

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

**REGULAR MEETINGS
MONDAY, FEBRUARY 23, 1987**

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 4:10 p.m., on Monday, February 23, 1987, with Councillor SerVaas presiding.

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

ROLL CALL

Councillor SerVaas requested the members to indicate their presence. The Clerk took the roll call of the Council, which was as follows:

29 PRESENT: Borst, Boyd, Bradley, Clark, Cottingham, Coughenour, Crowe, Curry, Dowden, Dumil, Giffin, Gilmer, Hawkins, Holmes, Howard, Journey, McGrath, Miller, Nickell, Rader, Rhodes, Schneider, SerVaas, Shaw, Stewart, Strader, West, Williams

1 ABSENT: Page

President SerVaas announced that a quorum of twenty-eight members was present.

ADOPTION OF THE AGENDA

Consent was given to the adoption of the agenda of the City-County Council and the Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils of February 23, 1987, as distributed.

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:

Journal of City-County Council

Ladies and Gentlemen:

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, February 23, 1987, at 4:00 p.m., the purposes 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

February 9, 1987

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, February 12, 1987, a copy of NOTICE TO TAXPAYERS of a Public Hearing on Proposal Nos. 79, 80, 82, 83, 86, 87, 88, 89, 90, 107 and 120, 1987, to be held on Monday, February 23, 1987, at 4:00 p.m., in the City-County Building.

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

February 19, 1987

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. 19, 1987, amending the City-County Annual Budget for 1987 (City-County Fiscal Ordinance No. 89, 1986) appropriating an additional Ten Thousand Five Hundred Forty-five Dollars (\$10,545) in the Property Reassessment Fund for purposes of the County Auditor and reducing the unappropriated and unencumbered balance in the Property Reassessment Fund.

FISCAL ORDINANCE NO. 20, 1987, amending the City-County Annual Budget for 1987 (City-County Fiscal Ordinance No. 89, 1986) appropriating an additional Six Hundred Six Thousand Six Hundred Twenty-nine Dollars (\$606,629) in the Sanitation General Fund for purposes of the Department of Public Works, Water and Land Pollution Control Division, and reducing certain other appropriations for that department.

FISCAL ORDINANCE NO. 21, 1987, amending the City-County Annual Budget for 1987 (City-County Fiscal Ordinance No. 89, 1986) appropriating an additional Three Million Four Thousand Five Hundred Thirty Dollars

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(\$3,004,530) in the Consolidated County Management Division, and reducing the unappropriated and unencumbered balance in the Consolidated County Fund.

FISCAL ORDINANCE NO. 22, 1987, amending the City-County Annual Budget for 1987 (City-County Fiscal Ordinance No. 89, 1986) appropriating an additional Ninety Thousand Dollars (\$90,000) in the County Grant Fund for purposes of the Marion County Guardian Home and reducing the unappropriated and unencumbered balance in the County Grant Fund.

FISCAL ORDINANCE NO. 23, 1987, amending the City-County Annual Budget for 1987 (City-County Fiscal Ordinance No. 89, 1986) appropriating an additional One Million Fifty-nine Thousand One Hundred Eight-five Dollars (\$1,059,185) in the Consolidated County Cumulative Capital Development Fund for purposes of the Department of Parks and Recreation Administration Division, and reducing the unappropriated and unencumbered balance in the Consolidated County Cumulative Capital Development Fund.

FISCAL ORDINANCE NO. 24, 1987, amending the City-County Annual Budget for 1987 (City-County Fiscal Ordinance No. 89, 1986) appropriating an additional Three Hundred Thousand Dollars (\$300,000) in the Park 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.

FISCAL ORDINANCE NO. 25, 1987, amending the City-County Annual Budget for 1987 (City-County Fiscal Ordinance No. 89, 1986) appropriating an additional Twenty-one Thousand Dollars (\$21,000) in the Supplemental Adult Probation Fees Fund for purposes of the Superior Court, Criminal Division, Probation Department and reducing the unappropriated and unencumbered balance in the Supplemental Adult Probation Fees Fund.

