

ATLANTA CITY COUNCIL

ACTION/MINUTES

NOVEMBER 18, 2002

The Atlanta City Council held its Regularly Scheduled Meeting on Monday, November 18, 2002. The Meeting convened at 1:07 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. **The Honorable Cleta Winslow, Council President Pro-Temp** presided a portion of the meeting.

Attendance:

The following (15) 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 Cleta Winslow	The Honorable Derrick Boazman
The Honorable Natalyn Mosby Archibong	The Honorable Ceasar C. Mitchell
The Honorable Anne Fauver	The Honorable Mary Norwood
The Honorable Charles Howard Shook	The Honorable H. Lamar Willis
The Honorable Clair Muller	

INVOCATION: **Councilmember Ivory Lee Young, Jr.** 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 **November 04, 2002** Regular Meeting and the **October 30, 2002** Special Called 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 **November 18, 2002** meeting was **ADOPTED** without objection.

COMMUNICATIONS

Council President Cathy Woolard Presided

COMMUNICATIONS

- 02-C-2086 (1) A Communication by **Mayor Shirley Franklin** appointing Aaron Watson 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 PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE AND COMMITTEE ON COUNCIL WITHOUT OBJECTION
- 02-C-2085 (2) A Communication by **Mayor Shirley Franklin** appointing Lyndon Wade to serve as a member of the License Review Board of the City of Atlanta. This appointment is for a term o two (2) years, scheduled to begin on the date of Council confirmation.
REFERRED TO PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE AND COMMITTEE ON COUNCIL WITHOUT OBJECTION
- 02-C-2084 (3) A Communication by **Mayor Shirley Franklin** appointing James Cheeks to serve as a member of the Atlanta Fulton County Recreation Authority of the City of Atlanta. This 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-2083 (4) A Communication by **Mayor Shirley Franklin** appointing Sharon Adams to serve as a member of the Atlanta Fulton County Recreation Authority of the City of Atlanta. This 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-2082 (5) A Communication by **Mayor Shirley Franklin** appointing Gloria Leonard to serve as a member of the MARTA Board of Directors of the City of Atlanta. This appointment is for a term of four (4) years, scheduled to begin on the date of Council confirmation.
REFERRED TO TRANSPORTATION COMMITTEE AND COMMITTEE ON COUNCIL WITHOUT OBJECTION

Council President Cathy Woolard Presided

COMMUNICATIONS (CONT'D)

02-C-2081 (6) A Communication by **Mayor Shirley Franklin** appointing J. Michael Walls to serve as a member of the MARTA Board of Directors of the City of Atlanta. This appointment is for a term of four (4) years, scheduled to begin on the date of Council confirmation.

REFERRED TO TRANSPORTATION COMMITTEE AND COMMITTEE ON COUNCIL WITHOUT OBJECTION

02-C-2080 (7) A Communication by **Mayor Shirley Franklin** appointing Mirtha Estrada to serve as a member of the Procurement Appeals Hearing Officer 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 FINANCE/EXECUTIVE COMMITTEE AND COMMITTEE ON COUNCIL WITHOUT OBJECTION

02-C-2079 (8) A Communication by **Mayor Shirley Franklin** appointing John Eaves to serve as a member of the Sister Cities Commission of the City of Atlanta. This appointment is for a term of three (3) 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-2078 (9) A Communication by **Mayor Shirley Franklin** appointing David Swann to serve as a member of the Tree Conservation Commission of the City of Atlanta in the Environmental Organization Member position. 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-2077 (10) A Communication by **Mayor Shirley Franklin** appointing Cynthia Mitchell to serve as a member of the Tree Conservation Commission of the City of Atlanta in the Real Estate Professional position. 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

Council President Cathy Woolard Presided

COMMUNICATIONS (CONT'D)

02-C-2109 (11) A Communication by Municipal Clerk **Rhonda Dauphin Johnson** submitting the certified consolidated results for the City of Atlanta Special Election to fill the vacated seat of the Atlanta Board of Education District 1, held on Tuesday, November 5, 2002.

A Motion was moved to File the above item. It was properly Seconded and the Motion CARRIED by a roll call vote of 13 yeas; 0 nays.

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

02-C-2110 (12) A Communication by **Felicia Strong-Whitaker**, Director for the Bureau of Purchasing and Real Estate, submitting the monthly contract status report for October 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-2111 (13) 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 November 04, 2002 and November 18, 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

VETOED LEGISLATION

Council President Cathy Woolard Presided

VETOED LEGISLATION

NONE

UNFINISHED BUSINESS

Council President Cathy Woolard Presided

UNFINISHED BUSINESS

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.

Councilmember Moore made a Motion to remove the above item from the Table. It was properly Seconded and the Motion CARRIED by a roll call vote of 13 yeas; 0 nays. Ordinance 02-O-0083 was before the Council. After which, Councilmember Muller made a Motion to refer the item back to the Finance/Executive Committee. It was properly Seconded and the Motion CARRIED by a roll call vote of 13 yeas; 0 nays.

REFERRED SUBSTITUTE TO FINANCE/EXECUTIVE COMMITTEE BY A ROLL CALL VOTE OF 13 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-R-1982 and 02-O-1882, 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: **13 Yeas:** *Councilmembers Starnes, Winslow, Archibong, Fauver, Shook, Muller, Moore, Martin, Maddox, Boazman, Mitchell, Norwood and Willis* **0 Nays.**

SECTION I

ORDINANCES FOR SECOND READING

CITY UTILITIES COMMITTEE
CLAIR MULLER, CHAIR

- 02-O-1774 (1) An Ordinance by **Councilmember Clair Muller as Amended by City Utilities Committee** to amend the City of Atlanta Code of Ordinances by establishing and adopting a new Article VIII of Chapter 74 entitled "Wetland Protection Regulations"; and for other purposes.
ADOPTED AS AMENDED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS

COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE
CLETA WINSLOW, CHAIR

- 02-O-1972 (2) An Ordinance by **Councilmembers Natalyn Archibong and Cleta Winslow** extending the moratorium on the acceptance and issuance of Type III Certificates of Appropriateness Applications by the Atlanta Urban Design Commission for new construction of any type on vacant lots; new construction on lots where no primary structure already exists; reconstruction of a demolished primary structure which is demolished after May 28, 2002; and the development of off-site parking, in all areas of the Cabbagetown Landmark District for a period of sixty days; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 13 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
CEASAR C. MITCHELL, CHAIR

- 02-O-1297 (3) An Ordinance by **Councilmember Carla Smith as Substituted by Public Safety and Legal Administration Committee** to amend Section 150-97 of the City of Atlanta Code of Ordinances so as to prohibit a truck or bus from idling for more than fifteen (15) minutes on any street or public place; and for other purposes.
ADOPTED SUBSTITUTE ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS
- 02-O-1859 (4) A **Substitute Ordinance by Public Safety and Legal Administration Committee** amending the 2002 (Intergovernmental Grant Fund) Budget, Department of Police by adding to anticipations and appropriations in the amount of \$40,000.00 for a grant from the Governor's Children and Youth Coordinating Council for a program to reduce underage drinking in the City of Atlanta; and for other purposes.
ADOPTED SUBSTITUTE ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS
- 02-O-1860 (5) A **Substitute Ordinance by Public Safety and Legal Administration Committee** to amend the 2002 (Intergovernmental Grant Fund) Budget, Departments of Police, Corrections and Planning Development and Neighborhood Conservation by adding to anticipations and appropriations in the amount of \$564,000.00 as awarded by the U. S. Department of Justice for the Comprehensive Homicide Reduction Initiative; and for other purposes.
ADOPTED SUBSTITUTE ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS
- 02-O-1861 (6) A **Substitute Ordinance by Public Safety and Legal Administration Committee** authorizing the Mayor to accept and appropriate a \$130,000.00 grant from the Governor's Office of Highway Safety to fund the Car Safety Seat Fitting Station Program Development by the Atlanta Fire Department; and for other purposes.
ADOPTED SUBSTITUTE ON CONSENT BY A ROLL CALL VOTE OF 13 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-1882 (7) An Ordinance by **Councilmember Debi Starnes as Substituted by Public Safety and Legal Administration Committee** to clarify the legislative intent of Section 106-85, Begging and Soliciting Alms by accosting or forcing oneself upon the company of another, so that an offense of this ordinance is one conducted at one of the specified prohibited locations or conducted in one of the specified prohibited manners.

