

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

**REGULAR MEETINGS
MONDAY, MAY 14, 1990**

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 Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:15 p.m. on Monday, May 14, 1990, with Councillor SerVaas presiding.

Councillor Strader led the opening prayer and invited all present to join him in the Pledge of Allegiance to the Flag.

President SerVaas welcomed back Councillor Ruhmkorff.

ROLL CALL

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

27 PRESENT: Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, Strader, West, Williams
2 ABSENT: Durnil, Giffin

A quorum of twenty-seven members being present, the President called the meeting to order.

OFFICIAL COMMUNICATIONS

The President 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 COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

Journal of the City-County Council

You are hereby notified that REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils, will be held in the City-County Building, in the Council Chambers, on Monday, May 14, 1990, 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
Beurt SerVaas, President
City-County Council

April 30, 1990

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 Thursday, May 3, 1990, a copy of NOTICE TO TAXPAYERS of a Public Hearing on Proposal Nos. 257, 261 and 262, 1990, to be held on Monday, May 14, 1990, at 7:00 p.m., in the City-County Building.

Respectfully,
s/Beverly S. Rippy
Beverly S. Rippy, City Clerk

April 23, 1990

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. 25, 1990, amending the City-County Annual Budget for 1990 (City-County Fiscal Ordinance No. 88, 1989) appropriating an additional Eighteen Thousand Eight Hundred Thirteen Dollars (\$18,813) in the Property Reassessment Fund for purposes of the Washington Township Assessor and reducing the unappropriated and unencumbered balance in the Property Reassessment Fund.

FISCAL ORDINANCE NO. 26, 1990, amending the City-County Annual Budget for 1990 (City-County Fiscal Ordinance No. 88, 1989) appropriating an additional One Million Two Hundred Fifty Thousand Dollars (\$1,250,000) in the County General Fund for purposes of the County Auditor and reducing the unappropriated and unencumbered balance in the County General Fund.

FISCAL ORDINANCE NO. 27, 1990, amending the City-County Annual Budget for 1990 (City-County Fiscal Ordinance No. 88, 1989) appropriating an additional One Hundred Thousand Dollars (\$100,000) in the County General Fund for purposes of the Information Services Agency and reducing the unappropriated and unencumbered balance in the County General Fund.

FISCAL ORDINANCE NO. 28, 1990, amending the City-County Annual Budget for 1990 (City-County Fiscal Ordinance No. 88, 1989) appropriating an additional Eighteen Thousand Six Hundred Seven Dollars (\$18,607) in the County General Fund for purposes of the Circuit Court and reducing the unappropriated and unencumbered balance in the County General Fund.

FISCAL ORDINANCE NO. 29, 1990, amending the City-County Annual Budget for 1990 (City-County Fiscal Ordinance No. 88, 1989) appropriating an additional Twenty-five Thousand Dollars (\$25,000) in the County Grants Fund for purposes of the Superior Court, Juvenile Division, and reducing the unappropriated and unencumbered balance in the County Grants Fund.

FISCAL ORDINANCE NO. 30, 1990, amending the City-County Annual Budget for 1990 (City-County Fiscal Ordinance No. 88, 1989) appropriating an additional Eleven Thousand Dollars (\$11,000) in the County Grants Fund for purposes of the Superior Court, Juvenile Division, and reducing the unappropriated and unencumbered balance in the County Grants Fund.

May 14, 1990

FISCAL ORDINANCE NO. 31, 1990, amending the City-County Annual Budget for 1990 (City-County Fiscal Ordinance No. 88, 1989) appropriating an additional Four Thousand Five Hundred Twenty-six Dollars (\$4,526) in the County Grants Fund for purposes of the Superior Court, Juvenile Division, and reducing the unappropriated and unencumbered balance in the County Grants Fund.

FISCAL ORDINANCE NO. 32, 1990, amending the City-County Annual Budget for 1990 (City-County Fiscal Ordinance No. 88, 1989) appropriating an additional Two Hundred Four Thousand Nine Hundred Dollars (\$204,900) in the State and Federal Grants Fund for purposes of the Prosecuting Attorney and County Auditor and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

FISCAL ORDINANCE NO. 33, 1990, amending the City-County Annual Budget for 1990 (City-County Fiscal Ordinance No. 88, 1989) appropriating an additional Sixty-nine Thousand Two Hundred Forty Dollars (\$69,240) in the County General Fund for purposes of the Prosecutor's Child Support IV-D Agency and reducing the unappropriated and unencumbered balance in the County General Fund.

FISCAL ORDINANCE NO. 34 1990, amending the City-County Annual Budget for 1990 (City-County Fiscal Ordinance No. 88, 1989) appropriating an additional One Hundred Seventeen Thousand Dollars (\$117,000) in the State and Federal Grant Fund for purposes of the Presiding Judge of the Municipal Court and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

FISCAL ORDINANCE NO. 35, 1990, amending the City-County Annual Budget for 1990 (City-County Fiscal Ordinance No. 88, 1989) transferring and appropriating an additional Twenty-five Thousand Dollars (\$25,000) in the Consolidated County Fund for purposes of the Department of Administration Central Equipment Management Division and reducing certain other appropriations for that Division.

FISCAL ORDINANCE NO. 36 1990, amending the City-County Annual Budget for 1990 (City-County Fiscal Ordinance No. 88, 1989) transferring and appropriating an additional Thirty-eight Thousand Dollars (\$38,000) in County General Fund for purposes of the Forensic Services Agency and reducing certain other appropriations for that Agency.

FISCAL ORDINANCE NO. 37, 1990, amending the City Annual Budget for 1990 (City-County Fiscal Ordinance No. 88, 1989) transferring and appropriating an additional Twenty-five Thousand Dollars (\$25,000) in the County General Fund for purposes of the Forensic Services Agency and reducing certain other appropriations for that Agency.

FISCAL ORDINANCE NO. 38, 1990, amending the City-County Annual Budget for 1990 (City-County Fiscal Ordinance No. 88, 1989) transferring and appropriating an additional Ten Thousand Seven Hundred Forty-two Dollars (\$10,742) in the State and Federal Grants Fund for purposes of the Marion County Community Corrections Agency and reducing certain other appropriations for that Agency.

FISCAL ORDINANCE NO. 39, 1990, amending the City-County Annual budget for 1990 (City-County Fiscal Ordinance No. 88, 1989) transferring and appropriating an additional One Thousand Three Hundred Forty-six Dollars (\$1,346) in the State and Federal Grants Fund for purposes of the Marion County Community Corrections Agency and reducing certain other appropriations for that Agency.

GENERAL ORDINANCE NO. 52, 1990, amending the "Revised Code of the Consolidated City" adding Section 151-66, regarding introduction of proposals on real estate transactions.

GENERAL ORDINANCE NO. 53, 1990, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-267, Parking prohibited at times on certain streets.

GENERAL ORDINANCE NO. 54, 1990, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-331, Passenger and materials loading zones.

GENERAL ORDINANCE NO. 55, 1990, amending Article IX of Chapter 2, specifically Section 2-359.2, concerning the Law Enforcement Fund.

