

**MINUTES OF THE CITY—COUNTY COUNCIL
AND SPECIAL SERVICE DISTRICT COUNCILS
OF INDIANAPOLIS, MARION COUNTY, INDIANA**

REGULAR MEETINGS — TUESDAY, FEBRUARY 13, 1984

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building, at 7:11 p.m., on Tuesday, February 13, 1984, with Councillor SerVaas presiding.

The meeting was opened with prayer by Councillor Betty Stewart. All joined in the Pledge of Allegiance to the Flag.

ROLL CALL

Councillor SerVaas instructed the Clerk to take the roll call of the Council, which was as follows:

PRESENT: Borst, Boyd, Bradley, Campbell, Clark, Cottingham, Coughenour, Crowe, Curry, Dowden, Durnil, Gilmer, Hawkins, Holmes, Howard, Jones, Journey, McGrath, Miller, Nickell, Page, Rader, Rhodes, SerVaas, Shaw, Stewart, Strader, West

ABSENT: Schneider

Councillor Schneider was absent due to illness, and Dr. SerVaas announced a quorum with twenty-eight members present.

OFFICIAL COMMUNICATIONS

The Chair called for the reading of Official Communications. The Clerk read the following:

**TO ALL MEMBERS OF THE CITY—COUNTY COUNCIL AND POLICE,
FIRE AND SOLID WASTE SPECIAL SERVICE DISTRICT COUNCILS
OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:**

Ladies and Gentlemen:

You are hereby notified that REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Special Service District Councils, will be held in the City-

County Building, in the Council Chambers, on Monday, February 13, 1984, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,

s/Beurt SerVaas, President
City-County Council

January 30, 1984

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE
CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS
AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in the Indianapolis NEWS and the Indianapolis COMMERCIAL on February 2 and 9, 1984, a copy of NOTICE TO TAXPAYERS of a Public Hearing on Proposal No. 51, 1984, to be held on Monday, February 13, 1984, at 7:00 p.m., in the City-County Building.

Respectfully,

s/Beverly S. Rippy
City Clerk

January 24, 1984

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE
CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS
AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Mrs. Beverly S. Rippy, the following ordinances and resolutions:

FISCAL ORDINANCE NO. 4, 1984, amending the City-County Annual Budget for 1984 (City-County Fiscal Ordinance No. 72, 1983) appropriating an additional Two Hundred Ninety-seven Thousand Three Hundred Eighty-seven dollars (\$297,387) in the State and Federal Grant Fund for purposes of the Marion County Community Corrections Advisory Board and reducing the unappropriated and unencumbered balance in the State and Federal Grant Fund.

FISCAL ORDINANCE NO. 5, 1984, amending the City-County Annual Budget for 1984 (City-County Fiscal Ordinance No. 72, 1983) appropriating an additional Two Thousand Five Hundred Dollars (\$2,500) in the County General Fund for purposes of the Marion County Superior Court, Criminal Division, Probation Department and reducing the unappropriated and unencumbered balance in the County General Fund.

FISCAL ORDINANCE NO. 7, 1984, amending the City-County Annual Budget for 1984 (City-County Fiscal Ordinance No. 72, 1983) appropriating an additional Three Million Six Hundred Thirty Thousand Dollars (\$3,630,000) in the Sanitation General Fund for purposes of the Department of Public Works, Sanitation Division and reducing the unappropriated and unencumbered balance in the Sanitation General Fund.

FISCAL ORDINANCE NO. 8, 1984, amending the City-County Annual Budget for 1984 (City-County Fiscal Ordinance No. 72, 1983) authorizing changes in the personnel compensation schedule (Section 2.03) of the Marion County Superior Court, Probate Division office.

FISCAL ORDINANCE NO. 9, 1984, amending the City-County Annual Budget for 1984 (City-County Fiscal Ordinance No. 72, 1983) authorizing changes in the personnel compensation schedule (Section 2.03) of the Juvenile Detention Center office.

GENERAL ORDINANCE NO. 1, 1984, revising the rules of the City-County Council and the Special Service District Councils.

SPECIAL ORDINANCE NO. 1, 1984, designating part of the Consolidated City as an Economic Development Target Area, which designation meets the requirements imposed by I.C. 36-7-12 for allowing industrial development bond financing for economic facilities used for retail trade, banking, credit agencies or services.

SPECIAL ORDINANCE NO. 2, 1984, authorizing the City of Indianapolis to issue its "Economic Development Revenue Bonds, Series 1984 (Byram - Gates Middleton Partnership Project)" in the aggregate principal amount of One Million Dollars (\$1,000,000) and authorizing other actions in respect thereto.

SPECIAL ORDINANCE NO. 3, 1984, authorizing the City of Indianapolis to issue its "Economic Development Revenue Bonds, Series 1984 (Tippman & Associates Project)" in the aggregate amount of Four Million Five Hundred Thousand Dollars (\$4,500,000) and authorizing other action in respect thereto.

GENERAL RESOLUTION NO. 1, 1984, approving an amended schedule of rates and charges for cable television services furnished to residents of the Consolidated City by American Cablevision of Indianapolis, Inc.

SPECIAL RESOLUTION NO. 3, 1984, urging the Indiana General Assembly to provide fiscal relief to local units of government.

SPECIAL RESOLUTION NO. 4, 1984, approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

SPECIAL RESOLUTION NO. 5, 1984, approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

SPECIAL RESOLUTION NO. 6, 1984, approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

SPECIAL RESOLUTION NO. 7, 1984, approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

Respectfully submitted,

s/William H. Hudnut, III
MAYOR

ADOPTION OF THE AGENDA

Consent was given for the adoption of the agenda of the City-County Council and the Indianapolis Police, Fire and Solid Waste Special Service District Councils of February 13, 1984.

APPROVAL OF THE JOURNALS

Dr. SerVaas called for additions or corrections to the Journals of the City-County Council of December 12, 1983 and January 3, 1984 and the Journals of the Police,

Fire and Solid Waste Special Service District Councils of December 12, 1983. There being no additions or corrections, the minutes were approved as distributed.

