

ATLANTA CITY COUNCIL

ACTIONS

MAY 01, 2000

The Atlanta City Council held a Regularly Scheduled Meeting on Monday, May 01, 2000. The Meeting convened at 1:05p.m. in the Council Chambers at City Hall. The roll was called and a quorum was declared.

PRESIDER: **The Honorable Robb Pitts, Council President** Presided.

The following (11) voting members were present at the Meeting:

The Honorable Vern McCarty*	The Honorable Debi Starnes
The Honorable Michael Bond*	The Honorable Cleta Winslow
The Honorable Sherry Dorsey*	The Honorable Cathy Woolard
The Honorable Lee Morris*	The Honorable Clair Muller
The Honorable Felicia Moore*	The Honorable C.T. Martin
The Honorable Jim Maddox	The Honorable Derrick Boazman*
The Honorable "Able" Mable Thomas	The Honorable Julia Emmons*
The Honorable Doug Alexander	

* Councilmembers Bond, Morris and Boazman were not in attendance at the time of convening roll call.

Absent: Councilmembers McCarty, Dorsey, Moore and Emmons

INVOCATION: Chaplain Raymond Greenwood

PLEDGE OF ALLEGIANCE: In unison, the Council recited the Pledge of Allegiance to the flag of the United States of America.

REPORT OF THE JOURNAL: Ms. Rhonda Dauphin Johnson, Municipal Clerk, certified to the Council and the Committee on Council, that the Action Minutes of the April 03, 2000 Regular Meeting of the Atlanta City Council are true and correct. The Minutes were FILED without objection.

THE ADOPTION OF THE AGENDA: The Agenda for the May 01, 2000 meeting was ADOPTED without objection.

COMMUNICATIONS

Council President Robb Pitts Presided

COMMUNICATIONS

00-C-0595 (1) A Communication by **Felicia Strong-Whitaker**, Director for the Bureau of Purchasing and Real Estate submitting the monthly report for March 2000, to the Atlanta City Council and Clerk of Council in accordance with Section 2-1142 of the Code of Ordinances of the City of Atlanta.

FILED WITHOUT OBJECTION

00-C-0596 (2) A Communication by **Councilmember Cathy Woolard** nominating Ms. Lisa Kung to serve as a member of the Atlanta Commission on Women for a term of two (2) years, scheduled to begin on the date of Council confirmation.

REFERRED TO COMMITTEE ON COUNCIL WITHOUT OBJECTION

00-C-0634 (3) A Communication by **Rhonda Dauphin Johnson**, Municipal Clerk for the City of Atlanta, submitting the administrative corrections to previously adopted legislation report for April 03, 2000 to the Atlanta City Council in accordance with Section 2-2075 of the Code of Ordinances for the City of Atlanta.

FILED WITHOUT OBJECTION

00-C-0635 (4) A Communication by **Mayor Bill Campbell** submitting the proposed 2001 Comprehensive Development Plan in accordance with Sections 3-601, 3-602 and 3-603 of the Atlanta City Charter.

FILED WITHOUT OBJECTION

UNFINISHED BUSINESS

Council President Pitts Presided

UNFINISHED BUSINESS

99-O-1240 (1) A **Substitute** Ordinance by **Zoning Committee**
U-99-17 granting a special use permit for a group home
(Section 16-06.005 (l) (g) property located at 1176
Osborne Street, SW fronting 50 feet on the south side
of Osborne Street beginning 250 feet east from the
southeast corner of Murphy Avenue. Depth: 190 feet;
Area: 9,500 square feet; Land Lot 122, 14th District,
Fulton County, Georgia.

Owner: Angie Stokes
Applicant: Same
NPU-X Council District 12

TABLED WITHOUT OBJECTION

00-O-0363 (2) An Ordinance by **Councilmember Lee Morris** to
establish a Deferred Contribution Pension Plan
effective May 15, 2000 for all officers and employees
appointed to positions with a fixed single term which
exceeds four (4) years; to repeal conflicting ordinances;
and for other purposes.

**ADOPTED ON SUBSTITUTE BY A ROLL CALL VOTE
OF 8 YEARS; 4 NAYS ON 4/03/00.
COUNCILMEMBER BOAZMAN SERVED NOTICE TO
RECONSIDER 00-O-0363 AT THE NEXT
REGULARLY SCHEDULED MEETING ON 5/01/00.
RECONSIDER FAILED BY A ROLL CALL VOTE OF 4
YEAS; 6 NAYS. STANDS AS ADOPTED ON
SUBSTITUTE BY A ROLL CALL VOTE OF 8 YEARS; 4
NAYS**

00-O-0364 (3) An Ordinance by **Councilmember Lee Morris** to
authorize supplemental benefits for the position of City
Internal Auditor in the form of deferred compensation
and/or retirement benefits; to repeal conflicting
ordinances; and for other purposes.

TABLED WITHOUT OBJECTION

00-R-0464 (4) A Resolution by **Councilmembers Michael Bond, Jim
Maddox, Vern McCarty and Derrick Boazman**
authorizing the Mayor or his designee to approve a
notice to proceed with R & D Drilling and Testing, Inc.
for FC-5298-92, Citywide Annual Contract for
Geotechnical Engineering, Testing and Investigation

Services for Phase I, Complete Remediation of D. L.
Stanton Park Landfill Remediation on behalf of the

Council President Pitts Presided

UNFINISHED BUSINESS (CONT'D)

00-R-0464 (4) Department of Parks, Recreation and Cultural Affairs
(Cont'd) in an amount not to exceed \$3,106,870.00. All contracted work shall be charged to and paid from various Fund, Account and Center Numbers. **(To receive a letter from EPD, stating that they have reviewed the remediation plan.)**

ADOPTED AS AMENDED BY A ROLL CALL VOTE OF 9 YEAS; 1 NAY ON 4/3/00. COUNCILMEMBER MULLER SERVED NOTICE TO RECONSIDER 00-R-0464 AT THE NEXT REGULARLY SCHEDULED MEETING ON MAY 01, 2000. MS. MULLER WITHDREW HER MOTION TO RECONSIDER. STANDS ADOPTED AS AMENDED BY A ROLL CALL VOTE OF 9 YEAS; 1 NAY.

**CONSENT AGENDA
SECTION I**

Council President Robb Pitts Presided

CONSENT AGENDA

There was no separate discussion of the following items with the exception of item 00-R-0547 which was removed from the Consent Agenda, and considered separately per Rules for the Conduct of Business of the Council of the City of Atlanta (As Amended), Rule XI; Order of Business, SECTION 11.2; Consent Agenda.

The following CONSENT AGENDA SECTION I received a Favorable Recommendation and was Adopted in accordance with Section 11.2 by the following roll call vote: **11 Yeas:** *Councilmembers Starnes, Bond, Winslow, Woolard, Morris, Muller, Martin, Maddox, Boazman, Thomas and Alexander*; **0 Nays.** However, Ordinances 00-O-0408, 00-O-0558 and 00-O-0513 was Adopted by a roll call vote of 10 yeas; 0 nays; 1 abstention. President Pitts noted for the record of his potential conflict of interest with Ordinance 00-O-0557.