GENERAL ORDINANCE NO. 56, 1990, amending Chapter 2, Administration, of the "Code of Indianapolis and Marion County, Indiana."

GENERAL ORDINANCE NO. 57, 1990, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-27, of Article II, Chapter 29.

GENERAL ORDINANCE NO. 58, 1990, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

Journal of the City-County Council

GENERAL ORDINANCE NO. 59, 1990, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 60, 1990, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 61, 1990, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 62, 1990, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-271, Stopping, standing and parking prohibited at designated locations on certain days and hours; and Section 29-332, Bus stop and trolley stop zones.

SPECIAL ORDINANCE NO. 4, 1990, authorizing the issuance of Indianapolis Economic Development Revenue Bonds, Series 1990 (INHP Oxford Terrace Project) in an aggregate principal amount not to exceed \$3,200,000 to be used for the acquisition, construction, installation and equipping of fifty-six single family detached homes which will be leased to low and moderate income households who will have an option to purchase such homes after a period of two years, and approving and authorizing other actions in respect thereto.

SPECIAL RESOLUTION NO. 22, 1990, approving a public purpose grant to Indiana University-Purdue University at Indianapolis in the amount of \$75,000 for the purpose of financing educational access cable television programming.

SPECIAL RESOLUTION NO. 23, 1990, authorizing the lease of eighteen-thousand, eight-hundred and sixty-seven (18,867) square feet of office space for the Child Support Division of the Marion County Prosecutor's Office.

Respectfully submitted,
/s/William H. Hudnut, III
William H. Hudnut, III

April 23, 1990

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE FIRE SPECIAL SERVICE DISTRICT 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:

FIRE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 1, 1990, amending the Fire Special Service District Annual Budget for 1990 (Fire Special Service District Fiscal Ordinance No. 1, 1989) appropriating an additional Seven Hundred Fifty Thousand Dollars (\$750,000) in the Fire Service District Fund for purposes of the Department of Public Safety, Fire Division. The funds will come from the "County Option Income Tax (C.O.I.T.) Reserve for 1991 Public Safety".

Respectfully submitted,
/s/William H. Hudnut, III
William H. Hudnut, III

April 23, 1990

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE POLICE SPECIAL SERVICE DISTRICT 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:

POLICE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 2, 1990, amending the Police Special Service District Annual Budget for 1990 (Police Special Service District Fiscal Ordinance No. 5, 1989) appropriating an additional Three Million One Hundred Eighty-three Thousand Dollars (\$3,183,000) in the Police Service District Fund for purposes of the Department of Public Safety, Police Division. The

May 14, 1990

Metropolitan Emergency Communications Agency (MECA) is to provide \$1,326,600 and \$1,856,400 is to be taken from the City General Fund's "County Option Income Tax (C.O.I.T.) Reserve for 1991 Public Safety".

POLICE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 3, 1990, amending the Police Special Service District Annual Budget for 1990 (Police Special Service District Fiscal Ordinance No. 5, 1989) appropriating an additional Two Million Five Hundred Thousand Dollars (\$2,500,000) in the Police Special Service District Fund for purposes of the Department of Public Safety, Police Division. The \$2,500,000 is to be shared equally by the City and the County. The Police General Fund is to receive \$1,250,000 each from the City General's "County Option Income Tax (C.O.I.T.) Reserve for 1991 Public Safety and from the County General Fund balance."

Respectfully submitted,
/s/William H. Hudnut, III
William H. Hudnut, III

ADOPTION OF THE AGENDA

The President proposed the adoption of the agenda as distributed. Without objection, the agenda was adopted.

APPROVAL OF JOURNALS

President SerVaas called for additions or corrections to the Journal of April 23, 1990. There being no additions or corrections, the minutes were approved as distributed.

CITY MARKET

President SerVaas commended Councillors Coughenour and Williams on the work and time they have spent on the City Market, and he introduced Sam Odle, President of the City Market Board. Mr. Odle reported that a year ago a prognosis was presented to the Council that the Market would lose \$200,000 a year for the first four years, but stated that the Market is close to breaking even for the current calendar year. Nevertheless, more viable businesses are needed in the Market. Mr. Odle introduced Jim Gable as the new Market Master.

REPORTS BY COUNCILLOR DOWDEN

President SerVaas announced that he requested Councillor Dowden to prepare three reports concerning the following matters:

1. Law Enforcement Fund. Councillor Dowden reported that there was a concern that the Law Enforcement Fund was not being properly accounted for. He said that for every deposit in the Law Enforcement Fund there is a court order identifying where the money came from and where it will be deposited; and for every appropriation there is a public hearing and a vote by council on that appropriation.
2. June, 1989 Drug Raid. Councillor Dowden stated that there was a concern that an investigation into a June, 1989 drug raid conducted by the Indianapolis Police Department (IPD) had never been fully reported or investigated. Councillor Dowden said that an investigation into that drug raid had been made and that two of the officers were disciplined for violating the section of their rules and regulations that states that when police officers are dealing with the public, members shall not use language or gestures which are rude, indecent, lewd or discourteous.

3. Possible Purchase of Modern Equipment for IPD and the Sheriff's Department. Councillor Dowden stated that there was a concern that the possible purchase of 9mm semi-automatic pistols was unnecessary. He said that in order for IPD and the Sheriff's Department to maintain a modern and professional status, they need to be able to purchase the latest equipment.

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

PROPOSAL NO. 315, 1990. This proposal memorializes Thomas E. "Buddy" Parker, Jr. Mr. Parker worked in city government from January 5, 1968 until his death on April 18, 1990. Councillor Strader read the resolution and Councillor West presented a framed document to his wife, Dorothea Elizabeth Shelton Parker, who expressed her appreciation for the resolution. Councillor Strader moved, seconded by Councillor West, for adoption. Proposal No. 315, 1990, was adopted by unanimous voice vote.

Proposal No. 315, 1990, was retitled SPECIAL RESOLUTION NO. 24, 1990, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 24, 1990

A SPECIAL RESOLUTION memorializing Thomas E. "Buddy" Parker, Jr.

WHEREAS, Thomas E. "Buddy" Parker, Jr. continuously served the Indianapolis community in city management from January 5, 1968 until his death on April 18, 1990; and

WHEREAS, Mr. Parker advanced from parking meter manager to deputy director of administration in 1973 and to deputy director of administration for personnel in 1980; and

WHEREAS, he earlier had been recognized locally and nationally as a successful and popular professional jazz musician and band leader; and

WHEREAS, he will be remembered as a quiet, unassuming, unselfish person who cared for the personal and career progress of the city's employees and for the opportunities for advancement of women and minorities; and

WHEREAS, he exhibited civic leadership in his additional roles as a member of the Butler-Tarkington Neighborhood Association, as the Marion County Republicans assistant chairman (1980-90), area chairman (1972-79), ward coordinator of the Marion County Republican Central Committee and as a member of the Indianapolis Chapter of the Indiana Black Republican Council; now, therefore:

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

SECTION 1. The Indianapolis City-County Council recognizes Thomas E. "Buddy" Parker, Jr. for his many years of dedication to his responsibilities, to his city, to his political party and to the citizens of Indianapolis.

