

ATLANTA CITY COUNCIL

ACTION/MINUTES

MAY 06, 2002

The Atlanta City Council held its Regularly Scheduled Meeting on Monday, May 06, 2002. The Meeting convened at 1:17 p.m. in the Council Chambers at City Hall. The roll was called and a quorum was declared.

PRESIDER: **The Honorable Cathy Woolard, Council President** presided.

Attendance:

The following (14) voting members were present at the Meeting:

The Honorable Carla Smith	The Honorable Felicia Moore
The Honorable Debi Starnes	The Honorable C. T. Martin
The Honorable Ivory Lee Young, Jr.	The Honorable Jim Maddox
The Honorable Natalyn Mosby Archibong	The Honorable Derrick Boazman
The Honorable Anne Fauver	The Honorable Ceasar C. Mitchell
The Honorable Charles Howard Shook	The Honorable Mary Norwood
The Honorable Clair Muller	The Honorable H. Lamar Willis

Councilmember Cleta Winslow was absent.

INVOCATION: **Chaplain Kevin E. Lewis** of the Atlanta Police Department Chaplaincy Program gave the invocation.

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: **Mrs. Rhonda Dauphin Johnson, Municipal Clerk**, certified to the Council and the Committee on Council, that the **Action Minutes** of the **April 01, 2002** Regular Meeting and the **April 10, 2002** Special 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 06, 2002** meeting was **ADOPTED** without objection.

COMMUNICATIONS

Council President Cathy Woolard Presided

COMMUNICATIONS

- 02-C-0736 (1) A Communication by **Councilmembers Carla Smith, Debi M. Starnes, Ivory Lee Young, Jr., Cleta Winslow and Ceasar Mitchell** appointing Mr. Eugene Britton, IV to serve as a member of the Board of Zoning Adjustment. This appointment is for a term of three (3) years, scheduled to begin on the date of Council confirmation.
REFERRED TO ZONING COMMITTEE AND COMMITTEE ON COUNCIL WITHOUT OBJECTION
- 02-C-0737 (2) A Communication by **Mayor Shirley Franklin** re-appointing Mr. Sam Dowdy to serve as a member of the Civil Service Board. This re-appointment is for a term of three (3) years, scheduled to begin on the date of Council confirmation.
REFERRED TO COMMITTEE ON COUNCIL WITHOUT OBJECTION
- 02-C-0738 (3) A Communication by **Mayor Shirley Franklin** re-appointing Mr. Bruce Morton to serve as a member of the Tree Conservation Commission of the City of Atlanta in the Lay Person position. This re-appointment is for a term of two (2) years, scheduled to begin on the date of Council confirmation.
REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE AND COMMITTEE ON COUNCIL WITHOUT OBJECTION
- 02-C-0739 (4) A Communication by **Mayor Shirley Franklin** re-appointing Ms. Greta DeMayo to serve as a member of the Tree Conservation Commission of the City of Atlanta in the Lay Person position. This re-appointment is for a term of two (2) years, scheduled to begin on the date of Council confirmation.
REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE AND COMMITTEE ON COUNCIL WITHOUT OBJECTION
- 02-C-0740 (5) A Communication by **Mayor Shirley Franklin** appointing Councilmember Ceasar Mitchell to serve as a member of the Piedmont Park Conservancy Board of the City of Atlanta. This appointment is for a term of one (1) year and does not require Council confirmation. It is scheduled to begin on April 30, 2002.
REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE AND COMMITTEE ON COUNCIL WITHOUT OBJECTION

Council President Cathy Woolard Presided

COMMUNICATIONS (CONT'D)

- 02-C-0741 (6) A Communication by **Mayor Shirley Franklin** appointing Mr. Frank McComb to serve as a member of the License Review Board of the City of Atlanta. This appointment is for a term of two (2) years, scheduled to begin on the date of Council confirmation.
REFERRED TO COMMITTEE ON COUNCIL AND PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE WITHOUT OBJECTION
- 02-C-0742 (7) A Communication by **Mayor Shirley Franklin** appointing Ms. Monna Carter Robinson to serve as a member of the Commission on Aging of the City of Atlanta. This appointment is for a term of two (2) years, scheduled to begin immediately in that Council confirmation is not required. (April 18, 2002)
FILED WITHOUT OBJECTION
- 02-C-0743 (8) A Communication by **Mayor Shirley Franklin** appointing Mr. John Lee to serve as a member of the Municipal Market Board of Directors of the City of Atlanta. This appointment is for a term of two (2) years, scheduled to begin on the date of Council confirmation.
REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE AND COMMITTEE ON COUNCIL WITHOUT OBJECTION
- 02-C-0744 (9) A Communication by **Mayor Shirley Franklin** re-appointing Mrs. Peggy McCormick to serve as a member of the board of the Downtown Atlanta Community Improvement District of the City of Atlanta. This re-appointment is for a term of four (4) years, scheduled to begin on the date of Council confirmation.
REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE AND COMMITTEE ON COUNCIL WITHOUT OBJECTION
- 02-C-0745 (10) A Communication by **Mayor Shirley Franklin** re-appointing Mr. Charles Kelley to serve as a member of the One Stop Capital Shop Board of the City of Atlanta. This re-appointment is for a term of one (1) year and does not require Council confirmation, and thus, is scheduled to begin on April 29, 2002.
FILED WITHOUT OBJECTION
- 02-C-0746 (11) A Communication by **Mayor Shirley Franklin** re-appointing Mr. George Andrews to serve as a member of the One Stop Capital Shop Board of the City of Atlanta. This re-appointment is for a term of one (1) year and does not require Council confirmation, and thus, is scheduled to begin on April 29, 2002.
FILED WITHOUT OBJECTION

Council President Cathy Woolard Presided

COMMUNICATIONS (CONT'D)

- 02-C-0747 (12) A Communication by **Mayor Shirley Franklin** re-appointing Mrs. Jo Roberson Edwards to serve as a member of the One Stop Capital Shop Board of the City of Atlanta. This re-appointment is for a term of one (1) year and does not require Council confirmation, and thus, is scheduled to begin on April 29, 2002.
FILED WITHOUT OBJECTION
- 02-C-0748 (13) A Communication by **Mayor Shirley Franklin** re-appointing Mr. Noble Benefield to serve as a member of the One Stop Capital Shop Board of the City of Atlanta. This re-appointment is for a term of one (1) year and does not require Council confirmation, and thus, is scheduled to begin on April 29, 2002.
FILED WITHOUT OBJECTION
- 02-C-0749 (14) A Communication by **Felicia Strong-Whitaker**, Director, Bureau of Purchasing and Real Estate submitting the monthly contract status report for March 2002 to the Atlanta City Council and Clerk of Council in accordance with Section 2-1142 of the Code of Ordinances for the City of Atlanta.
FILED WITHOUT OBJECTION
- 02-C-0750 (15) A Communication by Municipal Clerk **Rhonda Dauphin Johnson** submitting the Administrative Corrections to previously adopted legislation during the time period occurrence between the regular Council meeting dates of April 01, 2002 and May 06, 2002 to the Atlanta City Council in accordance with Section 2-275 of the Code of Ordinances of the City of Atlanta.
FILED WITHOUT OBJECTION
- 02-C-0751 (16) A Communication by **Felicia Strong-Whitaker**, Director, Bureau of Purchasing and Real Estate submitting the monthly contract status report for February 2002 to the Atlanta City Council and Clerk of Council in accordance with Section 2-1142 of the Code of Ordinances for the City of Atlanta.
FILED WITHOUT OBJECTION
- 02-C-0799 (17) A Communication by **Council President Cathy Woolard** submitting her nomination to appoint Mr. Alexander F. Levy to the City's Tree Conservation Commission.
REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE AND COMMITTEE ON COUNCIL WITHOUT OBJECTION

Council President Cathy Woolard Presided

COMMUNICATIONS (CONT'D)

02-C-0832 (18) A Communication by **Councilmembers Natalyn M. Archibong, Anne Fauver, Howard Shook, Clair Muller and Mary Norwood** appointing Mr. Henry Bryant to the Board of Zoning Adjustment for a term of three (3) years, scheduled to begin on the date of Council confirmation.

REFERRED TO ZONING COMMITTEE AND COMMITTEE ON COUNCIL WITHOUT OBJECTION

02-C-0865 (19) A Communication by **Mayor Shirley Franklin** submitting a draft copy of the 2003 Comprehensive Development Plan.

FILED WITHOUT OBJECTION

VETOED LEGISLATION

Council President Cathy Woolard Presided

VETOED LEGISLATION

NONE

UNFINISHED BUSINESS

Council President Cathy Woolard Presided

UNFINISHED BUSINESS

02-R-0499 (1) A **Substitute** Resolution by **Finance/Executive Committee** as Amended by Full Council authorizing the Mayor to enter into an appropriate contractual agreement with Gartner Consulting for FC-7400-02, Process Review and Redesign for Technology Management Process, (RFP) on behalf of the Office of the Mayor in an amount not to exceed \$436,000.00. All contracted work shall be charged to and paid from Fund Account and Center Numbers: 3P02 524001 D11T0608QNAO.

The above item was Tabled on Substitute as Amended Without Objection at the Special Called Meeting held on April 10, 2002. During this meeting, Councilmember Moore made a Motion to remove 02-R-0499 from the Table. It was properly Seconded and CARRIED by a roll call vote of 14 yeas; 0 nays. The item was then deferred until the standing committee report of Finance/Executive. During the Finance/Executive Committee report, Councilmember Moore made a Motion to Adopt on Substitute as Amended. It was properly Seconded and the Motion CARRIED by a roll call vote of 14 yeas; 0 nays.

ADOPTED SUBSTITUTE AS AMENDED BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS

**CONSENT AGENDA
SECTION I**

Council President Cathy Woolard Presided

CONSENT AGENDA

There was no separate discussion of the following items with the exception of items 02-O-0584, 02-R-0701, 02-O-0594, 02-O-0675 and 02-O-0668 which were 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: **14 Yeas:** *Councilmembers Smith, Starnes, Young, Archibong, Fauver, Shook, Muller, Moore, Martin, Maddox, Boazman, Mitchell, Norwood and Willis*; **0 Nays**, with the exception of item 02-R-0507 in which Councilmember Young noted his abstention on the said item due to a potential conflict of interest. Therefore, a separate vote was taken on 02-R-0507 by a roll call vote of **13 Yeas:** *Councilmembers Smith, Starnes, Archibong, Fauver, Shook, Muller, Moore, Martin, Maddox, Boazman, Mitchell, Norwood and Willis*; **0 Nays;** **1 Abstention:** Councilmember Young.