SECTION I

ORDINANCES FOR SECOND READING

CITY UTILITIES COMMITTEE – CLAIR MULLER, CHAIR

00-O-0490 (1) An Ordinance by **Councilmember Clair Muller as substituted by City Utilities Committee** amending the rates to be charged to all premises or facilities served by the City of Atlanta Water System as per Sections 154-111 and 154-112 of the Code of Ordinances of the City of Atlanta. **(Public Hearing Held 04/11/00)**
ADOPTED SUBSTITUTE ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

00-O-0559 (2) An Ordinance by **Councilmembers Clela Winslow, Michael Bond, Derrick Boazman and Jim Maddox** authorizing the Commissioner of Public Works, on behalf of the Mayor to waive paragraph four(4) of Section 138-8 of the Code of Ordinance of the City of Atlanta, for the issuance of a Banner Permit to Morehouse School of Medicine; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

Council President Robb Pitts Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

ORDINANCES FOR SECOND READING (CONT'D)

CITY UTILITIES COMMITTEE – CLAIR MULLER, CHAIR (CONT'D)

00-O-0563 (3) An Ordinance by **Councilmembers Cathy Woolard and “Able” Mable Thomas as amended by City Utilities Committee** authorizing the Commissioner of Public Works, on behalf of the Mayor to waive paragraphs four(4) and seven(7) of Section 138-8 of the Code of Ordinance of the City of Atlanta, for the issuance of a Banner Permit to Rainbow Banner Project, Inc.; and for other purposes. (1-Abstention)
ADOPTED AS AMENDED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

00-O-0567 (4) An Ordinance by **Councilmembers Debi Starnes and Cleta Winslow as amended by City Utilities Committee** authorizing the Commissioner of Public Works, on behalf of the Mayor to waive paragraph four(4) of Section 138-8 of the Code of Ordinance of the City of Atlanta, for the issuance of a Banner Permit to the Atlanta Braves and Turner Field; and for other purposes. (1-Abstention)
ADOPTED AS AMENDED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

TRANSPORTATION COMMITTEE DOUG ALEXANDER, VICE-CHAIRMAN

00-O-0408 (5) An Ordinance by **Transportation Committee** to amend the 2000 (Airport Renewal and Extension Fund) Budget by transferring to and from appropriations the amount of \$1,992,130.00 for the purpose of adequately funding the settlement of Contract (FC-6737-97 and FC-6740-96) Claims by McDevitt Street Bovis/CD Moody, A Joint Venture and Aviation Constructors, Inc./Ebony Glass & Mirror Company, Inc.; and for the purposes.

Councilmember Morris abstained from voting because of a potential conflict of interest.

ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 10 YEAS; 0 NAYS; 1 ABSTENTION

Council President Robb Pitts Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

ORDINANCES FOR SECOND READING (CONT'D)

TRANSPORTATION COMMITTEE

DOUG ALEXANDER, VICE-CHAIRMAN (CONT'D)

00-O-0557 (6) An Ordinance by **Councilmembers Jim Maddox and Derrick Boazman as substituted by Transportation Committee** to anticipate and appropriate proceeds of the Series 2000 Airport General Revenue Bonds in the amount of \$1,027,542,375.00; and for other purposes.
ADOPTED SUBSTITUTE ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

00-O-0558 (7) An Ordinance by **Councilmembers Cleta Winslow, Jim Maddox, Derrick Boazman and Michael Bond as amended by Transportation Committee** amending the (Airport Renewal & Extension Fund) Budget by transferring to and from appropriations the total amount of \$14,916,568.00; to provide funding for the Year 2000 Work Authorizations for Engineering Services and Interim Construction Management Services to the Department of Aviation at Hartsfield Atlanta International Airport; repealing conflicting ordinances; and for other purposes.

Councilmember Morris abstained from voting because of a potential conflict of interest.

ADOPTED AS AMENDED ON CONSENT BY A ROLL CALL VOTE OF 10 YEAS; 0 NAYS; 1 ABSTENTION

FINANCE/EXECUTIVE COMMITTEE - LEE MORRIS, CHAIR

00-O-0405 (8) An Ordinance by **Finance/Executive Committee** amending the 2000 (Intergovernmental Grant Fund) Budget, Department of Corrections, by adding to anticipations and appropriations in the amount of \$75,000.00 from the Fulton County Regional Board of Health for the purpose of providing clinical assessment services for criminal defendants participation in the Community Court Program; and for other purposes.

**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11
YEAS; 0 NAYS**

Council President Robb Pitts Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

ORDINANCES FOR SECOND READING (CONT'D)

FINANCE/EXECUTIVE COMMITTEE - LEE MORRIS, CHAIR (CONT'D)

00-O-0513 (9) An Ordinance by **Finance/Executive Committee** amending the 2000 (Intergovernmental Grant Fund) Budget, Department of the Mayor by adding to anticipations and appropriations in the amount of \$25,000.00 from the Governor's Office of Community Affairs Local Assistance for Greater Vine City Opportunities Program, Inc., to acquire community space for youth and family programming; to authorize the Mayor to sign all necessary grant agreements; and for other purposes.

Councilmember Thomas abstained from voting because of a conflict of interest.

ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 10 YEAS; 0 NAYS; 1 ABSTENTION

00-O-0553 (10) An Ordinance by **Councilmembers Vern McCarty and Derrick Boazman** authorizing the Mayor to execute a Cooperation Agreement by and among the City of Atlanta, Fulton County and the Housing Authority of the City of Atlanta, Georgia pertaining to the terms, conditions, duties and responsibilities of the parties with respect to the Development and Management of the New Community at Carver Homes, a Mixed Income Housing Community; and for other purposes.

ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

RESOLUTIONS

CITY UTILITIES COMMITTEE - CLAIR MULLER, CHAIR

00-R-0515 (1) A Resolution by **City Utilities Committee** to authorize the Mayor to enter into Amendment Number 3 for FC-5401-92 Orme Street Combined Trunk Relief Sewer Design with HDR/W. L. Jorden, Inc. in an amount not to exceed \$983,015.00; and to accept the name change of W. L. Jorden

Council President Robb Pitts Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

ORDINANCES FOR SECOND READING (CONT'D)

RESOLUTIONS (CONT'D)

CITY UTILITIES COMMITTEE – CLAIR MULLER, CHAIR (CONT'D)

00-R-0515 (1) & Company, Inc. to HDR/W. L. Jorden, Inc., to be referred to
(Cont'd) herein thereafter. All contracted work shall be charged to
and paid from the following Fund, Account and Center
Number: 2J26 573001 M24I02169999.

**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11
YEAS; 0 NAYS**

00-R-0517 (2) A Resolution by **City Utilities Committee** authorizing the
Mayor to enter into Amendment Number 1, for FC-7027-98,
Pine Meadows Sanitary Sewer Design in an amount not to
exceed \$53,987.00. All contracted work shall be charged to
and paid from Fund, Account and Center Number: 2J21
574001 M24I02529999.

**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11
YEAS; 0 NAYS**

PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE
C. T. MARTIN, CHAIR

00-R-0520 (3) A Resolution by **Public Safety and Legal Administration**
Committee authorizing the Mayor to extend a Lease
Agreement with Q. P. Jones, for the rental of 2,500 square
feet of office space located at 247 Auburn Avenue, Atlanta,
Georgia, for the Department of Police Zone Five, Auburn
Avenue Mini Precinct, from June 1, 2000, until May 31,
2001, in the amount not to exceed \$1,331.00 a month and
\$15,972.00 a year, to be charged and paid from Fund,
Account and Center Number: 1A01 525001 X42005.

**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11
YEAS; 0 NAYS**

00-R-0521 (4) A Resolution by **Public Safety and Legal Administration**
Committee authorizing the Mayor to extend the Lease
Agreement with the Piedmont Park Conservancy, for the
rental of 1100 square feet of office space located at 1071

Council President Robb Pitts Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

ORDINANCES FOR SECOND READING (CONT'D)

RESOLUTIONS (CONT'D)

PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE (CONT'D)

C. T. MARTIN, CHAIR

00-R-0521 (4) Piedmont Avenue, Atlanta, Georgia, for the Police Zone Five Midtown Mini Precinct, from June 1, 2000, until May 31, 2001, in the amount not to exceed \$1.00 a year, to be charged and paid from Fund, Account and Center Number 1A01 525001 X25001.

ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

00-R-0522 (5) A Resolution by **Public Safety and Legal Administration Committee** authorizing the Mayor Committee to apply for and accept an award from the Foundation for Improvement of Justice, Inc., for FY 2000 City Court of Atlanta's DUI Referral Program funding for Programmatic Implementation not to exceed \$50,000.00.

ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

00-R-0551 (6) A Resolution by **Public Safety and Legal Administration Committee** authorizing payment in the amount of \$3,475.57 in settlement of the claim of First Preservation Consortium, Inc., through its property management company, Meridian Property Group, Ltd., against the City of Atlanta.

ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

00-R-0584 (7) A Resolution by **Public Safety and Legal Administration Committee** authorizing the Mayor to apply for and accept a grant in an amount not to exceed \$368,000.00 from the Department of Justice, Bureau of Justice Assistance, for the courts of the City of Atlanta in association with Fulton

Council President Robb Pitts Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

ORDINANCES FOR SECOND READING (CONT'D)

RESOLUTIONS (CONT'D)

PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE (CONT'D)

C. T. MARTIN, CHAIR

00-R-0584 (7) County and the administrative office of the courts (as
(Cont'd) subgrantees) to fund the continued development and
implementation of an automated case disposition system;
and for other purposes.

**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11
YEAS; 0 NAYS**

TRANSPORTATION COMMITTEE - DOUG ALEXANDER, VICE-CHAIRMAN

00-R-0525 (8) A Resolution by **Transportation Committee** authorizing the
Mayor to approve Renewal Agreement No. 2 with Rentokil,
Inc., for FC-6796-97, Interior Landscaping Maintenance
Services, on behalf of the Department of Aviation in an
amount not to exceed \$103,472.00. All contracted work
shall be charged to and paid from Fund, Account and Center
Number: 2H21 523001 R21001.

**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11
YEAS; 0 NAYS**

00-R-0526 (9) An Amended Resolution by **Transportation Committee**
authorizing the Mayor to approve Renewal Agreement No. 1
with Eventions, Inc., for FC-7061-99, Conference
Planner/Manager on behalf of the Department of Aviation in
an amount not to exceed \$330,000.00 for the renewal term.
All contracted work shall be charged to and paid from Fund,
Account and Center Number: 2H01 524001 R13001.

**ADOPTED AS AMENDED ON CONSENT BY A ROLL CALL
VOTE OF 11 YEAS; 0 NAYS**

Council President Robb Pitts Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

ORDINANCES FOR SECOND READING (CONT'D)

RESOLUTIONS (CONT'D)

FINANCE/EXECUTIVE COMMITTEE - LEE MORRIS, CHAIR

- 00-R-0498 (10) An Amended Resolution by **Finance/Executive Committee** to amend Resolution 99-R-1635 as adopted by Council on October 4, 1999 and approved by the Mayor on October 12, 1999, which authorized the Mayor or his designee to enter into an Assured Performance Guarantee Contract with Johnson Controls, Inc. (JCI); and for other purposes. All contracted work to be paid from assured energy savings in various Fund, Account and Center Numbers.
ADOPTED AS AMENDED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE
C. T. MARTIN, CHAIR

Claims with Favorable Recommendations:

- 00-R-0537 (1) Claim of **Travelers Property and Casualty as subrogee of Allison Ezell**, for damages alleged to have been sustained as a result of a vehicular accident on November 8, 1998 at Piedmont Road and East Wesley Road. **\$750.00**
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS
- 00-R-0538 (2) Claim of **Cornelius White**, for damages alleged to have been sustained as a result of a vehicular accident on October 30, 1999 at 687 Kennesaw Avenue. **\$1,000.00**
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS
- 00-R-0539 (3) Claim of **Evergreen International Aviation, Inc.**, for damages alleged to have been sustained as a result of a vehicular accident on December 6, 1999 at East N.L.V.R. Atlanta Airport. **\$1,000.00**
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

Council President Robb Pitts Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

RESOLUTIONS/CLAIMS (CONT'D)

PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE (CONT'D)
C. T. MARTIN, CHAIR

Claims with Unfavorable Recommendations:

- 00-R-0540 (4) Claim of **Howard A. Sloan**, for damages alleged to have been sustained as a result of a property damage incident on July 6, 1999 and July 13, 1999 at 12 Peachtree Avenue, NE.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS
- 00-R-0541 (5) Claim of **Vicky Duby**, for damages alleged to have been sustained as a result of a property damage incident on January 25, 2000 at Exit 21 of I-285 West.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS
- 00-R-0542 (6) Claim of **Marsha E. Borum**, for damages alleged to have been sustained as a result of a property damage incident on January 10, 2000 at 300 Cityscape Plaza.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS
- 00-R-0543 (7) Claim of **Atlanta Auto Auction**, for damages alleged to have been sustained as a result of a vehicular accident on January 27, 2000 at Hartsfield Atlanta International Airport.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS
- 00-R-0544 (8) Claim of **Prudential Property and Casualty Insurance Company as subrogee of John and Yetunde Sado**, for damages alleged to have been sustained as a result of a vehicular incident on January 6, 2000 at the intersection of Martin Luther King, Jr. Drive and Ashby Street.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

Council President Robb Pitts Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

RESOLUTIONS/CLAIMS (CONT'D)

PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE (CONT'D)
C. T. MARTIN, CHAIR

Claims with Unfavorable Recommendations: (Cont'd)

00-R-0545 (9) Claim of **Tommy Tanner, through his attorney, Teri D. Poduval**, for damages alleged to have been sustained as a result of vehicular damage on October 27, 1999 at Main Street at South Pointe Drive.

ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

00-R-0546 (10) Claim of **Federal Bureau of Investigation**, for damages alleged to have been sustained as a result of a vehicular incident on December 9, 1998 at 236 Peachtree Street.

ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

00-R-0547 (11) Claim of **Dr. M. Elizabeth Halloran, through her attorney, Steven L. Wright**, for damages alleged to have been sustained as a result of property damage on August 17, 1999 at 1036 Rosedale Road, NE.

The above item was removed from the Consent Agenda at the request of Councilmember Woolard

SEE PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE REPORT

00-R-0548 (12) Claim of **Ms. Beulah Harrison, through her attorney, Bruce R. Millar**, for damages alleged to have been sustained as a result of the death of claimant's son on August 3, 1999 at 80 Butler Street.

ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

Council President Robb Pitts Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

RESOLUTIONS/CLAIMS (CONT'D)

PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE (CONT'D)
C. T. MARTIN, CHAIR

Claims with Unfavorable Recommendations: (Cont'd)

00-R-0549 (13) Claim of **ABS All Brand Service Company, through its insurance carrier, State Farm Insurance Companies**, for damages alleged to have been sustained as a result of a vehicular accident on November 30, 1999 at Maxwell and Hembree Roads.

ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

00-R-0550 (14) Claim of **Dahyabi R. Patel**, for damages alleged to have been sustained as a result of a vehicular accident on April 28, 1999 at Airport Loop Road and Lake Mirror Road.

ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

**CONSENT AGENDA
SECTION II**

Council President Robb Pitts Presided

CONSENT AGENDA SECTION II

ORDINANCES FOR FIRST READING

CITY UTILITIES COMMITTEE – CLAIR MULLER, CHAIR

- 00-O-0519 (1) An Ordinance by **City Utilities Committee** amending the 2000 (1994 Referendum G. O. Bond Fund) Budget by transferring appropriations in the amount of \$814,973.89 from the Reserve Account to an appropriations account to fund salaries and operating contractual, financial, administrative and technical services to the 1994 Public Improvement Program; and for other purposes.
REFERRED TO CITY UTILITIES COMMITTEE WITHOUT OBJECTION

TRANSPORTATION COMMITTEE - DOUG ALEXANDER, VICE-CHAIRMAN

- 00-O-0523 (2) An Ordinance by **Transportation Committee** to amend the 2000 (Airport Facility Revenue Bond Sinking Fund and Renewal & Extension Fund) Budgets by transferring to and from appropriations the amount of \$91,171,000.00 for the purposes of funding the City's obligation under the Intergovernmental Agreements with governments of Clayton County and College Park; and for other purposes.
REFERRED TO TRANSPORTATION COMMITTEE WITHOUT OBJECTION

COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE
FELICIA A. MOORE, CHAIR

- 00-O-0528 (3) An Ordinance by **Community Development/Human Resources Committee** for demolition and cleaning of the premises of the structures pursuant to Article III of the Atlanta Housing Code and a hearing by the In Rem Review Board on 2/24/2000; and for other purposes.

1281 Hill Street, SE

D-1

REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE WITHOUT OBJECTION

Council President Robb Pitts Presided

CONSENT AGENDA SECTION II (CONT'D)

ORDINANCES FOR FIRST READING (CONT'D)

FINANCE/EXECUTIVE COMMITTEE - LEE MORRIS, CHAIR (CONT'D)

00-O-0530 (4) An Ordinance by **Finance/Executive Committee** to amend Section 7-4112 of the Code of Ordinances of the City of Atlanta so as to increase the automobile mileage reimbursement amount from twenty-eight cents per mile to thirty-two and one-half cents per mile.