SECTION 2. Mr. Parker will be remembered as an accomplished musician, as a conscientious party leader, as a dedicated local government manager, and as a community model for interracial understanding and opportunity.

SECTION 3. The Council extends its sympathy to his wife, Dorothea Elizabeth Shelton Parker; mother, Evelyn Keys Parker; son, Michael Edward Parker; daughter, Paula Parker-Sawyers; brothers, Donald, Larry, George and Paul Parker; sisters, Mary Collins, Helen Hewlett and Carolyn Mitchell; and to his three grandchildren.

SECTION 4. The Mayor is invited to join in this resolution by affixing his signature hereto.

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

May 14, 1990

PROPOSAL NO. 318, 1990. This proposal memorializes LaTonya Nichole Stone. LaTonya Stone was a twelve-year-old student who was killed in a drive-by shooting. Councillor Boyd read the resolution and presented a framed document to LaTonya's mother, Patricia Thompson, who expressed her appreciation for the resolution. Councillor Boyd moved, seconded by Councillor Moriarty, for adoption. Proposal No. 318, 1990, was adopted by unanimous voice vote.

Proposal No. 318, 1990, was retitled SPECIAL RESOLUTION NO. 26, 1990, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 26, 1990

A SPECIAL RESOLUTION of memoriam for LaTonya Nichole Stone.

WHEREAS, on the 28th of April, 1990, twelve year old Indianapolis Public Schools honor roll student LaTonya Nichole Stone was shot...killed as a victim in a drive-by shooting as she stood in the front yard of friends; and

WHEREAS, such a shooting was born out of a youth gang spirit, mentality and organization which is a growing presence in Indianapolis, a presence which is an actual or potential problem to us all and is massively felt within the whole community; and

WHEREAS, there can never be even one useless elimination of life which does not ultimately diminish us all; and

WHEREAS, the Indianapolis City-County Council, through the public consideration of this proposal, seeks to attach a level of meaning to an otherwise senseless killing by using the death of LaTonya as a means through which to achieve heightened public awareness and understanding of the problem of the casual regard for life and the circumstances which spawn such insensitivity; and

WHEREAS, we all share the pain and hurt of the parents of LaTonya and with all parents who have been and may be in similar positions in the future; now, therefore:

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

SECTION 1. The Indianapolis City-County Council, acting on behalf of all its citizens, extend condolences to the family, friends and classmates of LaTonya Nichole Stone.

SECTION 2. Be it further resolved that condolences also be extended to the family and friends of those persons who were responsible for the death of LaTonya, persons who unlike LaTonya (who had the experience once and who has no more decisions to be made about her life) now see the fate of their loved ones placed in the hands of others.

SECTION 3. Be it also and finally resolved that the Indianapolis City-County Council encourages schools, churches, community organizations, agencies and all those who have program contact with the youth of our community to consider with those young persons basic issues concerning respect for others, the sanctity of life and the permanence of earthly death.

SECTION 4. The Mayor is invited to join in this resolution by affixing his signature hereto.

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

PROPOSAL NO. 316, 1990. This proposal concerns an infrastructure study which will be undertaken by the Indianapolis Chamber of Commerce. Councillor West read the resolution and along with Councillor Williams presented a framed document to Thomas King, president of the Chamber, who expressed his appreciation for the resolution. Councillor West moved, seconded by Councillor Williams, for adoption. Proposal No. 316, 1990, was adopted by unanimous voice vote.

Proposal No. 316, 1990, was retitled SPECIAL RESOLUTION NO. 28, 1990, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 28, 1990

A SPECIAL RESOLUTION concerning an infrastructure study.

WHEREAS, the term "infrastructure" refers to the basic facilities of the city and the county such as streets, curbs, sidewalks, bridges, parks, sewers, drainage facilities, buildings and other structures; and

WHEREAS, like all other communities, Indianapolis and Marion County must renovate and improve these facilities to remain safe, healthy, competitive and economically strong in the decades ahead; and

WHEREAS, last year, Indianapolis Mayor William H. Hudnut, III, and Council President Dr. Beurt SerVaas commissioned a task force which examined potential management improvements for the city and county, and no fewer than three of the group's recommendations urged a thorough extensive examination of the local government's infrastructure and its upkeep; and

WHEREAS, on April 23, 1990 the Indianapolis Chamber of Commerce publicly announced to the Council its willingness to perform a major study of Indianapolis' infrastructure status and its future maintenance needs and to present this information to the Mayor, the Council, and the general community along with its analysis of possible funding options; now, therefore:

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

SECTION 1. The Indianapolis City-County Council recognizes that our community can strongly benefit by this responsible business organization undertaking an objective examination of Indianapolis' infrastructure strengths, weaknesses, long-range needs and alternatives for scheduling, financing and maintaining all of its major capital improvements.

SECTION 2. The Council commends the civic leadership demonstrated by the Indianapolis Chamber of Commerce for volunteering to conduct this forward-looking study and encourages the cooperation of all city and county agencies and employees with the Chamber's committees.

SECTION 3. The Council pledges the Chamber its cooperation to attain maximum success in this major study, and requests periodic updates of the study's progress in the months ahead.

SECTION 4. The Mayor is invited to join in this resolution by affixing his signature hereto.

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

[Clerk's Note: Councillor Strader left at this time.]

PROPOSAL NO. 317, 1990. This proposal concerns the 1990 White River Cleanup. On April 7, 1990, 800 local volunteers from several city agencies, churches and businesses, cleaned up trash along the banks of the White River. This proposal recognizes that effort. Councillor Irvin read the resolution and presented framed copies of the resolution, along with Councillor Coughenour, to the following volunteers: Dave Emberton, Rax Restaurants; Richard Clark, Central Christian Church, Carmel, Indiana; Ron Spraez, National Starch and Chemical Corporation; Kevin Hardy, Friends of White River; Katherine Fisher, Department of Public Works (DPW); Robert Holm, Water and Land Protection Division (DPW); Jack Clark, Health and Hospital Corporation. Councillor Coughenour introduced State Representative David Jones who was also involved in the White River Cleanup.

Councillor Irvin moved, seconded by Councillor Coughenour, for adoption. Proposal No. 317, 1990, was adopted by unanimous voice vote.

May 14, 1990

Proposal No. 317, 1990, was retitled SPECIAL RESOLUTION NO. 25, 1990, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 25, 1990

A SPECIAL RESOLUTION concerning the 1990 White River Cleanup.

WHEREAS, Mayor William H. Hudnut III proclaimed the month of April, 1990 as Indianapolis Clean and Green Month; and

WHEREAS, one of the city's 24 special activities during the month was the White River Cleanup on April 7; and

WHEREAS, during that Saturday, over 800 local volunteers cleaned up 246.1 tons--30 trash truck loads--of discarded refrigerators, stoves, mufflers, tires and other trash that uncaring people had illegally dumped on the banks of White River; now, therefore:

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

SECTION 1. The Indianapolis City-County Council commends everyone who participated in the successful White River Cleanup on April 7, 1990.

