03) (Referred back by Council 5/5/03) (Held 5/14/03)**

02O1986(2) **Z-02-76** A **Substitute** Ordinance by Zoning Committee to rezone from the I-1 (Light Industrial) and I-2 (Heavy Industrial) Districts, to the PD-H (Planned Development-Housing) District, property located at **2142 James Jackson Parkway, NW**, fronting approximately 1400 feet on the southwesterly side of James Jackson Parkway beginning approximately 150 feet north from the northwest corner of Bolton Road. **(Favorable on Substitute by Zoning Committee 4/2/03) (Referred back by Council 7/7/03) (Held 7/16/03)**

Depth: Varies

Area: 75.3 Acres

Land Lots: 255, 256, 263 and 264, 17th District, Fulton County Georgia

Owner: General Shale Products, LLC

Applicant: BHC Property Group

By: Sharon A. Gay

NPU-D Council District 9

03O0763(3) An Ordinance by Councilmember Clair Muller to amend Part 15 of the Land Development Code of the Code of Ordinances of the City of Atlanta to allow for the creation of Conservation Subdivisions in the City of Atlanta and to provide standards for their implementation; and for other purposes. **(Held 5/14/03) (Work Session scheduled for 9/17/03 at 6:00 p.m.)**

03O0406(4) **Z-03-21** An Ordinance by Councilmembers Natalyn Archibong, Howard Shook and Anne Fauver to rezone property located at **348 Armour Drive, NE**, from the I-2-C Heavy Industrial Zoning Classification to the I-1 Light Industrial Zoning Classification. **(Held 7/2/03)**

03O0424(5) **Z-03-07** A **Substitute** Ordinance by Zoning Committee to rezone from the R-5 (Two-Family Residential) District to the RG-3-C (Residential General-Sector 3-Conditional) District, property located at **24-28-36-38-40 Daniel Street, SE**, fronting approximately 260 feet on the northeasterly side of Daniel Street beginning 156.70 feet southeasterly from the southeast corner of Edgewood Avenue. **(Held 7/2/03)**

Depth: Varies

Area: Approximately 1 Acre

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

Owner: Scott Harbolt

Applicant: Same

NPU-M Council District 5

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

COMMITTEE ON COUNCIL CARLA SMITH, CHAIR

COMMUNICATIONS

03C1132(1) A Communication by Mayor Shirley Franklin **re-appointing Elder James Brown**, to serve as a member of the Atlanta Housing Authority Board of Commissioners on behalf of the City of Atlanta. This re-appointment is for a term of one (1) year, scheduled to begin on the date of Council confirmation. **(Favorable by Community Development/Human Resources Committee, 7/29/03)**

03C1133(2) A Communication by Mayor Shirley Franklin **re-appointing Ms. Eva Davis**, to serve as a member of the Atlanta Housing Authority Board of Commissioners on behalf of the City of Atlanta. This re-appointment is for a term of one (1) year, scheduled to begin on the date of Council confirmation.

(Favorable by Community Development/Human Resources Committee, 7/29/03)

03C1134(3) A Communication by Councilmembers Debi Starnes appointing **Ms. Regina Brewer**, as the Neighborhood Representative to the Urban Design Commission. **(Favorable by Community Development/Human Resources Committee, 7/29/03)**

03C1206(4) A Communication by Mayor Shirley Franklin to appoint **Mr. Michael H. Dulan**, to serve as a member of the Atlanta Renewal Communities CoRA Board on behalf of the City of Atlanta. This appointment is scheduled to begin on the date of Council confirmation and the appointment term is to be determined at the first board meeting. **(Favorable by Community Development/Human Resources Committee, 7/29/03)**

03C1207(5) A Communication by Mayor Shirley Franklin to appoint **Ms. Carol A. Jackson**, to serve as a member of the Atlanta Renewal Communities CoRA Board on behalf of the City of Atlanta. This appointment is scheduled to begin on the date of Council confirmation and the appointment term is to be determined at the first board meeting. **(Favorable by Community Development/Human Resources Committee, 7/29/03)**

03C1208(6) A Communication by Mayor Shirley Franklin to appoint **Ms. Janice White Sikes**, to serve as a member of the Atlanta Renewal Communities CoRA Board on behalf of the City of Atlanta. This appointment is scheduled to begin on the date of Council confirmation and the appointment term is to be determined at the first board meeting. **(Favorable by Community Development/Human Resources Committee, 7/29/03)**

ORDINANCE FOR FIRST READING

03O1219(1) An Ordinance by Committee on Council to amend the 2001 City of Atlanta Precinct and Polling Places in Precincts 2P, 5B, 7E and 11E3; and for other purposes.