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

SEE PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE REPORT

02-O-1974 (8) An Ordinance by **Councilmember Debi Starnes** to amend Sections 30-1485 of the Atlanta City Code so as to allow a vendor permitted to conduct business on a specific parcel of private property to conduct business at that location for no more than one year; and for other purposes.

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

02-O-1979 (9) An Ordinance by **Councilmember Ceasar C. Mitchell** authorizing the settlement of all claims in the lawsuit styled: Jerry S. Hornsby, Jr., v. Officer Johnny F. Hall, filed in the United States District Court, for the Northern District of Georgia, Atlanta Division, Civil Action File No. 1:99-CV-2629-CAP, in the aggregate amount of \$10,956.70; authorizing the Chief Financial Officer to disburse the amount of \$5,000.00; waiving City of Atlanta Code of Ordinances Section 2-783(h) for this instance only; and for other purposes.

**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 13 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

FELICIA A. MOORE, CHAIR

02-O-1902 (10) An **Amended** Ordinance by **Finance/Executive Committee** authorizing the Mayor and the Chief Financial Officer to supervise the expenditure of funds and assure the orderly financial closeout of Fiscal Year 2002; and for other purposes.
ADOPTED AS AMENDED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS

02-O-1962 (11) An Ordinance by **Councilmember C. T. Martin** to amend Ordinance 95-O-0990 Adopted July 5, 1995 and approved July 11, 1995 authorizing the Mayor to negotiate the acquisition of certain properties needed for the construction of the Adamsville Recreation Center/Natatorium on behalf of the Department of Parks, Recreation and Cultural Affairs so as to correct the Tax I.D. Number for property located at 3211 M. L. King, Jr. Drive and to reference the property to be acquired in the "Ordained" portion of said Ordinance; to repeal conflicting Ordinances; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS

02-O-1971 (12) An Ordinance by **Councilmembers Natalyn Archibong and Cleta Winslow** transferring between accounts in the General Government Capital Outlay Fund Budget, Department of Planning and Community Development, the sum of \$214,394.00 for the purpose of acquiring a land parcel adjacent to a proposed park in the Cabbagetown Neighborhood; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS

Council President Cathy Woolard Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

ORDINANCES FOR SECOND READING (CONT'D)

TRANSPORTATION COMMITTEE

CARLA SMITH, VICE-CHAIR

02-O-1863 (13) An **Amended** Ordinance by **Transportation Committee** granting to College Park Power an easement across real property owned by the City of Atlanta in Clayton County to provide for permanent relocation of overhead distribution lines in the area of the Fifth Runway Project at Hartsfield Atlanta International Airport; authorizing the Mayor or her designee to execute appropriate instruments to evidence the granting of such easement; and for other purposes.

ADOPTED AS AMENDED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS

02-O-1864 (14) An Ordinance by **Transportation Committee** amending the 2002 (Airport Passenger Facility Charge Fund) Budget by transferring to and from appropriations a total amount of \$18,913,073.00 to provide adequate funding for the International Terminal Project (formerly known as the Concourse "E" Expansion and Landside Access (CEELA) Project) entitled, International Terminal Georgia Power Substation Relocation and Network at the Hartsfield Atlanta International Airport; and for other purposes.

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

RESOLUTIONS

CITY UTILITIES COMMITTEE

CLAIR MULLER, CHAIR

02-R-1924 (1) A Resolution by **City Utilities Committee** authorizing the Mayor to execute a Local Government Project Agreement between the City of Atlanta and the Georgia Department of Transportation for design and construction of the SR 260/Glenwood Avenue Sidewalks from I-20 to East Lake Road Project; and for other purposes.

ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 13 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-1952 (2) An **Amended** Resolution by **City Utilities Committee** to authorize payment of penalties imposed by the Environmental Protection Division of the Department of Natural Resources of the State of Georgia (EPD) in the amount of \$9,500.00 as a penalty for an alleged violation of the Georgia Safe Drinking Water Act resulting from power interruptions at the Northside Pump Station in May, June, July and October 2002; power outages and low pressure in multiple locations in May, June, July and October 2002; issuance of multiple boil advisories and water main breaks; to identify the source of funding; and for other purposes.
ADOPTED AS AMENDED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS
- 02-R-1966 (3) A Resolution by **Councilmember Carla Smith** authorizing the Mayor to apply for and accept a grant from U. S. Environmental Protection Agency for FY 2002 funding for Security Planning Grants for Large Drinking Water Utilities not to exceed \$115,000.00.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS
- 02-R-1996 (4) A Resolution by **City Utilities Committee** to authorize payment of penalties imposed by the Environmental Protection Division of the Department of Natural Resources of the State of Georgia (EPD) in the amount of \$500.00 as a penalty for an alleged violation of the Georgia Water Quality Control Act resulting from a dissolved oxygen violation on May 5, 2002 occurring at the South River Water Reclamation Center; to identify the source for funding; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS

Council President Cathy Woolard Presided

CONSENT AGENDA (CONT'D)

SECTION I (CONT'D)

RESOLUTIONS (CONT'D)

COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE
CLETA WINSLOW, CHAIR

02-R-2000 (5) A Resolution by **Community Development/Human Resources Committee** authorizing the Mayor to apply for a grant from the Atlanta Regional Commission for the Livable Centers Initiative (LCI) Program to fund the Vine City MARTA Station LCI Project in the amount of \$95,000.00 and to authorize the Mayor to support by signature a LCI Grant Application for Central Atlanta Progress for the Jones/Simpson-McGill LCI Project; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS;
0 NAYS

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

02-R-1951 (6) A Resolution by **Public Safety and Legal Administration Committee** authorizing payment in the amount of \$3,500.00 in settlement of the claim of Joann W. Snead against the City of Atlanta.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS;
0 NAYS

02-R-1954 (7) A Resolution by **Public Safety and Legal Administration Committee** authorizing the Mayor to apply for and accept funding in the amount of \$200,000.00 from the Georgia Department of Transportation for the purchase and installation of a video camera to record red light violations at a high accident location in the City of Atlanta; and for other purposes.
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS;
0 NAYS

02-R-1978 (8) A Resolution by **Councilmember Ceasar C. Mitchell as Substituted by Public Safety and Legal Administration Committee** authorizing the Creation of the City Court of Atlanta Planning and Advisory Committee; and for other purposes.
ADOPTED SUBSTITUTE ON CONSENT BY A ROLL CALL VOTE
OF 13 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 (CONT'D)
CEASAR C. MITCHELL, CHAIR

02-R-1982 (9) A Resolution by **Public Safety and Legal Administration Committee** authorizing the final settlement of two lawsuits filed by Information Systems and Networks Corporation against the City of Atlanta and Herbert McCall in the United States District Court for the Northern District of Georgia, Atlanta Division; 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

02-R-1983 (10) A Resolution by **Public Safety and Legal Administration Committee** authorizing the City Attorney to execute a Retainer Agreement with the Law Firm of Jones, Day, Reavis & Pogue to serve as outside counsel to the City of Atlanta in connection with the lawsuit filed against the City of Atlanta and others in Federal Court, in the Northern District of Georgia, entitled Arrival Star, Inc. vs. Delta Air Lines, Inc., et al., Case Number 1:20-CV-25431 to authorize expenditure for that purpose in an amount not to exceed \$100,000.00, to be paid from Account Number 2H01 524001 T31001; and for other purposes.