FISCAL ORDINANCE NO. 26, 1987, amending the City-County Annual Budget for 1987 (City-County Fiscal Ordinance No. 89, 1986) appropriating an additional One Million Three Hundred Sixty-one Thousand One Hundred Fifty-two Dollars (\$1,361,152) in the County Cumulative Development Fund for purposes of the Marion County Sheriff and reducing the unappropriated and unencumbered balance in the County Cumulative Capital Development Fund.

FISCAL ORDINANCE NO. 27, 1987, amending the City-County Annual Budget for 1987 (City-County Fiscal Ordinance No. 89, 1986) appropriating an additional Nineteen Thousand Seven Hundred Ten Dollars (\$19,710) in the County Grant Fund for purposes of the Marion County Juvenile Detention Center and reducing the unappropriated and unencumbered balance in the County Grant Fund.

FISCAL ORDINANCE NO. 28, 1987, amending the City-County Annual Budget for 1987 (City-County Fiscal Ordinance No. 89, 1986) appropriating an additional Twenty-nine Thousand One Hundred Seventy-one Dollars (\$29,171) in the County Correction Fund for purposes of the Presiding Judge of the Municipal Court and reducing the unappropriated and unencumbered balance in the County Correction Fund.

FISCAL ORDINANCE NO. 29, 1987, amending the City-County Annual Budget for 1987 (City-County Fiscal Ordinance No. 89, 1986) appropriating an additional Ten Thousand Dollars (\$10,000) 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 Grant Fund.

FISCAL ORDINANCE NO. 30, 1987, amending the City-County Annual Budget for 1987 (City-County Fiscal Ordinance No. 89, 1986) appropriating an additional Five Million Sixty-four Thousand Three Dollars (\$5,064,003) in the City Cumulative Capital Development Fund for purposes of the Department of Public Works, Flood Control Division, and reducing the unappropriated and unencumbered balance in the City Cumulative Development Fund.

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FISCAL ORDINANCE NO. 31, 1987, amending the City-County Annual Budget for 1987 (City-County Fiscal Ordinance No. 89, 1986) appropriating an additional One Million Two Hundred Thousand Dollars (\$1,200,000) in the Sanitation General Fund for purposes of the Department of Public Works, Liquid Waste Processing Operations Division, and reducing the unappropriated and unencumbered balance in the Sanitation General Fund.

FISCAL ORDINANCE NO. 32, 1987, amending the City-County Annual Budget for 1987 (City-County Fiscal Ordinance No. 89, 1986) appropriating an additional Two Million One Hundred Eight Thousand Five Hundred Twenty-three Dollars (\$2,108,523) in the County Cumulative Capital Development Fund for purposes of the Department of Transportation and reducing the unappropriated and unencumbered balance in the County Cumulative Capital Development Fund.

FISCAL ORDINANCE NO. 33, 1987, amending the City-County Annual Budget for 1987 (City-County Fiscal Ordinance No. 89, 1986) appropriating an additional Six Hundred Twenty-five Thousand Dollars (\$625,000) in the Sanitation General Fund for purposes of the Department of Public Works, Liquid Waste Processing Operations Division, and reducing certain other appropriations for that division.

GENERAL ORDINANCE NO. 4, 1987, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-267, Parking prohibited at all times on certain streets: Section 29-266 Special parking privileges for certain persons or vehicles in certain locations and Section 29-254, Manner of parking.

GENERAL ORDINANCE NO. 5, 1987, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-224, Trucks on certain streets restricted.

GENERAL ORDINANCE NO. 6, 1987, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 7, 1987, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-266, Special parking privileges for certain persons or vehicles in certain locations.

GENERAL ORDINANCE NO. 8, 1987, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 9, 1987, amending Chapter 29 of the "Code of Indianapolis and Marion County, Indiana", regarding various parking control changes and intersection control changes on portions of Agnes Street.

GENERAL ORDINANCE NO. 10, 1987, amending Chapter 29 of the "Code of Indianapolis and Marion County, Indiana", regarding various parking control changes on portions of Illinois Street.