MEMBERS PRESENT:

CITY UTILITIES COMMITTEE CLAIR MULLER, CHAIR

PAPERS HELD IN COMMITTEE

02O0964(1) An Ordinance by Councilmember Clair Muller as substituted #2 by City Utilities Committee to amend

the City of Atlanta Code of Ordinances by establishing and adopting a new Article IX of Chapter 74 entitled "Post-Development Stormwater Management for New Development and Redevelopment"; and for other purposes. **(Referred back by Council 6/3/02) (Substituted and held 2/25/03)**

02O1295(2) 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)**

02O1632(3) An Ordinance by Councilmembers Ceasar C. Mitchell and H. Lamar Willis authorizing the Mayor or her designee to pave the unpaved portion of Cahaba Drive, SW once a survey has been done and funding identified; and for other purposes. **(Held 10/2/02)**

02O1872(4) An Ordinance by Councilmember Derrick Boazman authorizing the Mayor or her designee to pursue complete sewer separation of the City's stormwater and wastewater processing system as the remedial method of choice; and for other purposes. **(Held 10/29/02)**

02O1873(5) An Ordinance by Councilmember Derrick Boazman authorizing the Mayor or her designee to pursue complete sewer separation of the City's stormwater and wastewater processing system as the remedial method of choice in Council District 12; and for other purposes. **(Held 10/29/02)**

02O1897(6) An Ordinance by Councilmembers Clair Muller and Ceasar C. Mitchell **as amended by City Utilities Committee** amending Chapter 138, Division 5 "Vending Devices and Telephones" of the Code of Ordinances to update the requirements necessary to install/place vending boxes in the City's rights-of-way; and for other purposes. **(Amended and held 11/12/02)**

02O1967(7) An Ordinance by Councilmember Clair Muller to amend Article II, Section 130 of the City of Atlanta Code of Ordinances to provide for increased penalties for illegal dumping or deposits upon private property; and for other purposes. **(Held 11/12/02)**

02O1968(8) An Ordinance by Councilmember Clair Muller to amend Article II, Section 130 of the City of Atlanta Code of Ordinances to provide for increased penalties for illegal dumping or deposits on streets, sidewalks or the public right-of-way; and for other purposes. **(Held 11/12/02)**

02O2087(9) An Ordinance by Councilmember Clair Muller **as substituted and amended by City Utilities Committee** to amend Article II, Section 130 of the City of Atlanta Code of Ordinances to provide for a more efficient, equitable and fiscally responsible means of providing Solid Waste Services; and for other purposes. **(Substituted #2, amended and held 6/10/03)**

02O2090(10) An Ordinance by Councilmember Clair Muller **as substituted#3 by City Utilities Committee** to amend the City of Atlanta Code of Ordinances, Section 154-297 to recoup the cost to the City for Grease Management Program (Grease Trap Ordinance); and for other purposes. **(Public Hearing held 12/10/02) (Referred back from Council 4/21/03) (Substituted and held 7/29/03)**

03O0681(11) An Ordinance by Councilmember Clair Muller to amend Chapter 34 of the Code of Ordinances of the City of Atlanta so as to create a Cable and Telecommunications Oversight and Planning Committee and to provide duties therefore; and for other purposes. **(Held 4/29/03)**

03R0702(12) A Resolution by City Utilities Committee authorizing the Mayor or her designee to execute a Local Government Project Agreement between the City of Atlanta and the Georgia Department of Transportation for the design and construction of West End Pedestrian Bridge from Adair Park to the West End MARTA Station; and for other purposes. **(Held 5/13/03)**