SECTION 2. The Council specifically recognizes the Indianapolis Department of Public Works for taking the lead role in coordinating the cleanup, the Department of Parks and Recreation, the Department of Transportation, the city Legal Division and the Marion County Health and Hospital Corporation for their special assistance.

SECTION 3. The Council additionally thanks the Friends of the White River, Civitan International, Junior High Christian Convention, Central Christian Church, Logo 7, Rax Restaurants, Methodist Hospital, Wishard Hospital, National Starch and Chemical Corporation, Ashland Chemical Corporation, Mr. D's Food Markets, BFI Waste Systems and the other businesses who assisted in Indianapolis' effort to make White River a clean and healthy natural resource.

SECTION 4. The Mayor is invited to join in this resolution by affixing his signature hereto.

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

Councillor Clark asked for consent to hear Proposal 322, 1990, which was submitted too late to be listed on the agenda. Consent was given.

PROPOSAL NO. 322, 1990. This proposal recognizes National Transit Appreciation Day. Councillor Clark read the resolution and presented a framed document to James Armington, General Manager of Indianapolis Public Transportation, who expressed his appreciation for the recognition. Councillor Clark moved, seconded by Councillor West, for adoption. Proposal No. 322, 1990, was adopted by a unanimous voice vote.

Proposal No. 322, 1990, was retitled SPECIAL RESOLUTION NO. 27, 1990, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 27, 1990

A SPECIAL RESOLUTION recognizing National Transit Appreciation Day.

WHEREAS, Indianapolis, like other communities in the nation, faces a mounting array of challenges to citizens' health and safety from environmental conditions; and

WHEREAS, traffic congestion, concern for air quality, and increasing dependence upon foreign oil will continue to be major problems in the 1990's; and

WHEREAS, the increased availability and use of public transportation and other forms of shared-ride services represent a critical part in alleviating these problems; and

Journal of the City-County Council

WHEREAS, continuing reductions in federal aid for mass transit places an increasingly difficult and challenging burden upon cities and local public transportation companies to raise the necessary financial support for services; now, therefore:

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

SECTION 1. The Indianapolis City-County Council joins with other cities and states across America to proclaim Wednesday, May 16, 1990, as Transit Appreciation Day, and urges citizens to examine their personal travel options to become more aware and active in educational and advocacy efforts to promote the vital role of public transit in Indianapolis.

SECTION 2. The Council additionally congratulates the Indianapolis Public Transportation Corporation directors, management, drivers, maintenance personnel and all others with the METRO team who transport over ten million passengers a year in Indianapolis.

SECTION 3. Indianapolis looks forward to a redoubled effort on the part of METRO, and of the community, to make public transit an even more vital and dynamic part of our progressive city.

SECTION 4. The Mayor is invited to join in this resolution by affixing his signature hereto.

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

PROPOSAL NOS. 258 and 260, 1990. President SerVaas asked for consent to vote on these two proposals together. Consent was given. PROPOSAL NO. 258, 1990. This proposal reappoints William R. Wayman to the Indianapolis-Marion County Building Authority Board of Trustees. By a 5-0 vote, the Administration Committee reported the proposal to the Council with the recommendation that it do pass. PROPOSAL NO. 260, 1990. This proposal reappoints Dennis Gehlhausen to the Air Pollution Control Board. By a 4-0 vote, the Public Works Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Coughenour moved, seconded by Councillor Rhodes, for adoption. Proposal Nos. 258 and 260, 1990, were adopted by unanimous voice vote.

Proposal No. 258, 1990, was retitled COUNCIL RESOLUTION NO. 64, 1990, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 64, 1990

A COUNCIL RESOLUTION reappointing William R. Wayman to the Indianapolis-Marion County Building Authority Board of Trustees.

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

SECTION 1. As a member of the Indianapolis-Marion County Building Authority Board of Trustees, the Council reappoints:

William R. Wayman

SECTION 2. The appointment made by this resolution is for a term ending June 3, 1994. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

Proposal No. 260, 1990, was retitled COUNCIL RESOLUTION NO. 65, 1990, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 65, 1990

A COUNCIL RESOLUTION reappointing Dennis Gehlhausen to the Air Pollution Control Board.

May 14, 1990

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

SECTION 1. As a member of the Air Pollution Control Board, the Council reappoints:

Dennis Gehlhausen

SECTION 2. The appointment made by this resolution is for a term ending June 4, 1994. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 281, 1990. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by changing the holiday schedule for employees and providing for election day leave and a floating holiday"; and the President referred it to the Administration Committee.

PROPOSAL NO. 282, 1990. Introduced by Councillors Rhodes and Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code to increase insurance requirements for taxi and limousine licensees and to increase taxi fares"; and the President referred it to the Administration Committee.

PROPOSAL NO. 283, 1990. Introduced by Councillor Cottingham. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$90,000 for the Marion County Healthcare Center to contract new rehabilitative services of speech, respiratory and clinitron therapy to be funded from Medicaid, Medicare and other third party payers"; and the President referred it to the County and Townships Committee.

PROPOSAL NO. 284, 1990. Introduced by Councillor Cottingham. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$124,297 for the Clerk of the Circuit Court to pay the following: (1) salaries of two clerks in the new Municipal Court, (2) salaries of three additional clerks and transcript costs in Child Support/Juvenile Court, (3) salaries of two clerks in the new Superior Court, and (4) printing costs for traffic tickets and postage expense in the Clerk's Office"; and the President referred it to the County and Townships Committee.

PROPOSAL NO. 285, 1990. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating \$68,955 for the Department of Metropolitan Development, Development Services Division, to add two new positions in order to create a more efficient work environment while processing development petitions"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 286, 1990. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating \$31,043 for the Department of Metropolitan Development, Administration, to upgrade and reclassify certain positions as set forth by the recent City clerical audit"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 287, 1990. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION approving the amounts, locations and programmatic operation of certain projects to be funded from Community Development Grant Funds"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 288, 1990. Introduced by Councillor Durnil. The Clerk read the proposal entitled: "A Proposal for a GENERAL RESOLUTION approving certain public purpose grants for support of the arts"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 289, 1990. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$179,237 for the County Auditor, Clerk of the Circuit Court, Prosecuting Attorney, County Sheriff and Marion County Drug Court to establish a budget for the Marion County Drug Court beginning July 1, 1990 through December 31, 1990, pursuant to legislation by the Indiana General Assembly"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 290, 1990. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating \$3,750 for the Prosecutor to compensate existing staff members who have assumed additional management responsibilities which were previously handled by a contract deputy"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 291, 1990. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$29,655 for the Prosecutor to cover moving expenses related to the new child Advocacy Center at 251 East Ohio Street"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 292, 1990. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$4,000 for the Community Corrections Agency for additional supplies for the Public Restitution Program by reducing the appropriations for mileage"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 293, 1990. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating \$8,922 for the Community Corrections Agency to utilize unspent monies under Personal Services for purchases of supplies and camping equipment under the Wilderness Survival grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 294, 1990. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating \$5,000 for the Justice Agency to pay for additional supplies"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 295, 1990. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$94,695 for the Superior Court, Juvenile Division, to utilize funding from Lilly Endowment, Inc. to develop a plan of long-term goals and objectives"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 296, 1990. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$138,685 for the

Superior Court, Juvenile Division, to utilize Division of Addictive Services funding in order to provide services for "high risk youth" for substance abuse"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 297, 1990. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$2,675,000 for MECA to cover cash flow requirements to vendors of the Computer-Aided Dispatch system until such time as long-term financing is secured (\$2,660,000); and to purchase a computer to support Enhanced 9-1-1 activities (\$15,000)"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 298, 1990. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code concerning the keeping of ponies, horses, mules, donkeys and jackasses"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 299, 1990. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code concerning the definition of veterinarian"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 300, 1990. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code concerning animal exhibitions"; and the President referred it to the Public Safety and Criminal Justice Committee.