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

02-R-1984 (11) A Resolution by **Public Safety and Legal Administration Committee** authorizing the settlement of all claims of Carlton Gregory, Sr., individually and as next friend and father of Carlton Gregory, Jr., a minor against the City of Atlanta, Sgt. Charles Molnar, Officer Richard Jones, Officer William Munson, and Officer Anthony Gentile in the case of Carlton Gregory, Sr., et al., v. Keeon Jerome Almon, et al., Civil Action Number 01-1409-6, in the Superior Court of DeKalb County; to cause payment to be made in the amount of \$20,000.00; and for other purposes.

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

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-1856 (12) A **Substitute** Resolution by **Finance/Executive Committee** authorizing the Mayor or her designee to enter into an Intergovernmental Agreement with Cooperative Personnel Services, a Joint Powers Agency in an amount not to exceed \$139,000.00 to assist the City in the strategic sourcing of major functions including Time and Attendance, Payroll/HRMS, and Workers Compensation Third Party Administration. All contracted work shall be charged to and paid from Fund, Account and Center Number: 3P02 524001 D11T0608QNAO.
ADOPTED SUBSTITUTE ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS

PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE

CEASAR C. MITCHELL, CHAIR

Claims with Favorable Recommendations:

- 02-R-1931 (1) Claim of **Arline B. Lumpkin**, for damages alleged to have been sustained as a result of a sewer backup on May 11, 2002 at 2299 Montview Drive. **\$1,744.62**
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS
- 02-R-1932 (2) Claim of **Allstate Insurance Company as Subrogee of Frank and Barbara Grantley**, for damages alleged to have been sustained as a result of a vehicular accident on July 22, 2002 at 1031 Cascade Avenue, SW. **\$1,723.36**
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS
- 02-R-1933 (3) Claim of **Derrick DeCarlo**, for damages alleged to have been sustained as a result of vehicular damage due to an unraised manhole cover on June 4, 2002 at Courtland Avenue and Andrew Young International Boulevard. **\$877.18**
ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 13 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-1934 (4) Claim of **Robert Milner**, for damages alleged to have been sustained as a result of an automobile incident on July 16, 2002 at Interstate 75N at Exit 263-Highway 120.

\$969.79

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

02-R-1935 (5) Claim of **Dorothy Bradshaw Richardson**, for damages alleged to have been sustained from an automobile accident on October 15, 2002 at 6023 North Term By-Way.

\$1,802.96

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

02-R-1936 (6) Claim of **John Ternay**, for damages alleged to have been sustained as a result of vehicular damage from driving over a pothole on May 5, 2002 at DeKalb Avenue and Krog Street.

\$574.42

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

Claims with Unfavorable Recommendations:

02-R-1937(7) Claim of **Travis Tomlinson**, for damages alleged to have been sustained as a result of vehicular damage from a rock thrown by a City lawn mower on August 30, 2002 at 309 Edgewood Avenue.

ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS;
0 NAYS

02-R-1938 (8) Claim of **Regina Jordan**, for damages alleged to have been sustained as a result of a vehicular accident on March 26, 2002 at Martin Luther King, Jr. Drive and Chicamauga Avenue

ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 13 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-1939 (9) Claim of **Dianne R. Collier, through her insurance carrier, USAA, Casualty Insurance Company**, for damages alleged to have been sustained as a result of a sewer backup on February 3, 2002 at an undisclosed location.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS;
0 NAYS
- 02-R-1940 (10) Claim of **Carrie Veasley, through her attorney, Edward R. Mashek**, for damages alleged to have been sustained as a result of a vehicular accident on June 2, 2002 at Memorial Drive and Martin Street.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS;
0 NAYS
- 02-R-1941 (11) Claim of **Belinda Neal**, for damages alleged to have been sustained from driving over a construction site that was left open and in an unsafe condition on May 4, 2002 at Fairlie and Marietta Streets, NW.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS;
0 NAYS
- 02-R-1942 (12) Claim of **Donna Myers**, for damages alleged to have been sustained from driving over a construction site that was left open and in an unsafe condition on May 5, 2002 at Fairlie and Marietta Streets, NW.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS;
0 NAYS
- 02-R-1943 (13) Claim of **Minnie L. Johnson**, for damages alleged to have been sustained when a fence was damaged during a City excavation project in September 1999 at 1404 Plaza Avenue, SW.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS;
0 NAYS
- 02-R-1944 (14) Claim of **Karen Brock**, for damages alleged to have been sustained as a result of vehicular damage from driving over a pothole on July 15, 2002 at Highway 166, Langford Parkway.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 13 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-1945 (15) Claim of **Yakima Pierce**, for damages alleged to have been sustained from striking a wire that was hanging from a light pole on September 12, 2002 at 1045 Bankhead Highway, NW.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS;
0 NAYS
- 02-R-1946 (16) Claim of **Christina Lahowitch**, for damages alleged to have been sustained from a trip and fall incident that occurred on a broken sidewalk on June 10, 2002 at 2086 East Lake Road.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS;
0 NAYS
- 02-R-1947 (17) Claim of **Nicholas J. Wolfcale**, for damages alleged to have been sustained when a parked vehicle was struck by a limb that fell from a tree on the City's right-of-way on July 2, 2002 at 731 Gladstone Road, NW.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS;
0 NAYS
- 02-R-1948 (18) Claim of **Stephen J. Tyde, Jr.**, for damages alleged to have been sustained as a result of property damage due to an ongoing storm sewer backup at 1090 Austin Avenue.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS;
0 NAYS
- 02-R-1949 (19) Claim of **Carolyn Cherry Zimmer**, for damages alleged to have been sustained when a tree on City property fell on a parked vehicle on May 4, 2002 at 1404 McLendon Drive.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 13 YEAS;
0 NAYS
- 02-R-1950 (20) Claim of **Wilhelmina D. Gideon and Frieda A. Danzy**, for damages alleged to have been sustained as a result of a sewer backup on May 18, 2002 at 636 Skipper Drive, NW.
ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 13 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-1925 (1) An Ordinance by **City Utilities Committee** amending the 2002 (1999 Water and Wastewater Bond Fund) Budget in an amount not to exceed \$510,989.11 for construction of Veterans Hospital Trunk Sewer; and for other purposes.
REFERRED TO CITY UTILITIES COMMITTEE WITHOUT OBJECTION
- 02-O-1926 (2) An Ordinance by **City Utilities Committee** amending the 2002 (1997 G. O. Public Improvement Bond Part B Fund) Budget in the amount of \$705,558.68 for Construction Management Services for Stormwater Drainage and Sanitary Sewer Improvement Projects; and for other purposes.
REFERRED TO CITY UTILITIES COMMITTEE WITHOUT OBJECTION
- 02-O-1927 (3) An Ordinance by **City Utilities Committee** authorizing Automobile Expense Reimbursement for Position Nos. 7122, 7124, 7154, 7343, 7403, 7503, 7611, 8443, 16523, 17082, 17454, 20577, 20578, 20583, 20584, 20585, 20587, 20589 and 22189 on behalf of the Department of Watershed Management, Wastewater Services Division; and for other purposes.
REFERRED TO CITY UTILITIES COMMITTEE WITHOUT OBJECTION
- 02-O-1928 (4) An Ordinance by **City Utilities Committee** amending the 2002 (1994 Referendum General Obligation Bond Fund and 1997 G. O. Public Improvement Bond Fund) Budgets in the amount of \$2,769,750.35 for construction services associated with Stormwater Drainage Projects; and for other purposes.
REFERRED TO CITY UTILITIES COMMITTEE WITHOUT OBJECTION
- 02-O-1929 (5) An Ordinance by **City Utilities Committee** amending the 2002 (1992 Bond Project Fund, 1993 Bond Project Fund, 1994 Referendum General Obligation Bond Fund, 1996 G. O. Public Improvement Bond Part B, 1997 G. O. Public Improvement Bond Fund) Budgets in the amount of \$2,521,988.44 for closeout of accounts associated with completed projects; and for other purposes.
REFERRED TO CITY UTILITIES COMMITTEE WITHOUT OBJECTION

Council President Cathy Woolard Presided

CONSENT AGENDA (CONT'D)

SECTION II (CONT'D)

ORDINANCES FOR FIRST READING (CONT'D)

COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE
CLETA WINSLOW, CHAIR

02-O-1953 (6) An Ordinance by **Community Development/Human Resources Committee** authorizing the Mayor to direct the Department of Planning and Community Development (Bureau of Housing and Code Compliance) 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 September 26, 2002.