03R0951(13) A Resolution by Councilmember Clair Muller to authorize payment of stipulated penalties imposed by the Environmental Protection Agency (EPA) and the Environmental Protection Division of the Department of Natural Resources of the State of Georgia (EPD) pursuant to the CSO Consent Decree, Civil Action File No. 1:95-CV-2550-

TWT; to identify the source of funding; and for other purposes. **(Held 7/1/03)**

03O0953(14) An Ordinance by Councilmember Carla Smith authorizing the Mayor or her designee to rename Fulton Street, SE located between Connally Street, SE and Martin Street, SE in its entirety to Hammock Street, SE and to waive Section 138-8 subparagraph (b) 4(a); and for other purposes. **(Public Hearing held 7/29/03) (Held 7/29/03)**

03O1113(15) An Ordinance by Councilmember Clair Muller to amend Section 130-43 of the Code of Ordinances of the City of Atlanta to create a franchise system for private companies contracted for the collection and transportation of non-residential solid waste in the City of Atlanta; and for other purposes. **(Public Hearing held 7/29/03) (Held 7/29/03)**

MEMBERS PRESENT: MULLER, YOUNG, SMITH, MADDOX & WINSLOW

COMMUNITY DEVELOPMENT/

HUMAN RESOURCES COMMITTEE MARY NORWOOD, ACTING CHAIR

PAPERS HELD IN COMMITTEE

02O2101(1) An Ordinance by Councilmember Anne Fauver authorizing the Mayor to enter into a Parking Lot Lease Agreement (A Pilot Partnership) with the Piedmont Park Conservancy, Inc. Organization for the purpose of operating and managing the two (2) parking lots within Piedmont Park at the Park Drive and 12th Street locations on behalf of the Department of Parks, Recreation and Cultural Affairs, Bureau of Parks; establishing Parking Lot Fee Rates and Times; and for other purposes. **(Held 11/26/02 at the request of the author of the paper)**

03O0045(2) An Ordinance by Councilmember Clair Muller to amend Section 138-204 of the Outdoor Festival Code for the City of Atlanta to require compliance with the Noise Control Code of the City of Atlanta; and for other purposes. **(Held 1/14/03 at the request of the author of the paper to further review the current Noise Ordinance.)**

03O0441(3) An Ordinance by Councilmembers Natalyn M. Archibong, Debi Starnes and Anne Fauver authorizing the application of Impact Fees to be paid in conjunction with the rezoning of property located at 1219, 1240 and 1251 Caroline Street, NE (Z-02-83) to be used to fund the installation of traffic signals and other traffic calming devices needed for this newly developed area; and for other purposes. **(Favorable by Community Development/Human Resources Committee 4/1/03) (Referred back by Council 4/21/03) (Held 4/29/03)**

03O0662(4) **CDP-03-10** An Ordinance by Councilmember Anne Fauver 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 **1084-1120 and 1128-1146 Ponce de Leon Avenue, NE**, currently Zoned RG-3 and RG-3-C, from the "Low Density Residential 9 to 16 units per acre" Land Use Designation to the "Low Density Residential 0 to 8 units per acre" Land Use Designation; and for other purposes. **(Held 4/29/03) (CDP Public Hearing held 6/9/03) (To be reviewed and analyzed as part of the Ponce de Leon Corridor Study)**

NPU-F Council District 6

03O0668(5) **CDP-03-13** An Ordinance by Councilmember Cleta Winslow **as substituted by Community Development/Human Resources Committee** to amend the Land Use Element of the City of Atlanta 2003 Comprehensive Development Plan (CDP) so as to re-designate property located at **976, 986, 992 and 1000 Oakland Drive, SW**, from the "Low Density Residential" Land Use Designation to the "Low Density Commercial" Land Use Designation; and for other purposes. **(CDP Public Hearing held 6/9/03) (Favorable on substitute by CD/HR Committee 6/10/03)**