REFERRED TO FINANCE/EXECUTIVE COMMITTEE WITHOUT OBJECTION

00-O-0531 (5) An Ordinance by **Finance/Executive Committee** amending the 2000 (Intergovernmental Grant Fund) Budget, Department of Corrections, by adding to anticipations and appropriations an amount of \$7,037.00 for reimbursement from the United States Department of Justice, in assistance for bulletproof vest purchased by the Department of Corrections for the emergency response team and correction officers in conjunction with the Bulletproof Vest Partnership; and for other purposes.

REFERRED TO FINANCE/EXECUTIVE COMMITTEE WITHOUT OBJECTION

COMMITTEE REPORTS

Council President Robb Pitts Presided

COMMITTEE REPORTS

CITY UTILITIES COMMITTEE (1)
CLAIR MULLER, CHAIR

ORDINANCE FOR SECOND READING

Attendance at the April 11, 2000 meeting of the City Utilities Committee was as follows:

Present: Councilmembers Muller (Chair), Morris, Starnes, Emmons, Maddox, McCarty and Bond

- 00-O-0570 (1) An Ordinance by **Councilmembers Clair Muller and Felicia A. Moore** to amend Ordinance 99-O-0279 to reflect the City's intent to Quit Claim without cost to the State of Georgia property that was abandoned for the purposes of expanding the Georgia World Congress Center; and for other purposes.
ADOPTED BY A ROLL CALL VOTE OF 9 YEAS; 1 NAY

RESOLUTIONS

- 00-R-0333 (1) A Resolution by **City Utilities Committee** authorizing the Mayor to enter into Amendment Number 3, for FC-5401-92, Orme Street Combined Trunk Relief Sewer Design with W. L. Jordan & Company, Inc., in an amount not to exceed \$38,080.00. All contracted work shall be charged to and paid from Fund, Account and Center Number: 2J21 574001 M24102169999.
FILED WITHOUT OBJECTION
- 00-R-0516 (2) A Resolution by **City Utilities Committee** authorizing the Mayor to approve a Notice to Proceed for FC-5298-92, Citywide Annual Contract for Geotechnical Engineering, Testing and Investigation Services with R&D Testing & Drilling, Inc. in an amount not to exceed \$39,028.00. All contracted work shall be charged to and paid from Fund, Account and Center Number: 1C33 574001 M22F012992BA.
ADOPTED BY A ROLL CALL VOTE OF 10 YEAS; 1 NAY

Council President Robb Pitts Presided

COMMITTEE REPORTS (CONT'D)

CITY UTILITIES COMMITTEE (2)
CLAIR MULLER, CHAIR

ORDINANCE FOR SECOND READING (CONT'D)

RESOLUTIONS (CONT'D)

00-R-0636 (3) A Resolution by **City Utilities Committee** to authorize the Mayor to enter into an appropriate contractual agreement for FC-6677-96, Orme Street Combined Trunk Relief Sewer, Phase III with Bradshaw Contracting Corporation/MC, Inc., a joint venture in an amount not to exceed Twenty Two Million Nine Hundred Fifty Thousand Dollars and no cents (\$22,950,000.00). All contracted work shall be charged to and paid from various fund, account and center numbers.

ADOPTED AS AMENDED BY A ROLL CALL VOTE OF 10 YEAS; 1 NAY

Council President Robb Pitts Presided

COMMITTEE REPORTS (CONT'D)

ZONING COMMITTEE (1)

DEBI STARNES, CHAIR

Attendance at the April 11, 2000 meeting of the Zoning Committee was as follows:

Present: Councilmembers Starnes (Chair), Alexander, McCarty, Morris and Muller

Absent: Councilmembers Bond and Dorsey

ORDINANCES FOR SECOND READING

00-O-0555 (1) An Ordinance by **Councilmember Vern McCarty** amending Section 6-4044 of the City of Atlanta Land Development Code so as to amend the powers and duties of the Executive Director of the Atlanta Urban Design Commission; and for other purposes.

ADOPTED BY A ROLL CALL VOTE OF 9 YEAS; 2 NAYS

99-O-2092 (2) An Ordinance by **Zoning Committee** granting a Special Use Permit for a Truck Terminal (Section 16-16.005(1)(e), U-99-39 property located at 3350 Bankhead Highway, NW, fronting 572.1 feet on the westerly side of Bankhead Highway beginning at the northeast corner of Fulton Industrial Boulevard. Depth: Varies; Area: 19.261 acres; Land Lot: 267, 17th District, Fulton County Georgia

Owner: Russell Gerdin
Applicant: Charles M. Patterson
NPU-H Council District 9

ADVERSED BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

Council President Robb Pitts Presided

COMMITTEE REPORTS (CONT'D)

ZONING COMMITTEE (2)

DEBI STARNES, CHAIR

ORDINANCES FOR FIRST READING

00-O-0527 (1) An Ordinance by **Zoning Committee** to amend the Land
CDP-00-01 Use Element of the City of Atlanta 2000 Comprehensive
Development Plan (CDP) so as to re-designate property at
Jonesboro Road and Lakewood Avenue, SE from the Single-
Family Residential Land Use Designation to the Low-Density
Commercial Land Use Designation; and for other purposes.

NPU-Y

Council District 1

**REFERRED TO COMMUNITY DEVELOPMENT/HUMAN
RESOURCES COMMITTEE & ZONING COMMITTEE
WITHOUT OBJECTION**

00-O-0575 (2) An Ordinance by **Zoning Committee** to rezone from the R-4
Z-00-16 (Single-Family Residential) District to the C-1 (Community
Business) District, property located at 1463 benteen Avenue,
S. E. and 607 Federal Terrace, S. E., fronting 80.44 feet on
the west side of Benteen Avenue beginning at the Southwest
corner of Federal Terrace. Depth: approximately 310 feet;
Area: approximately 1 acre; Land Lot 24, 14th District,
Fulton County, Georgia.

Owner: William Garcia

Applicant: Carl F. Barnes

NPU-W Council District 1

**REFERRED TO ZONING REVIEW BOARD AND ZONING
COMMITTEE WITHOUT OBJECTION**

Council President Robb Pitts Presided

COMMITTEE REPORTS (CONT'D)

ZONING COMMITTEE (3)

DEBI STARNES, CHAIR

ORDINANCES FOR FIRST READING (CONT'D)

00-O-0579 (3) An Ordinance by **Zoning Committee** to rezone from the RG-
Z-00-17 3 (Residential General-Sector 3) District to the SPI-13
(Centennial Olympic Park Special Public Interest) District,
property located at the N. E. corner of Techwood Drive, N. W.
and Parker Street, N. W. (now abandoned) fronting 28.87 feet
on the East side of Techwood Drive beginning 194.77 feet
South from the Southeast corner of Hunnicutt Street.
Depth: 394.67 feet; Area: 0.543 acres; Land Lot 79, 14th
District, Fulton County, Georgia.

Owner: The Housing Authority of the City of
Atlanta

Applicant: The Integral partnership of Atlanta
NPU-M Council District 2

**REFERRED TO ZONING REVIEW BOARD AND ZONING
COMMITTEE WITHOUT OBJECTION**

00-O-0580 (4) An Ordinance by **Zoning Committee** to rezone from the I-2
Z-00-18 (Heavy Industrial) District to the PD-MU (Planned
Development-Mixed Use) District, property located at 112
Krog Street, N. E., fronting 159.22 feet on the South side of
Lake Avenue beginning at the Southwest corner of Krog
Street. Depth: 184.19 feet; Area: 0.6697 acre; Land Lot 19,
14th District, Fulton County, Georgia.