INTRODUCTION OF GUESTS AND VISITORS

Councillor Clark introduced Mrs. Phyllis Nieske and fourth through six grade students in the Warren Township Gifted and Talented Program including: Michele Nieske, Chase Walden, Ryan Walker, Mike Lafferty, Ken Mauger, Brian Curry, Eric Thamas, Jason Luby, Mike Mitchell and Carolyn Charnes. Councillor Dowden recognized Mr. Joe Kuyoth and Mrs. Lois Poteet and the sixth grade class from the Northview Middle School in Washington Township. Councillor Dowden also introduced Mr. John Valdez, Assistant Scout Master for Troop No. 74 and Eagle Scouts Mike Cotton, Ryan Zintgraft and Scott Johnson. Also attending with the Scouts were Mr. and Mrs. Layman "Tex" Black.

PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS, AND COUNCIL RESOLUTIONS

PROPOSAL NO. 85, 1984. Councillor Holmes read the proposal honoring the Northwest High School Basketball Team and moved, seconded by Councillor Borst, for adoption. Proposal No. 85, 1984, was adopted by unanimous voice vote and retitled SPECIAL RESOLUTION NO. 8, 1984. Councillor Holmes presented Head Coach Bill Ritter with a copy of the Resolution. Special Resolution No. 8, 1984, reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 8, 1984

A SPECIAL RESOLUTION honoring the Northwest High School Basketball Team.

WHEREAS, the Northwest High School Basketball Team has compiled a record of 13 and 3 so far this season; and

WHEREAS, the Northwest Space Pioneers captured the 1984 Indianapolis City Basketball Title; and

WHEREAS, the Northwest Basketball Team is certainly big in spirit; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council congratulates the Northwest High School Basketball Team for winning the 1984 Indianapolis City Basketball Title.

SECTION 2. The City-County Council congratulates Athletic Director Charles Leamon, Head Coach Bill Ritter, Assistant Coaches Bob Groomer and Jim Berger, Team Members Ken McMichel, Kyle Wooden, Scott Miller, Mark Owens, David Jackson, Shawn Young, Bill Ritter, Derek Wilson, Woody Ivey and Dan Proffitt, Team Managers Mike Hillard, Troy Eller and Jeff Spencer, Team Scorer Phil Taylor and Timer David Johnson.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 86, 1984. Councillor Gilmer read the proposal honoring the Brebeuf Preparatory School Boy's Basketball Team. Councillor Gilmer moved, seconded by Councillor SerVaas, for adoption. Proposal No. 86, 1984, was adopted by unanimous voice vote and retitled **SPECIAL RESOLUTION NO. 9, 1984.** A copy of the Resolution will be presented to the coach at Brebeuf. Special Resolution No. 9, 1984, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 9, 1984

A SPECIAL RESOLUTION honoring the Brebeuf Preparatory School Boy's Basketball Team.

WHEREAS, the Brebeuf Preparatory School Boy's Basketball Team has won the 1984 Marion County Basketball Championship; and

WHEREAS, this is the second year in a row that Brebeuf has won this title; and

WHEREAS, the win of this title extends the team's record to 11 and 4 so far this season; now, therefore:

**BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:**

SECTION 1. The City-County Council congratulates the Brebeuf Preparatory School Boy's Basketball Team for winning the 1984 Marion County Basketball Championship.

SECTION 2. The Council extends congratulations and appreciation to Principal Bernard Knoth, S.J., Athletic Director Alan Vickrey, Coach Martin Echelbarger, Assistant Coaches Bill barber and Elisha Madden, Trainers Tom Meisberger, John Edwards and Bill McLinn, Team Managers Tim Malarney, Peter Crean, Rick Evans and John Valarde, and Team Members Jeff Moe, Tom De Voe, Brian Barbour, Scott Cunningham, Darrell Glenn, Rocky Saviano, Hashim Abdul-Majid, Leonard Fernandes, A.J. Brase, John Gallagher and Bob Thatcher.

SECTION 3. The Mayor is invited to join in the expression of this resolution by affixing his signature hereto.

SECTION 4. The Clerk shall forward a copy of this resolution to the Principal Bernard Knoth and the Head Coach Martin Echelbarger.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 98, 1984. Introduced by Councillor SerVaas, this proposal appoints a second assistant clerk. Councillor SerVaas moved, seconded by Councillor Rader, for adoption. Proposal No. 98, 1984, was adopted by unanimous voice vote, retitled **COUNCIL RESOLUTION NO. 14, 1984,** and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 14, 1984

A COUNCIL RESOLUTION appointing a second assistant clerk.

WHEREAS, the clerk of the council will be unavailable to perform the duties of her office while recuperating from surgery; and

WHEREAS, the assistant clerk may not always be available in her absence; and

WHEREAS, certain duties of the clerk must be performed on short notice and on a daily basis; and

WHEREAS, it is desirable to have at least two persons qualified to perform those duties; now, therefore:

**BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:**

SECTION 1. The Council hereby appoints Debra Holt as an additional Assistant Clerk of the Council to perform the functions pertaining to such office by law and the rules of the Council.

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 99, 1984. Introduced by Councillor Coughenour, Borst, Miller and McGrath, this proposal honors Southport High School on its 90th Birthday. Councillor Coughenour read the proposal and moved for its adoption, seconded by Councillor Jones. Proposal No. 99, 1984, was adopted by unanimous voice vote, retitled SPECIAL RESOLUTION NO. 10, 1984, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 10, 1984

A SPECIAL RESOLUTION honoring Southport High School on its 90th Birthday.

WHEREAS, Southport High School was commissioned in 1894 with two (2) faculty and a graduating class of six (6); and

WHEREAS, the high school moved to its present location in 1956 and now serves 1,650 students with a faculty of 104; and

WHEREAS, the students of Southport High School currently enjoy nine sporting programs for both men and women with 48 clubs and organizations which are school sponsored; now, therefore:

**BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:**

SECTION 1. The Indianapolis - Marion County City-County Council does hereby congratulate Southport High School on its 90th birthday.