GENERAL ORDINANCE NO. 11, 1987, amending the "Code of Indianapolis and Marion County, Indiana", Chapter 29, Section 29-224, Trucks on certain streets restricted.

GENERAL RESOLUTION NO. 5, 1987, authorizing the Marion County Community Corrections Advisory Board to contract with the Volunteers of America, Indianapolis Post, a private not-profit organization ("V.O.A."), for professional services to provide a residential community corrections program for eligible offenders through the Marion County Community Corrections Agency.

GENERAL RESOLUTION NO. 6, 1987, authorizing execution of Annual Contributions Contract and issuance of project loan and permanent notes.

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SPECIAL RESOLUTION NO. 11, 1987, amending the City-County Special Resolution No. 41, 1982, as amended and approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

COUNCIL RESOLUTION NO. 6, 1987, renewing the Marion County Community Corrections Program for fiscal year 1987-88 and approving the actions of the Marion County Community Corrections Advisory Board with respect to the Boards 1987-88 grant application to the State of Indiana, Department of Corrections.

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

February 19, 1987

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 Police Special Service District, Mrs. Beverly S. Rippy, the following ordinance:

FISCAL ORDINANCE NO. 1, 1987, amending the Police Special Service District Annual Budget for 1987 (Police Special Service District Fiscal Ordinance No. 3, 1986) appropriating an additional Three Million Eight Hundred Fifteen Thousand Four Hundred Eleven Dollars (\$3,815,411) in the City Cumulative Capital Development Fund for purposes of the Department of Public Safety, Police Division, and reducing the unappropriated and unencumbered balance in the City Cumulative Capital Development Fund.

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

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

PROPOSAL NO. 128, 1987. This proposal memorializes Dorothy Mae Whittaker Berry. PROPOSAL NO. 129, 1987. This proposal honors Reverend Arthur Johnson. President SerVaas indicated that the sponsors for the resolutions were Councillors Boyd and Journey and requested that Proposal Nos. 128 and 129, 1987, be temporarily postponed and heard later in the meeting until the sponsors could be present. Consent was given.

PROPOSAL NO. 140, 1987. This proposal is in support of keeping the Indiana High School Basketball Hall of Fame located in Indianapolis. President SerVaas explained that he and Councillor Crowe were sponsors of this resolution. The Indianapolis Basketball Hall of Fame is in the process of relocating due to the sale of the real estate. President SerVaas stated that the Hall of Fame should be rightfully located in Indianapolis since it is the sports center and is requesting the support from Council members. Councillor Howard expressed his support of this resolution.

Councillor Schneider moved, seconded by Councillor Borst, for adoption. Proposal No. 140, 1987, was adopted by unanimous voice vote, retitled Special Resolution No. 14, 1987, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 14, 1987

A SPECIAL RESOLUTION in support of keeping the Indiana High School Basketball Hall of Fame located in Indianapolis.

WHEREAS, the Indiana High School Basketball Hall of Fame has been located in Indianapolis since its creation; and

WHEREAS, the Indiana High School Basketball Hall of Fame has recently sold the building in which it was located and is currently in the process of accepting offers from cities which would like the Hall of Fame moved to their municipalities; now, therefore:

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

SECTION 1. The Indianapolis City-County Council hereby urges the City of Indianapolis to make all necessary efforts to retain the location of the Indiana High School Basketball Hall of Fame in Indianapolis.

SECTION 2. The Council further expresses its support for those actions which the Administration believes should be taken in order to retain the location of the Indiana High School Basketball Hall of Fame in Indianapolis.

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.