[Clerk's Note: President SerVaas asked the Public Safety and Criminal Justice Committee to pay special attention to two proposals: Proposal No. 289, 1990 - to monitor the Marion County Drug Court to ascertain if funds in the future could be appropriated in the conventional manner; and Proposal No. 295, 1990 - to monitor the long-term plan presented by the Superior Court, Juvenile Center and to measure the success of the Juvenile Court program.]

PROPOSAL NO. 301, 1990. Introduced by Councillors Irvin and Coughenour. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION establishing the White River Improvement Task Force"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 302, 1990. Introduced by Councillor Cottingham. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a 3-way stop at the intersection of Eleanor Avenue and 11th Street"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 303, 1990. Introduced by Councillor Golc. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a 4-way stop at the intersection of Bertha Street and Harris Avenue"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 304, 1990. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by

authorizing a traffic signal at the intersection of Moller Road and 56th Street"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 305, 1990. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing the traffic signals to be removed at the intersections of Ethel Avenue and 19th Street and Ethel Avenue and 30th Street"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 306, 1990. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a traffic signal at the intersection of Lafayette Road and 52nd Street"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 307, 1990. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls at various locations"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 308, 1990. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing speed zones to be posted on Cox Road from Ralston Road to the South Marion County Line, Eagle Creek Parkway from 38th to 46th Streets, and Marsh Road from 71st to 79th Streets"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 309, 1990. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a change in the speed limit on Michigan Road between Township Line Road and 79th Street"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 310, 1990. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing parking restrictions on a segment of Pennsylvania Street south of South Street"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 311, 1990. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing parking restrictions on the segment of Columbia Avenue between 19th and 20th Streets"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 312, 1990. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a weight limit restriction on Applegate Street from Nelson to Southern Avenues and on Stanley Avenue from Nelson to Southern Avenues"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 313, 1990. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing weight limit restrictions in the Windsor Village Subdivision"; and the President referred it to the Transportation Committee.

May 14, 1990

PROPOSAL NO. 314, 1990. Introduced by Councillor Shaw. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE establishing certain regulations with respect to operations of motor vehicles when overtaking and passing public passenger buses"; and the President referred it to the Transportation Committee.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NO. 319-321, 1990. Introduced by Councillor Borst. The Clerk read the proposals entitled: "REZONING ORDINANCES certified by the Metropolitan Development Commission on May 11, 1990. The Council did not schedule Proposal Nos. 319-321, 1990, for hearing pursuant to IC 36-7-4-608. Proposal Nos. 319-321, 1990, were retitled REZONING ORDINANCES 90-92, 1990, and are identified as follows:

REZONING ORDINANCE NO. 90, 1990. 90-Z-40 PIKE TOWNSHIP
COUNCILMANIC DISTRICT NO. 1
6603 GUION ROAD, INDIANAPOLIS.

MELVIN L. CUNNINGHAM, INC. requests the rezoning of 31 acres, being in the D-A district, to the I-2-S classification to provide for the relocation of a general contractors office and manufacturing of cabinets.

REZONING ORDINANCE NO. 91, 1990. 90-Z-63 LAWRENCE TOWNSHIP
COUNCILMANIC DISTRICT NO. 3
7556 EAST 56TH STREET, INDIANAPOLIS.

METROPOLITAN SCHOOL DISTRICT OF LAWRENCE TOWNSHIP requests the rezoning of 5.716 acres, being in the D-A district, to the SU-2 classification to provide for said property to be used for temporary construction parking and thereafter for athletic and recreational purposes for Lawrence Central High School.

REZONING ORDINANCE NO. 92, 1990. 90-Z-64 LAWRENCE TOWNSHIP
COUNCILMANIC DISTRICT NO. 3
7510 EAST 82ND STREET, INDIANAPOLIS.

M.R. KENDALL CORPORATION, by Stephen D. Mears, requests the rezoning of 5.78 acres, being in the D-A and D-P districts, to the C-1 classification to provide for the development of permitted office buffer uses.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 223, 1990. In Councillor Durnil's absence, Councillor Clark reported that the Parks and Recreation Committee heard Proposal No. 223, 1990 on May 3, 1990. The proposal appropriates \$244,000 for the Department of Parks, Administration Division, to fund golf course improvements, which is a one-time capital expenditure. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:26 p.m. There being no one present to testify, Councillor Clark moved, seconded by Councillor Howard, for adoption. Proposal No. 223, 1990, was adopted on the following roll call vote; viz:

22 YEAS: *Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Ruhmkorff, Schneider, SerVaas, Shaw, West, Williams*

0 NAYS:

4 NOT VOTING: *Borst, Dowden, Rhodes, Solenberg*

3 NOT PRESENT: *Durnil, Giffin, Strader*

Proposal No. 223, 1990, was retitled FISCAL ORDINANCE NO. 40, 1990, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 40, 1990

A FISCAL ORDINANCE amending the City-County Annual Budget for 1990 (City-County Fiscal Ordinance No. 88, 1989) appropriating an additional Two Hundred Forty-four Thousand Dollars (\$244,000) in the Park

Journal of the City-County Council

General Fund for purposes of the Department of Parks and Recreation, Administration Division, and reducing the unappropriated and unencumbered balance in the Park 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 1.01 of the City-County Annual Budget for 1990, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Parks and Recreation, Administration Division, to utilize monies generated during 1989 in excess of projected revenue required to fund golf course improvements which is a one-time capital expenditure. Golf course improvements include: cart paths, parking areas, curbing, drainage, asbestos abatement, and demolition of the South Grove Golf Course club house.