SECTION 2. The Indianapolis - Marion County City-County Council further commends Principal Dr. Lloyd L. Bodie and the faculty and staff of Southport High School for the ninety years of excellence in education and training which has produced countless graduates which are assets to their community and the state.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor Coughenour read the following Proclamation honoring Charles Bosma and requested a moment of silence in honor of the late Senator Bosma. The Proclamation reads as follows:

**“SENATOR CHARLES E. BOSMA DAY”
FEBRUARY 13, 1984**

WHEREAS, Senator Charles E. Bosma served the citizens of the State of Indiana with integrity and dedication for nineteen years as a member of the Indiana House of Representatives and the Indiana State Senate; and

WHEREAS, Senator Bosma was a stalwart legislator who was always at the forefront of issues which affected people, and was well-known for his efforts to promote legislation aiding the mentally and physically disabled; and

WHEREAS, A thirteen year member of the Indiana Commission for the Handicapped, Senator Bosma also served as a member of the Child Support Advisory Commission of the Department of Welfare and the Protection and Advocacy Commission, the Census Data and the Addictions and Substance Abuse advisory commissions, and many other charitable humanitarian organizations; and

WHEREAS, On this day, family, friends and colleagues have gathered in respect for this dedicated public servant, fine businessman, loyal churchman, and true gentleman, as the Industrial Workshop and Indiana Rehabilitation Center is renamed in his honor:

NOW, THEREFORE, I, William H. Hudnut, III, Mayor of the City of Indianapolis, do hereby proclaim February 13, 1984, as

SENATOR CHARLES E. BOSMA DAY”

In Indianapolis, and call upon all citizens to salute this remarkable man for the many contributions he so freely made toward the betterment of our citizenry.

IN WITNESS WEREOF, I have hereunto set my hand and caused the Seal of the City of Indianapolis to be affixed this 13th day of February, 1984.

WILLIAM H. HUDNUT, III, MAYOR

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 68, 1984. Introduced by Councillor Stewart. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE reducing the appropriation for the Marion County Welfare Department by \$387,689"; and the President referred it to the Community Affairs Committee.

PROPOSAL NO. 69, 1984. Introduced by Councillor Cottingham. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring \$5,000 for the Warren Township Assessor for the purchase of a micro computer"; and the President referred it to the County and Townships Committee.

PROPOSAL NO. 70, 1984. Introduced by Councillor Cottingham. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE authorizing changes in the personnel schedule of the Washington Township Trustee"; and the President referred it to the County and Townships Committee.

PROPOSAL NO. 71, 1984. Introduced by Councillor Cottingham. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE authorizing changes in the personnel schedule of the Wayne Township Trustee"; and the President referred it to the County and Townships Committee.

PROPOSAL NO. 72, 1984. Introduced by Councillor Durnil. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION approving the leasing of certain real estate by the Department of Parks and Recreation"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 73, 1984. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE reducing the appropriation for the Marion County Sheriff by \$700,000"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 74, 1984. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$705,000 for the Marion County Sheriff to purchase vehicles"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 75, 1984. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$25,300 for the Marion County Sheriff for three traffic projects which will be 76% reimbursed by the Indiana Department of Highways"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 76, 1984. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring \$12,000 for the Superior Court - Juvenile Division for contractual attorneys to serve as public defenders"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 77, 1984. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$167,286 for the Municipal Court from the Adult Probation Fees Fund and established a personnel schedule"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 78, 1984. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$10,381 for the Circuit Court for two part time court commissioners which will be 70% reimbursed by Title IV-D Funds"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 79, 1984. Introduced by Councillor Jones. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code, Chapter 10½ to include certain construction material specifications"; and the President referred it to be heard by a joint meeting of the Public Works and Transportation Committees.

PROPOSAL NO. 80, 1984. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE establishing a loading zone on a portion of Pennsylvania Street"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 81, 1984. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE establishing a loading zone on a portion of Pennsylvania Steet"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 82, 1984. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE establishing a loading zone on a portion of Illinois Street"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 83, 1984. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE changing inter-

section controls in various subdivisions"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 84, 1984. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE changing parking controls on a portion of High School Road"; and the President referred it to the Transportation Committee.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NOS. 87-92, 1984. Introduced by Councillor Borst. The Clerk read the proposals entitled: "REZONING ORDINANCES certified by the Metropolitan Development Commission on January 20, 1984". No action was taken by the Council, and the proposals were deemed adopted. Proposal Nos. 87-92, 1984, were retitled REZONING ORDINANCE NOS. 18-23, 1984, and read as follows:

**REZONING ORDINANCE NO. 18, 1984 83-Z-235 WASHINGTON TOWNSHIP
COUNCILMANIC DISTRICT NO. 7**

5561 NORTH KEYSTONE AVENUE, INDIANAPOLIS

Edwards Transmission Exchange, Inc., by Thomas M. McLaughlin, by Edward J. Galm, Jr., requests rezoning of 0.70 acre, being in the D-4 district, to the C-5 classification, to provide for automobile repairs and sale of new or used automobiles.

**REZONING ORDINANCE NO. 19, 1984 83-Z-237 PERRY TOWNSHIP
COUNCILMANIC DISTRICT NO. 25**

6130 SMOCK STREET, INDIANAPOLIS

Spivey Construction, Inc., by E. G. Childress, requests rezoning of 0.67 acre, being in the A-2 district, to the D-2 classification, to conform zoning to its residential use.

**REZONING ORDINANCE NO. 20, 1984 83-Z-240 PERRY TOWNSHIP
COUNCILMANIC DISTRICT NO. 20**

3860 SOUTH EAST STREET, INDIANAPOLIS

Wilfred and Charles Brehob, by Rex Joseph, requests rezoning of 1.84 acres, being in the D-4 district, to the C-5 classification, to provide additional parking for Sport Bowl.

**REZONING ORDINANCE NO. 21, 1984 83-Z-241 PERRY TOWNSHIP
COUNCILMANIC DISTRICT NO. 25**

1751 WEST THOMPSON ROAD, INDIANAPOLIS

Overland Express, Inc., by Stephen D. Mears, requests rezoning of 20 acres, being in the I-3-S district, to the I-4-S classification, to permit the development of a motor truck terminal in excess of ten acres.

**REZONING ORDINANCE No. 22, 1984 83-Z-242 PERRY TOWNSHIP
COUNCILMANIC DISTRICT NO. 25**

6012 MADISON AVENUE, INDIANAPOLIS

George W. Arndt, Jr. and Helen M. Arndt request rezoning of 0.43 acre, being in the D-3 district, to the C-1 classification, to provide for an optometric office.

**REZONING ORDINANCE NO. 23, 1984 84-Z-4 PIKE TOWNSHIP
COUNCILMANIC DISTRICT NO. 1**

7301 WEST 46TH STREET, INDIANAPOLIS

Metropolitan Development Commission, by Jon A. Meeks, Administrator, Division of Development Services, requests rezoning of 318.69 acres, being in the PK-1 and PK-2 districts, to the A classification, to provide for airport uses at Eagle Creek Airport.