908	Bouldercrest Drive, SE	05
1991	Hollywood Road, NW	09
386	Inman Street, SW	04
2282	Oakview Road, NE	05
2180	Polar Rock Terrace, SW	12

REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE WITHOUT OBJECTION

02-O-1998 (7) An Ordinance by **Community Development/Human Resources Committee** amending the 2003 Comprehensive Development Plan (CDP) to incorporate Atlanta's 2000-2004 Consolidated Plan for the Twenty-Ninth Year Community Development Block Grant (CDBG) Program, 2003 Emergency Shelter Grant (ESG) Program, 2003 Home Investment Partnership (HOME) Program and 2003 Housing Opportunities for Persons with AIDS (HOPWA) Program; and for other purposes.

REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE WITHOUT OBJECTION

02-O-1999 (8)
CDP-02- An Ordinance by **Community Development/Human Resources Committee** to amend the Land Use Element of the City of Atlanta 2003 Comprehensive Development Plan (CDP) so as to re-designate property located at **978 North Avenue, NE**, from the "Low Density Residential (0-8 Units Per Acre)" Land Use Designation to the "Low Density Residential (17-32 Units Per Acre)" Land Use Designation; and for other purposes.

NPU-N

Council District 2

REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE WITHOUT OBJECTION

Council President Cathy Woolard Presided

CONSENT AGENDA (CONT'D)

SECTION II (CONT'D)

ORDINANCES FOR FIRST READING (CONT'D)

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

02-O-1913 (9) An Ordinance by **Public Safety and Legal Administration Committee** amending the 2002 (Intergovernmental Grant Fund) Budget, Department of Police for a grant from the Governor's Office of Highway Safety to continue operation of the Metro Atlanta DUI Task Force; and for other purposes.
REFERRED TO PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE WITHOUT OBJECTION

02-O-1930 (10) An Ordinance by **Public Safety and Legal Administration Committee** to amend the 2002 (Intergovernmental Grant Fund) Budget, Department of the Mayor, by adding to anticipations and appropriations in the amount of \$425,000.00 from the Department of Justice and City of Atlanta matching funds for the continuation of the Weed & Seed Strategy in Atlanta.
REFERRED TO PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE WITHOUT OBJECTION

FINANCE/EXECUTIVE COMMITTEE
FELICIA A. MOORE, CHAIR

02-O-1922 (11) An Ordinance by **Finance/Executive Committee** amending the 2002 (Intergovernmental Grant Fund) Budget, Department of Parks, Recreation and Cultural Affairs, Bureau of Cultural Affairs by adding to anticipations and appropriations in the total amount of \$6,550.00 for the purpose of funding exhibition expenses of the City Gallery East for the 2002/2003 Exhibition Seasons; and for other purposes.
REFERRED TO FINANCE/EXECUTIVE COMMITTEE WITHOUT OBJECTION

02-O-1923 (12) An Ordinance by **Finance/Executive Committee** amending the 2002 (Intergovernmental Grant Fund) Budget, Department of Parks, Recreation and Cultural Affairs by adding to anticipations and appropriations in the total amount of \$4,997.00 for the purpose of funding exhibition and programming expenses of the City Gallery at Chastain and the City Gallery East for the 2002/2003 Exhibition Seasons; and for other purposes.
REFERRED TO FINANCE/EXECUTIVE COMMITTEE WITHOUT OBJECTION

Council President Cathy Woolard Presided

CONSENT AGENDA (CONT'D)

SECTION II (CONT'D)

ORDINANCES FOR FIRST READING (CONT'D)

TRANSPORTATION COMMITTEE

CARLA SMITH, VICE-CHAIR

- 02-O-1914 (13) An Ordinance by **Transportation Committee** authorizing the Mayor or her designee to make segments of the following streets within the City of Atlanta No Parking Anytime: Candler Park Drive, NE, Connally Street, SE, Cypress Street, NE, Haynes Street, SW, Lakeside Terrace, NE, Margaret Mitchell Drive, NW, Murray Street, SE, Pritchard Way, NE, Rickenbacker Way, NE and Sixth Street, NE.
REFERRED TO TRANSPORTATION COMMITTEE WITHOUT OBJECTION
- 02-O-1915 (14) An Ordinance by **Transportation Committee** authorizing the Mayor or her designee to make segments of the following street within the City of Atlanta No Parking 7:15 a.m. - 8:15 a.m. and 2:15 p.m. - 3:15 p.m.: Candler Park Drive, NE.
REFERRED TO TRANSPORTATION COMMITTEE WITHOUT OBJECTION
- 02-O-1916 (15) An Ordinance by **Transportation Committee** authorizing the Mayor or her designee to make segments of the following street within the City of Atlanta No Parking 7:00 a. m. – 9:00 a.m. and 2:00 p.m. - 4:00 p.m., Monday through Friday: Peachtree Way, NE.
REFERRED TO TRANSPORTATION COMMITTEE WITHOUT OBJECTION
- 02-O-1917 (16) An Ordinance by **Transportation Committee** authorizing the Mayor or her designee to install No Left Turn 7:15 a.m. - 8:15 a. m. and 2:15 p.m. - 3:15 p.m. signs on Candler Park Drive, NE at the Mary Lin Elementary School Driveway.
REFERRED TO TRANSPORTATION COMMITTEE WITHOUT OBJECTION
- 02-O-1918 (17) An Ordinance by **Transportation Committee** authorizing the Mayor or her designee to make the intersection of Cameron Street, SE and Rosalia Street an All-Way Stop.
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)

CARLA SMITH, VICE-CHAIR

- 02-O-1919 (18) An Ordinance by **Transportation Committee** authorizing the Mayor or her designee to install Stop Signs the following intersection: Belvedere Drive, NW and McKinley Road.
REFERRED TO TRANSPORTATION COMMITTEE WITHOUT OBJECTION
- 02-O-1920 (19) An Ordinance by **Transportation Committee** authorizing the Mayor or her designee to install Stop Signs at the following intersection: Childs Drive, NW and Andrews Street.
REFERRED TO TRANSPORTATION COMMITTEE WITHOUT OBJECTION
- 02-O-1921 (20) An Ordinance by **Transportation Committee** authorizing the Mayor or her designee to install Stop Signs at the following intersection: Margaret Mitchell Drive, NW, Greendale Drive and Howell Mill Road.
REFERRED TO TRANSPORTATION COMMITTEE WITHOUT OBJECTION
- 02-O-2001 (21) An Ordinance by **Transportation Committee** authorizing the Mayor or her designee to make segments of the following street within the City of Atlanta No Parking 7:00 a.m. – 9:00 a.m. and 4:00 p.m. – 6:00 p.m., 2 hours parking 9:00 a.m. – 4:00 p.m., Monday – Friday: Piedmont Avenue, NE.
REFERRED TO TRANSPORTATION COMMITTEE WITHOUT OBJECTION

COMMITTEE REPORTS

Council President Cathy Woolard Presided

COMMITTEE REPORTS

ZONING COMMITTEE (1)
DEBI STARNES, CHAIR

Attendance at the November 13, 2002 meeting of the Zoning Committee was as follows:

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

Absent: Councilmember Willis

ORDINANCES FOR FIRST READING

02-O-1986 (1) An Ordinance by **Zoning Committee** to rezone from the I-1
Z-02-76 (Light Industrial) and I-2 (Heavy Industrial) Districts to the RG-2
(Residential General-Sector 2) District, property located at **2142 James Jackson Parkway, NW**, fronting approximately 1,400 feet on the southwesterly side of James Jackson Parkway beginning approximately 150 feet north from the northwest corner of Bolton Road.