Owner: The Stove Works LLC by Jean P.
Wooster

Applicant: Richard Taylor
NPU-N Council District 2

**REFERRED TO ZONING REVIEW BOARD AND ZONING
COMMITTEE WITHOUT OBJECTION**

Council President Robb Pitts Presided

COMMITTEE REPORTS (CONT'D)

ZONING COMMITTEE (4)

DEBI STARNES, CHAIR

ORDINANCES FOR FIRST READING (CONT'D)

00-O-0581 (5) An Ordinance by **Zoning Committee** to rezone from the R-4
Z-00-20 (Single-Family Residential) District and the R-LC-C
 (Residential-Limited Commercial-Conditional) District to the
 PD-H (Planned Development-Housing) District, property
 located at 3377-3381-3383-3391-3395 Mathieson Drive, N.
 E. and the rear of 3398 Piedmont Road, N. E., fronting
 365.19 feet on the Southeasterly side of Mathieson Drive
 beginning approximately 292.7 feet Southwesterly from the
 Southwest corner of Piedmont Avenue. Depth: varies; Area:
 3.061 acres; Land Lot 62, 17th District, Fulton County,
 Georgia.

Owner Mathieson Associates, LTD
Applicant: BHC Property Group, Inc.
NPU-B Council District 7

**REFERRED TO ZONING REVIEW BOARD AND ZONING
COMMITTEE WITHOUT OBJECTION**

00-O-0582 (6) An Ordinance by **Zoning Committee** to rezone from the I-2-
Z-00-21 C (Heavy Industrial-Conditional) District to the C-1
 (Community-Business) District, property located at 1073-C
 Ridge Avenue, S. W. fronting 247.51 feet on the
 Southwesterly side of Ridge Avenue beginning 595.5 feet
 Southeasterly from the Southeast corner of Pryor Street.
 Depth: 290.93 feet; Area: 1.89 acres; Land Lot 74, 14th
 District, Fulton County, Georgia.

Owner: Ray E. Justice
Applicant: J. V. LLC
NPU-V Council District 2

**REFERRED TO ZONING REVIEW BOARD AND ZONING
COMMITTEE WITHOUT OBJECTION**

Council President Robb Pitts Presided

COMMITTEE REPORTS (CONT'D)

ZONING COMMITTEE (5)
DEBI STARNES, CHAIR

ORDINANCES FOR FIRST READING (CONT'D)

00-O-0583 (7) An Ordinance by **Zoning Committee** to rezone from the I-2
Z-00-22 (Heavy Industrial) District to the RG-3 (Residential General-
Sector 3) District, property located at 951 Glenwood Avenue,
S. E., fronting 344.28 feet on the South side of Glenwood
Avenue. Property also fronts 49.83 feet on the South side of
Glenwood Avenue beginning 150.05 feet West from the
southwest corner of Glenwood Place. Depth: varies; Area:
11.2385 acres; Land Lot 12, 14th District, Fulton County,
Georgia.

Owner: 951 Development Associates, LLC
Applicant: Kevin R. Moats
NPU-W Council District 1

**REFERRED TO ZONING REVIEW BOARD AND ZONING
COMMITTEE WITHOUT OBJECTION**

00-O-0578 (8) An Ordinance by **Zoning Committee** granting a Special Use
U-00-07 Permit for a Telecommunications Tower (Section 16-11.005
(1) (f), property located at 3346 Martin Luther King, Jr. Dr.,
S. W., fronting approximately 150 feet on the southwesterly
side of Martin Luther King, Jr. Dr. beginning 464.60 feet
northwesterly from the southwest corner of Treadwell Circle.
Depth: 351.44 feet Area: 1.2 acres; Land Lot 244, 14th
District, Fulton County, Georgia.

Owner: Pinkye Thornton
Applicant: TLC Communications for Nextel
 Communications
NPU-H Council District 10

**REFERRED TO ZONING REVIEW BOARD AND ZONING
COMMITTEE WITHOUT OBJECTION**

Council President Robb Pitts Presided

COMMITTEE REPORTS (CONT'D)

ZONING COMMITTEE (6)

DEBI STARNES, CHAIR

ORDINANCES FOR FIRST READING (CONT'D)

00-O-0577 (9) An Ordinance by **Zoning Committee** granting a Special Use
U-00-08 Permit for a Day Care Center (Section 16-07.005 (1) (b),
property located at 764 Lillian Ave., S. w. fronting 105 feet
on the South side of Lillian Ave. beginning 150 feet east from
the southeast corner of Allene Avenue. Depth: 143 feet Area:
15015 sq. ft.; Land Lot 107, 14th District, Fulton County,
Georgia.

Owner: Darlene Sims
Applicant: Same
NPU-V Council District 4

**REFERRED TO ZONING REVIEW BOARD AND ZONING
COMMITTEE WITHOUT OBJECTION**

00-O-0576 (10) An Ordinance by **Zoning Committee** granting a Special Use
U-00-09 Permit for a Telecommunications Tower (Section 16-16.005
(1) (h), property located at 2487 Forrest Park Rd., S. E.,
fronting 200 feet on the west side of Forrest Park Rd.,
beginning 210 feet south from the southwest corner of
Hargis St. Depth: 300 feet; Area: 1.3774 acres; Land Lot 28,
14th District, Fulton County, Georgia.

Owner: Paul B. Mobley
Applicant: Crown Communications, Inc.
NPU-Z Council District 1

**REFERRED TO ZONING REVIEW BOARD AND ZONING
COMMITTEE WITHOUT OBJECTION**

Council President Robb Pitts Presided

COMMITTEE REPORTS (CONT'D)

ZONING COMMITTEE (7)

DEBI STARNES, CHAIR

ORDINANCES FOR FIRST READING (CONT'D)

00-O-0676 (11) An Ordinance by **Zoning Committee** granting a Special Use
U-99-42 Permit for a rehabilitation Center (Section 16-09.005 (1) (b),
property located at 1188-1192-1200 Ralph David Abernathy
Boulevard, S. W. fronting approximately 162 feet on the
Southside of Ralph David Abernathy Boulevard beginning at
the Southwest corner of Grady Place. Depth: varies; Area:
0.64 acres; Land Lot 118, 14th District, Fulton County,
Georgia.

Owner:	Herb W. Jacobs
Applicant:	Trinity Community Ministries, Inc.
NPU-T	Council District 4

**REFERRED TO ZONING REVIEW BOARD AND ZONING
COMMITTEE WITHOUT OBJECTION**

Council President Robb Pitts Presided

COMMITTEE REPORTS (CONT'D)

PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE (1)

C. T. MARTIN, CHAIR

Attendance at the April 11, 2000 meeting of the Public Safety and Legal Administration Committee was as follows:

Present: Councilmembers Martin (Chair), Bond, Emmons and Winslow

Absent: Councilmembers Alexander, Dorsey and Woolard

ITEM REMOVED FROM CONSENT AGENDA

00-R-0547 (1) Claim of **Dr. M. Elizabeth Halloran, through her attorney, Steven L. Wright**, for damages alleged to have been sustained as a result of property damage on August 3, 1999 at 80 Butler Street.

The above item was removed from the Consent Agenda by request of Councilmember Woolard.

REFERRED TO PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE WITHOUT OBJECTION

Council President Robb Pitts Presided

COMMITTEE REPORTS (CONT'D)

TRANSPORTATION COMMITTEE (1)

DOUG ALEXANDER, VICE-CHAIRMAN

Attendance at the April 12, 2000 meeting of the Transportation Committee was as follows:

Present: Councilmembers Alexander (Vice-Chair), Martin, Moore, Boazman, Thomas and Winslow

Absent: Councilmember Woolard

ORDINANCE FOR SECOND READING

99-O-1933 (1) An Ordinance by **Councilmember Jim Maddox** authorizing the Mayor or his designee to install a traffic signal at the intersection of Cascade Road, SW and Herring Road, SW; and for other purposes.

ADOPTED BY A ROLL CALL VOTE OF 9 YEAS; 1 NAY

RESOLUTIONS

00-R-0524 (1) A Resolution by **Transportation Committee** authorizing the Mayor to enter into an appropriate contractual agreement with Airport Interviewing & Research, Inc./Planners for Environment Quality, for FC-7076-99, Passenger Terminal Survey on Behalf of the Department of Aviation, in an amount not to exceed \$120,000.00 annually. All contracted work shall be charged to and paid from Fund, Account and Center Number: 2H01 524001 R13001.

