

AN ORDINANCE BY

Joane M. Sheperd Cleta Anderson

AN ORDINANCE AUTHORIZING THE MAYOR OR HIS DESIGNEE, ON BEHALF OF THE CITY, TO WAIVE THE PROVISIONS CONTAINED IN CHAPTER 138, ARTICLE II, DIVISION 6, SECTION 138-60 ENTITLED "FLAGS, BANNERS, SIGNS, DISPLAYS" OF THE CITY OF ATLANTA CODE OF ORDINANCES, TO ALLOW THE COMMISSIONER OF THE DEPARTMENT OF PUBLIC WORKS TO WAIVE THE BANNER DEPOSIT FEE OF ONE THOUSAND DOLLARS (\$1,000.00) PURSUANT TO CITY CODE SECTION 138-60(a)(7), TO WAIVE THE BANNER PERMIT FEE OF ONE HUNDRED DOLLARS (\$100.00) PURSUANT TO CITY CODE SECTION 138-60(a)(8), TO WAIVE ALL PER BANNER AND PER DAY FEES PURSUANT TO CITY CODE SECTIONS 138-60(a)(8)b.1. AND 138-60(a)(8)b.2. FOR ELEVATE 2017 AND TO GRANT TO THE MAYOR'S OFFICE OF CULTURAL AFFAIRS A PERMIT TO DISPLAY BANNERS FOR THE ELEVATE ATLANTA PUBLIC ART FESTIVAL IN THE PUBLIC RIGHT-OF-WAY; AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta ("City") produces the ELEVATE Atlanta Public Art Festival ("ELEVATE") each year for the benefit of its citizens and visitors; and

WHEREAS, ELEVATE 2017 will mark the 7th year of the Festival; and

WHEREAS, ELEVATE is held from October 14-21, 2017, and includes approximately ten free events; and

WHEREAS, ELEVATE events annually attracts over 10,000 visitors; and

WHEREAS, the City pays for ELEVATE from sponsors, vendors, and from revenues generated by merchandise sales; and

WHEREAS, due to a downturn in the economy, the amount of revenue generated from sponsorship has decreased significantly; and

WHEREAS, the Mayor's Office of Cultural Affairs ("OCA") wishes to display fifty (50) banners in the City's right-of-way for thirty (30) days; and

WHEREAS, OCA is requesting that the provisions in Sections 138-60(a)(7), and 138-60(a)(8) of the City Code of Ordinances requiring that a base fee of One Hundred Dollars (\$100.00), a deposit of One Thousand Dollars (\$1,000.00), and all per banner per and day fees be waived.

THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY ORDAINS, as follows:

SECTION 1: That the Mayor, on behalf of the City, is authorized to waive the provisions contained in Sections 138-60(a)(7) and 138-60(a)(8) of the City Code of Ordinances to allow the waiver, on behalf of the Mayor's Office of Cultural Affairs of the banner permit fee of One Hundred Dollars (\$100.00), the deposit fee of One Thousand Dollars (\$1,000.00) and all per banner and per day fees.

SECTION 2: That the Mayor's Office of Cultural Affairs will comply with all other provisions contained in Section 138-60 of the City Code of Ordinances.

SECTION 3: That all ordinances and resolutions in conflict herewith are hereby waived for purposes of this Ordinance only, and only to the extent of said conflict.

Part II: Legislative White Paper: (This portion of the Legislative Request Form will be shared with City Council members and staff)

A. To be completed by Legislative Counsel:

Committee of Purview:

Caption: AN ORDINANCE AUTHORIZING THE MAYOR OR HIS DESIGNEE, ON BEHALF OF THE CITY, TO WAIVE THE PROVISIONS CONTAINED IN CHAPTER 138, ARTICLE II, DIVISION 6, SECTION 138-60 ENTITLED "FLAGS, BANNERS, SIGNS, DISPLAYS" OF THE CITY OF ATLANTA CODE OF ORDINANCES, TO ALLOW THE COMMISSIONER OF THE DEPARTMENT OF PUBLIC WORKS TO WAIVE THE BANNER DEPOSIT FEE OF ONE THOUSAND DOLLARS (\$1,000.00) PURSUANT TO CITY CODE SECTION 138-60(a)(7), TO WAIVE THE BANNER PERMIT FEE OF ONE HUNDRED DOLLARS (\$100.00) PURSUANT TO CITY CODE SECTION 138-60(a)(8), TO WAIVE ALL PER BANNER AND PER DAY FEES PURSUANT TO CITY CODE SECTIONS 138-60(a)(8)b.1. AND 138-60(a)(8)b.2. FOR ELEVATE 2017 AND TO GRANT TO THE MAYOR'S OFFICE OF CULTURAL AFFAIRS A PERMIT TO DISPLAY BANNERS FOR ELEVATE ATLANTA PUBLIC ART FESTIVAL IN THE PUBLIC RIGHT-OF-WAY; AND FOR OTHER PURPOSES.