Depth: Varies
Area: 75.3 Acres
Land Lots: 255, 256, 263 and 264, 17th District, Fulton County, Georgia
Owner: General Shale Products, LLC
Applicant: BHC Property Group
By: Sharon A. Gay
NPU-D Council District 9

REFERRED TO ZONING REVIEW BOARD AND ZONING COMMITTEE WITHOUT OBJECTION

02-O-1987 (2) An Ordinance by **Zoning Committee** to rezone from the I-1
Z-02-77 (Light Industrial) District to the C-1 (Community Business) District, property located at **1054-1088 Boulevard, SE**, fronting 271.90 feet on the east side of Boulevard beginning at the southeast corner of Hamilton Avenue.

Depth: 152.04 Feet
Area: 1.29304 Acres
Land Lot 23, 14th District, Fulton County Georgia
Owner: Victory CDC Properties and Craig Soaries
Applicant: Morris Kaplan
NPU-W Council District 1

REFERRED TO ZONING REVIEW BOARD AND ZONING COMMITTEE WITHOUT OBJECTION

Council President Cathy Woolard Presided

COMMITTEE REPORTS (CONT'D)

ZONING COMMITTEE (2)
DEBI STARNES, CHAIR

ORDINANCES FOR FIRST READING (CONT'D)

02-O-1988 (3)
Z-02-78 An Ordinance by **Zoning Committee** to rezone from the R-4 (Single-Family Residential) District to the PD-H (Planned Development-Housing) District, property located at **1100-1122 Custer Avenue, SE**, fronting approximately 350 feet on the north side of Custer Avenue beginning approximately 466 feet east from the northeast corner of Woodland Avenue.

Depth: Approximately 750 Feet
Area: Approximately 6 Acres
Land Lot: 9, 14th District, Fulton County, Georgia
Owner: APD Custom Homes, Inc.
Applicant: Same
By: Carolyn Parks
NPU-W Council District 1

REFERRED TO ZONING REVIEW BOARD AND ZONING COMMITTEE WITHOUT OBJECTION

02-O-1989 (4)
Z-02-79 An Ordinance by **Zoning Committee** to rezone from the I-1 (Light Industrial) District to the MRC-2 (Mixed Residential Commercial-Sub District 2) District, property located at **431-455 Glen Iris Drive, NE**, fronting 335.63 feet on the east side of Glen Iris Drive beginning at the southeast corner of Rankin Street.

Depth: Varies
Area: 40,589 Square Feet
Land Lot: 18, 14th District, Fulton County, Georgia
Owner: Glen Iris Partners, LLC
Applicant: Arthur Cohen and David Daniels
NPU-M Council District 2

REFERRED TO ZONING REVIEW BOARD AND ZONING COMMITTEE WITHOUT OBJECTION

Council President Cathy Woolard Presided

COMMITTEE REPORTS (CONT'D)

ZONING COMMITTEE (3)
DEBI STARNES, CHAIR

ORDINANCES FOR FIRST READING (CONT'D)

02-O-1990 (5)
Z-02-81 An Ordinance by **Zoning Committee** to rezone from the I-1 (Light Industrial) District to the I-2 (Heavy Industrial) District, property located at **340 Armour Drive, NE**, fronting 70.63 feet on the northwesterly side of Armour Drive beginning approximately 706.53 feet northwesterly, westerly and southwesterly from the northwest corner of Armour Circle.

Depth: Varies
Area: 4.7259 Acres
Land Lot: 58, 17th District, Fulton County, Georgia
Owner: Key Investments, Inc.
Applicant: RMC Allied Readymix, Inc.
By: Sharon Gay
NPU-E Council District 7

REFERRED TO ZONING REVIEW BOARD AND ZONING COMMITTEE WITHOUT OBJECTION

02-O-1991 (6)
U-02-27 An Ordinance by **Zoning Committee** granting a Special Use Permit for a Concrete Mix Plant (Section 16-17.005(1)(e), property located at **340 Armour Drive, NE**, fronting 70.63 feet on the northwesterly side of Armour Drive beginning approximately 706.53 feet northwesterly, westerly and southwesterly from the northwest corner of Armour Circle.

Depth: Varies
Area: 4.7259 Acres
Land Lot: 58, 17th District, Fulton County, Georgia
Owner: Key Investment, Inc.
Applicant: RMC Allied Readymix, Inc.
By: Sharon A. Gay
NPU-E Council District 7

REFERRED TO ZONING REVIEW BOARD AND ZONING COMMITTEE WITHOUT OBJECTION

Council President Cathy Woolard Presided

COMMITTEE REPORTS (CONT'D)

ZONING COMMITTEE (4)
DEBI STARNES, CHAIR

ORDINANCES FOR FIRST READING (CONT'D)

02-O-1992 (7) An Ordinance by **Zoning Committee** granting a Special Use
U-02-31 Permit for a Congregate Care Home (Section 16-08.005(1)(f),
property located at **675 (a.k.a. 663) Seminole Avenue, NE**,
fronting 236.39 feet on the east side of Seminole Avenue beginning
at the northeast corner of Blue Ridge Avenue.

Depth: 237.00 feet
Area: 50,314 Square Feet
Land Lot: 16, 14th District Fulton County, Georgia
Owner: The Salvation Army
Applicant: Covenant House of Georgia
By: Stephen F. Fusco
NPU-N Council District 2

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

02-O-1993 (8) An Ordinance by **Zoning Committee** granting a Special Use
U-02-32 Permit for a Nursing Home (Section 16-08.005(1)(i), property
located at **2911 Pharr Court South, NW**, fronting approximately
585 feet on the easterly side of Pharr Court South beginning 461
feet southerly from the southeast corner of Pharr Road.

Depth: Varies
Area: 0.296 Acre (Subject Site Only)
Land Lot: 100, 17th District, Fulton County, Georgia
Owner: The Pavilion of Campbell-Stone, Inc.
Applicant: Robert L. Welch
NPU-B Council District 8

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

Council President Cathy Woolard Presided

COMMITTEE REPORTS (CONT'D)

ZONING COMMITTEE (5)
DEBI STARNES, CHAIR

ORDINANCES FOR FIRST READING (CONT'D)

02-O-1994 (9) An Ordinance by **Zoning Committee** to amend Ordinance
U-02-33/ U-86-39, adopted by City Council March 5, 1987 and
U-86-39 approved by the Mayor March 10, 1987, granting a Special Use
Permit for a Private Club, property located at **1215 Piedmont
Avenue, NE**, for the purpose of approving a Revised Site Plan.

Owner: Piedmont Driving Club
Applicant: Same
By: Carl E. Westmoreland, Jr.
NPU-E Council District 6

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

02-O-1995 (10) An Ordinance by **Zoning Committee** to amend Ordinance
U-02-34/ U-98-27, adopted by City Council February 15, 1999 and
U-98-27 approved by Operation of Law February 23, 1999, granting a
Special Use Permit for a Private Club, property located at **1192
and 1198 Piedmont Avenue, NE**, for the purpose of approving a
Revised Site Plan and Change of Conditions.

Owner: Piedmont Driving Club
Applicant: Same
By: Carl E. Westmoreland, Jr.
NPU-E Council District 6

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

Council President Pro-Temp Cleta Winslow Presided

COMMITTEE REPORTS (CONT'D)

COMMITTEE ON COUNCIL (1)
ANNE FAUVER, CHAIR

Attendance at the November 18, 2002 meeting of the Committee on Council was as follows:

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

Absent: None

COMMUNICATIONS

Council President Cathy Woolard Presided

02-C-1899 (1) A Communication by **Mayor Shirley Franklin** appointing **Mr. Adam L. Smith** as Chief Procurement Officer for the City of Atlanta. **(Favorable by Finance/Executive Committee, 11/13/02)**

The above item was forwarded from committee with a Favorable recommendation. A discussion ensued, in which, Councilmember Willis Called the Question. The Motion of the Question was CARRIED by Voice Vote. Subsequently, the Motion to Confirm CARRIED by a roll call vote of 12 yeas; 3 nays.