03O0669(6) **CDP-03-12** An Ordinance by Councilmember Cleta Winslow **as substituted by Community Development/Human Resources Committee** to amend the Land Use Element of the City of Atlanta 2003 Comprehensive Development Plan (CDP) so as to re-designate property located at **1060 Oakland Drive, SW**, from the "Low Density Residential" Land Use Designation to the "Low Density Commercial" Land Use Designation; and for

other purposes. (CDP Public Hearing held 6/9/03) (Favorable on substitute by CD/HR Committee 6/10/03) (Referred back by Council 6/16/03) (Held 7/1/03)

NPU-S Council District 4

03O0830(7) An Ordinance by Councilmember Derrick Boazman to increase the number of affordable housing units for all Housing and Mixed-Use Residential/Commercial Enterprise Zones; and for other purposes. (Held 5/27/03 at the request of the author of the paper.) (A Work Session was held on 7/9/03)

03O0980(8) An Ordinance by Community Development/Human Resources Committee adopting the 2004-2019 City of Atlanta Capital Improvement Program; and for other purposes. (Held 7/15/03) (A Public Hearing is scheduled for 9/29/03)

03O1119(9) An Ordinance by Councilmembers Mary Norwood and Ivory Lee Young, Jr. as substituted by **Community Development/Human Resources Committee** to create Section 8-1004, Article A, Chapter 1 of Part III Code of Ordinances - Land Development Code to provide for the establishment of the City of Atlanta Code Enforcement Board; and for other purposes. (Held 7/15/03) (A Work Session is to be scheduled)

MEMBERS PRESENT: NORWOOD, BOAZMAN, FAUVER & WINSLOW

PUBLIC SAFETY AND LEGAL

ADMINISTRATION COMMITTEE CEASAR C. MITCHELL, CHAIR

PAPERS HELD IN COMMITTEE

02O0675(1) An **Amended** Ordinance by Public Safety and Legal Administration Committee to amend the Code of Ordinances, City of Atlanta, Georgia, Chapter 10, Article II, Division 2, Subdivision III, Section 10-109(h), so as to provide a method for an alcoholic beverages 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) (Amended and 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)

02R1840(3) Claim of **Mary Lou Harding**, for damages alleged to have been sustained as a result of a vehicular accident on November 19, 2001 at Seaboard and Moreland Avenues. (Held 10/29/02)

03R0020(4) Claim of **Monesia Youngblood and John Arnold, parents and legal guardian of Corey Ward, deceased, through their attorney, Shean D. Williams**, for damages alleged to have been sustained as a result of the wrongful death of the claimant's son on July 14, 2002 at 3215 Peachtree Road, NE. (Held 1/14/03)

03O0106(5) An Ordinance by Councilmember Derrick Boazman amending the City of Atlanta's Code of Ordinances Section 2-407 Outside Counsel; and for other purposes. (Held 1/28/03)

03 O-0455 (6) An Ordinance by Councilmember Clair Muller to amend Chapter 30, Article XVII of the Code of Ordinances for the City of Atlanta to prohibit price gouging and similar practices at parking facilities throughout the City; and for other purposes. (Held 4/1/03)

03O0767(7) An Ordinance by Councilman C. T. Martin as substituted by **Full Council** to amend Section 30-1405 Vending Districts and Locations, of Article XXIII. Vending on public property, so as to add one (1) additional vending space in District No. 5, 6 Five Points; to be designated as 5-6 specifically for a disabled veteran; and for other purposes. (Held 5/13/03) (Referred from Full Council as substituted 6/2/03) (Held 6/10/03)

03R0990(8) Claim of **AMEX Assurance Company as subrogee of Lisa Kirschenman**, for damages alleged to have been sustained as a result of an automobile accident on December 8, 2002 at the intersection of 10th and Juniper Streets. **(Held 7/1/03) \$1,856.78**

03R1003(9) Claim of **Pauline Kinsey**, for damages alleged to have been sustained as a result of property damage due to a storm sewer overflow on September 24, 2002 at 385 Ashby Street, #B. **(Held 7/1/03)**

03O1182(10) An Ordinance by Councilmembers Ceasaar C. Mitchell and Mary Norwood to create the City of Atlanta Public Safety and Judicial Facilities Authority pursuant to the War on Terrorism Local Assistance Act, which was enacted by the Georgia General Assembly and codified in O.C.G.A. Sections 36-75-1 et seq.; and for other purposes. **(Held 7/29/03)**