Council Meeting Date: October 2, 2017

Requesting Dept.: Executive Offices - Office of Cultural Affairs

B. To be completed by the department:

1. Please provide a summary of the purpose of this legislation (Justification Statement).

AN ORDINANCE AUTHORIZING THE MAYOR OR HIS DESIGNEE, ON BEHALF OF THE CITY, TO WAIVE THE PROVISIONS CONTAINED IN CHAPTER 138, ARTICLE II, DIVISION 6, SECTION 138-60 ENTITLED "FLAGS, BANNERS, SIGNS, DISPLAYS" OF THE CITY OF ATLANTA CODE OF ORDINANCES, TO ALLOW THE COMMISSIONER OF THE DEPARTMENT OF PUBLIC WORKS TO WAIVE THE BANNER DEPOSIT FEE OF ONE THOUSAND DOLLARS (\$1,000.00) PURSUANT TO CITY CODE SECTION 138-60(a)(7), TO WAIVE THE BANNER PERMIT FEE OF ONE HUNDRED DOLLARS (\$100.00) PURSUANT TO CITY CODE SECTION 138-60(a)(8), TO WAIVE ALL PER BANNER AND PER DAY FEES PURSUANT TO CITY CODE SECTIONS 138-60(a)(8)b.1. AND 138-60(a)(8)b.2. FOR ELEVATE 2017 AND TO GRANT TO THE MAYOR'S OFFICE OF CULTURAL AFFAIRS A PERMIT TO DISPLAY BANNERS FOR THE ELEVATE ATLANTA PUBLIC ART FESTIVAL IN THE PUBLIC RIGHT-OF-WAY; AND FOR OTHER PURPOSES.

2. Please provide background information regarding this legislation.

3. If Applicable/Known:

(a) Contract Type:

(b) Source Selection:

(c) Bids/Proposals Due:

(d) Invitations Issued:

(e) Number of Bids:

(f) Proposals Received:

(g) Bidders/Proponents:

(h) Term of Contract:

4. Fund Account Center:

5. Source of Funds:

6. Fiscal Impact:

7. Method of Cost Recovery:

This Legislative Request Form Was Prepared By:

Dorian McDuffie, Public Art Program Manager

36

	First Reading		FINAL COUNCIL ACTION
	Committee _____ Date _____ Chair _____ Referred To _____		<input type="checkbox"/> 2 nd <input type="checkbox"/> 1 st & 2 nd <input type="checkbox"/> 3 rd Readings <input type="checkbox"/> Consent <input type="checkbox"/> V Vote <input type="checkbox"/> RC Vote
<p>(Do Not Write Above This Line)</p> <p><i>Shepherd</i></p> <p>AN ORDINANCE BY <i>Gayle M. Shepherd</i> <i>City Utilities</i></p> <p>AN ORDINANCE AUTHORIZING THE MAYOR OR HIS DESIGNEE, ON BEHALF OF THE CITY, TO WAIVE THE PROVISIONS CONTAINED IN CHAPTER 138, ARTICLE II, DIVISION 6, SECTION 138-60 ENTITLED "FLAGS, BANNERS, SIGNS, DISPLAYS" OF THE CITY OF ATLANTA CODE OF ORDINANCES, TO ALLOW THE COMMISSIONER OF THE DEPARTMENT OF PUBLIC WORKS TO WAIVE THE BANNER DEPOSIT FEE OF ONE THOUSAND DOLLARS (\$1,000.00) PURSUANT TO CITY CODE SECTION 138-60(a)(7), TO WAIVE THE BANNER PERMIT FEE OF ONE HUNDRED DOLLARS (\$100.00) PURSUANT TO CITY CODE SECTION 138-60(a)(8), TO WAIVE ALL PER BANNER AND PER DAY FEES PURSUANT TO CITY CODE SECTIONS 138-60(a)(8)b.1. AND 138-60(a)(8)b.2. FOR ELEVATE 2017 AND TO GRANT TO THE MAYOR'S OFFICE OF CULTURAL AFFAIRS A PERMIT TO DISPLAY BANNERS FOR THE ELEVATE PUBLIC ART FESTIVAL IN THE PUBLIC RIGHT-OF-WAY; AND FOR OTHER PURPOSES.</p>	<p>Committee _____ Date _____ Chair _____ Action _____ Fav, Adv, Hold (see rev. side) _____ Other _____ Members _____ Refer To _____</p>	<p>Committee _____ Date _____ Chair _____ Action _____ Fav, Adv, Hold (see rev. side) _____ Other _____ Members _____ Refer To _____</p>	CERTIFIED
<p><input type="checkbox"/> CONSENT REFER</p> <p><input type="checkbox"/> REGULAR REPORT REFER</p> <p><input type="checkbox"/> ADVERTISE & REFER</p> <p><input type="checkbox"/> 1ST ADOPT 2ND READ & REFER</p> <p><input checked="" type="checkbox"/> PERSONAL PAPER REFER</p>	<p>Committee _____ Date _____ Chair _____ Action _____ Fav, Adv, Hold (see rev. side) _____ Other _____ Members _____ Refer To _____</p>	<p>Committee _____ Date _____ Chair _____ Action _____ Fav, Adv, Hold (see rev. side) _____ Other _____ Members _____ Refer To _____</p>	MAYOR'S ACTION
<p>Date Referred: <i>9/18/17</i></p> <p>Referred To: <i>City Utilities</i></p> <p>Date Referred: _____</p> <p>Referred To: _____</p> <p>Date Referred: _____</p> <p>Referred To: _____</p>			