CONFIRMED BY A ROLL CALL VOTE OF 12 YEAS; 3 NAYS

02-C-1980 (2) A Communication by **Councilmember Felicia A. Moore** nominating Ms. Zeda Sartor to serve as a member of the Atlanta Commission on Women as the representative appointed by District 9 Councilperson. This appointment is for a term of two (2) years, scheduled to begin on the date of Council confirmation.

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

ORDINANCE FOR SECOND READING

02-O-1911 (1) An Ordinance by **Committee on Council** to amend the 2001 City of Atlanta Precinct and Polling Places in Precinct 7J; and for other purposes.

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

Council President Cathy Woolard Presided

COMMITTEE REPORTS (CONT'D)

CITY UTILITIES COMMITTEE (1)
CLAIR MULLER, CHAIR

Attendance at the November 12, 2002 meeting of the City Utilities Committee was as follows:

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

Absent: Councilmember Willis

ORDINANCES FOR SECOND READING

02-R-1869 (1) A **Substitute** Resolution by **City Utilities Committee** authorizing the Mayor or designee to enter into an appropriate contractual agreement with Jordan Jones & Goulding, Delon Hampton & Associates, Chartered Engineers and Hatch Mott-MacDonald, Inc.-JV for FC-7488-02, Engineering Design Services for Combined Sewer Overflow (CSO) Storage Tunnel Facilities on behalf of the Department of Watershed Management in an amount not to exceed \$14,823,138.00. All contracted work shall be charged to and paid from Fund, Account and Center Number: 2J27 574001 M24I02679999.

The above item was forwarded from committee with a Favorable on Substitute on Condition recommendation. Chairperson Muller stated the condition (scope of work) has been met. Therefore, made a Motion to Adopt. It was properly Seconded and the Motion CARRIED by a roll call vote of 12 yeas; 3 nays.

ADOPTED SUBSTITUTE BY A ROLL CALL VOTE OF 12 YEAS; 3 NAYS

02-O-1977 (2) An Ordinance by **Councilmember Jim Maddox** authorizing the Mayor to execute a Franchise Agreement with BellSouth Telecommunications, Inc. a Georgia Corporation, providing telecommunications services using public right-of way; specifying the compensation due the City of Atlanta by the Franchise Agreement and waiving certain provisions of the R-O-W Agreement for this instance only; and for other purposes.

REFERRED TO CITY UTILITIES COMMITTEE BY A ROLL CALL VOTE OF 13 YEAS; 2 NAYS FOR 3RD READING/FINAL ADOPTION

Council President Cathy Woolard Presided

COMMITTEE REPORTS (CONT'D)

CITY UTILITIES COMMITTEE (2)
CLAIR MULLER, CHAIR

RESOLUTION

02-R-1997 (1) A Resolution by **City Utilities Committee** to authorize payment of stipulated penalties imposed by the Environmental Protection Agency (EPA) and the Environmental Division of the Department of Natural Resources of the State of Georgia (EPD) in the amount of \$103,500.00 pursuant to the First Amended Consent Decree, Civil Action File No. 1:98-CV-1956-TWT; to identify the source of funding; and for other purposes.

The above item was forwarded from committee with a Favorable on Condition recommendation. Chairperson Muller stated the condition (letter from EPD) has not been met. Therefore, made a Substitute Motion to Refer 02-R-1997 back to the City Utilities Committee. It was properly Seconded and the Motion CARRIED by a roll call vote of 15 yeas; 0 nays.

REFERRED TO CITY UTILITIES COMMITTEE BY A ROLL CALL VOTE OF 15 YEAS; 0 NAYS

Council President Cathy Woolard Presided

COMMITTEE REPORTS (CONT'D)

COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE (1)
CLETA WINSLOW, CHAIR

Attendance at the November 12, 2002 meeting of the Community Development/Human Resources Committee was as follows:

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

Absent: None

RESOLUTION

02-R-1775 (1) A Resolution by **Councilmember Jim Maddox as Substituted and Amended by Community Development/Human Resources Committee** authorizing the City of Atlanta to create the Princeton Lakes Redevelopment Area and Tax Allocation District Number Four – Princeton Lakes; to designate the boundaries of the Redevelopment Area; to establish the Tax Increment Base and adopt a Redevelopment Plan for the area; to create a Tax Allocation District within the Redevelopment Area and to define the boundaries thereof; to establish the intent to issue and sell Tax Allocation Bonds and such Redevelopment Bonds necessary to effectuate the redevelopment of the area; to authorize the Atlanta Development Authority to act as the Redevelopment Agent to implement the provisions of the Redevelopment Plan pursuant to the State Redevelopment Powers Law; and for other purposes. **(Public Hearings held on 10/29/02 and 11/12/02)**
ADOPTED SUBSTITUTE AS AMENDED BY A ROLL CALL VOTE OF 13 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 November 12, 2002 meeting of the Public Safety and Legal Administration Committee was as follows:

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

Absent: Councilmembers Martin, Archibong and Winslow

ORDINANCE FOR SECOND READING

02-O-1786 (1) An Ordinance by **Councilmember Ceasar C. Mitchell** to amend Section 10-1 to clarify the meaning of Sports Coliseum so as to expressly include any area or patio immediately adjacent to the licensed facility; and for other purposes.
FILED BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS

RESOLUTIONS

02-R-1613 (1) A Resolution by **Public Safety and Legal Administration Committee** authorizing the Mayor to execute a Settlement Agreement with Archer-Western Contractors Ltd./Capital City Contracting Co., Inc., a Joint Venture for Contract No. FC-5264-92; Hemphill Pump Station and Clearwell Improvements, and/or a Settlement Agreement with Factory Mutual Insurance Company in settlement of various claims existing concerning the Contract, the Design and Construction of the Project and Insurance matters relating to the Contract and Project; and for other purposes.

The above item was forwarded from committee with No Recommendation. Councilmember Willis was recognized and made a Motion to Table. It was Seconded by Councilmember Boazman and the Motion CARRIED and FAILED by a roll call vote of 3 yeas; 8 nays. After which, Councilmember Boazman made a Motion to Refer 02-R-1613 back to the Public Safety and Legal Administration Committee. It was properly

Council President Cathy Woolard Presided

COMMITTEE REPORTS (CONT'D)

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

RESOLUTIONS (CONT'D)

02-R-1613 (1)
(Cont'd)

A Resolution by **Public Safety and Legal Administration Committee** authorizing the Mayor to execute a Settlement Agreement with Archer-Western Contractors Ltd./Capital City Contracting Co., Inc., a Joint Venture for Contract No. FC-5264-92; Hemphill Pump Station and Clearwell Improvements, and/or a Settlement Agreement with Factory Mutual Insurance Company in settlement of various claims existing concerning the Contract, the Design and Construction of the Project and Insurance matters relating to the Contract and Project; and for other purposes.

Seconded and an extensive discussion ensued, during which, Councilmember Archibong Called the Question. The Question was then CARRIED by Voice Vote. Subsequently, the Motion to Refer FAILED by a roll call vote of 6 yeas; 8 nays. Following, Councilmember Mitchell made a Motion to Adopt. It was properly Seconded and the Motion CARRIED by a roll call vote of 12 yeas; 3 nays. After the vote, Councilmember Boazman made a Motion to Reconsider the item at the next Regularly Scheduled meeting of the City Council. Council President Woolard ruled that Mr. Boazman's Motion was out of order, therefore, the vote stands as approved.

ADOPTED BY A ROLL CALL VOTE OF 12 YEAS; 3 NAYS

02-R-1695 (2)

Claim of **Sally Gantt Finch**, for damages alleged to have been sustained as a result of a sewer backup on June 4, 2001 at 2903 North Hills Drive, NE.