President SerVaas announced that dispute with respect to Proposal No. 120, 1987, had been resolved; therefore, there would be no public testimony. Councillor Schneider moved, seconded by Councillor Nickell, for adoption. Proposal No. 120, 1987, was adopted on the following roll call vote; viz:

22 YEAS: *Borst, Bradley, Clark, Cottingham, Coughenour, Crowe, Curry, Dowden, Giffin, Gilmer, Hawkins, Holmes, Howard, McGrath, Miller, Nickell, Rader, Schneider, SerVaas, Shaw, Stewart, West*

0 NAYS

7 NOT VOTING: *Boyd, Durnil, Journey, Page, Rhodes, Strader, Williams*

Proposal No. 120, 1987, was retitled REZONING ORDINANCE NO. 43, 1987, and reads as follows:

REZONING ORDINANCE NO. 43, 1987. 87-Z-26 LAWRENCE TOWNSHIP
COUNCILMANIC DISTRICT NO. 3
9501 EAST 52ND STREET, INDIANAPOLIS.

Darrel Cohron, by James R. Nickels, requests the rezoning of 80 acres, being in the A-2 district, to the D-11 classification, to provide for the expansion of a mobile home park.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 121, 1987. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code with regard to dress standards for taxicab drivers"; and the President referred it to the Administration Committee.

PROPOSAL NO. 122, 1987. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code with regard to the Cable Franchise Board, specifically to expand Board membership"; and the President referred it to the Administration Committee.

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PROPOSAL NO. 123, 1987. Introduced by Councillor McGrath. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code with regard to the Ethics Board, specifically by raising the level of compensation requiring the filing of a statement of economic interest from \$25,000 to \$28,000"; and the President referred it to the Rules & Policy Committee.

PROPOSAL NO. 124, 1987. Introduced by Councillor Stewart. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$550,000 for the Marion County Auditor for payment of rent for the County Welfare Department to be reimbursed by the State of Indiana"; and the President referred it to the Community Affairs Committee.

PROPOSAL NO. 125, 1987. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code with regard to parking control changes on a portion of Dearborn Street"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 126, 1987. Introduced by Councillor Cottingham. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by establishing weight load restrictions on Bertha Street and Oliver Street"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 127, 1987. Introduced by Councillor McGrath. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code with regard to parking control changes on a portion of South Capitol Avenue"; and the President referred it to the Transportation Committee.

MODIFICATION OF SPECIAL ORDERS

PROPOSAL NO. 130, 1987. Introduced by Councillor Strader. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION requesting the Department of Transportation to conduct a parking control study on portions of Nelson Street"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 139 - Withdrawn - 02/23/87.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NOS. 131 - 138, 1987. Introduced by Councillor Borst. The Clerk read the proposals entitled "REZONING ORDINANCES certified by the Metropolitan Development Commission on February 18, 1987".

[Clerk's Note: Councillor Durnil requested that Proposal No. 133, 1987, be called out for public hearing at the end of the meeting.]

The Council did not schedule Proposal Nos. 131 - 132, 134 - 138, 1987, for hearing pursuant to IC 36-7-4-608. Proposal Nos. 131 - 132, 134 - 138, 1987, were retitled REZONING ORDINANCE NOS. 44 - 50, 1987, take effect thirty days after the respective certification, and read as follows:

REZONING ORDINANCE NO. 44, 1987. 87-Z-13 PERRY TOWNSHIP
COUNCILMANIC DISTRICT NO. 25
6350 SOUTH BELMONT AVENUE, INDIANAPOLIS.

Vern E. Havens & Donald L. Kosten, by James W. Stilwell, request the rezoning of 8.5 acres, being in the A-2 and FP districts, to the I-2-S and FP classification, to provide for light industrial use.

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REZONING ORDINANCE NO. 45, 1987. 87-Z-14 CENTER TOWNSHIP
COUNCILMANIC DISTRICT NO. 21
2176 SHELBY STREET, INDIANAPOLIS.

Indiana Grocery Company, by Scott A. Lindquist, requests the rezoning of 1.5 acres, being in the C-2 district, to the C-3 classification, to conform zoning to its use as a grocery.

REZONING ORDINANCE NO. 46, 1987. 87-Z-18 WARREN TOWNSHIP
COUNCILMANIC DISTRICT NO. 15
20 NORTH ARLINGTON AVENUE, INDIANAPOLIS.

Mary Rector requests the rezoning of 0.11 acre, being in the C-4 district, to the D-5 classification, to conform zoning to its use as a residence.