SECTION I

ORDINANCES FOR SECOND READING

CITY UTILITIES COMMITTEE

CLAIR MULLER, CHAIR

02-O-0666 (1) An Ordinance by **Councilmembers Debi Starnes and Howard Shook as Amended by City Utilities Committee** amending the 2002 (Water and Wastewater Bond Construction Fund) Budget in the amount of \$8,000,000.00 for construction of the Indian Creek Sewer Improvements as required by the First Amended Consent Decree; and for other purposes.
ADOPTED AS AMENDED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS

02-O-0678 (2) An Ordinance by **Councilmember Clair Muller** amending the 2002 (Water and Sewerage Revenue Fund) Budget in the amount of \$2,809,133.37 to fund the Water and Sewage portion of Landfill Disposal Contract; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS

02-O-0681 (3) An Ordinance by **Councilmember Clair Muller** authorizing the Mayor or her designee to impose a moratorium on street name changes for six months; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS

Council President Cathy Woolard Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

ORDINANCES FOR SECOND READING (CONT'D)

CITY UTILITIES COMMITTEE (CONT'D)

CLAIR MULLER, CHAIR

- 02-O-0684 (4) An Ordinance by **Councilmember Clair Muller as Amended by City Utilities Committee** amending the 2002 (Water and Sewage Renewal and Extension Fund) Budget in the amount of \$300,000.00 to fund equipment needs at the North Area Water Treatment Plant; and for other purposes.
ADOPTED AS AMENDED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS

COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE

CLETA WINSLOW, CHAIR

- 02-O-0487 (5) An Ordinance by **Community Development/Human Resources Committee** authorizing the Mayor to enter into a Renewal Agreement with the Piedmont Park Conservancy, Inc., for a ten (10) year period, for the purpose of allowing the Piedmont Park Conservancy, Inc., to continue to operate and manage the Piedmont Park Visitor's Center on behalf of the Department of Parks, Recreation and Cultural Affairs; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS

- 02-O-0491 (6) An Ordinance by **Community Development/Human Resources Committee** amending the 2002 (Intergovernmental Grant Fund) Budget by adding to anticipations and appropriations an amount of \$251,243.00 which is the one year budget authority amount authorized by the U.S. Department of Housing and Urban Development (HUD) for the City of Atlanta Section 8 Moderate Rehabilitation Program; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS

- 02-O-0686 (7) An Ordinance by **Councilmembers Cleta Winslow, Cesar C. Mitchell and Derrick Boazman** to amend Ordinance 01-O-2017 to extend interim development controls on permits for new construction, exterior rehabilitation and modifications to the exterior of existing structures in the Mechanicsville Neighborhood; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS

Council President Cathy Woolard Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

ORDINANCES FOR SECOND READING (CONT'D)

COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE (CONT'D)
CLETA WINSLOW, CHAIR

02-O-0687 (8) An Ordinance by **Councilmembers Cleta Winslow and Derrick Boazman as Amended by Community Development/Human Resources Committee** to change the effective date of creation for that portion of the Castleberry Hill Mixed-Use Residential/Commercial Enterprise Zone known as the Castleberry Inn/Legacy at Castleberry Hill (Phase II), from January 1, 1996 to January 1, 2003; and for other purposes.
ADOPTED AS AMENDED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS

02-O-0688 (9) An Ordinance by **Councilmembers Cleta Winslow and Derrick Boazman as Amended by Community Development/Human Resources Committee** to change the name of One West End One Housing Enterprise Zone to the Cornerstone Terrace Housing Enterprise Zone and to change the effective date of creation for the One West One Housing Enterprise Zone (henceforth known as Cornerstone Terrace Housing Enterprise Zone) from January 1, 1996 to January 1, 2003; and for other purposes.
ADOPTED AS AMENDED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS

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

02-O-0086 (10) An Ordinance by **Councilmember Clair Muller** to replace Division 7, entitled "Animal Drawn Vehicles", of Sections 162-146 through 162-161, of Chapter 162 of the City of Atlanta's Code of Ordinances, with new language, so as to strengthen regulations in this trade; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS

02-O-0672 (11) An Ordinance by **Councilmember Ceasar C. Mitchell** authorizing the City Attorney to settle the case of Glen Falls Insurance Company v. the City of Atlanta and Charles David Smith, Civil Action No. 01-VS-017385, in the State Court of Fulton County, Georgia; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS

Council President Cathy Woolard Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

ORDINANCES FOR SECOND READING (CONT'D)

PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE (CONT'D)
CEASAR C. MITCHELL, CHAIR

02-O-0675 (12) An Ordinance by **Councilmember Ceasar C. Mitchell as Amended 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 application to certify that the property owner of the proposed licensed premises has been notified of Section 10-109(h); and for other purposes.

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

SEE PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE REPORT

TRANSPORTATION COMMITTEE
H. LAMAR WILLIS, CHAIR

02 O-0689 (13) An Ordinance by **Councilmember Debi Starnes** amending Part 13, Chapter 2, Section 150 of the Code of Ordinances of the City of Atlanta, to add Seminole Avenue between Cleburne Avenue and the northern dead-end of Seminole, as part of the Residential Permit Program in a section of Inman Park.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS

FINANCE/EXECUTIVE COMMITTEE
FELICIA A. MOORE, CHAIR

02-O-0563 (14) An Ordinance by **Councilmember Clair Muller** amending the 2002 (Water and Sewerage Renewal and Extension Fund) Budget in the amount of \$11,700,000.00 by anticipating and appropriating the proceeds of a loan from the Georgia Environmental Facilities Authority to construct the Tenth Ward Sanitary Sewer; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS

Council President Cathy Woolard Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

ORDINANCES FOR SECOND READING (CONT'D)

FINANCE/EXECUTIVE COMMITTEE (CONT'D)

FELICIA A. MOORE, CHAIR

02-O-0584 (15) An Ordinance by **Public Safety and Legal Administration Committee** to amend Article "V" Classification Plan, Section 114-477, of the Code of Ordinances, City of Atlanta, Georgia, so as to abolish, create, reclassify, create new classes, adjust salary grades and to approve above entry hiring of certain positions; and for other purposes.

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

SEE FINANCE/EXECUTIVE COMMITTEE REPORT

02-O-0594 (16) An Ordinance by **Councilmember Howard Shook as Substituted by Finance/Executive Committee** to transfer the amount of \$7,500.00 from District Seven (7) Council Member Expense Account to the insurance account for the Garden Hills Park Swimming Pool for the express purpose of defraying the additional insurance expenses; and for other purposes.

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

SEE FINANCE/EXECUTIVE COMMITTEE REPORT

02-O-0668 (17) An Ordinance by **Councilmembers C. T. Martin and Cleta Winslow as Substituted by Finance/Executive Committee** to amend Article "V" Classification Plan, Section 114-477, of the Code of Ordinances, City of Atlanta, Georgia, so as to create, reclassify, create new class of certain positions; and for other purposes.

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

SEE FINANCE/EXECUTIVE COMMITTEE REPORT

Council President Cathy Woolard Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

ORDINANCES FOR SECOND READING (CONT'D)

FINANCE/EXECUTIVE COMMITTEE (CONT'D)

FELICIA A. MOORE, CHAIR

02-O-0673 (18) An Ordinance by **Councilmembers Ceasar C. Mitchell and H. Lamar Willis** amending the 2002 (Trust Fund) Budget by adding to anticipations and appropriations in the amount of \$60,000.00 from a grant from the Accounting Firm of PriceWaterhouseCoopers to assist the City of Atlanta's Fire Department with the program expenses of the Neighborhood Emergency Response Team; to authorize the Mayor to sign all necessary grant agreements; and for other purposes.

**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS**

02-O-0674 (19) An Ordinance by **Councilmember Ceasar C. Mitchell as Substituted by Finance/Executive Committee** amending the 2002 (Intergovernmental Grant Fund) Budget, Office of the City Solicitor, by adding to anticipations and appropriations in the amount of \$600,000.00 for a Grant Funded Community Gun Violence Prosecution Program intended to enhance prosecution of gun related crimes in the City of Atlanta; and for other purposes.

**ADOPTED SUBSTITUTE ON CONSENT BY A ROLL CALL VOTE
OF 14 YEAS; 0 NAYS**

RESOLUTIONS

CITY UTILITIES COMMITTEE

CLAIR MULLER, CHAIR

02-R-0512 (1) A **Substitute** Resolution by **City Utilities Committee** authorizing the Mayor to enter into an appropriate contractual agreement with Modern Continental South, Inc., for FC-7402-02 Indian Creek Drainage Basin, Segments 3 & 4 in an amount not to exceed \$13,387,000.00. All contracted work shall be charged to and paid from Fund, Account and Center Number: 2J27 574001 M24I02609999.

**ADOPTED SUBSTITUTE ON CONSENT BY A ROLL CALL VOTE
OF 14 YEAS; 0 NAYS**

Council President Cathy Woolard Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

RESOLUTIONS (CONT'D)

CITY UTILITIES COMMITTEE (CONT'D)

CLAIR MULLER, CHAIR

- 02-R-0680 (2) A Resolution by **Councilmember Clair Muller** authorizing the creation of a Task Force for the purpose of reviewing the City's Street Name Change Policy and developing recommendations to address perceived problems; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS

COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE

CLETA WINSLOW, CHAIR

- 02-R-0598 (3) A Resolution by **Community Development/Human Resources Committee** authorizing the Mayor to enter into Housing Assistance Payment Contract Amendments with Inpen Corporation and Del-Har, Inc. to implement the Section 8 Moderate Rehabilitation Program sponsored by the U. S. Department of Housing and Urban Development (HUD); and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS

- 02-R-0697 (4) A Resolution by **Community Development/Human Resources Committee** authorizing the Purchasing Agent to execute a purchase order with Park Pride Atlanta, Inc. for playground improvements at Underwood Hills Neighborhood in an amount not to exceed \$107,000.00 and for Perkerson Park Neighborhood in an amount not to exceed \$100,000.00. All contracted work shall be charged to and paid from Fund, Account and Center Numbers:

1B02 529002 N12D1123K3FO	\$10,000.00
1C22 574001 N12D11B69999	\$72,000.00
1C22 574001 N12D14B69999	\$125,000.00

ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS

Council President Cathy Woolard Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

RESOLUTIONS (CONT'D)

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

02-R-0600 (5) A Resolution by **Public Safety and Legal Administration Committee** authorizing the Mayor or her designee to enter into an appropriate contractual agreement with Sierra Construction Company, Inc. for FC-7335-01, Municipal Court Renovations and Courtroom Additions on behalf of the Atlanta Municipal Court in an amount not to exceed \$760,638.00. All contracted work shall be charged to and paid from Fund, Account and Center Number: 1C28 573001 G41C04019993.

ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS

02-R-0658 (6) A Resolution by **Public Safety and Legal Administration Committee** authorizing the settlement of the claim of Nikki McGee in the amount of \$3,328.28 against the City of Atlanta.

ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS

02-R-0701 (7) A Resolution by **Public Safety and Legal Administration Committee** authorizing the Mayor to enter into a Lease Agreement with Puritan Mill, LLC., for the rental of 9,700 square feet of office space located at Puritan Mill 916 Lowery Boulevard, Atlanta, Georgia, for the Police Office of Professional Standards, from June 1, 2002, until May 31, 2003, in an amount not to exceed \$134,248.00 a year, to be charged and paid from Account Number: 1A01 525001 X42005.

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

SEE PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE REPORT

02-R-0702 (8) A Resolution by **Public Safety and Legal Administration Committee** authorizing the Mayor to apply and accept funding in the amount of \$300,000.00 from the Department of Justice, Bureau of Justice Assistance, Executive Office of Weed and Seed for the continuation of the Weed and Seed Program.

ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS

Council President Cathy Woolard Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

RESOLUTIONS (CONT'D)

TRANSPORTATION COMMITTEE

H. LAMAR WILLIS, CHAIR

02-R-0480 (9) A Resolution by **Transportation Committee** authorizing the Mayor or her designee to execute an Extension Agreement and First Amendment to Contract FC-6219-95, Lease Agreement with Smarte Carte, Inc. for Baggage Services Concession in the Central Passenger Terminal Complex and Concourses at Hartsfield Atlanta International Airport, which shall exercise the City's option for a five (5) year extension on the term of the contract and which shall amend the minimum annual guarantee periodic adjustment formula.