FILED BY A UNANIMOUS ROLL CALL VOTE OF 15 YEAS; 0 NAYS

Council President Cathy Woolard Presided

COMMITTEE REPORTS (CONT'D)

PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE (3)
CEASAR C. MITCHELL, CHAIR

ITEMS REMOVED FROM CONSENT AGENDA

02-O-1882 (1) An Ordinance by **Councilmember Debi Starnes as Substituted by Public Safety and Legal Administration Committee** to clarify the legislative intent of Section 106-85, Begging and Soliciting Alms by accosting or forcing oneself upon the company of another, so that an offense of this ordinance is one conducted at one of the specified prohibited locations or conducted in one of the specified prohibited manners.

The above item was removed from the Consent Agenda by request of Councilmember Archibong. Ms. Archibong requested an explanation of the ordinance by the author (Councilmember Starnes). After Councilmember Starnes' summary of the intent of the legislation, the Motion to Adopt on Substitute CARRIED by a roll call vote of 11 yeas; 3 nays.

ADOPTED SUBSTITUTE BY A ROLL CALL VOTE OF 11 YEAS; 3 NAYS

02-R-1982 (2) A Resolution by **Public Safety and Legal Administration Committee** authorizing the final settlement of two lawsuits filed by Information Systems and Networks Corporation against the City of Atlanta and Herbert McCall in the United States District Court for the Northern District of Georgia, Atlanta Division; and for other purposes.

The above item was removed from the Consent Agenda by request of Councilmember Moore. Ms. Moore offered an Amendment to "Amend the Caption and Amend page two by creating a new Section 5."It was Seconded by Councilmember Boazman and the Moore Amendment CARRIED by a roll call vote of 14 yeas; 0 nays. Subsequently, the Motion to Adopt as Amended CARRIED by a roll call vote of 11y; 2 nays.

ADOPTED AS AMENDED BY A ROLL CALL VOTE OF 11 YEAS; 2 NAYS

Council President Cathy Woolard Presided

COMMITTEE REPORTS (CONT'D)

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

Attendance at the November 13, 2002 meeting of the Finance/Executive Committee was as follows:

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

Absent: Councilmember Martin

REPORT

Council President Pro-Temp Cleta Winslow Presided

02-TR-2002 (1) Report of the **Chief Financial Officer** of the 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 BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS

ORDINANCE FOR SECOND READING

02-O-1975 (1) An Ordinance by **Councilmembers Jim Maddox, H. Lamar Willis, Ceasar C. Mitchell and Cleta Winslow as Substituted and Amended by Finance/Executive Committee** to amend Chapter Two of the Code of Ordinances of the City of Atlanta so as to amend waive Section 2-251 of the Code of Ordinances for this instance only; to provide for the appointment of Mr. Adam L. Smith as Chief Procurement Officer; to amend Section 2-221 (b); and for other purposes.

The above item was forwarded from committee with a Favorable on Substitute as Amended recommendation. An extensive discussion ensued, during which, Councilmember Boazman Called the Question. The Motion of the Question was then CARRIED by a roll call vote of 8 yeas; 6 nays. Subsequently, the Motion to Adopt on Substitute as Amended CARRIED by a roll call vote of 11 yeas; 3 nays.

ADOPTED SUBSTITUTE AS AMENDED BY A ROLL CALL VOTE OF 11 YEAS; 3 NAYS

Council President Cathy Woolard Presided

COMMITTEE REPORTS (CONT'D)

TRANSPORTATION COMMITTEE (1)
CARLA SMITH, VICE-CHAIR

Attendance at the November 13, 2002 meeting of the Transportation Committee was as follows:

Present: Councilmembers Smith (Vice-Chair), Boazman, Moore and Shook

Absent: Councilmembers Willis, Fauver and Martin

RESOLUTIONS

02-R-1665 (1) A **Substitute** Resolution by **Transportation Committee** authorizing the Mayor to execute Contract FC-7503-02, Comprehensive Fixed Asset Inventory and Valuation Services for Hartsfield Atlanta International Airport with American Appraisal Associates in amount not to exceed \$230,000.00, to perform physical inspection and inventory of all assets of City of Atlanta, Department of Aviation, with a original unit cost greater than \$1,000.00. All services to be charged to and paid from Fund, Account and Center Number: 2H21 524001 R21001.

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

02-R-1955 (2) A **Substitute** Resolution by **Transportation Committee** establishing the compensation limits for the Hartsfield Planning Collaborative, a Joint Venture of HNTB Corporation, B & E Jackson and Associates, Inc., Cecil Chan & Associates, Inc., under Contract FC 7216-00, during the third year of the term, pursuant to the terms and conditions of the contract, up to a total amount not to exceed \$17,400,000.00 to be charged to and paid from Fund, Account and Center Number: 2H21 524001 R21E10109999; and for other purposes.

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

02-R-1973 (3) A Resolution by **Councilmember Debi Starnes** to authorize parking on Piedmont Avenue during off-peak hours between Pine Street and Ponce de Leon Avenue, on the west side of the street.

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

PERSONAL PAPERS

Council President Cathy Woolard Presided

PERSONAL PAPERS

RESOLUTIONS/ADOPTED

02-R-2088 (1) A Resolution by **Councilmember Clair Muller** amending the Financial Advisory Contract with the joint venture of Dobbs Ram & Company and Public Resource Advisory Group to provide services to the City of Atlanta in setting solid waste rates; and for other purposes.

Councilmember Muller made a Motion to Adopt the above item. It was Seconded by Councilmember Starnes and a discussion ensued. After which, the Motion to Adopt CARRIED by a roll call vote of 10 yeas; 1 nay.

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

02-R-2089 (2) A Resolution by **Councilmember Felicia A. Moore** scheduling a public hearing in connection with the proposed adoption of the Northwest Atlanta Redevelopment Plan and creation of Tax Allocation District Number Three – Perry/Bolton; to establish the purpose of said public hearing; to direct the Municipal Clerk to advertise the public hearing and the Council Meeting at which the redevelopment plan will be considered for adoption; and for other purposes.

Councilmember Moore 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

RESOLUTIONS/REFERRED

02-R-2094 (1) A Resolution by **Councilmember Felicia A. Moore** to create the Northwest Atlanta Redevelopment Area and Tax Allocation District Number Three – Perry/Bolton; to designate the boundaries of the redevelopment area; to establish the tax increment base and adopt a redevelopment plan for the area; to create a tax allocation district within the redevelopment area and to define the boundaries thereof; to establish the intent to issue and sell tax allocation bonds and such redevelopment bonds necessary to effectuate the redevelopment of the area; to authorize the Atlanta Development Authority to act as the redevelopment agent to implement provisions of the redevelopment plan pursuant to the State Redevelopment Powers Law; and for other purposes.

REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE WITHOUT OBJECTION

Council President Cathy Woolard Presided

PERSONAL PAPERS (CONT'D)

RESOLUTIONS/REFERRED (CONT'D)

- 02-R-2104 (2) A Resolution by **Councilmember Ceasar C. Mitchell** to express the City Council's support of the adoption by the Atlanta Police Department of a policy that limits when high speed pursuits may be conducted; to encourage the development of a non-chase pursuit policy; and for other purposes.
REFERRED TO PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE WITHOUT OBJECTION

ORDINANCES/REFERRED

- 02-O-2087 (1) An Ordinance by **Councilmember Clair Muller** to amend Article II, Section 130 of the City of Atlanta Code of Ordinances to provide for a more efficient, equitable, and fiscally responsible means of providing Solid Waste Services; and for other purposes.
REFERRED TO CITY UTILITIES COMMITTEE WITHOUT OBJECTION
- 02-O-2090 (2) An Ordinance by **Councilmember Clair Muller** to amend the City of Atlanta Code of Ordinances, Section 154-297 to recoup the cost to the City for Grease Management Program (Grease Trap Ordinance); and for other purposes.
REFERRED TO CITY UTILITIES COMMITTEE WITHOUT OBJECTION
- 02-O-2091 (3) An Ordinance by **Councilmember Derrick Boazman** authorizing the City Attorney to institute necessary legal action through condemnation by the declaration of taking method to obtain fee simple title to the real property generally known as 5074 Southridge Parkway, College Park, Georgia 30337, for public use in connection with the proposed Fifth Runway Project at the William B. Hartsfield Atlanta International Airport, with the costs thereof to be charged to and paid from Fund Account Center No. 2H26 571001 R21E052096AA; 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-2092 (4) An Ordinance by **Councilmember Derrick Boazman** authorizing the City Attorney to institute necessary legal action through condemnation by the declaration of taking method to obtain fee simple title to: (1) the real property generally known as 5025 Derrick Jones Road, College Park, Georgia 30349; (2) the real property generally known as 5000 Southridge Parkway, College Park, Georgia 30349; (3) the real property generally known as 5099 Southridge Parkway, College Park, Georgia 30349; and, (4) the real property generally known as 703, 721, 727 and 739 Sullivan Road, College Park, Georgia 30349, for public use in connection with the proposed Fifth Runway Project at the William B. Hartsfield Atlanta, International Airport, with the costs thereof to be charged to and paid from Fund Account Center No. 2H26 571001 R21E052096AA; and for other purposes.