PROPOSAL NOS. 93-97, 1984. Introduced by Councillor Borst. The Clerk read the proposals entitled: "REZONING ORDINANCES certified by the Metropolitan Development Commission on February 3, 1984". Councillor Dowden called out Proposal No. 93, 1984, for a public hearing to be held on February 28, 1984, seconded by Councillor Howard. Proposal Nos. 94-97, 1984, were adopted by consent of the Council, retitled REZONING ORDINANCE NOS. 24-27, 1984, and read as follows:

**REZONING ORDINANCE NO. 24, 1984 84-Z-1a WAYNE TOWNSHIP
COUNCILMANIC DISTRICT NO. 8
4575 WEST 38TH STREET, INDIANAPOLIS**
Martin Realty Company, by Walter E. Wolf, Jr., requests rezoning of 6.93 acres, being in the C-4 and D-5 districts, to the C-4 classification, to provide for commercial use.

**REZONING ORDINANCE NO. 25, 1984 84-Z-1b WAYNE TOWNSHIP
COUNCILMANIC DISTRICT NO. 8
4575 WEST 38TH STREET, INDIANAPOLIS**
Martin Realty Company, by Walter E. Wolf, Jr., requests rezoning of 5.80 acres, being in D-5 district, to C-3 classification, to provide for commercial uses.

**REZONING ORDINANCE NO. 26, 1984 84-Z-13 PERRY TOWNSHIP
COUNCILMANIC DISTRICT NO. 20
43 EAST BIXLER ROAD, INDIANAPOLIS**
First Separate Baptist Church in Christ of Indianapolis, by William D. Hall, requests rezoning of 3 acres, being in the D-P district, to the SU-1 classification, to permit construction of a church.

**REZONING ORDINANCE NO. 27, 1984 84-Z-14 WASHINGTON TOWNSHIP
COUNCILMANIC DISTRICT NO. 9
3825 NORTH MERIDIAN STREET, INDIANAPOLIS**
Lloyd E. Conway, by Evelyn Pitschke, requests rezoning of 0.29 acre, being in the D-5 district, to the C-1 classification, to provide for a law office in a single-family structure.

PROPOSAL NO. 51, 1984. Councillor Dowden reported that this proposal, which transfers and appropriates \$109,848 for the Prosecutor's Child Support Agency to repair water damaged equipment, was recommended for passage by the Public Safety and Criminal Justice Committee by a vote of 6-0 on February 1, 1984. He pointed out that due to water damage caused by frozen pipes, the Child Support Division must replace three computer printers and two computer terminals at a cost of \$9,500. This proposal also transfers \$91,860 for salaries of two part-time positions for a computer analyst and a community relations officer and four part-time deputy prosecutor positions. There is \$8,488 transferred into the Auditor's budget from unappropriated and unencumbered County General Funds for fringes for six part-time positions which will be 70% reimbursed from Title IV-D. The President called for public testimony at 7:41 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor West, for adoption. Proposal No. 51, 1984, was adopted on the following roll call vote; viz:

28 YEAS: Borst, Boyd, Bradley, Campbell, Clark, Cottingham, Coughenour, Crowe, Curry, Dowden, Durnil, Gilmer, Hawkins, Holmes, Howard, Jones, Journey, McGrath, Miller, Nickell, Page, Rader, Rhodes, SerVaas, Shaw, Stewart, Strader, West

NO NAYS

1 NOT VOTING: Schneider

Proposal No. 51, 1984, was retitled FISCAL ORDINANCE NO. 10, 1984, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 10, 1984

A FISCAL ORDINANCE amending the City-County Annual Budget for 1984 (City-County Fiscal Ordinance No. 72, 1983) transferring and appropriating an additional One Hundred Nine Thousand Eight Hundred Forty-eight Dollars (\$109,848) in the County General Fund for purposes of the Marion County Prosecutor's Child Support Agency and reducing certain other appropriations for the Marion County Auditor and the Prosecutor's Child Support Agency and the unappropriated and unencumbered balance in the County General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.03 (b)(23) of the City-County Annual Budget for 1984, be, and is hereby amended by the increases and reductions hereinafter stated for the purposes of providing funds in the proper character in order to be reimbursed and to repair water damaged equipment.

SECTION 2. The sum of One Hundred Nine Thousand Eight Hundred Forty-eight Dollars (\$109,848) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the appropriations and the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

PROSECUTOR'S CHILD SUPPORT AGENCY	COUNTY GENERAL FUND
1. Personal Services	\$91,860
4. Capital Outlay	9,500
	<u>101,360</u>
MARION COUNTY AUDITOR	
1. Personal Services (Fringes)	8,488
TOTAL INCREASE	<u>\$109,848</u>

SECTION 4. The said additional appropriations are funded by the following reductions:

PROSECUTOR'S CHILD SUPPORT AGENCY	COUNTY GENERAL FUND
3. Other Services & Charges	\$91,860
MARION COUNTY AUDITOR	
3. Other Services & Charges	9,500
Unappropriated and Unencumbered County General Fund	<u>8,488</u>
TOTAL REDUCTION	\$109,848

SECTION 5. The personnel schedule is hereby amended by deleting the crosshatched portions and adding the new amounts as underlined herein:

(b)(23) PROSECUTOR'S CHILD SUPPORT IV-D AGENCY - Dept. 04

Personnel Classification	Maximum Number	Maximum Salary	Maximum Per Classification
Supervisor Professional	2	38,568	45,000
Administrative Supervisor	3 <u>5</u>	22,478	31,000 <u>82,700</u>
Deputy Prosecutors	8 <u>7</u>	34,746	47,250 <u>117,410</u>
Paralegals	22	18,763	239,500 <u>264,500</u>
Secretaries	20	16,275	210,910 <u>235,910</u>
Temporary			5,000
<u>Vacancy Factor</u>	—		<u>(50,000)</u>
TOTAL	50		608,660 <u>700,520</u>

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

SPECIAL ORDERS, UNFINISHED BUSINESS

PROPOSAL NO. 45, 1984. This proposal, for a final bond ordinance authorizing the issuance of \$1,000,000 Economic Development Revenue Bond for American States Insurance Company, was postponed in Council until February 28, 1984 by consent of the Council.