**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS**

02-R-0507 (10) A Resolution by **Transportation Committee** authorizing the Aviation General Manager to issue Work Authorization No. 01-002, Engineering & Advisory Services, to Aviation Consulting Engineers (ACE) under Contract FC-5548-93 for Engineering Services to the Department of Aviation during the second year of the five-year contract extension, for a cost to the City not to exceed \$20,000,000.00, to be charged to and paid from Fund, Account and Center Number: 2H21 524001 R21E10209999.

Councilmember Young noted for the record his abstention to the above item due to a potential conflict of interest.

**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS;
0 NAYS; 1 ABSTENTION**

Council President Cathy Woolard Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

RESOLUTIONS (CONT'D)

FINANCE/EXECUTIVE COMMITTEE

FELICIA A. MOORE, CHAIR

02-R-0501 (11) A **Substitute** Resolution by **Finance/Executive Committee** authorizing the Mayor to enter into Change Order No. 1 for FC-7223-00, Cascade Road Drainage Improvement Project with Kemi Construction Company, Inc., in an amount not to exceed \$428,140.00. All contracted work shall be charged to and paid from the following Fund, Account and Center Numbers:

1C37 574001 M24I012892BB	\$151,855.24
1C39 574001 M24I012892BB	\$276,284.76

ADOPTED SUBSTITUTE ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS

02-R-0604 (12) A **Substitute** Resolution by **Finance/Executive Committee** authorizing the Chief Financial Officer to establish a Trust Account Fund Project Center for the Department of Parks, Recreation and Cultural Affairs Art Center Programs, so as to allow the Bureau of Cultural Affairs to accept receipts from Art Class Fees; fees for the sale of art work; contributions and donations, so as to insure that all receipts will now be deposited into one Trust Fund Account Number and that all expenses will be paid out from this one designated Trust Center Account Number identified as 3P02 N411S0622 QNAO; and for other purposes.

ADOPTED SUBSTITUTE ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS

02-R-0704 (13) A Resolution by **Finance/Executive Committee** authorizing the City of Atlanta to enter into a Statewide Mutual Aid and Assistance Agreement formulated by the Georgia Emergency Management Agency.

ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS

Council President Cathy Woolard Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

RESOLUTIONS (CONT'D)

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

Claims with Favorable Recommendations:

02-R-0607 (1) Claim of **Gary Mizell**, for damages alleged to have been sustained as a result of an automobile accident at West Lake Avenue, SW and Ralph David Abernathy Boulevard, SW.

\$2,000.00

ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS

02-R-0608 (2) Claim of **Chris Huddleston**, for damages alleged to have been sustained as a result of a vehicular accident on January 6, 2002 at 3670 Martin Luther King, Jr. Drive, SW.

\$813.19

ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS

02-R-0609 (3) Claim of **David Ingram**, for damages alleged to have been sustained as a result of an automobile accident at West Lake Avenue, SW and Ralph David Abernathy Boulevard, SW.

\$1,223.00

ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS

02-R-0610 (4) Claim of **Edward Sesay and Tameka Wynn**, for damages alleged to have been sustained as a result of a vehicular accident on January 18, 2002 at the Memorial Drive and Boulevard Drive Intersection.

\$1,085.00

ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS

02-R-0611 (5) Claim of **The A. G. Rhodes Home, Inc.**, for damages alleged to have been sustained from an automobile accident on December 21, 2001 at 650 Ponce de Leon Avenue, NE.

\$1,650.51

ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS

Council President Cathy Woolard Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

RESOLUTIONS/CLAIMS (CONT'D)

PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE (CONT'D)
CEASAR C. MITCHELL, CHAIR

Claims with Favorable Recommendations: (Cont'd)

- 02-R-0612 (6) Claim of **State Farm Insurance Companies as subrogee of Robert Nerem**, for damages alleged to have been sustained as a result of an a vehicular accident on August 24, 2001 at Fifth Street, NE and Peachtree Street, NE. **\$2,000.00**
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS
- 02-R-0613 (7) Claim of **Jaclyn Knecht**, for damaged alleged to have been sustained as a result of a vehicular accident on February 11, 2002 at the Johnson Road and East Rock Spring Road Intersection. **\$1,691.69**
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS
- 02-R-0614 (8) Claim of **Ryan Redmond, through his attorney, David B. Groff**, for damages alleged to have been sustained as a result of a vehicular accident on November 19, 2001 at Moreland Avenue and Catherine Street. **\$2,000.00**
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS
- 02-R-0615 (9) Claim of **Lance Stern**, for damages alleged to have been sustained due to an unraised manhole in the roadway on September 24, 2001 at 3491 Roxboro Road, NE. **\$710.74**
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS
- 02-R-0616 (10) Claim of **Charles Fleming**, for damages alleged to have been sustained as a result of a vehicular accident on January 29, 2002 at Allen Avenue and Elbert Street. **\$763.64**
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS
- 02-R-0617 (11) Claim of **Angela Covington**, for damages alleged to have been sustained as a result of a vehicular accident on December 24, 2001 at Pollard Boulevard and Ralph D. Abernathy Boulevard, SW. **\$1,574.96**
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS

Council President Cathy Woolard Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

RESOLUTIONS/CLAIMS (CONT'D)

PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE (CONT'D)
CEASAR C. MITCHELL, CHAIR

Claims with Favorable Recommendations: (Cont'd)

02-R-0618 (12) Claim of **Georgia Power Company**, for damages alleged to have been sustained as a result of a City vehicle striking claimant's guy wire on December 3, 1999 at 721 Reed Street.

\$862.79

ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS

02-R-0619 (13) Claims of **Charles J. Cusumano**, for damages alleged to have been sustained as a result of a vehicular accident on January 9, 2002 at Interstate 75/85 at University Avenue.

\$968.91

ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS

02-R-0620 (14) Claim of **Marie Hambrick, through her attorney, Glenda S. Cook**, for damages alleged to have been sustained as a result of personal injuries and property damage during the execution of a search warrant by police on November 1, 2001 at 393 Amal Drive.

\$1,143.00

ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS

02-R-0621 (15) Claim of **State Farm Insurance Companies as subrogee of Douglas Simpson**, for damages alleged to have been sustained as a result of driving over an unsecured metal plate on December 13, 2001 at 4011 Roswell Road.

\$1,823.96

ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS

02-R-0622 (16) Claim of **Progressive Insurance Companies as subrogee of Stephanie Carnes**, for damages alleged to have been sustained as a result of a vehicular accident on December 20, 2001 at 1810 Howell Mill Road, NW.

\$2,000.00

ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS

Council President Cathy Woolard Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

RESOLUTIONS/CLAIMS (CONT'D)

PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE (CONT'D)
CEASAR C. MITCHELL, CHAIR

Claims with Favorable Recommendations: (Cont'd)

02-R-0623 (17) Claim of **Wamuiru Miata Wilson**, for damages alleged to have been sustained as a result of an automobile accident at West Lake Avenue, SW and Ralph David Abernathy Boulevard, SW.
\$922.47

ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS

02-R-0624 (18) Claim of **Willie James Mizell**, for damages alleged to have been sustained as a result of an automobile accident at West Lake Avenue, SW and Ralph David Abernathy Boulevard, SW.

\$2,000.00

ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS

02-R-0700 (19) Claim of **Alma Calhoun, through her attorney, Edward R. Mashek**, for damages alleged to have been sustained as a result of a vehicular accident on March 3, 2001 at 777 Briarcliff Road, NE.

\$2,000.00

ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS

Claims with Unfavorable Recommendations:

02-R-0625 (20) Claim of **Robert Crayton, through his attorney, Daniel S. Zevin**, for damages alleged to have been sustained as a result of personal injuries due to a bicycle accident on June 9, 2000 at 2473 Bankhead Highway.

ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS

02-R-0626 (21) Claim of **Ronald E. Taylor**, for damages alleged to have been sustained as a result of personal injuries due to a beam from an arbor falling on him on February 12, 2002 at Central Park.

ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS

Council President Cathy Woolard Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

RESOLUTIONS/CLAIMS (CONT'D)

PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE (CONT'D)
CEASAR C. MITCHELL, CHAIR

Claims with Unfavorable Recommendations: (Cont'd)

- 02-R-0627 (22) Claim of **Mary Scotland, through her attorney, Robert A. Elsner**, for damages alleged to have been sustained as a result of personal injuries due to a fall on the sidewalk at 55 Marietta Street on February 15, 2001.
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS**
- 02-R-0628 (23) Claim of **Karen A. Froment**, for damages alleged to have been sustained as a result of vehicular damage due to a construction cut in the roadway on December 10, 2001 at 4011 Roswell Road.
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS**
- 02-R-0629 (24) Claim of **Ron and Vivien Patrie, through their attorney, David H. Pope**, for damages alleged to have been sustained as a result of a sewer overflow on April 2, 2000 at 1357 Paces Forest Drive.
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS**
- 02-R-0630 (25) Claim of **Willie Robinson, through his attorney, Darrell L. Burrow**, for damages alleged to have been sustained as a result of a vehicular accident on January 25, 2002 at Interstate 285 and Interstate 20.
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS**
- 02-R-0631 (26) Claim of **Mehnoosh Tehrani**, for damages alleged to have been sustained as a result of vehicular damage due to a pothole in the roadway on January 22, 2002 at North Druid Hills Road at Buford Highway.
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS**
- 02-R-0632 (27) Claim of **Barbara Jones**, for damages alleged to have been sustained as a result of vehicular damage due to a pothole in the roadway on January 25, 2002 at North Druid Hills Road at Buford Highway.
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS**

Council President Cathy Woolard Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

RESOLUTIONS/CLAIMS (CONT'D)

PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE (CONT'D)
CEASAR C. MITCHELL, CHAIR

Claims with Unfavorable Recommendations: (Cont'd)

- 02-R-0633 (28) Claim of **Scott B. Sammons**, for damages alleged to have been sustained as a result of vehicular damage due to street construction on September 8, 2001 at 743 Virginia Avenue, NE.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS
- 02-R-0634 (29) Claim of **Ron and Vivien Patrie, through their attorney, David H. Pope**, for damages alleged to have been sustained as a result of a series of sewer overflows on September 21-22, 2000 and March 12, 2001 at 1357 Paces Forest Drive.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS
- 02-R-0635 (30) Claim of **Derek Anderson**, for the release of money alleged to have been found by the claimant on November 2, 2001 at 787 Charles Allen Drive.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS
- 02-R-0636 (31) Claim of **Kelvin Smith**, for damages alleged to have been sustained as a result of City workers removing a trash container on January 24, 2002 at 2705 Head Road.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS
- 02-R-0637 (32) Claim of **Shonretia Andrews Byrd**, for damages alleged to have been sustained as a result of driving over a pothole on February 9, 2002 at the 1200 Block of Jonesboro Road and McDonough Boulevard, SE.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS
- 02-R-0638 (33) Claim of **Magnus Magwood**, for damages alleged to have been sustained as a result of driving over a pothole in the road on February 9, 2002 at 1391 Moreland Avenue, SE.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS

Council President Cathy Woolard Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

RESOLUTIONS/CLAIMS (CONT'D)

PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE (CONT'D)
CEASAR C. MITCHELL, CHAIR

Claims with Unfavorable Recommendations: (Cont'd)

- 02-R-0639 (34) Claim of **Bobby Askew**, for damages alleged to have been sustained as a result of driving over an open construction in the roadway on January 25, 2002 at Peters Street.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS
- 02-R-0640 (35) Claim of **Nancy L. Moore**, for damages alleged to have been sustained as a result of driving over a pothole on January 28, 2002 at James Jackson Parkway.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS
- 02-R-0641 (36) Claim of **John Templeton**, for damages alleged to have been sustained as a result of driving over an unsecured construction plate in the road on October 29, 2001 at West Paces Ferry Road and Paces Ferry Place, NW.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS
- 02-R-0642 (37) Claim of **Jennifer Cauchon**, for damages alleged to have been sustained as a result of driving over an unsecured construction plate in the road on November 3, 2001 at West Paces Ferry Road and Paces Ferry Place, NW.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS
- 02-R-0643 (38) Claim of **Mel Owens**, for damages alleged to have been sustained as a result of the City selling his personal property on December 15, 2001 at 640 North Avenue.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS
- 02-R-0644 (39) Claim of **Donald T. Hudson**, for damages alleged to have been sustained as a result of driving over a large pothole in the road on October 6, 2001 at 3651 Piedmont Road, NE at the Roswell Road intersection.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS

Council President Cathy Woolard Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

RESOLUTIONS/CLAIMS (CONT'D)

PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE (CONT'D)
CEASAR C. MITCHELL, CHAIR

Claims with Unfavorable Recommendations: (Cont'd)

- 02-R-0645 (40) Claim of **Colin Furlong**, for damages alleged to have been sustained as a result of driving over an unsecured construction plate in the road on November 4, 2001 at West Paces Ferry Road and Paces Ferry Place, NW.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS
- 02-R-0646 (41) Claim of **Brian Bishop**, for damages alleged to have been sustained as a result of City workers dropping a log onto his fence while cutting down a tree on October 9, 2001 at 225 Elizabeth Street, NE.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS
- 02-R-0647 (42) Claim of **Samuel Byrd**, for damages alleged to have been sustained as a result of losing his property while resisting arrest on October 23, 2000 at 1155 La Vista Road.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS
- 02-R-0648 (43) Claim of **State Farm Insurance Companies as subrogee of Eugene Miller**, for damages alleged to have been sustained due to a construction site that was left open and in an unsafe condition on January 17, 2002 on the wall of Interstate 75/85.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS
- 02-R-0649 (44) Claim of **John B. Rigg, III**, for damages alleged to have been sustained due to a construction site in the road that was left open and in an unsafe condition on September 22, 2000 at 790 Ponce de Leon Avenue, NE.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS
- 02-R-0650 (45) Claim of **Hyacinth Bourne**, for damages alleged to have been sustained as a result of bodily injuries due to an open manhole on December 4, 2001 at 2550 Northeast Expressway.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS

Council President Cathy Woolard Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

RESOLUTIONS/CLAIMS (CONT'D)

PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE (CONT'D)
CEASAR C. MITCHELL, CHAIR

Claims with Unfavorable Recommendations: (Cont'd)

- 02-R-0651 (46) Claim of **Richard M. Sarson**, for damages alleged to have been sustained as a result of a pothole in the road on January 23, 2002 at Lenox Park Boulevard.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS
- 02-R-0652 (47) Claim of **Dennis Jensen**, for damages alleged to have been sustained as a result of driving over an unsecured construction plate in the road on November 3, 2001 at West Paces Ferry Road and Paces Ferry Place, NW.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS
- 02-R-0653 (48) Claim of **Clifford Neil Lee**, for damages alleged to have been sustained as a result of a vehicle struck a cable that was hanging from an interstate sign on January 15, 2002 at Central Park Avenue.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS
- 02-R-0654 (49) Claim of **Temako Oates**, for damages alleged to have been sustained as a result of a pot hole in the road on January 23, 2002 at Lenox Park Boulevard.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS
- 02-R-0655 (50) Claim of **David Penfield**, for damages alleged to have been sustained as a result of a vehicular accident on November 24, 2001 at North Avenue and Peachtree Street.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS
- 02-R-0656 (51) Claim of **Derek Thomas**, for damages alleged to have been sustained as a result of the improper holding of his property by police property from March 27, 1999 until August 31, 2001 at 675 Ponce de Leon Avenue.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS

Council President Cathy Woolard Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

RESOLUTIONS/CLAIMS (CONT'D)

PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE (CONT'D)
CEASAR C. MITCHELL, CHAIR

Claims with Unfavorable Recommendations: (Cont'd)

02-R-0657 (52) Claim of **Byram L. Williams, through his attorney, Michael A. Cole**, for damages alleged to have been sustained as a result of an unlawful arrest on May 14, 1999 and auction on vehicle on July 27, 1999.
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 14 YEAS;
0 NAYS**

**CONSENT AGENDA
SECTION II**

Council President Cathy Woolard Presided

CONSENT AGENDA

SECTION II

ORDINANCES FOR FIRST READING

CITY UTILITIES COMMITTEE

CLAIR MULLER, CHAIR

02-O-0602 (1) An Ordinance by **City Utilities Committee** enacting street and sidewalk design standards for Traditional Neighborhood Developments; and for other purposes.
REFERRED TO CITY UTILITIES COMMITTEE WITHOUT OBJECTION

02-O-0603 (2) An Ordinance by **City Utilities Committee** requesting that the Georgia Department of Transportation remove that segment of the Glenwood Wylie Connector (from Interstate 20 south to Glenwood Avenue) from its designation as a state route, accepting the road segment as a city street; and for other purposes.
REFERRED TO CITY UTILITIES COMMITTEE WITHOUT OBJECTION

PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE

CEASAR C. MITCHELL, CHAIR

02-O-0694 (3) An Ordinance by **Public Safety and Legal Administration Committee** authorizing settlement of the claims of Stephen Joy in the Case of Stephen G. Joy vs. K. L. West, Case Number 1:00-CV-0925-JTC in the United States District Court, Northern District of Georgia, Atlanta Division, Appeal Docket No. 02-103990 in the United States Court of Appeals for the Eleventh Circuit; to cause payment to be made in the amount of \$11,000.00; and for other purposes.
REFERRED TO PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE WITHOUT OBJECTION

TRANSPORTATION COMMITTEE

H. LAMAR WILLIS, CHAIR

02 O-0601 (4) An Ordinance by **Transportation Committee** to amend the 2002 (Airport Revenue Fund) Budget by transferring to and from appropriations the amount of \$912,000.00 for the purposes of providing adequate funding for the Gate Guard Security Services Contract FC-7348-01 at Hartsfield Atlanta International Airport; and for other purposes.
REFERRED TO TRANSPORTATION COMMITTEE WITHOUT OBJECTION

Council President Cathy Woolard Presided

CONSENT AGENDA (CONT'D)

SECTION II (CONT'D)

ORDINANCES FOR FIRST READING (CONT'D)

TRANSPORTATION COMMITTEE (CONT'D)

H. LAMAR WILLIS, CHAIR

- 02-O-0703 (5) An Ordinance by **Transportation Committee** amending the 2002 (Airport Revenue Fund) Budget by anticipating and appropriating \$4,518,720.00 to be received from the United States Department of Transportation as a result of a Law Enforcement Personnel Agreement with the Transportation Security Administration and the City of Atlanta's Hartsfield Atlanta International Airport.
REFERRED TO FINANCE/EXECUTIVE COMMITTEE WITHOUT OBJECTION

FINANCE/EXECUTIVE COMMITTEE

FELICIA A. MOORE, CHAIR

- 02-O-0605 (6) An Ordinance by **Finance/Executive Committee** authorizing the Chief Financial Officer, to refund \$245,289.83 to Countrywide Tax Services Corporation, for overpayment of 2001 Sanitary Service Charges for 29 parcels located at 511 Summit North Drive, Piedmont Heights Condominium.
REFERRED TO FINANCE/EXECUTIVE COMMITTEE WITHOUT OBJECTION
- 02-O-0606 (7) An Ordinance by **Finance/Executive Committee** to amend Section 8-2071, Building Code; Section 8-2101, Electrical Code; Section 8-2102, Elevator Code; Section 8-2141, plumbing Code; Section 8-2161, Heating Ventilation and Air Conditioning Code; Section 8-2221, Gas Code; Section 14-2007 and Section 19-14,001, Alcohol Code Section; 16-28A.014, Zoning Ordinance of the Atlanta City Code of Ordinances to increase fees; and for other purposes. (Public Hearing to be scheduled by Finance/Executive Committee)
REFERRED TO FINANCE/EXECUTIVE COMMITTEE, ZONING REVIEW BOARD AND ZONING COMMITTEE WITHOUT OBJECTION

Council President Cathy Woolard Presided

CONSENT AGENDA (CONT'D)

SECTION II (CONT'D)

ORDINANCES FOR FIRST READING (CONT'D)

FINANCE/EXECUTIVE COMMITTEE (CONT'D)

FELICIA A. MOORE, CHAIR

02-O-0699 (8) An Ordinance by **Finance/Executive Committee** increasing the 2002 (Intergovernmental Grant Fund) Budget, Department of Planning, Development, and Neighborhood Conservation, by anticipating and appropriating \$2,409,720.00, from the State of Georgia Department of Natural Resources to fund the City of Atlanta's participation in the Georgia Greenspace Program; and for other purposes.

REFERRED TO FINANCE/EXECUTIVE COMMITTEE WITHOUT OBJECTION

COMMITTEE REPORTS

Council President Cathy Woolard Presided

COMMITTEE REPORTS

COMMITTEE ON COUNCIL (1)
ANNE FAUVER, CHAIR

Attendance at the May 06, 2002 meeting of the Committee on Council was as follows:

Present: Councilmembers Fauver (Chair), Maddox, Archibong, Mitchell, Muller and Norwood

Absent: Councilmember Boazman

COMMUNICATIONS

The following items (02-C-0659 and 02-C-0661) were taken as a collective vote.

- 02-C-0659 (1) A Communication by **Mayor Shirley Franklin** reappointing Ms. Marcia Bansley, to serve on the Tree Conservation Commission. This reappointment is for a term of two years, scheduled to begin on the date of Council confirmation. **(Forward with no recommendation by Community Development/Human Resources Committee 4/9/02)**
CONFIRMED BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS
- 02-C-0661 (2) A Communication by **Mayor Shirley Franklin** appointing Mr. Tom Kowalski, to the Tree Conservation Commission. This appointment is for a term of two years, scheduled to begin on the date of Council confirmation. **(Favorable by Community Development/Human Resources Committee 4/9/02)**
CONFIRMED BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS
- 02-C-0662 (3) A Communication by **Mayor Shirley Franklin** appointing Arnold Silverman, to the Piedmont Park Conservancy Board. This 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 4/9/02)**
CONFIRMED BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS
- 02-C-0663 (4) A Communication by **Mayor Shirley Franklin** appointing Ernest Greer, to the One Stop Shop Capitol Shop Board. This 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 4/9/02; Forward with no recommendation by Finance/Executive Committee, 4/10/02)**
CONFIRMED BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS

Council President Cathy Woolard Presided

COMMITTEE REPORTS (CONT'D)

COMMITTEE ON COUNCIL (2)
ANNE FAUVER, CHAIR

ORDINANCE FOR FIRST READING

02-O-0734 (1) An Ordinance by **Committee on Council** to amend the 2001 City of Atlanta Precinct ad Polling Places in Precincts 12S and 7G; and for other purposes.