REFERRED TO FINANCE/EXECUTIVE COMMITTEE WITHOUT OBJECTION

02-O-2093 (5) An Ordinance by **Councilmembers Jim Maddox and Cleta Winslow** to amend Article "V", Classification Plan, Section 114-477, of the Code of Ordinances, City of Atlanta, Georgia, so as to abolish vacant positions (Part A), abolish filled positions (Part B), create, reclassify, transfer, salary and grade adjust positions (Part C), adopt personnel policy amendments and new initiatives (Part D), in support of the 2003 budget; and for other purposes.

REFERRED TO FINANCE/EXECUTIVE COMMITTEE WITHOUT OBJECTION

02-O-2095 (6) An Ordinance by **Councilmember Carla Smith** amending the 2002 (Intergovernmental Grant Fund) Budget, Department of Parks, Recreation and Cultural Affairs, by adding to anticipations and appropriations in the amount of \$1,180,000.00 for the purpose of renovating the South Bend Neighborhood Center, located at 1955 Compton Drive, SE; Atlanta, GA 30315; and for other purposes.

REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE WITHOUT OBJECTION

02-O-2096 (7) An Ordinance by **Councilmember Carla Smith** to amend Chapter 138, Section 8 of the Code of Ordinances to modify the requirements for effecting street name changes; to encourage the dedication of Parkland and other available public spaces as the preferred method of meritorious recognition over street name changes; 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-2097 (8) An Ordinance by **Councilmembers Mary Norwood and Lamar Willis** to anticipate and appropriate grant funds in the amount of \$10,178,300.00 from the Federal Aviation Administration and transfer to and from appropriations in the amount of \$3,392,767.00 for the City's share in grant agreement 3-13-0008-53, letter of intent (LOI) payment #3 for the construction of the commuter runway and associated taxiways; and for other purposes.
REFERRED TO TRANSPORTATION COMMITTEE WITHOUT OBJECTION
- 02-O-2098 (9) An Ordinance by **Councilmembers Lamar Willis and Mary Norwood** to anticipate and appropriate grant funds in the amount of \$3,779,291.00 from the Federal Aviation Administration and transfer to and from appropriations in the amount of \$1,211,831 for the City's share in grant agreement 3-13-0008-55, security enhancements and fingerprint machines; and for other purposes.
REFERRED TO TRANSPORTATION COMMITTEE WITHOUT OBJECTION
- 02-O-2099 (10) An Ordinance by **Councilmembers Lamar Willis and Mary Norwood** to anticipate and appropriate grant funds in the amount of \$2,500,000.00 from the Federal Aviation Administration in grant agreement 3-13-0008-56, security enhancements, Phase I; and for other purposes.
REFERRED TO TRANSPORTATION COMMITTEE WITHOUT OBJECTION
- 02-O-2100 (11) An Ordinance by **Councilmembers Lamar Willis and Mary Norwood** to anticipate and appropriate grant funds in the amount of \$8,134,431.00 from the Federal Aviation Administration and transfer to and from appropriations in the amount of \$2,711,477.00 for the City's share in grant agreement 3-13-0008-54, for the construction of the 5th Runway (Bridge Structures) and installation of Runway Vertical Guidance System, Runways 8L, 8R, 9L, 9R, 27L, 27R and for other purpose.
REFERRED TO TRANSPORTATION COMMITTEE WITHOUT OBJECTION

Council President Cathy Woolard Presided

PERSONAL PAPERS (CONT'D)

ORDINANCES/REFERRED (CONT'D)

02-O-2101 (12) An Ordinance by **Councilmember Anne Fauver** authorizing the Mayor to enter into a parking lot lease agreement (A Pilot Partnership) with the Piedmont Park Conservancy, Inc. organization for the purpose of operating and managing the two (2) parking lots within Piedmont Park at the Park Drive and 12th Street locations on behalf of the Department of Park, Recreation and Cultural Affairs, Bureau of Parks; establishing parking lot fee rates and times; and for other purposes.

REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE WITHOUT OBJECTION

02-O-2102 (13) A Charter Amendment Ordinance by **Councilmember Ceasar C. Mitchell** adopted under and by virtue of the authority of the Municipal Home Rule Act of 1965, O.C.G.A. Section 36-35-1, Et. Seq., as amended, so as to amend the Charter of the City of Atlanta, Georgia, 1996 Ga. Laws P. 4469, Et. Seq., by amending Article Three, Chapter Five, Section 3-505(a) so as to exempt retired sworn public safety personnel from the 520-business day limitation of temporary employment; to repeal conflicting ordinances; and for other purposes.

REFERRED TO PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE WITHOUT OBJECTION

02-O-2103 (14) An Ordinance by **Councilmember Ceasar C. Mitchell** to authorize the use of speed detection devices on State routes and off-system routes within the City of Atlanta as approved by the Georgia Department of Transportation; to establish and specify speed limits on State routes and off-system routes within the City of Atlanta; and for other purposes.

REFERRED TO TRANSPORTATION COMMITTEE WITHOUT OBJECTION

02-O-2105 (15) An Ordinance by **Councilmember Clea Winslow** authorizing the creation of an Enterprise Revenue Fund and Renewal and Extension Fund for Civic Center Operations effective January 1, 2002; 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-2106 (16)
Z-02-91 An Ordinance by **Councilmember Cleta Winslow** to amend the 1982 Zoning Ordinance of the City of Atlanta by creating a new Chapter entitled Chapter 18R, SPI-18 Mechanicsville Neighborhood District Regulations and to amend the official zoning map by supplanting existing Zoning Districts R-5, RG-2, RG-2-C, RG-3, RG-3-C, RG-4, C-1, C-1-C, C-2, C-3, I-1, I-2 and I-2-C with said SPI-18 District and to amend Chapter 28A.0010 by adding a new Subsection (42) SPI 18 Mechanicsville Neighborhood District; and for other purposes.

REFERRED TO ZONING REVIEW BOARD AND ZONING COMMITTEE WITHOUT OBJECTION

02-O-2107 (17) An Ordinance by **Councilmember Clair Muller** to amend the operation contract for the Chastain Amphitheater to set a permanent maximum sound level that is allowed to escape from the Amphitheater into the neighborhood.

REFERRED TO COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE WITHOUT OBJECTION

02-O-2108 (18) An Ordinance by **Councilmember Debi Starnes** to allow the transfer of funds within Councilmember accounts and to waive Section 2-39(b) to allow this transfer.

REFERRED TO FINANCE/EXECUTIVE COMMITTEE WITHOUT OBJECTION

ADJOURNMENT

Council President Cathy Woolard Presided

ADJOURNMENT

There being no further business to discuss the November 18, 2002 meeting of the Atlanta City Council was adjourned at 6:08 p.m.

ADJOURNMENT ROLL CALL: Council President Cathy Woolard (1); Councilmembers Smith, Starnes, Young, Winslow, Fauver, Shook, Muller, Moore, Maddox, Boazman, Mitchell, Norwood and Willis (13); Councilmembers Archibong and Martin did not record their votes (2).