SPECIAL ORDERS, FINAL ADOPTION

PROPOSAL NO. 4, 1984. This proposal amends the Code concerning the licensing of horse-drawn carriages. Councillor Coughenour reported that the Committee amended the Section 17-405 by changing the width of the spoked wheels from one and three-eighths to one and one-fourth. Also, Section 17-405 (b)(ii) states that all carriages will be equipped with brakes. Section 28-212 makes reference to non-licensed passenger vehicles prohibited. She stated that the Administration Committee recommended passage as amended by a vote of 5-0. Councillor Jones moved, seconded by Councillor Borst, the following:

CITY-COUNTY COUNCIL MOTION

Mr. President:

I move to amend City-County Proposal No. 4, 1983, by adding to Section 17-402. (1) the following language:

1. Horse carriage owners and operators shall maintain their horses in good health abiding by the rules of good animal husbandry. This shall include an annual health

examination of each animal by a Veterinarian of Equine Medicine licensed by the State of Indiana. A copy of said examination shall be submitted to the controller to be placed on file with the permit application.

Councillor Jones

Council consent was given. Councillor Coughenour moved, seconded by Councillor Borst, for adoption. After considerable discussion on this proposal, Councillor Gilmer called for the question, seconded by Councillor Howard. The President called for the vote, and Proposal No. 4, 1984, As Amended, was adopted on the following roll call vote; viz:

21 YEAS: *Borst, Boyd, Bradley, Campbell, Cottingham, Coughenour, Crowe, Curry, Dowden, Gilmer, Holmes, Howard, Jones, Journey, McGrath, Miller, Page, Rhodes, SerVaas, Shaw, Strader*

7 NAYS: *Clark, Durnil, Hawkins, Nickell, Rader, Stewart, West*

1 NOT VOTING: *Schneider*

Proposal No. 4, 1984, As Amended, was retitled GENERAL ORDINANCE NO. 2, 1984, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 2, 1984

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", by adding a new Article XV in Chapter 17, concerning the licensing of horse-drawn vehicles, and amending Chapter 28 to prohibit certain unlicensed vehicles from using public streets.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Chapter 17 of the "Code of Indianapolis and Marion County, Indiana", is hereby amended by adding a new Article XII regulating horse-drawn carriages and requiring licenses, to read as follows:

Sec. 17-501. Regulation and licensing of horse-drawn carriage businesses.

To assure the public health and safety of persons using the public streets and ways, the operation of horse-drawn carriages is regulated; and the business of conveying persons by horse-drawn carriages is licensed to defray the costs of regulation and operation required by this article.

Sec. 17-502. Licenses required.

The operation of any horse-drawn vehicle upon the streets of the city for the purpose of transporting persons for hire or as a contractual service is a violation of this Code unless operated in accordance with valid licenses issued pursuant to this chapter.

Sec. 17-503. Licenses issued by controller.

The controller is authorized to issue licenses pursuant to this article as follows: horse-drawn carriage business licenses, horse-drawn vehicle licenses and coachman's licenses.

Sec. 17-504. Applications for horse-drawn carriage business license.

Applications for horse-drawn carriage business license shall be made to the controller on forms provided by the controller. In addition to other information required by this chapter, the application shall contain the following information:

- a. the name and business address of the applicant, and if a corporation or partnership the name and address of any person owning directly or indirectly five percent (5%) or more of the ownership interest in said business;
- b. a financial statement of the applicant;
- c. the number of carriages to be operated pursuant to the license, and the seating capacity, manufacturer, and scale drawing or photograph of each carriage;
- d. whether the applicant has ever been convicted of a felony, if the applicant is an individual; whether any of the partners have been convicted of a felony, if the applicant is a partnership; and whether any of the officers or directors have been convicted of a felony, if the application is a corporation;
- e. a route and operations schedule for the business which complies with section 17-505.
- f. a schedule of rates and charges to be made to passengers which rates shall not be changed without ten (10) days prior notice to the controller.

The application shall be verified under oath and include a written agreement by the applicant to operate the business, if licensed, strictly in accordance with section 17-506 and to indemnify and hold harmless the city for all judgments, losses and expenses arising out of the operations permitted by the license.

Sec. 17-401. Carriage route and operations schedule.

(a) Horse-drawn carriage businesses shall operate only upon routes and pursuant to schedules approved as provided in this section. The route and operations schedule filed with the controller shall contain the following:

1. A map of the routes on which the carriages will operate;
2. A schedule of hours of operations, which shall not include the hours of 6:00 a.m. to 9:00 a.m. or 3:00 p.m. to 6:00 p.m. except on Saturdays, Sundays and city holidays;
3. The location of the site or sites to be used for off-street storage, stabling and loading of carriages and horses;
4. The location of any curb-side areas to be designated as "stands" for regular pick-up and discharge of passengers, including in the case of established passenger and material loading zones written permission of the permit holder to use such zone or zones, or an application for designation of such a zone pursuant to section 29-331 of this code, none of which shall be on Monument Circle.

(b) The controller shall refer all route and operation schedules to the directors of the departments of transportation, public safety and metropolitan development. The director of transportation may reject any route and operation schedule that is an unsafe or inappropriate use of the public streets. The director of the department of public safety may reject any route and operation schedule that would present a hazard to the public safety on the city streets or ways. The director of the department of metropolitan development may reject any route and operation schedule that is inconsistent with the zoning ordinances of the county.

(c) The controller, on the recommendation of the director of public safety, may issue temporary permits to holders of a valid horse-drawn carriage business license for operation on other routes for special purposes for periods not to exceed ten (10) days.

(d) Any route and operation schedule approval shall be subject to the right of the director of public safety to prohibit the use of any route at certain times, when such operation would be inconsistent with other special events or public safety requirements, by giving forty-eight (48) hours notice of such prohibition.

Sec. 17-506. Operation of horse-drawn carriage businesses.