ADOPTED BY A ROLL CALL VOTE OF 10 YEAS; 0 NAYS

President Pro-Temp Debi Starnes Presided

00-R-0585 (2) A Resolution by **Transportation Committee** authorizing the Aviation General Manager to increase the limits of spending under existing Work Authorizations with Aviation Consulting Engineers (ACE) under Contract FC-5548-93, for Engineering Support Services to the Department of Aviation,

Council President Robb Pitts Presided

COMMITTEE REPORTS (CONT'D)

TRANSPORTATION COMMITTEE (2)

DOUG ALEXANDER, VICE-CHAIRMAN

RESOLUTIONS (CONT'D)

President Pro-Temp Debi Starnes Presided (Cont'd)

00-R-0585 (2) during the one-year contract extension period ending
(Cont'd) November 21, 2000, for a cost to the City not to exceed a
total of \$14,916,658.00, to be charged to and paid from
Fund, Account and Center Number 2H21 524001 R21001;
and for other purposes.

**President Pitts removed himself from presiding due to a
conflict of interest on the above item.**

ADOPTED BY A ROLL CALL VOTE OF 10 YEAS; 0 NAYS

Council President Robb Pitts Presided

COMMITTEE REPORTS (CONT'D)

COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE (1)
DERRICK BOAZMAN, VICE-CHAIR

Attendance at the April 12, 2000 meeting of the Community Development/Human Resources Committee was as follows:

Present: Councilmembers Moore (Chair), Boazman, Thomas, Maddox, Winslow, McCarty and Dorsey

ORDINANCES FOR SECOND READING

00-O-0394 (1) An Ordinance by **Community Development/Human Resources Committee** for cleaning the premises and closing of the structures pursuant to Article III of the Atlanta Housing Code and a hearing by the In Rem Review Board on 2/24/2000; and for other purposes.

1030 Fairburn Road, NW D-9
1494 Monteel Drive, NW D-10

ADOPTED BY A ROLL CALL VOTE OF 9 YEAS; 0 NAYS

00-O-0395 (2) An Ordinance by **Community Development/Human Resources Committee** for demolition and cleaning of the premises of the structures pursuant to Article III of the Atlanta Housing Code and hearing by the In Rem Review Board on 2/24/2000; and for other purposes.

208 Claire Drive, SE D-1
254 Dollar Mill Road, SW D-10
1938 Grandview Avenue, NW D-9
34 Griffin Street, NW D-3
915 Hollywood Road, NW D-9
331 Inman Street, SW D-4
370 James P. Brawley Drive, NW D-3
551-553 Lawton Street, SW D-4
1109 Osborne Street, SW
a/k/a 1111 D-12
3038 Panther Trail, SW D-11
251 South Avenue, SE D-1

ADOPTED BY A ROLL CALL VOTE OF 10 YEAS; 0 NAYS

Council President Robb Pitts Presided

COMMITTEE REPORTS (CONT'D)

COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE (2)
DERRICK BOAZMAN, VICE-CHAIR

ORDINANCES FOR SECOND READING (CONT'D)

98-O-1517 (3) An Ordinance by **Councilmembers Felicia A. Moore, C. T. Martin, Clair Muller and Sherry Dorsey** to require that Empowerment Zone eligible funding requests be first submitted to the Empowerment Zone Corporation prior to the City giving consideration to such funding request; to repeal conflicting ordinances; and for other purposes.
FILED WITHOUT OBJECTION

RESOLUTIONS

00-R-0399 (1) A Resolution by **Community Development/Human Resources Committee** authorizing the Mayor to amend the HM-97-02, HDDC Rehabilitation Project to change the location of five (5) housing units to be acquired and rehabilitated; and for other purposes.
REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE WITHOUT OBJECTION

00-R-0400 (2) A Resolution by **Community Development/Human Resources Committee** authorizing the Mayor to amend the CD-98-459 Reynoldstown Superblock Phase II Project to change the number of units to be rehabilitated and HM-99-16 Reynoldstown Superblock Phase III Project to allow for Construction Management Fees; and for other purposes.
REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE WITHOUT OBJECTION

Council President Robb Pitts Presided

COMMITTEE REPORTS (CONT'D)

COMMITTEE ON COUNCIL (1)

"ABLE" MABLE THOMAS, CHAIR

Attendance at the May 01, 2000 meeting of the Committee on Council was as follows:

Present: Councilmembers Thomas (Chair), Martin, Muller and Morris

Absent: Councilmembers Boazman, Moore and Starnes

COMMUNICATIONS

00-C-0535 (2) A Communication from **Council President Robb Pitts** appointing Ms. Marie Metz to serve as a member of the Atlanta Commission on Women.

ADOPTED BY A ROLL CALL VOTE OF 9 YEAS; 0 NAYS

Council President Robb Pitts Presided

COMMITTEE REPORTS (CONT'D)

FINANCE/EXECUTIVE COMMITTEE (1)

LEE MORRIS, CHAIR

REPORT

00-RT-0586 (1) A Report of the **Chief Financial Officer** of the Transfer of 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.

FILED WITHOUT OBJECTION

RESOLUTIONS

00-R-0518 (1) A Substitute Resolution by **Finance/Executive Committee** to authorize the Mayor to enter into Change Order #1 for FC-6941-98, Adams Park Erosion and Flood Control with Paramount Contracting Company in an amount not to exceed \$156,772.82. All contracted work shall be charged to and paid from the following Fund, Account And Center Numbers: 1C33 574001 M221031292BC \$125,419.10 and 1C22 574001 N12D16019999.

ADOPTED ON SUBSTITUTE BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

00-R-0532 (2) A Resolution by **Finance/Executive Committee** authorizing the Mayor to enter into a Contractual Agreement with the Urban Design Commission in the amount of \$100,078.00 for the purpose of funding basic operating costs in accordance with the 2000 Budget. **(This legislation was adopted at the 4/03/00 meeting.)**

FILED WITHOUT OBJECTION

PERSONAL PAPERS

Council President Robb Pitts Presided

PERSONAL PAPERS

RESOLUTIONS/ADOPTED

00-R-0638 (1) A Resolution by **Councilmember C. T. Martin** endorsing the application by the Delmonte Townhomes, L.P., to the Georgia Department of Community Affairs for low-income housing tax credits to redevelop the Delmonte Townhomes, a 48-unit apartment community located at 330 Brownlee Road; and for other purposes.

ADOPTED BY A ROLL CALL VOTE OF 11 YEAS; 0 NAYS

00-R-0639 (2) A Resolution by **Councilmember C. T. Martin** endorsing the application by the King's Park, L.P., to the Georgia Department of Community Affairs for low-income housing tax credits to redevelop the King's Inn Apartment Community located at 3815 Martin Luther King, Jr. Drive; and for other purposes.

ADOPTED BY A ROLL CALL VOTE OF 10 YEAS; 0 NAYS

00-R-0640 (3) A Resolution by **Councilmembers Lee Morris, Clair Muller, Cathy Woolard, Jim Maddox and Michael Bond** supporting the Kyoto Protocol on climate change as a significant means to reduce Greenhouse Gas Emissions and stabilize the global atmosphere, and as a necessary first step toward maintaining the health and quality of life for future generations of Atlantans, and urging Senators Max Cleland and Paul Coverdell to pursue ratification of this agreement by the Senate.

ADOPTED BY A UNANIMOUS VOICE VOTE

00-R-0641 (4) A Resolution by **Councilmember Jim Maddox** endorsing the application by the Kimberly Associates, L.P., to the Georgia Department of Community Affairs for low-income housing tax credits to construct Phase II of the Kimberly Court Redevelopment, a multi-family Rental in Southwest Atlanta located at 1371 Kimberly Road; and for other purposes.

ADOPTED BY A UNANIMOUS VOICE VOTE

Council President Robb Pitts Presided

PERSONAL PAPERS (CONT'D)

RESOLUTIONS/ADOPTED (CONT'D)

00-R-0642 (5) A Resolution by **Councilmembers “Able” Mable Thomas, Michael Bond and Cathy Woolard** urging the Mayor and Council to oppose the fare increase being proposed by the Marta Board and to consider alternatives to for the general fare increase; and for other purposes.