03O1183(11) An Ordinance by Councilmember Anne Fauver to amend Article VII, Chapter 107(a) and (b), so as to create Drug Free Zones around all Atlanta Public Schools and Parks; and to authorize the placement of Drug Free Zone Signs; and for other purposes. **(Held 7/29/03)**

03O1188(12) An Ordinance by Councilmember H. Lamar Willis prohibiting panhandling within the Downtown Atlanta area and in confined areas such as: Automated Teller Machines, Banks, Metropolitan Atlanta Rapid Transit Authority (MARTA) Stations, Bus Depots, Sports Arenas and Hartsfield Atlanta International Airport. **(Held 7/29/03)**

03R1191(13) A **Substitute** Resolution by Public Safety and Legal Administration Committee authorizing the Chief Judge and or his designee to execute service contracts with six (6) Court Reporters to provide Professional Court Reporter Services to the City of Atlanta Municipal Court for one year at a total cost to the City, not to exceed \$260,000.00 to be charged to and paid from Account No. 1A01 523001 S11001; and for other purposes. **(Held 7/29/03)**

MEMBERS PRESENT: MITCHELL, MARTIN, WILLIS, NORWOOD, FAUVER & WINSLOW

FINANCE/EXECUTIVE COMMITTEE FELICIA A. MOORE, CHAIR

PAPERS HELD IN COMMITTEE

02O0083(1) An Ordinance by Councilmember Clair Muller amending Section 2-1292 of the City's Code of Ordinances to clarify procedures for authorizing the City's Purchasing Agent's Execution of Contract Modifications and Change Orders to City Contracts; to clarify certain errors and inconsistencies in the Code Section; and for other purposes. **(Held 11/25/02)**

02O0679(2) 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 other purposes. **(No Recommendation by City Utilities 4/9/02) (Referred to Finance/Executive Committee 5/6/02) (Held 5/15/02) (Referred from Council 10/21/02) (Held 10/30/02)**

02R1488(3) 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, Blair 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) (Hold 60 days, 5/28/03)**

03O0117(4) An Ordinance by Councilmember C. T. Martin to amend Section 6-366(c), 1978 Pension Act, Part of the Related Law Section (1978 Pension Act) of the Charter and the Code of Ordinances of the City of Atlanta so as to increase the multiplier from 2% to 3% for all the creditable years for sworn members of the Fire Pension Fund; and for other purposes. **(Held 1/29/03, Referred to Pension Board) (Substituted and held 3/3/03)**

[03O0194\(5\)](#) An Ordinance by Councilmember Clair Muller confirming the application of Development Impact Fees to be paid in connection with the two ordinances granting Site Plan Amendments for property located at 3060 Peachtree Road, NW such that said Development Impact Fees will fund the partial cost of public facilities improvements in the immediate vicinity associated with said Site Plan Amendments; and for other purposes. **(Held 2/12/03)**

[03O0313\(6\)](#) An Ordinance by Councilmember Felicia A. Moore to amend the Pension Laws applicable to firefighters 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 Firefighters 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, Referred to Pension Board 2/26/03)**

[03O0314\(7\)](#) An Ordinance by Councilmember Felicia A. Moore to amend the Pension Laws applicable to general employees of the City of Atlanta so as to increase the monthly pension benefit of general employees where a determination has been made by the Board of Trustees of the General Employees Pension Fund that a current employee 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, Referred to Pension Board 2/26/03)**

[03O0318\(8\)](#) An Ordinance by Councilmember C. T. Martin to allow for the recognition of the Professional Association of City Employees of Atlanta (P.A.C.E. Atlanta) and to allow for the processing of dues check-off; and for other purposes. **(Held 3/3/03)**

[03O0409\(9\)](#) An Ordinance by Councilmembers C. T. Martin, H. L. Willis, Natalyn M. Archibong, Jim Maddox, Ivory Lee Young, Jr., Derrick Boazman, Ceasar C. Mitchell, Carla Smith, Debi Starnes and Mary Norwood **as amended by Finance/Executive Committee** to amend the Code of Ordinances of the City of Atlanta to add a new article to ensure that the City of Atlanta and businesses that benefit from receipt of City funds or from use of City property engage in responsible business practices by paying their employees a living wage and health benefits, practicing pay equity, and ensuring that public funds and public property are used in a viewpoint-neutral fashion and not diverted for inappropriate purposes. **(Held 3/12/03) (Public Hearings held 5/12/03 and 5/13/03)**