REFERRED TO COMMITTEE ON COUNCIL WITHOUT OBJECTION

Council President Cathy Woolard Presided

COMMITTEE REPORTS (CONT'D)

CITY UTILITIES COMMITTEE (1)
CLAIR MULLER, CHAIR

Attendance at the April 09, 2002 meeting of the City Utilities Committee was as follows:

Present: Councilmembers Muller (Chair), Shook, Mitchell, Smith and Maddox

Absent: Councilmembers Winslow and Willis

ORDINANCE FOR SECOND READING

02-O-0679 (1) An Ordinance by **Councilmember Clair Muller** to amend Ordinance No. 94-O-0445 so as to provide that any contract between the City of Atlanta and the City of Atlanta Solid Waste Management Authority be for any purpose for which the authority is authorized to undertake pursuant to O.C.G.A. §12-8-56, to repeal conflicting ordinances; and for other purposes.
REFERRED TO FINANCE/EXECUTIVE COMMITTEE BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS

Council President Cathy Woolard Presided

COMMITTEE REPORTS (CONT'D)

COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE (1)
MARY NORWOOD, VICE-CHAIR

Attendance at the April 09, 2002 meeting of the Community Development/Human Resources Committee was as follows:

Present: Councilmembers Winslow (Chair), Boazman, Moore, Young, Norwood and Starnes

Absent: Councilmember Archibong

ORDINANCES FOR SECOND READING

02-O-0599 (1) An Ordinance by **Community Development/Human Resources Committee** amending the Atlanta Outdoor Festivals Ordinance of 2000 so as to provide that the Commissioner of the Department of Parks, Recreation and Cultural Affairs shall perform the functions presently delegated to the Chief of Staff; and for other purposes.

The above item was forwarded from committee with a Favorable recommendation; however, Councilmember Starnes made a Substitute Motion to Refer the ordinance back to the Community Development/Human Resources Committee. It was properly Seconded and the Motion CARRIED by a roll call vote of 14 yeas; 0 nays.

REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS

The following items (02-O-0489 and 02-O-0490) were taken as a collective vote.

02-O-0489 (2) An Ordinance by **Community Development/Human Resources Committee** authorizing the Mayor to direct the Department of Planning, Development and Neighborhood Conservation (Bureau of Neighborhood Conservation) to clean the premises and close the various structures, pursuant to Article III of the Atlanta Housing Code and a hearing conducted by the In Rem Review Board on February 28, 2002.

491 Monument Avenue, SE

05

ADOPTED BY A ROLL CALL VOTE OF 14YEAS; 0 NAYS

Council President Cathy Woolard Presided

COMMITTEE REPORTS (CONT'D)

COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE (2)
MARY NORWOOD, VICE-CHAIR

ORDINANCES FOR SECOND READING (CONT'D)

02-O-0490 (3) An Ordinance by **Community Development/Human Resources Committee** authorizing the Mayor to direct the Department of Planning, Development and Neighborhood Conservation (Bureau of Neighborhood Conservation) to demolish the premises and clean the various structures, pursuant to Article III of the Atlanta Housing Code and a hearing conducted by the In Rem Review Board on February 28, 2002.

3035 Clarendale Drive, NW	08
610 Kennedy Street, NW	03
996 Mayson Turner Road, NW	03
135 Polar Rock Road, SW	12

ADOPTED BY A ROLL CALL VOTE OF 14YEAS; 0 NAYS

RESOLUTION

02-R-0698 (1) A Resolution by **Community Development/Human Resources Committee** authorizing the Purchasing Agent to execute a purchase order with Garden Hills Pool and Park Association for improvements at the bathhouse and pool to meet Fulton County Health requirements in an amount not to exceed \$135,000.00. All contracted work shall be charged to and paid from Fund, Account and Center Number; 1C22 573001 N12D03B69999

The committee forwarded the above item with a Favorable recommendation. A discussion ensued in which Councilmember Boazman made a Motion to hold the resolution in the Breast of Council. The Motion was CARRIED Without Objection. Later during the meeting, Councilmember Norwood made a Motion to Adopt. It was properly Seconded and a discussion ensued during which Councilmember Fauver Called the Question. The Motion of the Question was CARRIED by Voice Vote. Subsequently, the Motion to Adopt CARRIED by a roll call vote of 12 yeas; 0 nays.

ADOPTED BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS

Council President Cathy Woolard Presided

COMMITTEE REPORTS (CONT'D)

PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE (1)
CEASAR C. MITCHELL, CHAIR

Attendance at the April 09, 2002 meeting of the Public Safety and Legal Administration Committee was as follows:

Present: Councilmembers Mitchell (Chair), Martin, Young, Smith, Winslow and Shook

Absent: Councilmember Archibong

ITEMS REMOVED FROM CONSENT AGENDA

02-O-0675 (1) An Ordinance by **Councilmember Ceasar C. Mitchell as Amended 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 application to certify that the property owner of the proposed licensed premises has been notified of Section 10-109(h); and for other purposes.

The above item was removed from the Consent Agenda by request of Councilmember Moore. An extensive discussion ensued in which Councilmember Boazman made a Substitute Motion to Refer the ordinance back to the Public Safety and Legal Administration Committee. It was properly Seconded and the Motion CARRIED by a roll call vote of 12 yeas; 1 nay.

REFERRED AS AMENDED TO PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE BY A ROLL CALL VOTE OF 12 YEAS; 1 NAY

Council President Cathy Woolard Presided

COMMITTEE REPORTS (CONT'D)

PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE (2)
CEASAR C. MITCHELL, CHAIR

ITEMS REMOVED FROM CONSENT AGENDA (CONT'D)

02-R-0701 (2) A Resolution by **Public Safety and Legal Administration Committee** authorizing the Mayor to enter into a Lease Agreement with Puritan Mill, LLC., for the rental of 9,700 square feet of office space located at Puritan Mill 916 Lowery Boulevard, Atlanta, Georgia, for the Police Office of Professional Standards, from June 1, 2002, until May 31, 2003, in an amount not to exceed \$134,248.00 a year, to be charged and paid from Account Number: 1A01 525001 X42005.

The above item was removed from the Consent Agenda by request of Councilmember Starnes. An extensive discussion ensued during which Councilmember Martin Called the Question. The Motion of the Question was CARRIED by Voice Vote. Subsequently, the Motion to Adopt CARRIED by a roll call vote of 10 yeas; 0 nays.

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

Council President Cathy Woolard Presided

COMMITTEE REPORTS (CONT'D)

TRANSPORTATION COMMITTEE (1)

H. LAMAR WILLIS, CHAIR

Attendance at the April 10, 2002 meeting of the Transportation Committee was as follows:

Present: Councilmembers Willis (Chair), Moore, Martin, Shook, Smith and Boazman

Absent: Councilmember Fauver

The Standing Committee of Transportation did not have any legislation to report.

Council President Cathy Woolard Presided

COMMITTEE REPORTS (CONT'D)

ZONING COMMITTEE (1)
DEBI STARNES, CHAIR

Attendance at the April 10, 2002 meeting of the Zoning Committee was as follows:

Present: Councilmembers Starnes (Chair), Young, Shook, Norwood, Smith and Willis

Absent: Councilmember Archibong

ORDINANCE FOR SECOND READING

02-O-0592 (1) An Ordinance by **Zoning Committee** to amend Ordinance U-80-34 adopted by the City Council November 3, 1980 and approved by the Mayor November 11, 1980, granting a Special Use Permit for Accessory Parking for Industrial Use property located at **Gault Street and Casanova Street, SE**, for the purpose of approving a transfer of ownership and a Revised Site Plan.

NPU-Y

Council District 1

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

ORDINANCE FOR FIRST READING

02-O-0696 (1) An Ordinance by **Zoning Committee** to amend Ordinance Z-01-53/Z-84-96, as amended, as adopted by City Council December 3, 1984 and approved by the Mayor on December 5, 1984 rezoning from the O-I (Office-Institutional), O-I-C (Office-Institutional-Conditional) and R-3 (Single Family Residential) Districts to the PD-OC (Planned Development-Office Commercial) District, property located at **3495-3525-3565 Piedmont Road, NE**, for the purpose of deleting conditions on the site plan, as amended by the Council on November 5, 2001 and approved by City Charter Section 2-403 on November 14, 2001 and replacing said conditions with new conditions contained in this ordinance.

Owner: Piedmont Ivy Associates, LLC
Applicant: Same
By: Carl E. Westmoreland, Jr., Esq.
NPU-B COUNCIL DISTRICT 7

REFERRED TO ZONING REVIEW BOARD AND ZONING COMMITTEE WITHOUT OBJECTION

Council President Cathy Woolard Presided

COMMITTEE REPORTS (CONT'D)

FINANCE/EXECUTIVE COMMITTEE (1)
FELICIA A. MOORE, CHAIR

Attendance at the April 10, 2002 meeting of the Finance/Executive Committee was as follows:

Present: Councilmembers Moore (Chair), Martin, Norwood, Muller and Maddox

Absent: Councilmembers Starnes and Fauver

REPORT

02-TR-0705 (1) Transfer of Appropriations from One Line Item to another Line Item to various funds as approved under Section 6-304(b) of the Charter of the City of Atlanta.

FILED WITHOUT OBJECTION

ORDINANCES FOR SECOND READING

02-O-0083 (1) An Ordinance by **Councilmember Clair Muller as Substituted #2 by Finance/Executive Committee** 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.

The above item was forwarded from committee with No Recommendation. Councilmember Moore, as prerogative as Chair, made a Motion to Refer 02-O-0083 back to the Finance/Executive Committee. It was properly Seconded and the Motion CARRIED by a roll call vote of 14 yeas; 0 nays. Following, a brief discussion ensued in which Councilmember Muller made a Motion to Reconsider. It was properly Seconded and the vote CARRIED by a roll call of 10 yeas; 4 nays. Therefore, the legislation was before the Council. Councilmember Muller then made a Motion to Table. It was properly Seconded and the Motion CARRIED by a roll call vote of 9 yeas; 5 nays.

TABLED SUBSTITUTE BY A ROLL CALL VOTE OF 9 YEAS; 5 NAYS

Council President Cathy Woolard Presided

COMMITTEE REPORTS (CONT'D)

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

ORDINANCES FOR SECOND READING (CONT'D)

02-O-0665 (2) An Ordinance by **Councilmember Debi Starnes** authorizing the Mayor to anticipate and appropriate \$13,000.00 from the State of Georgia, Department of Transportation in order to reimburse Central Atlanta Progress, Inc., for advancing the State's portion of funding the Techwood Drive Extension Study/Peters Street Bridge Replacement Alternatives Study; and for other purposes.

The above item was forwarded from committee with No Recommendation. Chairperson Moore sounded the caption to 02-O-0665 and offered a Substitute. Without Objection the Substitute was before the Council. Councilmember Moore then made a Motion to Adopt on Substitute. It was properly Seconded and the Motion CARRIED by a roll call vote of 14 yeas; 0 nays.

ADOPTED SUBSTITUTE BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS

02-O-0690 (3) An Ordinance by **Councilmember Felicia A. Moore** authorizing among other things, the issuance and sale of tax anticipation notes in the aggregate principal amount of \$_____.