ADOPTED BY A UNANIMOUS VOICE VOTE

00-R-0643 (6) A Resolution by **Councilmember Derrick Boazman** endorsing the application by National Church residences to the Georgia Department of Community Affairs for low-income housing tax credits to redevelop the Trinity Towers’ Apartment Complex, a 240-unit Independent Senior Housing Community located at 2611 Springdale Road; and for other purposes.

ADOPTED BY A UNANIMOUS VOICE VOTE

00-R-0644 (7) A Resolution by **Councilmembers Derrick Boazman, Cleta Winslow, Mable Thomas, Doug Alexander, Lee Morris and Michael Bond** urging the Atlanta/Fulton County Library Board of Trustees to support, and the Fulton County Board of Commissioners to rename the Cleveland Avenue Library, the Roy Lyndell Yancy Library; and for other purposes.

ADOPTED BY A UNANIMOUS VOICE VOTE

00-R-0645 (8) A Resolution by **Councilmembers Michael J. Bond, Cathy Woolard, Cleta Winslow, Doug Alexander, C. T. Martin and Lee Morris** expressing the Mayor and Council’s support of removing the current State of Georgia Flag from the State Capitol and replacing it with the pre-1956 State of Georgia Flag; and for other purposes.

ADOPTED BY A UNANIMOUS VOICE VOTE

00-R-0646 (9) A Resolution by **Councilmember Michael Bond** authorizing the Municipal Clerk to place a public advertisement in a newspaper of general circulation depicting the tax digest millage rate, tax levy and other information required per Section 48-5-32 of the O.C.G.A.

ADOPTED BY A UNANIMOUS VOICE VOTE

Council President Robb Pitts Presided

PERSONAL PAPERS (CONT'D)

RESOLUTIONS/ADOPTED (CONT'D)

00-R-0647 (10) A Resolution by **Councilmember Cathy Woolard** to acknowledge the need for and support the Development of the Sexual Assault Center of Atlanta/Fulton County, and to urge the Governor, through his office of the criminal justice coordinating Council, to commit start-up funding in the amount of \$300,000 to said center.

ADOPTED BY A UNANIMOUS VOICE VOTE

RESOLUTIONS/REFERRED

00-R-0653 (1) A Resolution by **Councilmembers Debi Starnes, Sherry Dorsey and Vern McCarty** in support of the Housing Authority of the City of Atlanta, Georgia's application for federal fiscal year 2000 Hope VI funding for the revitalization of the Capitol Homes Community and the Memorial Drive and Martin Luther King, Jr. Drive Corridor.

REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE WITHOUT OBJECTION

00-R-0658 (2) A Resolution by **Councilmember Clair Muller** authorizing the Mayor to pursue either an in-house method through upgraded software or an outsource method through a private company for the collection of traffic fines, housing code violation fines, and any other similar fines, through means of the internet; and for other purposes.

REFERRED TO FINANCE/EXECUTIVE COMMITTEE WITHOUT OBJECTION

Council President Robb Pitts Presided

PERSONAL PAPERS (CONT'D)

RESOLUTIONS/REFERRED (CONT'D)

00-R-0660 (3) A Resolution by **Councilmember Lee Morris** authorizing the City Attorney to retain outside Counsel to investigate, advise and pursue potential claims against Raymond J. McClendon, the investment banking firm of Pryor, McClendon and Counts or such firm's successor in interest, Theresa A. Stanford, and Charlie S. Stanford, which claims arise out of an alleged scheme and course of dealings that resulted in a loss of approximately \$15 million to the City of Atlanta and for other purposes.

REFERRED TO FINANCE/EXECUTIVE COMMITTEE WITHOUT OBJECTION

00-R-0661 (4) A Resolution by **Councilmember Lee Morris** calling for the Bureau of Buildings to correct its erroneous interpretation of Code Section 16-11.006(1), which prohibits any drive-in facility within 100 feet of any abutting R-1 through R-G property, which interpretation erroneously does not consider the dedicated drive-through lanes part of the facility; and for other purposes.

REFERRED TO ZONING COMMITTEE WITHOUT OBJECTION

00-R-0668 (5) A Resolution by **Councilmembers Derrick Boazman and Vern McCarty** to approve the amended Redevelopment Plan for the communities of Betmar Lavilla, Carver Homes, South Atlanta, Chosewood Park, Joyland, Amal Heights and Lakewood Heights in accordance with the State Redevelopment Powers Law, O.C.G.A., Section 36-44-1 et. seq., and for other purposes.

RERERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE WITHOUT OBJECTION

Council President Robb Pitts Presided

PERSONAL PAPERS (CONT'D)

RESOLUTIONS/REFERRED (CONT'D)

00-R-0671 (6) A Resolution by **Councilmember Michael Bond** granting Calvary Temple Baptist Church a permit to operate a commercial parking lot at 252 Ralph David Abernathy Boulevard, S. W. with a capacity of 96 parking spaces.
REFERRED TO TRANSPORTATION COMMITTEE WITHOUT OBJECTION

ORDINANCES/REFERRED

00-O-0648 (1) An Ordinance by **Councilmember Debi Starnes** to amend the Land Use Element of the City of Atlanta 2000 Comprehensive Development Plan (CDP) so as to re-designate property that is located at 112 Krog Street, N. E. from the Industrial Land Use designation to the Low-Density Commercial Land Use designation; and for other purposes.

NPU-N

Council District 2

REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE WITHOUT OBJECTION

00-O-0649 (2) An Ordinance by **Councilmember Julia Emmons** to waive Section 150-207 of the Code of Ordinances to allow roller skating in the streets of Atlanta June 17, 2000 for the 1st Annual Skate of the Union; and for other purposes.
REFERRED TO TRANSPORTATION COMMITTEE WITHOUT OBJECTION

00-O-0650 (3) An Ordinance by **Councilmember Julia Emmons** to waive Section 150-207 of the Code of Ordinances to allow roller skating in the streets of Atlanta for the Georgia State Games; and for other purposes.
REFERRED TO TRANSPORTATION COMMITTEE WITHOUT OBJECTION

Council President Robb Pitts Presided

PERSONAL PAPERS (CONT'D)

ORDINANCES/REFERRED (CONT'D)

- 00-O-0651 (4) An Ordinance by **Councilmember Debi Starnes** authorizing the Commissioner of public works, on behalf of the Mayor, to waive paragraph four (4) of Section 138-8 of the Code of Ordinances of the City of Atlanta, for the issuance of a Banner Permit to the Carter Center; and for other purposes.
REFERRED TO CITY UTILITIES COMMITTEE WITHOUT OBJECTION
- 00-O-0652 (5) An Ordinance by **Councilmember Debi Starnes** amending the 2000 (Water and Sewage 1999 Bond Construction Fund) Budget in the amount of \$1,883,776.00 to provide the additional funding for the Orme Street Sewer Project; and for other purposes.
REFERRED TO CITY UTILITIES COMMITTEE WITHOUT OBJECTION
- 00-O-0654 (6) An Ordinance by **Councilmember Debi Starnes** to establish a new effective date for the recent procedural amendments to the Tree Protection Ordinance, to alter the time within which to appeal from 30 days to 15 days; and for other purposes.
REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE WITHOUT OBJECTION
- 00-O-0655 (7) An Ordinance by **Councilmember C. T. Martin** to establish a new code Section 8-2201 of the Code of Ordinances of the City of Atlanta, Georgia creating a Code Enforcement Board and authorizing said board to hold hearings and assess fines against violators of the Codes and Ordinances specified herein and for other purposes.
REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE WITHOUT OBJECTION

Council President Robb Pitts Presided

PERSONAL PAPERS (CONT'D)

ORDINANCES/REFERRED (CONT'D)

00-O-0656 (8) An Ordinance by **Councilmembers C. T. Martin, Cathy Woolard and Michael Bond** to name the Administration Building at 23 Claire Drive in the Department of Administrative Services, Bureau of Motor Transport Services, the Thomas Edgar Harris, Sr. Administration Building, to waive certain provisions; and for other purposes.