[03O0679\(10\)](#) An Ordinance by Councilmember Carla Smith **as amended by Finance/Executive Committee** authorizing the Mayor to enter into an Amendment to the Agreement regarding the Atlanta Zoo, dated December 5, 1985, among the City of Atlanta, Fulton County, and the City of Atlanta and Fulton County Recreation Authority (The "Authority") in connection with the current refunding of the Authority's Refunding Revenue Bonds, Zoo Series 1992 to permit the City of Atlanta to realize certain present value savings as a result of lower interest rates. **(Referred from Council 5/5/03) (Held 5/14/03)**

[03O0710\(11\)](#) An Ordinance by Finance/Executive Committee authorizing the Chief Financial Officer to establish a Trust Account Fund Project Center for the Office of General Services to accept receipts for parking and/or events, space rentals, so as to afford a revenue stream to off-set grounds keeping costs at associated sites, off-set/support costs for related staff overtime and/or additional contract security services. **(Held 5/28/03)**

[03O0917\(12\)](#) An Ordinance by Councilmember Clair Muller to amend Chapter 2, Article X, of the Code of Ordinances of the City of Atlanta, to establish an environmentally responsible purchasing policy and procedure for the City of Atlanta; and for other purposes. **(Held 6/11/03)**

[03R0929\(13\)](#) A Resolution by Finance/Executive Committee authorizing the Mayor to execute an appropriate contractual agreement with Casey Tree Experts, Inc., for FC-7416-02, Approach Clearance and Landscape Safety Project, on behalf of the Department of Aviation to be paid in an amount not to exceed \$448,945.00; all contracted work shall be charged to and paid from Fund, Account and Center Numbers: 2H26 574001 R21E052096AA and 2H21 574001 R21E01259999. **(Favorable by Finance/Executive, 6/11/03) Referred from Full Council, 6/16/03) (Held 7/2/03)**

[03R0982\(14\)](#) A Resolution by Finance/Executive Committee authorizing the Chief Procurement Officer to utilize the State of Georgia Contract with for paving and resurfacing services, on behalf of the Department of Public Works in an

amount not to exceed \$1,872,849.00. All contracted work shall be charged to and paid from Fund, Account and Center Numbers: 1C45 574001 M23F072192BG (\$271,576.00), 1C45 574001 M23 F072292BG (\$257,157.00), 1C45 574001 M23F072392BG (\$324,470.00), 1C45 574001 M23F072492BG (\$72,432.00), 1C45 574001 M23F072592BG (\$374,457.00), and 1C45 574001 M23F072792BG (\$572,757.00). **(Held 7/2/03)**

MEMBERS PRESENT: MOORE, FAUVER, MADDOX, MARTIN, STARNES, MULLER & WILLIS

TRANSPORTATION COMMITTEE H. LAMAR WILLIS, CHAIR

ORDINANCES FOR SECOND READING

03O0719(1) A **Substitute** Ordinance by Transportation Committee amending the 2003 (Airport Passenger Facility Charge Fund) Budget by transferring to and from appropriations a total amount of \$14,237,943.00 to provide adequate funding for the Taxiway "L" Extension - Phase 2 Project at the Hartsfield Atlanta International Airport; and for other purposes.

FAVORABLE ON SUBSTITUTE - (1 ABSTENTION)

03O1100(2) An Ordinance by Transportation Committee to amend the 2003 (Airport Renewal & Extension Fund) Budget by transferring to and from appropriations the amount of \$25,554,144.00 to establish contributing appropriations to assist the Hartsfield Atlanta International Airport in meeting the Federal Mandate Administered by the Transportation Security Administration regarding hold baggage screening and the checkpoint modification projects and Capital Improvement Projects; and for other purposes.