Horse-drawn carriage businesses shall be operated only in accordance with the following regulations:

- a. A copy of the horse-drawn carriage license shall be displayed in all carriages used in such business. The controller upon issuance of the license shall issue that number of duplicates as requested in the application identifying each carriage identified in the application.
- b. Each carriage used in such business shall have a valid horse-drawn carriage license issued pursuant to this article.
- c. Each carriage shall be operated by the holder of a valid coachman's license issued pursuant to this article; who shall have such license on his person at all times when operating such vehicle.
- d. When carrying persons for hire or by contract, the vehicle shall be operated only upon the routes and during the hours approved pursuant to section 17-505, or in accordance with a special ten (10) day permit issued by the controller.
- e. Horse-drawn carriages shall pick-up and discharge passengers only upon the curb lane, while lawfully parked at the curb.
- f. Except while picking-up or discharging passengers, horse-drawn vehicles shall park only in "stands" designated in the approved route application or designated horse carriage stands approved by ordinance and so marked.
- g. Horse-drawn vehicles, when in motion, shall be operated only in curb-most traffic lane on any public street and the driver shall obey all applicable state and local traffic laws, ordinances and regulations.
- h. No horse-drawn vehicle shall be operated on a public street unless a valid bond or public liability insurance policy as specified in section 17-507 is on file with the city controller.
- i. The driver of any horse-drawn vehicle shall carry an identification card or be wearing some type of visible identification.
- j. It shall be the duty of the driver of a carriage to inform any person hiring the carriage of all the rates and charges before any service is rendered, which shall be the same as those on file with the controller.
- k. Drivers shall carry rate cards and exhibit them on demand. Rate cards shall also be affixed to the carriage in a prominent location so as to advise perspective clientele of the rates and fares. Rate cards shall bear the name and business address of the license holder, and a complete schedule of rates and fares. It shall be the responsibility of the owner to provide rate cards to all drivers and affix same to the carriages.
- l. Horse carriage owners and operators shall maintain their horses in good health abiding by the rules of good animal husbandry. This shall include an annual health examination of each animal by a Veterinarian of Equine Medicine licensed by the State of Indiana. A copy of said examination shall be submitted to the controller to be placed on file with the permit application.
- m. Occupancy of a horse-drawn carriage shall not exceed the rated seating capacity of the vehicle.
- n. No passenger shall be allowed to ride on any part of the vehicle while in motion except seated inside the vehicle.
- o. Drivers shall not solicit patronage in a loud tone of voice or in any manner to annoy or obstruct the movement of a person, or follow any person for the purpose of soliciting patronage.
- p. Drivers are prohibited from smoking while carrying passengers.
- q. All horses will have rubber compound type horse shoes on the front two feet and either a rubber shoe or borium cork shoe on the two rear feet to keep the animal from slipping on the pavement.
- r. Each animal pulling a carriage on the city streets shall be equipped with manure-catching devices to hold manure until the operator is able to place it in a standard wire-tie plastic bag which he shall carry with him for permanent disposal when he returns to his base of operations.
- s. Each carriage shall be equipped with a chemical to be poured over horse urine by drivers so as to break down and eliminate accumulated agents and odor.

Sec. 17-403. Public liability.

Sec. 17-507. Public Liability.

(a) Before a license required by this division shall be issued or renewed, the applicant therefor shall post or maintain with the Controller either an indemnity bond or a policy of public liability insurance, approved as to form by the corporation counsel and conditioned substantially that the licensee will indemnify and save harmless the city, its officers, agents and employees, from any and all loss, costs, damages or expenses, by reason of legal liability which may result from or arise out of the granting of the license for the operation of a carriage for which a license is issued, and that the licensee will pay any and all loss or damage that may be sustained by any person resulting from or arising out of the illegal or negligent operation or maintenance of a carriage. The bond or policy of insurance shall be maintained in its original amount by the licensee at his expense at all times during the period for which the license is in effect. In the event two (2) or more licenses are issued to one licensee, one such bond or policy of insurance may be furnished to cover two (2) or more vehicles and each bond or policy shall be of a type where coverage shall automatically be restored after the occurrence of any accident or event from which liability may thereafter accrue.

(b) The limit of liability upon any bond or policy posted pursuant to subsection A shall in no case be less than One Hundred Thousand Dollars (\$100,000.00) for death or injury of one person, Three Hundred Thousand Dollars (\$300,000.00) for total liability for death or personal injury arising out of any one event or casualty, and Fifty Thousand Dollars (\$50,000.00) for property damage.

(c) Any bond posted pursuant to this section shall be accompanied by good and sufficient sureties approved by the Controller.

(d) The Controller shall notify the licensee under this division of any claim of which the City has notice, where such claim arises from the operation of maintenance of any carriage.

Sec. 17-508. Issuance of horse-drawn carriage business licenses.

(a) Upon receipt of a completed application pursuant to section 17-504, approval of the route and operations schedule pursuant to section 17-505, filing of bond or insurance as required by section 17-507, and payment of the application and license fees provided in section 17-513, the controller shall issue a horse-drawn carriage business license to the applicant unless the number of vehicles approved for existing licenses equals or exceeds the number established in subsection (b).

(b) The council determines that to prevent disruption of the primary public uses of the city streets by pedestrians and motor vehicles that the number of carriages permitted in the downtown area should be limited. At no time shall the holders of horse-drawn carriage business licenses be authorized to operate more than twenty (20) vehicles in aggregate in the area of the city bounded by Harding Street on the west and I-65 and I-70 on the north, east and south, and no one licensee shall be authorized to operate more than eight (8) vehicles in such area.

(c) Initial licenses shall not be issued until a deadline established by the controller not earlier than March 1, 1984. If by the deadline applicants have qualified for more licenses than may be issued under (b), the controller shall select by random applicants until the maximum is reached.

Sec. 17-509. Horse-drawn vehicle license.

(a) No horse-drawn vehicle shall be operated upon the streets of the city for the transporting person for hire or by contract unless licensed by the controller.

(b) Only vehicles constructed and equipped as follows may be licensed:

(i) Carriages will have no less than one and one-fourth (1-1/4) inch spoked wheels with a rubber covering thick enough to protect the streets from damage and to keep noise to a minimum;

(ii) All carriages will be equipped with brakes, tail lights, brake lights and turn signals on the rear of the vehicle;

(iii) Carriages will be equipped with front lights on both sides that will emit light to the front and side that will be visible from a distance of 500 feet;

(iv) Each carriage will be equipped with a device to catch horse manure from falling to the pavement;

(v) Each carriage will be equipped with a chemical to be poured over horse urine by drivers so as to break down and eliminate accumulated agents and odor;

(vi) Each carriage will be equipped with a slow-moving vehicle sign approved by the State of Indiana and attached to the rear of the vehicle;

(vii) No carriage shall be larger in capacity than to transport six (6) passengers and shall be equipped with seat belts for all passengers.

(c) Upon application by the owner and after inspection determines that the vehicle complies with the requirements of this section, the controller shall issue horse-drawn vehicle licenses for such vehicles upon payment of the fees specified in section 17-513 hereof.