SECTION 2. The sum of Two Hundred Forty-four Thousand Dollars (\$244,000) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

DEPARTMENT OF PARKS & RECREATION	
<u>ADMINISTRATION DIVISION</u>	<u>PARK GENERAL FUND</u>
4. Capital Outlay	\$244,000
TOTAL INCREASE	\$244,000

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

	<u>PARK GENERAL FUND</u>
Unappropriated and Unencumbered	
Park General Fund	\$244,000
TOTAL REDUCTION	\$244,000

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

PROPOSAL NO. 224, 1990. Councillor Clark reported that the Parks and Recreation Committee heard Proposal No. 224, 1990, on May 3, 1990. The proposal appropriates \$54,000 for the Department of Parks, Management Division, to repair heating systems at two facilities. By a 4-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:27 p.m. There being no one present to testify, Councillor Clark moved, seconded by Councillor Jones, for adoption. Proposal No. 224, 1990, was adopted on the following roll call vote; viz:

23 YEAS: Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Gilmer, Golc, Hawkins, Holmes, Howard, Jones, McGrath, Moriarty, Mukes-Gaither, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, West, Williams

0 NAYS:

3 NOT VOTING: Dowden, Irvin, Rhodes

3 NOT PRESENT: Durnil, Giffin, Strader

Proposal No. 224, 1990, was retitled FISCAL ORDINANCE NO. 41, 1990, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 41, 1990

A FISCAL ORDINANCE amending the City-County Annual Budget for 1990 (City-County Fiscal Ordinance No. 88, 1989) appropriating an additional Fifty-four Thousand Dollars (\$54,000) in the Park General Fund for purposes of the Department of Parks and Recreation, Parks Management Division, and reducing the unappropriated and unencumbered balance in the Park General Fund.

May 14, 1990

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 1.01 of the City-County Annual Budget for 1990, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Parks and Recreation, Parks Management Division, to repair heating systems at two facilities.

SECTION 2. The sum of Fifty-four Thousand Dollars (\$54,000) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

DEPARTMENT OF PARKS AND RECREATION	
<u>PARKS MANAGEMENT DIVISION</u>	
3. Other Services and Charges	<u>\$54,000</u>
TOTAL INCREASE	\$54,000

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

	<u>PARK GENERAL FUND</u>
Unappropriated and Unencumbered	
Park General Fund	<u>\$54,000</u>
TOTAL REDUCTION	\$54,000

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

PROPOSAL NO. 225, 1990. Councillor Clark reported that the Parks and Recreation Committee heard Proposal No. 225, 1990, on May 3, 1990. The proposal appropriates \$80,000 for the Department of Parks, Golf Division, to staff ranger/starter positions at all eleven golf courses which will generate more revenue and improve the pace of play. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:28 p.m. There being no one present to testify, Councillor Clark moved, seconded by Councillor Irvin, for adoption. Proposal No. 225, 1990, was adopted on the following roll call vote; viz:

- 22 YEAS: *Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Moriarty, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, West, Williams*
- 0 NAYS:
- 4 NOT VOTING: *Dowden, Jones, McGrath, Mukes-Gaither*
- 3 NOT PRESENT: *Durnil, Giffin, Strader*

Proposal No. 225, 1990, was retitled FISCAL ORDINANCE NO. 42, 1990, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 42, 1990

A FISCAL ORDINANCE amending the City-County Annual Budget for 1990 (City-County Fiscal Ordinance No. 88, 1989) appropriating an additional Eighty Thousand Dollars (\$80,000) in the Park General Fund for purposes of the Department of Parks and Recreation, Golf Division, and reducing the unappropriated and unencumbered balance in the Park 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 1.01 of the City-County Annual Budget for 1990, be and is hereby amended by the increases and reductions hereinafter stated for purposes of Department of Parks and Recreation, Golf Division, to

generate more revenue and to improve the pace of play by staffing ranger/starter positions at all eleven golf courses for 66 hours a week, thereby providing better time control and management on golf courses.

SECTION 2. The sum of Eighty Thousand Dollars (\$80,000) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

<u>DEPARTMENT OF PARKS AND RECREATION, GOLF DIVISION</u>	<u>PARK GENERAL FUND</u>
1. Personal Services	<u>\$80,000</u>
TOTAL INCREASE	<u>\$80,000</u>

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

	<u>PARK GENERAL FUND</u>
Unappropriated and Unencumbered	
Park General Fund	<u>\$80,000</u>
TOTAL REDUCTION	<u>\$80,000</u>

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

PROPOSAL NO. 257, 1990. Councillor Rhodes reported that the Administration Committee heard Proposal No. 257, 1990, on April 30, 1990. The proposal appropriates \$29,068 for the Department of Administration, Purchasing Division, to buy two copiers to be used by employees in sewer users, real estate and area drainage sections in DPW. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:30 p.m. There being no one present to testify, Councillor Rhodes moved, seconded by Councillor Holmes, for adoption. Proposal No. 257, 1990, was adopted on the following roll call vote; viz:

22 YEAS: Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, West, Williams

0 NAYS:

4 NOT VOTING: Dowden, Jones, McGrath, Solenberg

3 NOT PRESENT: Durnil, Giffin, Strader

Proposal No. 257, 1990, was retitled FISCAL ORDINANCE NO. 43, 1990, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 43, 1990

A FISCAL ORDINANCE amending the City-County Annual Budget for 1990 (City-County Fiscal Ordinance No. 88, 1989) appropriating an additional Twenty-nine Thousand Sixty-eight Dollars (\$29,068) in the Consolidated County Fund for purposes of the Department of Administration, Purchasing Division, and reducing the unappropriated and unencumbered balance in the Consolidated County 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 1.01 of the City-County Annual Budget for 1990, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Administration, Purchasing Division, to buy two new copier machines to be used by employees in sewer users, real estate and area drainage sections in the Department of Public Works.

May 14, 1990

SECTION 2. The sum of Twenty-nine Thousand Sixty-eight Dollars (\$29,068) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

DEPARTMENT OF ADMINISTRATION	
<u>PURCHASING DIVISION</u>	<u>CONSOLIDATED COUNTY FUND</u>
3. Other Services and Charges	\$ 29,068
TOTAL INCREASE	\$ 29,068

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

	<u>CONSOLIDATED COUNTY FUND</u>
Unappropriated and Unencumbered	
Consolidated County Fund	\$ 29,068
TOTAL REDUCTION	\$ 29,068

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

PROPOSAL NO. 261, 1990. Councillor Gilmer reported that the Transportation Committee heard Proposal No. 261, 1990, on May 2, 1990. The proposal appropriates \$6,100 for the Department of Transportation, Finance and Administration Division, to pay for office supplies and central garage charges. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:31 p.m. There being no one present to testify, Councillor Gilmer moved, seconded by Councillor Golc, for adoption. Proposal No. 261, 1990, was adopted on the following roll call vote; viz:

21 YEAS: *Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, West*

0 NAYS:

5 NOT VOTING: *Dowden, Jones, McGrath, Solenberg, Williams*

3 NOT PRESENT: *Durnil, Giffin, Strader*

Proposal No. 261, 1990, was retitled FISCAL ORDINANCE NO. 44, 1990, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 44, 1990

A FISCAL ORDINANCE amending the City-County Annual Budget for 1990 (City-County Fiscal Ordinance No. 88, 1989) appropriating an additional Six Thousand One Hundred Dollars (\$6,100) in the Parking Meter Fund for purposes of the Department of Transportation, Finance and Administration Division, and reducing the unappropriated and unencumbered balance in the Parking Meter 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 1.01 of the City-County Annual Budget for 1990, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Transportation, Finance and Administration Division, to pay for office supplies and central garage charges.