The above item was forwarded from committee with No Recommendation. Chairperson Moore sounded the caption to 02-O-0690 and offered a Substitute. It was brought forth Without Objection. After which, Chief Financial Officer Rick Anderson briefed the Council of the legislation. Following, the Motion to Adopt on Substitute CARRIED by a roll call vote of 14 yeas; 0 nays.

ADOPTED SUBSTITUTE BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS

Council President Cathy Woolard Presided

COMMITTEE REPORTS (CONT'D)

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

ITEMS REMOVED FROM CONSENT AGENDA

02-O-0594 (1) An Ordinance by **Councilmember Howard Shook as Substituted by Finance/Executive Committee** to transfer the amount of \$7,500.00 from District Seven (7) Council Member Expense Account to the insurance account for the Garden Hills Park Swimming Pool for the express purpose of defraying the additional insurance expenses; and for other purposes.

The above item was removed from the Consent Agenda by request of Councilmember Shook. Councilmember Shook made a Motion to File. It was Seconded by Councilmember Moore and the Motion CARRIED by a roll call vote of 14 yeas; 0 nays.

FILED SUBSTITUTE BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS

02-O-0584 (2) An Ordinance by **Public Safety and Legal Administration Committee** to amend Article "V" Classification Plan, Section 114-477, of the Code of Ordinances, City of Atlanta, Georgia, so as to abolish, create, reclassify, create new classes, adjust salary grades and to approve above entry hiring of certain positions; and for other purposes.

The above item was removed from the Consent Agenda by request of Councilmember Starnes. Councilmember Starnes offered an Amendment to the legislation that reorganizes the Executive Office. A discussion ensued in which Councilmember Boazman made a Motion to Refer the item back to the Finance/Executive Committee. Council then deferred the item to later during the meeting. Later during the meeting, Councilmember Starnes discovered that she removed 02-O-0584 in error and made a Motion to Adopt. Without Objection, the Motion CARRIED by a roll call vote of 14 yeas; 0 nays.

ADOPTED BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS

Council President Cathy Woolard Presided

COMMITTEE REPORTS (CONT'D)

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

ITEMS REMOVED FROM CONSENT AGENDA (CONT'D)

02-O-0668 (3) An Ordinance by **Councilmembers C. T. Martin and Cleta Winslow as Substituted by Finance/Executive Committee** to amend Article "V" Classification Plan, Section 114-477, of the Code of Ordinances, City of Atlanta, Georgia, so as to create, reclassify, create new class of certain positions; and for other purposes.

The above item was removed from the Consent Agenda by request of Councilmember Starnes. Discovering she removed Ordinance 02-O-0584 in error, and needed to remove the ordinance above, Councilmember Starnes made a Motion to Reconsider the Consent Agenda in order to remove 02-O-0668. It was properly Seconded and the Motion to Reconsider CARRIED by a roll call vote of 13 yeas; 1 nay. The Consent Agenda was before the Council and Councilmember Starnes removed 02-O-0668 from the Consent Agenda. The Consent Agenda was then CARRIED by a roll call vote. Councilmember Starnes then offered an Amendment to 02-O-0668 that included personnel changes and reorganization in the Executive Office. A discussion ensued during which Councilmember Boazman Called the Question. The Motion of the Question was CARRIED by Voice Vote. Subsequently, the Starnes Amendment CARRIED by a roll call vote of 9 yeas; 3 nays. Following, the Motion to Adopt on Substitute as Amended CARRIED by a roll call vote of 9 yeas; 3 nays.

ADOPTED SUBSTITUTE AS AMENDED BY A ROLL CALL VOTE OF 9 YEAS; 3 NAYS

PERSONAL PAPERS

Council President Cathy Woolard Presided

PERSONAL PAPERS

RESOLUTIONS/ADOPTED

02-R-0842 (1) A Resolution by **Councilmembers H. Lamar Willis, Mary Norwood, Ceasar Mitchell, Jim Maddox, C. T. Martin, Carla Smith, Debi Starnes, Anne Fauver and Natalyn Archibong** supporting the nine project applications submitted by the City's Department of Planning in the sum of \$51,327,500 for federal funds directed toward improvements on the US Highway System.

Councilmember Willis made a Motion to adopt the above item. Without Objection, the Motion CARRIED by a roll call vote of 13 yeas; 0 nays.

ADOPTED BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS

02-R-0866 (2) A Resolution by **Councilmember Howard Shook** authorizing the Mayor to enter into an agreement to reimburse the Georgia Department of Transportation (GADOT) for the relocation of Water and Sewer Utilities for the Roxboro Road Widening Project in an amount not to exceed Two Million Dollars and No Cents (\$2,000,000.00). All contracted work shall be paid from Fund, Account and Center Number 2J26 573001 M22F012992BA; and for other purposes.

Councilmember Shook made a Motion to Adopt the above item. It was properly Seconded and the Motion CARRIED by a roll call vote of 12 yeas; 0 nays.

ADOPTED BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS

ORDINANCES/REFERRED

02-0-0814 (1) An Ordinance by **Councilmember Debi M. Starnes** granting a
U-02-13 Special Use Permit for a Park-For-Hire Facility (Section 16-11.005 (l) (k)), property located at **181 Ralph David Abernathy Boulevard, S.W.**, fronting 141.61 feet on the West side of Central Avenue beginning at the Northwest corner of Ralph David Abernathy Boulevard. Property also fronts 100.07 feet on the East side of Pryor Street. Depth: varies; Area: 33,843 square feet; Land Lot 75, 14th District, Fulton County, Georgia. Owner: Saint Stephen Missionary Baptist Church; Applicant: Tarlee W. Brown; NPU-V Council District 4.

REFERRED TO ZONING REVIEW BOARD AND ZONING COMMITTEE WITHOUT OBJECTION

Council President Cathy Woolard Presided

PERSONAL PAPERS (CONT'D)

ORDINANCES/REFERRED (CONT'D)

02-O-0815 (2)
U-02-11 An Ordinance by **Councilmember Debi M. Starnes** granting a Special Use Permit for a Private School (Sections 16-05.005 (1) (1) and 16-08.005 (1) (k)), property located at **3160 and part of 3254 Northside Drive, N.W.**, fronting 737.07 feet on the Southwesterly side of Northside Parkway and 65.89 feet on the Southwesterly side of Northside Parkway (non-contiguous frontage) beginning approximately 900 feet Northwesterly from the Southwest corner of Moores Mill Road. Property also fronts 125 feet on the North side of Howell Mill Road. Depth: varies; Area: 11.15 acres; Land Lot 182, 17th District, Fulton County, Georgia. Owner: Atlanta Speech School; Applicant: same; NPU-C Council District 8.
REFERRED TO ZONING REVIEW BOARD AND ZONING COMMITTEE WITHOUT OBJECTION

02-O-0816 (3)
U-02-12 An Ordinance by **Councilmember Debi M. Starnes** granting a Special Use Permit for a Private School (Section 16-05.005 (1) (1), property located at **3254 Northside Parkway, N.W.**, fronting approximately 712.74 feet on the Southwesterly side of Northside Parkway beginning approximately 1,200 Southeasterly from the Southeast corner of Howell Mill Road. Depth: varies; Area: 6.10 acres; Land Lot 182, 17th District, Fulton County, Georgia. Owner: Trinity School; Applicant: Atlanta Girls School and Atlanta Speech School; NPU-C Council District 8.
REFERRED TO ZONING REVIEW BOARD AND ZONING COMMITTEE WITHOUT OBJECTION

02-O-0817 (4)
U-02-10/U-99-33 An Ordinance by **Councilmember Debi M. Starnes** to amend Ordinance U-99-33, adopted by City Council March 6, 2000 and approved by operation of law March 15, 2000, granting a Special Use Permit for a Day Care Center, property located at **3900 Bakers Ferry Road, S.W.**, for the purpose of approving a change of conditions. Owner: Malaja D. Philips d/b/a Kiddi Kademy Early Learning Center; Applicant: Malaja D. Philips; NPU-H Council District 10.
REFERRED TO ZONING REVIEW BOARD AND ZONING COMMITTEE WITHOUT OBJECTION

Council President Cathy Woolard Presided

PERSONAL PAPERS (CONT'D)

ORDINANCES/REFERRED (CONT'D)

02-O-0818 (5)
U-02-09 An Ordinance by **Councilmember Debi Starnes** granting a Special Use Permit for a Community Service Facility (Section 16-06.005 (1) (k)), property located at **2750 Alston Drive, S.E./264 East Lake Drive, S.E.**, fronting 115 feet on the North side of Alston Drive beginning at the Northwest corner of East Lake Drive. Depth: 167.90 feet; Area: approximately 19,309 square feet; Land Lot 181, 15th District, DeKalb County, Georgia. Owner: East Lake Investments, Inc.; Applicant: East Lake Community Foundation, Inc.; By: David C. Kirk, Esq.; NPU-O Council District 5.
REFERRED TO ZONING REVIEW BOARD AND ZONING COMMITTEE WITHOUT OBJECTION

02-O-0819 (6)
U-02-08 An Ordinance by **Councilmember Debi M. Starnes** granting a Special Use Permit for a Community Service Facility (Section 16-06.005 (1) (k)), property located at **2606 Alston Drive, S.E.**, fronting 104.40 feet on the North side of Alston Drive beginning at the Northeast corner of Green Avenue. Depth: 213.10 feet; Area: approximately 22,247 square feet; Land Lot 181, 15th District, DeKalb County, Georgia. Owner: East Lake Investments, Inc.; Applicant: East Lake Community Foundation, Inc.; By: David C. Kirk, Esq.; NPU-O Council District 5.
REFERRED TO ZONING REVIEW BOARD AND ZONING COMMITTEE WITHOUT OBJECTION

02-O-0820 (7)
Z-02-31 An Ordinance by **Councilmember Debi Starnes** to amend the 1982 Zoning Ordinance of the City of Atlanta, as Amended, by deleting in its entirety Section 16-20L.008 and enacting a new Section 16-20L.008; and for other purposes.
REFERRED TO ZONING REVIEW BOARD AND ZONING COMMITTEE WITHOUT OBJECTION

02-O-0821 (8)
Z-02-27 An Ordinance by **Councilmember Debi Starnes** to rezone from the C-4-C (Central Area Commercial Residential-Conditional) District to the PD-H (Planned Development-Housing) District, property located on the **South side of 16th Street, N.W.** between Atlantic Drive, N .W. and Fowler Street, N.W. (forming part of the Atlantic Station Site) fronting approximately 1183.2 feet (excluding intersecting Rights-Of-Way) on the South side of 16th Street beginning at the Southeast corner of Atlantic Drive. Depth: varies; Area: 4.446 acres; Land Lot 108, 17th District, Fulton County, Georgia. Owner: Atlantic Station, LLC; Applicant same; By: Carl E. Westmoreland, Jr., Esq. and Nancy J. Walsh, Attorneys; NPU-E Council District 2.
REFERRED TO ZONING REVIEW BOARD AND ZONING COMMITTEE WITHOUT OBJECTION

Council President Cathy Woolard Presided

PERSONAL PAPERS (CONT'D)

ORDINANCES/REFERRED (CONT'D)