Sec. 17-510. Coachman's licenses.

(a) No person shall drive a horse-drawn vehicle carrying persons, for hire or by contract, unless the holder of a valid coachman's license issued pursuant to this section.

(b) The application for a coachman's license shall be made under oath to the controller and shall verify or establish that the applicant is:

(i) Able to speak, read and write the English language;

(ii) Require all drivers to have public passenger chauffeur's license issued by the State of Indiana;

(iii) Free of defective vision, defective hearing, and any other infirmities that would render him/her unfit for safe operation of a public vehicle;

(iv) Free of alcohol or drug addiction;

(c) The applicant shall produce written evidence of experience in driving a horse-drawn carriage, or successful completion of a course in such driving given by a source approved by the Controller, or both, and shall, if requested, demonstrate his/her ability.

(d) The controller may require the applicant by test or otherwise to demonstrate his knowledge of the requirements of this article.

(e) Upon approval of the application and payment of the fee provided in section 17-409, the controller shall issue a coachman's license to the applicant.

Sec. 17-511. Denial, suspension or revocation.

(a) Any violation of this article by the holder of a license issued hereunder shall be grounds by suspension or revocation of the license by the controller. Suspension or revocation shall be in accordance with section 17-49 of this code.

(b) Any denial of a license application shall be subject to review pursuant to section 17-68 of the code.

Sec. 17-512. Term and renewals.

All licenses issued hereunder shall be valid for a period not less than six (6) months nor more than eighteen (18) months from the date first issued expiring on June 30. Any license issued hereunder may be renewed prior to expiration upon application to the controller, verifying that the qualifications for the license are still met, and the payment of the fees specified in section 17-513. If the controller finds that the applicant remains qualified for the license and has operated as required by this article, the controller shall renew the license for a one (1) year period ending June 30 of the year following the expiration of the existing license.

Sec. 17-513. Fees.

The fees for licenses under this article shall be as follows:

(a) Horse-drawn carriage business license.

1. Initial application and license fee:
\$200.00 plus \$50.00 for each route and \$10.00 for each carriage.

2. Annual renewal:
\$100.00 plus \$10.00 per carriage
3. Refund:
If the initial license is not issued, \$100.00 of the application fee will be refunded.

(b) Horse-drawn vehicle license:

1. Initial fee and annual fee:
\$50.00 per carriage

(c) Coachman's license:

1. Initial fee and annual fee: \$25.00

Sec. 17-410. Penalties.

Violations of this ordinance shall be subject to the penalties of section 1-8 of this Code.

SECTION 2. Chapter 28, Article IV, Division I of the "Code of Indianapolis and Marion County, Indiana", be amended by adding a new Section 28-212 to read as follows:

Sec. 28-212. Non-licensed passenger vehicles prohibited.

No person shall use the public ways for the transportation of persons for hire or compensation unless the vehicle used for such purpose is duly licensed by the city or by the Indiana Public Service Commission.

SECTION 3. a. The expressed or implied repeal or amendment by this ordinance of any other ordinance or part of any other ordinance does not affect any rights or liabilities accrued, penalties incurred, or proceedings begun prior to the effective date of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance had not been adopted. b. An offense committed before the effective date of this ordinance, under any ordinance expressly or impliedly repealed or amended by this ordinance shall be prosecuted and remains punishable under the repealed or amended ordinance as if this ordinance had not been adopted.

SECTION 4. Should any provision (section, paragraph, sentence, clause, or any other portion) of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provisions shall not be affected, if and only if such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the council in adopting this ordinance. To this end the provisions of this ordinance are severable.

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

[Clerk's Note: Council consent was given to consider Proposal Nos. 20, 52, 53, 54, and 56, 1984, together. All of the aforementioned proposals are routine transportation ordinances recommended by unanimous votes from the Transportation Committee on January 18, 1984.]

PROPOSAL NO. 30, 1984, changes intersection controls at Avalon Lane and Avalon Road. PROPOSAL NO. 52, 1984, changes parking controls on a portion of

Shelby Street. PROPOSAL NO. 53, 1984, changes intersection controls in various subdivisions. PROPOSAL NO. 54, 1984, changes intersection controls in various subdivisions. PROPOSAL NO. 56, 1984, changes speed limit controls on a portion of 80th Street. Councillor Gilmer moved, seconded by Councillor McGrath, for adoption. Proposal Nos. 20, 52, 53, 54, and 56, 1984, were adopted on the following roll call vote; viz:

23 YEAS: *Borst, Boyd, Bradley, Clark, Cottingham, Coughenour, Crowe, Curry, Dowden, Durnil, Gilmer, Howard, Jones, Journey, McGrath, Miller, Nickell, Page, Rader, Rhodes, SerVaas, Stewart, Strader*

NO NAYS

6 NOT VOTING: *Campbell, Hawkins, Holmes, Schneider, Shaw, West*

Proposal Nos. 20, 52, 53, 54, and 56, 1984, were retitled GENERAL ORDINANCE NOS. 3-7, 1984, respectively, and read as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 3, 1984

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
13, Pg. 1	Avalon Ln. & Avalon Rd.	Avalon Ln.	STOP

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

CITY-COUNTY GENERAL ORDINANCE NO. 4, 1984

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-267, Parking prohibited at all times on certain designated streets.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-267, Parking prohibited at all times on certain designated streets, be, and the same is hereby amended by the addition of the following, to wit:

Shelby Street, on the east side, from a point 125 feet north of the north curbline of Bradbury Avenue to a point 100 feet south of the south curbline of Bradbury Avenue.