SECTION 2. The sum of Six Thousand One Hundred Dollars (\$6,100) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

DEPARTMENT OF TRANSPORTATION
FINANCE & ADMINISTRATION DIVISION

PARKING METER FUND

2. Supplies	\$ 400
3. Other Services and Charges	<u>5,700</u>
TOTAL INCREASE	\$6,100

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

PARKING METER FUND

Unappropriated and Unencumbered	
Parking Meter Fund	<u>\$6,100</u>
TOTAL REDUCTION	\$6,100

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

PROPOSAL NO. 262, 1990. Councillor Gilmer reported that the Transportation Committee heard Proposal No. 262, 1990, on May 2, 1990. The proposal appropriates \$691,820 for the Department of Transportation, Operations Division, to provide for curbs and sidewalks and resurfacing in areas adjacent to parking meters. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:32 p.m. There being no one present to testify, Councillor Gilmer moved, seconded by Councillor Cottingham, for adoption. Proposal No. 262, 1990, was adopted on the following roll call vote; viz:

22 YEAS: *Borst, Boyd, Brooks, Cottingham, Coughenour, Curry, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, West, Williams*

0 NAYS:

4 NOT VOTING: *Clark, Dowden, Jones, McGrath*

3 NOT PRESENT: *Durnil, Giffin, Strader*

Proposal No. 262, 1990, was retitled FISCAL ORDINANCE NO. 45, 1990, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 45, 1990

A FISCAL ORDINANCE amending the City-County Annual Budget for 1990 (City-County Fiscal Ordinance No. 88, 1989) appropriating an additional Six Hundred Ninety-one Thousand Eight Hundred Twenty Dollars (\$691,820) in the Parking Meter Fund for purposes of the Department of Transportation, Operations Division, and reducing the unappropriated and unencumbered balance in the Parking Meter 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 1.01 of the City-County Annual Budget for 1990, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Transportation, Operations Division, to provide for curbs and sidewalks and resurfacing in areas adjacent to parking meters.

SECTION 2. The sum of Six Hundred Ninety-one Thousand Eight Hundred Twenty Dollars (\$691,820) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

DEPARTMENT OF TRANSPORTATION
OPERATIONS DIVISION

PARKING METER FUND

3. Other Services and Charges	<u>\$691,820</u>
TOTAL INCREASE	\$691,820

May 14, 1990

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

	<u>PARKING METER FUND</u>
Unappropriated and Unencumbered	
Parking Meter Fund	\$691,820
TOTAL REDUCTION	\$691,820

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

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 227, 1990. Councillor Coughenour asked Councillor Curry to summarize the Committee's report on Proposal Nos. 227 and 228, 1990. Councillor Curry reported that Proposal No. 227, 1990, was heard by the Public Works Committee on May 3, 1990. The proposal amends the Code to include open burning violations among those violations enforced through the ordinance violations bureau. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Curry moved, seconded by Councillor Coughenour, for adoption. Proposal No. 227, 1990, was adopted on the following roll call vote; viz:

20 YEAS: *Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Gilmer, Golc, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Schneider, SerVaas, West, Williams*

0 NAYS:

6 NOT VOTING: *Borst, Dowden, Hawkins, Ruhmkorff, Shaw, Solenberg*

3 NOT PRESENT: *Durnil, Giffin, Strader*

Proposal No. 227, 1990, was retitled GENERAL ORDINANCE NO. 63, 1990, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 63, 1990

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," to provide for open burning violations to be enforced under Section 103-302 by the ordinance violations bureau.

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

SECTION 1. The Revised Code of the Consolidated City and County, specifically Section 103-302, be, and is hereby, amended by inserting the underlined text to read as follows:

Sec. 103-302. Schedule of Code Provisions and Penalties. The following code (or ordinance) provisions and respective civil penalties are designated for enforcement through the ordinance violations bureau:

<u>Code</u> <u>Section</u>	<u>Subject Matter</u>	<u>Civil</u> <u>Penalty</u>
4-149	<u>Open burning</u>	<u>\$25.00</u>
28-16	Parking prohibited for street repairs and cleaning	7.50
29-8	Pedestrian violations	7.50
29-27	Parking when temporarily prohibited	7.50
29-97	Display of unauthorized traffic controls	7.50
29-98	Interference with traffic control devices	7.50
29-123	Unlawful use of horn or sounding device	15.00
29-223	Unlawfully parked trailer	7.50
29-251	Unlawful parking near fire hydrant	7.50
29-252	Unlawful parking on sidewalk, in crosswalk, or adjacent yard	25.00
29-253	Unlawful parking in certain school areas	7.50
29-254	Unlawful manner of parking	7.50
29-255	No required lights on certain parked vehicles	7.50
29-256.1	Violation of handicapped parking restrictions	7.50
29-256.2	Unlawful parking in handicapped parking meter zone	7.50

Journal of the City-County Council

29-257	Unloading perpendicular to curb without permit	7.50
29-258	Unlawful use of bus stops and taxicab stand	7.50
29-259	Unlawful use of passenger and loading zones	7.50
29-260	Unlawful parking adjacent to certain buildings	7.50
29-262	Unlawful parking for display for sale or advertising	7.50
29-263	Unlawful parking for more than 6 hours	7.50
29-264	Unlawful parking of commercial vehicles at night	7.50
29-265	Unlawful parking in alleys or on certain narrow streets	7.50
29-266	Unlawful parking in designated special parking areas	7.50
29-267	Parking on certain streets where prohibited at all times	7.50
29-268	Stopping, standing or parking on streets where prohibited at all times	7.50
29-269	Parking on certain streets where prohibited at all times on certain days	7.50
29-270	Parking on certain streets when prohibited at certain times on certain days	7.50
29-271	Stopping, standing or parking during prohibited hours on certain days on certain streets. If between hours of 6:00 a.m. - 9:00 a.m., 7:00 a.m. - 9:00 a.m., 3:00 p.m. - 6:00 p.m., 4:00 p.m. - 6:00 p.m.	25.00
29-272	Parking longer than permitted on certain streets at certain times on certain days	7.50
29-284	Parking in excess of time permitted in parking meter zone	7.50
29-291	Parking in meter zone when temporarily prohibited	7.50
29-297	Overtime parking in metered parking space	7.50
29-321	Unlawful parking during snow emergency	25.00
29-335	Leaving taxicab unattended	7.50
29-336	Unlawful parking of bus or taxicab	7.50
29-337	Unlawful parking in certain mailbox zones	7.50
29-341	Unlawful stopping, standing or parking near fire hydrant	7.50
29-342	Unlawful obstruction of fire lane	7.50
29-398	Unlawful loading or unloading of private bus	7.50
29-400	Unlawfully stopping of food vendor vehicle	7.50
29-401	Violation of noise restriction on food vendors	7.50
29-403	Failure of food vending vehicle to display required warnings	7.50
29-403.2	Unlawful vending for other than curb side of vending vehicle	7.50
29-406	Operation of bicycle without required equipment	7.50
29-407	Unlawful operation of bicycle	7.50
29-424	Operation of unregistered bicycle	7.50

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

PROPOSAL NO. 228, 1990. Councillor Curry reported that the Public Works Committee heard Proposal No. 228, 1990, on May 3, 1990. The proposal amends the Code by authorizing the name change of Liquid Waste Division to Advanced Waste Water Treatment Division. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Curry moved, seconded by Councillor Coughenour, for adoption. Proposal No. 228, 1990, was adopted on the following roll call vote; viz:

- 24 YEAS: *Borst, Boyd, Clark, Cottingham, Coughenour, Curry, Dowden, Gilmer, Golc, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, West, Williams*
0 NAYS:
2 NOT VOTING: *Brooks, Hawkins*
3 NOT PRESENT: *Durnil, Giffin, Strader*

Proposal No. 228, 1990, was retitled GENERAL ORDINANCE NO. 64, 1990, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 64, 1990

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana," by amending Section 3-402 (c) of Article V, Chapter 3.