02-O-0822 (9)
Z-02-26 An Ordinance by **Councilmember Debi Starnes** to rezone from the R-5 (Two-Family Residential) District to the RG-3 (Residential General-Sector 3) District, property located at **80 Jackson Street, S.E./71 Lucy Street, S.E. (AKA 76 Jackson Street, S.E./77 Lucy Street, S.E.)** fronting 99.77 feet on the Easterly side of Jackson Street beginning at the Southeast corner of Lucy Street. Property also fronts 97.42 feet on the West side of Lucy Street. Depth: 121.75 feet; Area: 0.262 acre; Land Lot 45, 14th District, Fulton County, Georgia. Owner: Gregory B. Evans; Applicant: William L. Stephenson; NPU-M Council District 5.
REFERRED TO ZONING REVIEW BOARD AND ZONING COMMITTEE WITHOUT OBJECTION

02-O-0823 (10)
Z-02-25/Z-00-68 An Ordinance by **Councilmember Debi Starnes** to amend Ordinance Z-00-68, adopted by City Council January 2, 2001 and approved by operation of law January 10, 2001, rezoning from the I-1 (Light Industrial) District and the I-2 (Heavy Industrial) District to the PD-MU (Planned Development-Mixed Use) District, property located at the **Northeast corner of Glenwood Avenue and the Glenwood-Wylie Connector, S.E.** for the purpose of approving a site plan amendment and a change of conditions. Owner: Green Street Properties, LLC; Applicant: same; By: Katharine W. Kelley; NPU-W Council District 5.
REFERRED TO ZONING REVIEW BOARD AND ZONING COMMITTEE WITHOUT OBJECTION

02-O-0824 (11)
Z-02-24 An Ordinance by **Councilmember Debi Starnes** to rezone from the R-4A (Single-Family Residential) District, R-5 (Two-Family Residential) District and I-2 (Heavy Industrial) District, to the PD-H (Planned Development-Housing) District, property located at **2101 Spink Street, N.W.**, fronting approximately 1011.18 feet on the Northwesterly side of Spink Street beginning at the West Line of Land Lot 245. Property also fronts approximately 306.2 feet on the Southerly side of Brantley Street. Depth: varies; Area: approximately 8.13 acres; Land Lot 245, 17th District, Fulton County, Georgia. Owner: Brantley Street, LLC; Applicant: same; By: Carl E. Westmoreland, Jr., Esq., Attorney; NPU-D Council District 9.
REFERRED TO ZONING REVIEW BOARD AND ZONING COMMITTEE WITHOUT OBJECTION

Council President Cathy Woolard Presided

PERSONAL PAPERS (CONT'D)

ORDINANCES/REFERRED (CONT'D)

- 02-O-0825 (12)
Z-02-23
- An Ordinance by **Councilmember Debi Starnes** to rezone from the I-1 (Light Industrial) District to the C-1 (Community Business) District, property located at **1030 (AKA 380-390) Grant Circle, S.E.** fronting 264.18 feet on the Northerly side of Grant Circle beginning 385 feet East from the Northeast corner of Grant Street. Depth: varies; Area: 1.53863 acres; Land Lot 42, 14th District, Fulton County, Georgia. Owner: Peachtree Fidelity, LLC; Applicant: R. Wayne Lamar; NPU-W Council District 1.
REFERRED TO ZONING REVIEW BOARD AND ZONING COMMITTEE WITHOUT OBJECTION
- 02-O-0826 (13)
Z-02-22
- An Ordinance by **Councilmember Debi Starnes** to rezone from the R-4 (Single-Family Residential) District to the PD-H (Planned Development-Housing) District, property located at the **rear of 647 Darlington Circle, N.E.** Property has no frontage on a public street, but fronts 117.9 feet on the Easterly side of Darlington Commons Court (A Private Street). Depth: varies; Area: 0.207 acre; Land Lot 47, 17th District, Fulton County, Georgia. Owner: Lisa Read; Applicant: Brock Built, LLC; NPU-B Council District 7.
REFERRED TO ZONING REVIEW BOARD AND ZONING COMMITTEE WITHOUT OBJECTION
- 02-O-0827 (14)
Z-02-21
- An Ordinance by **Councilmember Debi Starnes** to rezone from the R-4A (Single-Family Residential) District to the R-4B (Single-Family Residential) District, property located at **2498 (AKA 2484) Forrest Avenue, N.W.** fronting 79.71 feet on the Westerly side of Forrest Place beginning at the Southwest corner of Forrest Avenue. Depth: 196.40 feet; Area: 11,424 square feet; Land Lot 253, 17th District, Fulton County, Georgia; Owner: Mark Mather; Applicant: same; NPU-D Council District 9.
REFERRED TO ZONING REVIEW BOARD AND ZONING COMMITTEE WITHOUT OBJECTION
- 02-O-0828 (15)
Z-02-20
- An Ordinance by **Councilmember Debi Starnes** to rezone from the I-1 (Light Industrial) District to the C-1 (Community Business) District, property located at **1111-1119 Memorial Drive, S.E.**, fronting 149.95 feet on the Southeasterly side of Memorial Drive beginning at the Southwest corner of Howell Drive. Depth: varies; Area: 2.22 acres; Land Lots 12 and 13, 14th District, Fulton County, Georgia. Owner: Patricia Elmore; Applicant: Ornstein Investments, LLC and Preston and Associates; By: Matt Ornstein; NPU-N Council District 5.
REFERRED TO ZONING REVIEW BOARD AND ZONING COMMITTEE WITHOUT OBJECTION

Council President Cathy Woolard Presided

PERSONAL PAPERS (CONT'D)

ORDINANCES/REFERRED (CONT'D)

02-O-0829 (16) An Ordinance by **Councilmember Debi Starnes** to amend
Z-02-15/Z-81-41 Ordinance Z-81-41, as Amended, adopted by City Council
December 7, 1981 and approved by operation of law December 15,
1981 rezoning from the R-6 (Residential) District to the A-1-C
(Apartment-Conditional) NOW RG-3-C (Residential General-Sector
3-Conditional) District, property located at 1126-1128-1130-1136-
1146-1156-1166 Ponce De Leon Avenue, .N.E., for the purpose of
approving a revised site plan for a portion of said property,
specifically 1136-1146 Ponce De Leon Avenue, N.E.; Owner: Glen
Chouinard; Applicant: David Green; NPU-F Council District 6.
**REFERRED TO ZONING REVIEW BOARD AND ZONING
COMMITTEE WITHOUT OBJECTION**

02-O-0830 (17) An Ordinance by **Councilmember Felicia A. Moore** amending the
2002 General Fund Budget and the 2002 Trust Fund Budget by
transferring appropriations from the Department of Parks,
Recreation ad Cultural Affairs to the Executive Offices to correct
appropriations contained in the Budget Ordinance adopted on
February 25th so as to return the Office of Community Affairs, with
the exception of the Neighborhood Centers and Youth Services, to
the Executive Offices; and for other purposes.
**REFERRED TO FINANCE/EXECUTIVE COMMITTEE WITHOUT
OBJECTION**

02-O-0831 (18) An Ordinance by **Councilmember C. T. Martin** to amend Section
30-1428 (e) of the Code of Ordinances of the City of Atlanta so as
to change the renewal procedure for disabled veterans; and for
other purposes.
**REFERRED TO PUBLIC SAFETY AND LEGAL
ADMINISTRATION COMMITTEE WITHOUT OBJECTION**

02-O-0833 (19) An Ordinance by **Councilmember C. T. Martin** authorizing the
Mayor or her designee to install a four-way stop sign at the
intersection of Harlan Road, SW and Fielding Lane, SW; and for
other purposes.
**REFERRED TO PUBLIC SAFETY AND LEGAL
ADMINISTRATION COMMITTEE WITHOUT OBJECTION**

02-O-0834 (20) An Ordinance by **Councilmembers Mary Norwood, C. T. Martin,
Clair Muller and Howard Shook** amending the 2002 Water and
Wastewater Bond Construction Fund Budget in the amount of
\$26,680,000.00 for the construction of the North Area Treatment
Plant; and for other purposes.
**REFERRED TO CITY UTILITIES COMMITTEE WITHOUT
OBJECTION**

Council President Cathy Woolard Presided

PERSONAL PAPERS (CONT'D)

ORDINANCES/REFERRED (CONT'D)

- 02-O-0835 (21) An Ordinance by **Councilmembers Clair Muller, Mary Norwood, Howard Shook and C. T. Martin** amending the 2002 Water and Wastewater Bond Construction Fund Budget in the amount of \$30,000.000.00 for the construction of the Nancy Creek Tunnel and Pump Station Sanitary Sewer Improvements as required by the first amended consent decree; and for other purposes.
REFERRED TO CITY UTILITIES COMMITTEE WITHOUT OBJECTION
- 02-O-0836 (22) An Ordinance by **Councilmember Natalyn Mosby Archibong** authorizing the Mayor or her designee to establish a moratorium on the issuance of Type III Certificate of appropriateness applications from the Atlanta Urban Design Commission on new buildings in all areas of the Cabbagetown Landmark District; and for other purposes.
REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE WITHOUT OBJECTION
- 02-O-0837 (23) An Ordinance by **Councilmember Clair Muller** to amend the City of Atlanta Code of Ordinances, Section 110-60 to require that all City Parks close 30 minutes following sunset and open 30 minutes following sunrise; and for other purposes.
REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE WITHOUT OBJECTION
- 02-O-0838 (24) An Ordinance by **Councilmember Clair Muller** to waive the provisions of City Code Section 15-07.005 (g), regarding a one-year waiting period on variance applications, as they apply to the subdivision located at 4161 Lake Forrest Drive, NW; and for other purposes.
REFERRED TO ZONING COMMITTEE WITHOUT OBJECTION
- 02-O-0839 (25) An Ordinance by **Councilmember Clair Muller** to provide for “No Parking Anytime” signs along both sides of 6th Street, from Peachtree Street to West Peachtree Street, bordering the Post Biltmore; and for other purposes.
REFERRED TO TRANSPORTATION COMMITTEE WITHOUT OBJECTION
- 02-O-0840 (26) An Ordinance by **Councilmember Clair Muller** amending Section 2-813 (b) and Section 2-814 (b) of Chapter 2 of the City Code of Ordinances entitled “Standards of Conduct.”
REFERRED TO COMMITTEE ON COUNCIL WITHOUT OBJECTION

Council President Cathy Woolard Presided

PERSONAL PAPERS (CONT'D)

ORDINANCES/REFERRED (CONT'D)