REFERRED TO FINANCE/EXECUTIVE COMMITTEE WITHOUT OBJECTION

00-O-0657 (9) An Ordinance by **Councilmember Clair Muller** to waive the sidewalk requirements of Section 15-09.003 of the Code of Ordinances for a residential subdivision to be located at 1155 West Paces Ferry Road for the sidewalks fronting West Paces Ferry Road only; to then construct 703.95 linear feet of sidewalk, which is equal to the amount being waive, to the existing sidewalk project on the Southside of West Paces Ferry Road; and for other purposes.

REFERRED TO CITY UTILITIES COMMITTEE WITHOUT OBJECTION

00-O-0659 (10) An Ordinance by **Councilmember Clair Muller** to rescind the City of Atlanta's existing Noise Ordinance and revert to the version contained in the 1977 Code of Ordinances, as amended through supplement No. 9, z-81; and for other purposes.

REFERRED TO CITY UTILITIES COMMITTEE WITHOUT OBJECTION

00-O-0662 (11) An Ordinance by **Councilmember Lee Morris** to close a proposed commercial curb cut on Midvale Drive; and for other purposes.

REFERRED TO CITY UTILITIES COMMITTEE WITHOUT OBJECTION

Council President Robb Pitts Presided

PERSONAL PAPERS (CONT'D)

ORDINANCES/REFERRED (CONT'D)

00-O-0663 (12) An Ordinance by **Councilmember Lee Morris** to close all drive-through windows in the City of Atlanta during the ozone season from May 1 through September 30 each year, requesting other metro jurisdictions, the EPD, and GRTA to do the same; and for other purposes.

REFERRED TO CITY UTILITIES COMMITTEE WITHOUT OBJECTION

00-O-0664 (13) An Ordinance by **Councilmember Jim Maddox** amending Ordinance 00-O-0314 concerning the acquisition of necessary rights-of-way and other property interests for the completion of the Campbellton Road Widening Project, Phases II, III & IV to authorize the Mayor, his designee and/or the purchasing agent to negotiate with affected property owners and to use all means necessary to acquire necessary property interests up to and including condemnation proceedings; to authorize the City Attorney, or her designee, to institute condemnation proceedings pursuant to the declaration of taking method authorized by O.C.G.A. Section 32-3-4; to acquire title to rights-of-way easements and other related property interests necessary authority for the expeditious acquisition of necessary property interests for the Campbellton Road Widening Project, Phases II, III & IV; to authorize the City Attorney to use the services of outside Counsel, where necessary, to handle condemnation cases for the project; to waive provisions of City code Sections 2-1541, 2-1542, 2-1545 for the project pertaining to Real Estate acquisitions and further authorization of Council for condemnation proceedings; and for other purposes.

REFERRED TO CITY UTILITIES COMMITTEE WITHOUT OBJECTION

Council President Robb Pitts Presided

PERSONAL PAPERS (CONT'D)

ORDINANCES/REFERRED (CONT'D)

00-O-0665 (14) An Ordinance by **Councilmember Jim Maddox** to amend Ordinance 00-O-0314 concerning the acquisition of necessary rights-of-way and other property interests for the completion of the Fairburn Road at CSX Railroad Project; to authorize the Mayor, his designee and/or the purchasing agent to negotiate with affected property owners and to use all means necessary to acquire necessary property interests, up to and including condemnation proceedings; to authorize the City Attorney, or her designee, to institute condemnation proceedings pursuant to the declaration of taking method authorized by O.C.G.A. Section 32-3-4; to acquire title to rights-of-way, easements and other related property interests necessary to complete the project; to provide the necessary authority for the expeditious acquisition of necessary property interests for the CR/1349/Fairburn Road at CSX, BRMLB 9054 (2), PI#752545 Bridge Replacement Project; to authorize the City Attorney to use the services of outside Counsel, where necessary, to handle condemnation cases for the project; to waive the provisions of City Code Sections 2-1541, 2-1542 and 2-1545 for the project pertaining to Real Estate acquisitions further authorization of Council for condemnation proceedings; and for other purposes.

REFERRED TO CITY UTILITIES COMMITTEE WITHOUT OBJECTION

00-O-0666 (15) An Ordinance by **Councilmembers "Able" Mable Thomas and Michael Bond** making the intersection of James P. Brawley Drive, N. W. at North Avenue, N. W. and all way stop; and for other purposes.

REFERRED TO TRANSPORTATION COMMITTEE WITHOUT OBJECTION

Council President Robb Pitts Presided

PERSONAL PAPERS (CONT'D)

ORDINANCES/REFERRED (CONT'D)

00-O-0669 (16) An Ordinance by **Councilmember Michael Bond** to amend Section 146-26 (b), (e) and (f) of the Code of Ordinances of the City of Atlanta so as to change the Ad Valorem Tax Rate of Real and Personal Property for the General Levy, Education Levy, and the Special Tax District Levy for providing library services in that portion of the City of Atlanta which lies within DeKalb County and to readopt Section (c) for the Debt Levy; to provide that the tax rates established herein shall remain fixed each year until amended or repealed; to repeal conflicting laws; and for other purposes.

REFERRED TO FINANCE/EXECUTIVE COMMITTEE WITHOUT OBJECTION

00-O-0670 (17) An Ordinance by **Councilmembers Michael Bond, Cleta Winslow, Doug Alexander, Jim Maddox, C. T. Martin and "Able" Mable Thomas** to amend the 1982 Zoning Ordinance of the City of Atlanta by creating a new Chapter to be entitled Chapter __, SPI 14 Downtown Special Entertainment District; to amend the Official Zoning Map by rezoning all properties within the boundaries of the Special Entertainment District as described herein from its present zoning classification; to repeal conflicting ordinances; and for other purposes.

REFERRED TO ZONING COMMITTEE AND ZONING REVIEW BOARD WITHOUT OBJECTION

00-O-0672 (18) An Ordinance by **Councilmembers Doug Alexander, Michael Bond and Lee Morris** to regulate the issuance of certificates of occupancy; and for other purposes.

REFERRED TO ZONING COMMITTEE WITHOUT OBJECTION

00-O-0673 (19) An Ordinance by **Councilmembers Jim Maddox and Doug Alexander** authorizing the Mayor or his designee to install speed humps on the Fontainebleau; and for other purposes.

REFERRED TO TRANSPORTATION COMMITTEE WITHOUT OBJECTION

Council President Robb Pitts Presided

PERSONAL PAPERS (CONT'D)

ORDINANCES/REFERRED (CONT'D)

00-O-0674 (20) An Ordinance by **Councilmembers Jim Maddox and Doug Alexander** authorizing the installation of a traffic light at the intersection of Hogan Road, S. W. and Tejas Trail, S. W.; and for other purposes.
REFERRED TO TRANSPORTATION COMMITTEE WITHOUT OBJECTION

00-O-0675 (21) An Ordinance by **Councilmember Doug Alexander** authorizing the Mayor or his designee to pave Rebecca Drive, S. W. in its entirety; waive Section 138-27 of the Code of Ordinances; and for other purposes.
REFERRED TO TRANSPORTATION COMMITTEE WITHOUT OBJECTION

COMMUNICATION

00-C-0667 (1) A Communication by **Wayne Woody** of the Audit Commission appointing Mr. Leslie Ellen Ward as the City Internal Auditor for a term of five (5) years, effective upon Council confirmation.
REFERRED TO FINANCE EXECUTIVE COMMITTEE AND COMMITTEE ON COUNCIL WITHOUT OBJECTION

ADJOURNMENT

Council President Robb Pitts Presided

There being no further business to discuss the May 01, 2000 meeting of the Atlanta City Council was adjourned at 5:00p.m.

ADJOURNMENT ROLL CALL: Council President Robb Pitts (1);
Councilmembers Starnes, Bond, Winslow, Woolard, Morris, Muller,
Martin, Maddox, Boazman, Thomas and Alexander **(11);**
Councilmembers McCarty, Dorsey, Moore, and Emmons were absent **(4).**