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

May 14, 1990

SECTION 1. The Code of Indianapolis and Marion County, specifically subsection (c) of Section 3-402, be, and in hereby, amended by inserting the underlined text to read as follows:

Sec. 3-402. Divisions.

The Department of Public Works shall be composed of the following divisions:

(c) ~~Liquid Waste~~ Advanced wastewater treatment division. The ~~liquid waste~~ advanced wastewater treatment division shall have the following powers:

- (1) To treat ~~waste-water~~ wastewater in the consolidated city;
- (2) To construct and maintain ~~waste-water~~ wastewater treatment facilities;
- (3) To maintain the accounts of sewer user customers;
- (4) To provide engineering services to other divisions as necessary.

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

PROPOSAL NO. 259, 1990. In Councillor Durnil's absence, Councillor Clark reported that the Parks and Recreation Committee heard Proposal No. 259, 1990 on May 3, 1990. The proposal approves the lease of certain real estate of the Department of Parks and Recreation. By a 4-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Clark moved, seconded by Councillor Irvin, for adoption. Proposal No. 259, 1990, was adopted on the following roll call vote; viz:

26 YEAS: *Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, West, Williams*

0 NAYS:

3 NOT PRESENT: *Durnil, Giffin, Strader*

Proposal No. 259, 1990, was retitled SPECIAL RESOLUTION NO. 29, 1990, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 29, 1990

A SPECIAL RESOLUTION approving the lease of certain real estate of the Department of Parks and Recreation.

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

SECTION 1. The Indianapolis City-County Council approves, pursuant to IC 36-1-11-3 the lease of the following real property by the Department of Parks and Recreation:

<u>Location</u>	<u>Appraised Lease Value</u>
4125 Dandy Trail	\$300.00 per month
16th and Harding Streets	\$412.50 per month

The Department of Parks and Recreation is authorized to lease the above-referenced property to the highest and best bidder.

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

PROPOSAL NO. 263, 1990. Councillor Gilmer reported that the Transportation Committee heard Proposal No. 263, 1990, on May 2, 1990. The proposal amends the Code by changing a segment of Dorman Street, from Tenth Street to St. Clair Street, from a one-way street northbound to a two-way street. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Gilmer moved, seconded by Councillor Williams, for adoption. Proposal No. 263, 1990, was adopted on the following roll call vote; viz:

24 YEAS: *Borst, Boyd, Brooks, Cottingham, Coughenour, Curry, Dowden, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, West, Williams*

0 NAYS:

2 NOT VOTING: *Clark, Rhodes*

3 NOT PRESENT: *Durnil, Giffin, Strader*

Proposal No. 263, 1990, was retitled GENERAL ORDINANCE NO. 65, 1990, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 65, 1990

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-166, One-way streets and alleys designated.

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 29-166, One-way streets and alleys designated, be, and the same is hereby amended by the deletion of the following, to wit:

NORTHBOUND

Dorman Street,
from Tenth Street to St. Clair Street.

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

NEW BUSINESS

President SerVaas informed the Council that on May 10, 1990 the Air Pollution Control Board repealed Regulation XII Street Sweeping and amended Regulation II-4. These regulations were passed in 1986 and require the Department of Transportation (DOT) to sweep all streets and alleys in the Mile Square every night.

David Jordan, Administrator, Air Pollution Control Division, stated that the repeal of Regulation XII allows DOT to develop a more effective street sweeping program throughout Marion County. The Board believes that sweeping the Mile Square area five times a week instead of seven will keep it clean, and that the money and time saved by sweeping the Mile Square two fewer times a week can be directed towards other city streets that need sweeping more often.

Councillor West stated that the repeal of Regulation XII will go into effect in thirty days if the Council does not act upon it; therefore, Councillor West moved, seconded by Councillor Gilmer, to place this item on the agenda. This motion passed by unanimous voice vote.

Councillors Gilmer and Clark said that the Mile Square street sweeping program is a great program and they do not want it changed.

Councillors Coughenour, Curry and Schneider stated that the repeal of Regulation XII takes the street sweeping frequency out of the Air Pollution Control Division and places it with DOT where, in their opinion, it belongs.

May 14, 1990

President SerVaas asked if the Air Pollution Control Board may arbitrarily void all or part of a schedule for sweeping set by DOT. Mr. Jordan replied that the Board would not have that authority if Regulation XII was repealed.

Councillor Brooks moved, seconded by Councillor Holmes, to reject the action of the Air Pollution Control Board. This motion passed by the following roll call vote; viz:

16 YEAS: Brooks, Clark, Cottingham, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Mukes-Gaither, Ruhmkorff, SerVaas, Shaw, West
9 NAYS: Borst, Boyd, Coughenour, Curry, Dowden, Moriarty, Schneider, Solenberg, Williams
1 NOT VOTING: Rhodes
3 NOT PRESENT: Durnil, Giffin, Strader

Councillor Brooks' motion became Proposal No. 323, 1990, and was retitled COUNCIL RESOLUTION NO. 66, 1990, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 66, 1990

A COUNCIL RESOLUTION rejecting the actions of the Air Pollution Control Board in repealing Regulation XII and amending Regulation II-4.

WHEREAS, the Air Pollution Control Board on May 10, 1990 repealed its Regulation XII, and amended its Regulation II-4; and

WHEREAS, Sec. 4-26(d) of the Code of Indianapolis and Marion County provides that regulations of the Air Pollution Control Board become effective thirty days after adoption unless the City-County Council rejects or disapproves such regulation; now, therefore:

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

SECTION 1. The actions of the Air Pollution Control Board on May 10, 1990 in repealing Regulation XII and amending Regulation II-4 be, and are hereby, rejected.

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

ANNOUNCEMENTS AND ADJOURNMENT


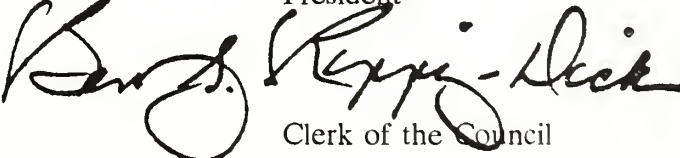
There being no further business, and upon motion duly made and seconded, the meeting adjourned at 9:15 p.m.

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 Collection Special Service District Councils on the 14th day of May, 1990.

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

ATTEST:

(SEAL)


President

Clerk of the Council