- 02-O-0841 (27) An Ordinance by **Councilmember Clair Muller** an Ordinance and Charter Amendment adopted under and by virtue of the authority of the Municipal Home Rule Act of 1965 (Ga. Laws 1965, p. 298, et. seq.) as amended, to amend Section 1-102 (entitled powers) of the Charter of the City of Atlanta, Georgia (Ga. Laws 1996, p. 4469, et. seq.), approved April 15, 1996, as amended, so as to change the City's authority to accept gifts to the City on the donor's terms and conditions to the City's authority to accept gifts to the City on the City's terms and conditions, to repeal conflicting ordinances and Charter provisions; and for other purposes.
REFERRED TO COMMITTEE ON COUNCIL WITHOUT OBJECTION
- 02-O-0843 (28) An Ordinance by **Councilmember Debi Starnes** authorizing the Commissioner of Public Works, on behalf of the Mayor, to waive Paragraph Seven (7) of Section 138-60 of the Code of Ordinances of the City of Atlanta, for the issuance of a banner permit to America's Mart; and for other purposes.
REFERRED TO CITY UTILITIES COMMITTEE WITHOUT OBJECTION
- 02-O-0844 (29) An Ordinance by **Councilmember Debi Starnes** authorizing the Commissioner of Public Works, on behalf of the Mayor, to waive Paragraph 4, Section 138-60 of the Code of Ordinances of the City of Atlanta, for the purpose of issuing a banner permit to the United Way of Metropolitan Atlanta; and for other purposes.
REFERRED TO CITY UTILITIES COMMITTEE WITHOUT OBJECTION
- 02-O-0845 (30) An Ordinance by **Councilmember Debi Starnes** authorizing the Commissioner of Public Works, on behalf of the Mayor, to waive Paragraphs Four (4) and Seven (7) of Section 138-60 of the Code of Ordinances of the City of Atlanta, for the issuance of a banner permit to the City of Atlanta/Downtown Improvement District's "Home Banner Program;" and for other purposes.
REFERRED TO CITY UTILITIES COMMITTEE WITHOUT OBJECTION
- 02-O-0846 (31) An Ordinance by **Councilmember Maddox** creating a Trust Fund for older Atlantans Month; and for other purposes.
REFERRED TO FINANCE/EXECUTIVE COMMITTEE WITHOUT OBJECTION

Council President Cathy Woolard Presided

PERSONAL PAPERS (CONT'D)

ORDINANCES/REFERRED (CONT'D)

02-O-0847 (32) An Ordinance by **Councilmembers Anne Fauver and Howard Shook** rescinding Ordinance 02-O-0246 adopted by the Atlanta City Council on February 22, 2002 and approved on March 6, 2002; amending Sec. 2-36, Division 1, Article II, Chapter 2 of the Code of Ordinances so as to provide for Council President's Expense Accounts; repealing conflicting ordinances; and for other purposes.

REFERRED TO COMMITTEE ON COUNCIL WITHOUT OBJECTION

02-O-0848 (33) An Ordinance by **Councilmembers Anne Fauver and Howard Shook** amending the Charter of the City of Atlanta adopted under and by virtue of the authority of the Municipal Home Rule Act of 1965 (Ga. Laws 1965, p. 298, et. seq.) as amended, to amend Section 2-308 (b), Chapter 3, Article 2, of the Charter of the City of Atlanta, Georgia, (Ga. Laws, 1996, p. 4469, et. seq.) approved April 15, 1996, as amended, so as to restructure the Personnel Operations in the Office of the President of the Atlanta City Council; to repeal conflicting ordinances; and for other purposes.

REFERRED TO COMMITTEE ON COUNCIL WITHOUT OBJECTION

02-O-0849 (34) An Ordinance by **Councilmember Howard Shook** to rezone from the RG-2 (Residential General – Sector 2) District to the R-3 (Single Family) District, property located at **3714, 3717 and 3727 Vermont Road, N.W.**, Tract 1 fronting approximately 100 feet on the Southwesterly side Vermont Road beginning approximately 300 feet from the Northwest corner of Peachtree Road and Vermont Road; Tract 2 fronting approximately 200 feet on the Northwesterly side of Vermont Road beginning approximately 300 feet from the Northeast corner of Peachtree Road and Vermont Road. Depth: varies; Area: Tract 1: .34 acres; Tract 2: .89 acres; Land Lot 10 of the 17th District, Fulton County, Georgia; By Councilmember Howard Shook; NPU-B Council District 7.

REFERRED TO ZONING REVIEW BOARD AND ZONING COMMITTEE WITHOUT OBJECTION

02-O-0850 (35)
CDP-02-13 An Ordinance by **Councilmember Howard Shook** to amend the land use element of the City of Atlanta 2002 Comprehensive Development Plan (CDP) so as to re-designate property that is located at the rear of 3694 Peachtree Road and a portion of 3700 Peachtree Road from the "High Density Residential" Land Use Designation to the "Single Family Residential" Land Use Designation; and for other purposes.

REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE WITHOUT OBJECTION

Council President Cathy Woolard Presided

PERSONAL PAPERS (CONT'D)

ORDINANCES/REFERRED (CONT'D)

- 02-O-0851 (36) An Ordinance by **Councilmembers Cleta Winslow and Mary Norwood** adopting the 2003 City of Atlanta Comprehensive Development Plan; and for other purposes.
REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE WITHOUT OBJECTION
- 02-O-0852 (37) An Ordinance by **Councilmembers Mary Norwood, Howard Shook, Clair Muller, H. Lamar Willis and C. T. Martin** authorizing the Mayor to enter into agreements with the Environmental Protection Division of the Department of Natural Resources of the State of Georgia (EPD) and Environmental Protection Agency (EPA), subject to approval by the court, to modify the first amended consent decree, Civil Action File No. 1:98-CV-1956-TWT; and for other purposes.
REFERRED TO CITY UTILITIES COMMITTEE WITHOUT OBJECTION
- 02-O-0853 (38) An Ordinance by **Councilmembers Carla Smith, Ceasar Mitchell, Clair Muller, Debi Starnes, Howard Shook, Ivory Lee Young, Jr., Natalyn Archibong, C. T. Martin, Anne Fauver and Mary Norwood** to amend Chapter 150, Article IV, Division 1 of the Atlanta City Code so as to add Section 150-99 prohibiting a person from stopping, standing or parking a vehicle on a sidewalk; and for other purposes.
REFERRED TO PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE WITHOUT OBJECTION
- 02-O-0854 (39) An Ordinance by **Councilmember Carla Smith** to amend Chapter 10, Article II, Section 10-92 (b) of the City of Atlanta Code of Ordinances to provide an exemption from the distance requirements from store to store for establishments licensed to sell malt beverages and/or wine by the package which are located within a certain area; and for other purposes.
REFERRED TO PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE WITHOUT OBJECTION
- 02-O-0855 (40) An Ordinance by **Councilmember Carla Smith** to amend Ordinance 96-O-1522 adopted by the City Council on November 4, 1996 and approved by the Mayor on November 12, 1996, rezoning from and to various designations, certain properties within the Peoplestown Neighborhood for the purpose of approving a change of conditions; NPU-V Council District 1.
REFERRED TO ZONING COMMITTEE WITHOUT OBJECTION

Council President Cathy Woolard Presided

PERSONAL PAPERS (CONT'D)

ORDINANCES/REFERRED (CONT'D)

02-O-0856 (41)
CDP-02-14 An Ordinance by **Councilmember Anne Fauver** to amend the Land Use Element of the City of Atlanta 2002 Comprehensive Development Plan (CDP) so as to re-designate property that is located **North of Maiden Lane between North Highland Avenue to the East and the Southern Railroad Corridor to the West**, currently zoned RG-2 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.

REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE WITHOUT OBJECTION

02-O-0857 (42) An Ordinance by **Councilmembers Anne Fauver, H. Lamar Willis, Natalyn Archibong, Ceasar Mitchell, Mary Norwood, Howard Shook, Carla Smith and Ivory Lee Young, Jr.** amending the Code of Ordinances Chapter 2, Article VII, Division 2 Standards of Conduct, to amend the last sentence of Section 2-804 (d) (6).

REFERRED TO COMMITTEE ON COUNCIL WITHOUT OBJECTION

02-O-0858 (43) An Ordinance by **Councilmembers Anne Fauver, Natalyn Archibong, Howard Shook, Carla Smith, Ivory Lee Young, Jr. and Debi Starnes** amending the Code of Ordinances Chapter 2, Article VII, Division 2 Standards of Conduct to amend Section 2-809 representing private interest before courts.

REFERRED TO COMMITTEE ON COUNCIL WITHOUT OBJECTION

02-O-0859 (44) An Ordinance by **Councilmembers Anne Fauver and Howard Shook** to add the Code of Ethics as part of the Oath of Office for members of Boards, Councils, Commissions and Authorities established by the Council; to repeal conflicting ordinances; and for other purposes.

REFERRED TO COMMITTEE ON COUNCIL WITHOUT OBJECTION

Council President Cathy Woolard Presided

PERSONAL PAPERS (CONT'D)

ORDINANCES/REFERRED (CONT'D)

02-O-0860 (45) An Ordinance by **Councilmember Anne Fauver** amending the Charter of the City of Atlanta adopted under and by virtue of the authority of the Municipal Home Rule Act of 1965 (Ga. Laws 1965, p. 298, et. seq.) as amended, to amend Section 3-401, Chapter 4, Article 3, of the Charter of the City of Atlanta, Georgia, (Ga. Laws, 1996, p. 4469, et. seq.) approved April 15, 1996, as amended, so as to delete Section 3-401 entitled "General," under Chapter 4 – Boards and Commissions, in its entirety and replace it with a new and expanded Section 3-401 – General; to repeal conflicting ordinances; and for other purposes.
REFERRED TO COMMITTEE ON COUNCIL WITHOUT OBJECTION

02-O-0861 (46) An Ordinance by **Councilmember Anne Fauver** amending the Code of Ordinances Chapter 2, Article VII, Division 2 Standards of Conduct to clarify certain inconsistencies and eliminate conflicting provisions; and for other purposes.
REFERRED TO COMMITTEE ON COUNCIL WITHOUT OBJECTION

02-O-0862 (47) An Ordinance by **Councilmembers Anne Fauver and Howard Shook** to add the Code of Ethics as part of the Oath of Office for all officials of the City of Atlanta; to repeal conflicting ordinances; and for other purposes.
REFERRED TO COMMITTEE ON COUNCIL WITHOUT OBJECTION

02-O-0863 (48) An Ordinance by **Councilmembers Anne Fauver and Howard Shook** amending the Charter of the City of Atlanta adopted under and by virtue of the authority of the Municipal Home Rule Act of 1965 (Ga. Laws 1965, p. 298, et. seq.) as amended, to amend Section 2-301, Chapter 3, Article 2, of the Charter of the City of Atlanta, Georgia, (Ga. Laws, 1996, p. 4469, et. seq.) approved April 15, 1996, as amended, so as to add the Code of Ethics as part of the Oath of Office for the Mayor, President of the Council, and Councilmembers; to repeal conflicting ordinances; and for other purposes.
REFERRED TO COMMITTEE ON COUNCIL WITHOUT OBJECTION

02-O-0864 (49) An Ordinance by **Councilmember Derrick Boazman** to create the Crescent Hills/Hammond Park Village Housing Enterprise Zone; and for other purposes.
REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE WITHOUT OBJECTION

Council President Cathy Woolard Presided

PERSONAL PAPERS (CONT'D)

ORDINANCES/REFERRED (CONT'D)

02-O-0867 (50) An Ordinance by **Councilmember Debi Starnes** to grant an encroachment easement to BellSouth Telecommunications, Inc. for encroachments into the right of way of Third Street; and for other purposes.

REFERRED TO CITY UTILITIES COMMITTEE WITHOUT OBJECTION

ADJOURNMENT

Council President Cathy Woolard Presided

ADJOURNMENT

There being no further business to discuss the May 06, 2002 meeting of the Atlanta City Council was adjourned at 4:54 p.m.

ADJOURNMENT ROLL CALL: Council President Cathy Woolard (1); Councilmembers Smith, Starnes, Young, Archibong, Fauver, Shook, Muller, Moore, Martin, Maddox, Boazman, Mitchell, Norwood and Willis (14).