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

CITY-COUNTY GENERAL ORDINANCE NO. 5, 1984

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

**BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:**

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
6, Pg. 1	Andiron Dr., Fireside Dr. & Hardwood Dr.	Andiron Dr.	STOP
6, Pg. 1	Andiron Dr. & Homeside Dr.	Homeside Dr.	STOP
6, Pg. 1	Andiron Dr. & 91st St.	91st St.	STOP
6, Pg. 1	Autumn Mill Ct. & Autumn Mill Le.	Autumn Mill Le.	YIELD
6, Pg. 1	Bayview Ct. & Bayview Point	Bayview Point	YIELD
6, Pg. 1	Bayview Point & Cove Trace	Bayview Point	STOP
6, Pg. 1	Bayview Point & Springwater Dr.	Bayview Point	STOP

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

CITY-COUNTY GENERAL ORDINANCE NO. 6, 1984

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

**BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:**

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
2, Pg. 2	Depauw Bl. & Michigan Rd.	Michigan Rd.	STOP
10, Pg. 3	Forest View Dr. & Hazelwood Av.	NONE	NONE
10, Pg. 3	Forest View Dr. & Spannwood Dr.	NONE	NONE
12, Pg. 4	Grahma Rd. & 62nd Pl.	NONE	NONE
17, Pg. 6	Haughey Av. & W. 44th St.	NONE	NONE
23, Pg. 5	N. Somerset Av. & W. 18th St.	N. Somerset	YIELD
23, Pg. 5	N. Somerset Av. & W. 20th St.	W. 20th St.	YIELD
25, Pg. 7	N. Cleveland Av. & E. St. Clair St.	NONE	NONE

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
3, Pg. 1	Amherst St. & Golden Woods Dr.	Amherst St.	STOP
3, Pg. 3	Golden Woods Dr. & Grinnell St.	Grinnell St.	STOP
10, Pg. 3	Forest View Dr. & Hazelwood Av.	Forest View Dr.	STOP
10, Pg. 3	Forest View Dr. & Spannwood Dr.	Forest View Dr.	STOP
12, Pg. 4	Grahma Rd. & 62nd Pl.	62nd Pl.	STOP
15, Pg. 1	Eagle Creek Py. & Inland Dr.	Eagle Creek Py.	STOP
15, Pg. 1	Braemar Dr. & Inland Dr.	Inland Dr.	STOP
15, Pg. 1	Braemar Dr. & Kingussie Ct.	Braemar Dr.	YIELD
15, Pg. 1	Braemar Dr. & Castlebay Wy.	Braemar Dr.	STOP
15, Pg. 1	Braemar Dr. & Grampian Wy.	Braemar Dr.	STOP
15, Pg. 1	Castlebay Wy. & Grampian Wy.	Grampian Wy.	STOP
16, Pg. 2	Candle Ct. & 46th St.	46th St.	STOP
16, Pg. 2	Candle Ct. & Flame Wy.	Candle Ct.	YIELD
17, Pg. 6	Haughey Av. & 44th St.	Haughey Av.	STOP
23, Pg. 5	Somerset Av. & 18th St.	Somerset Av.	STOP
23, Pg. 5	Somerset Av. & 20th St.	20th St.	STOP
25, Pg. 7	Cleveland Av. & St. Clair St.	St. Clair St.	STOP
25, Pg. 21	Ogden St. & Walnut St.	Walnut St.	STOP

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

CITY-COUNTY GENERAL ORDINANCE NO. 7, 1984

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-136, Alteration of prima facie speed limits.

**BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:**

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-136, Alteration of prima facie speed limits, be, and the same is hereby amended by the addition of the following, to wit:

- Eightieth Street, from Westfield Boulevard to Meadowbrook Drive, 20 MPH; and
- Meadowbrook Drive, from Eightieth Street to Southbrook Drive, 20 MPH.

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 50, 1984. This proposal authorizes changes in the personnel schedule for Superior Court - Criminal Division - Room Six. Councillor Dowden reported that this request increases \$1,000 in Maximum Per Classification in the secretary position and decreases \$1,000 in the same column for the bailiff, because the secretary has assumed responsibilities of the former bailiff. Councillor Dowden moved, seconded by Councillor Howard, for adoption. Proposal No. 50, 1984, was adopted on the following roll call vote; viz:

27 YEAS: *Borst, Boyd, Bradley, Campbell, Clark, Cottingham, Coughenour, Crowe, Curry, Dowden, Durnil, Hawkins, Holmes, Howard, Jones, Journey, McGrath, Miller, Nickell, Page, Rader, Rhodes, SerVaas, Shaw, Stewart, Strader, West*

NO NAYS

2 NOT VOTING: *Gilmer, Schneider*

Proposal No. 50, 1984, was retitled FISCAL ORDINANCE NO. 11, 1984, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 11, 1984

A FISCAL ORDINANCE amending the City-County Annual Budget for 1984 (City-County Fiscal Ordinance No. 72, 1983) authorizing changes in the personnel compensation schedule (Section 2.03) of the Marion County Superior Court - Criminal Division - Room Six.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Section 2.03 (b)(12) of City-County Fiscal Ordinance No. 72, 1983, be amended by deleting the crosshatched portions and adding the new amounts as underlined herein:

(b) (12) SUPERIOR COURT - CRIMINAL DIVISION - ROOM SIX - Dept. 62

Personnel Classification	Maximum Number	Maximum Salary	Maximum Per Classification
Elected Official	1	16,493	16,493
Court Reporters	2	17,159	34,318
Bailiffs	2	14,017	28,034 27,148
Clerks	3	14,798	41,979
Master Commissioner	1	18,491	18,491
Secretary	1	14,014	14,014 15,014
Public Defenders	5	12,316	61,582
Temporary Salaries			1,020
Vacancy Factor			(114)
TOTAL	15		215,931

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 67, 1984. This proposal prohibits smoking on the Council floor. Councillor McGrath reported that the Rules and Policy Committee recommended to amend and pass this proposal by a vote of 4-1-2 on January 31, 1984. Councillor Jones moved, seconded by Councillor Howard, for adoption. Proposal No. 67, 1984, was defeated on the following roll call vote; viz:

8 YEAS: *Coughenour, Holmes, Howard, Jones, McGrath, SerVaas, Shaw, Strader*
17 NAYS: *Borst, Boyd, Bradley, Campbell, Clark, Cottingham, Crowe, Curry, Durnil, Gilmer, Hawkins, Journey, Nickell, Rader, Rhodes, Stewart, West*
4 NOT VOTING: *Dowden, Miller, Page, Schneider*

As a member on the prevailing side, Councillor West moved to reconsider Proposal No. 67, 1984. Councillor Durnil moved, seconded by Councillor Jones, to adjourn. The President ruled that a motion to adjourn takes precedence.

SPECIAL SERVICE DISTRICT COUNCIL

There being no pending business before any of the special service district councils, none of these convened separately.

ANNOUNCEMENTS AND ADJOURNMENT

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 8:16 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-County Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Special Service District Councils on the 13th day of February, 1984.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.



President



Clerk of the City-County Council

ATTEST:

(SEAL)