FAVORABLE - (1 ABSTENTION)

03O1112(3) An Ordinance by Councilmember Jim Maddox to name the new International Terminal at Hartsfield International Airport, the Maynard Holbrook Jackson, Jr. International Terminal in honor of Atlanta's former Mayor.

FILE (1 NAY)

RESOLUTION

03R1193(1) A Resolution by Transportation Committee authorizing the Mayor to execute an appropriate contractual agreement with the Lions Group/Precision 2000, Inc., JV for FC-7558-03, Eastern International Terminal ("EIT") Embankment & Utilities Relocation Phase I & Taxiway "L" Extension Embankment Phase II, on behalf of the Department of Aviation to be paid in an amount not to exceed \$22,928,183.00; all contracted work shall be charged to and paid from Fund, Account and Center Numbers: 2H26 574001 R21E010496AA and 2H26 574001 R21E50796AA.

FAVORABLE (1 ABSTENTION)

02O0461(1) An Ordinance by Councilmember Clair Muller setting City of Atlanta Policy regarding Land Inventory at Hartsfield International Airport. **(Held 3/13/02)**

02O1585(2) An Ordinance by Councilmember Debi Starnes to establish a Residential Only Loading and Unloading Zone in Downtown Atlanta. **(Held 10/2/02)**

03O0402(3) An Ordinance by Councilmember Mary Norwood authorizing the Mayor or her designee to install a Three-Way Stop Sign at the intersection of Powers Ferry Road, NW and Tuxedo Terrace, NW; and for other purposes. **(Held 3/12/03)**

03O0403(4) An Ordinance by Councilmember Mary Norwood authorizing the Mayor or her designee to install a Three-Way Stop Sign at the intersection of Habersham Road, NW and Knollwood Drive, NW; and for other purposes. **(Held 3/12/03)**

03O0404(5) An Ordinance by Councilmember Mary Norwood authorizing the Mayor or her designee to install a

Four-Way Stop Sign at the intersection of Habersham Road and Valley Road; and for other purposes. **(Held 3/12/03)**

03R0616(6) A Resolution by Finance/ Executive Committee authorizing the Mayor to execute a Quitclaim Deed conveying parcels located in Land Lots 77 and 78 of the 14th 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 Multi Modal Passenger Terminal Facility, in addition to consenting to entry into and construction over any interest the City of Atlanta might have over property described later in this resolution, as well as authorizing the Mayor to execute a joint Quitclaim Deed with the Fulton County Recreation Authority for parcels located in Land Lots 77 and 78 of the 14th District of Fulton County, Georgia for the same purpose; and for other purposes. **(Favorable by Finance/Executive Committee) (Referred to Transportation Committee by Council 5/5/03) (Held 5/13/03)**

03O0665(7) An Ordinance by Councilmember Natalyn M. Archibong authorizing the Mayor or her designee to install speed humps on May Avenue, SE between Flat Shoals Avenue, SE and Blake Avenue, SE; and for other purposes. **(Held 4/30/03)**

03O0827(8) An Ordinance by Transportation Committee amending the 2003 (Airport Passenger Facility Charge Fund) Budget by transferring to and from appropriations a total amount of \$7,929,500.00 to provide adequate funding for the Airfield Lighting Control and Monitoring System Duct Bank Construction Project at the Hartsfield Atlanta International Airport; and for other purposes. **(Held 6/11/03)**

03O1032(9) An **Amended** Ordinance by Transportation Committee authorizing the Commission to Honor former Mayors Maynard H. Jackson, Jr. and Ivan Allen, Jr. to explore all options in finding an appropriate honor for their dedication, commitment and faithfulness to the progress of the City of Atlanta, locally and internationally; and for other purposes. **(Amended and held 7/16/03)**

03O1109(10) An Ordinance by Councilmembers Ceasar Mitchell and Felicia A. Moore authorizing the Mayor or her designee to install an All-Way Stop sign at the intersection of Adams Drive and Rando Lane, NW; and for other purposes. **(Held 7/16/03)**

MEMBERS PRESENT: WILLIS, MARTIN, MOORE, MULLER, SMITH, BOAZMAN & MITCHELL

*Questions or Comments for City Council
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Webmaster

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