REZONING ORDINANCE NO. 47, 1987. 87-Z-20 PIKE TOWNSHIP
COUNCILMANIC DISTRICT NO. 1
7140 FISHBACK ROAD, INDIANAPOLIS.

Bill C. Duncan/BMD Investment, by Christopher D. Long, request the rezoning of 14 acres, being in the A-2 district, to the D-1 classification, to provide for the development of ten residential lots.

REZONING ORDINANCE NO. 48, 1987. 87-Z-21 (87-DP-1) WASHINGTON TOWNSHIP
COUNCILMANIC DISTRICT NO. 4
8620 NORTH MERIDIAN STREET, INDIANAPOLIS.

Hart N. Hasten & Mark Hasten, by Stephen D. Mears, request the rezoning of 14.06 acres, being in the D-P district, to the D-P classification, to allow for a modification of the development plan approved under 85-Z-183 to permit a multi-family residential development.

REZONING ORDINANCE NO. 49, 1987. 87-Z-22 WARREN TOWNSHIP
COUNCILMANIC DISTRICT NO. 11
5757 EAST 38TH STREET, INDIANAPOLIS.

Sudie Shaw, by William S. Cohen, requests the rezoning of 0.32 acre, being in the D-4 district, to the C-1 classification, to conform zoning to its use as infant care.

REZONING ORDINANCE NO. 50, 1987. 87-Z-23 PERRY TOWNSHIP
COUNCILMANIC DISTRICT NO. 25
4105 SOUTH HARDING STREET, INDIANAPOLIS.

James Patrick and Jerry Rees request the rezoning of 1.17 acres, being in the D-3 district, to the I-3-S classification, to provide for the parking of trucks.

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 33, 1987. This proposal appoints Curt Coonrod to the Information Services Agency Board. Councillor Cottingham explained that since his election to office of the County Auditor, Mr. Coonrod is required to serve on this board. The County and Townships Committee on February 10, 1987, recommended Proposal No. 33, 1987, Do Pass by a vote of 6-0. Councillor Cottingham moved, seconded by Councillor Holmes, for adoption. Proposal No. 33, 1987, was adopted on the following roll call vote; viz:

22 YEAS: Borst, Bradley, Clark, Cottingham, Coughenour, Curry, Dowden, Durnil, Giffin, Gilmer, Hawkins, Holmes, Howard, McGrath, Miller, Nickell, Rader, Schneider, SerVaas, Shaw, Stewart, Strader

0 NAYS

7 NOT VOTING: Boyd, Crowe, Journey, Page, Rhodes, West, Williams

Proposal No. 33, 1987, was retitled COUNCIL RESOLUTION NO. 8, 1987, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 8, 1987

A COUNCIL RESOLUTION appointing Curt Coonrod to the Information Services Agency Board.

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

February 23, 1987

SECTION 1. As a member of the Information Services Agency Board the Council appoints:

Curt Coonrod

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1987. 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. 46, 1987. This proposal amends the Code with regard to the ordinance for the Marion County Justice Agency Board by establishing a procedure for allowing proxies. Councillor Dowden explained that when the composition of the Board was changed a few years ago, there were to be no proxies to serve on the Board. However, Board members have had difficulty in attending the meetings due to their schedules, consequently, making it difficult to obtain a quorum in order to conduct business. He indicated that the proxies will be designated in writing and remain in effect throughout the year. The Public Safety and Criminal Justice Committee on February 11, 1987, recommended Proposal No. 46, 1987, Do Pass by a 6-0-1 vote. Councillor Dowden moved, seconded by Councillor Giffin, for adoption. Proposal No. 46, 1987, was adopted on the following roll call vote; viz:

19 YEAS: *Borst, Bradley, Cottingham, Coughenour, Curry, Dowden, Giffin, Gilmer, Hawkins, Holmes, Howard, McGrath, Rader, Schneider, SerVaas, Shaw, Stewart, Strader, West*
3 NAYS: *Durnil, Miller, Nickell*
7 NOT VOTING: *Boyd, Clark, Crowe, Journey, Page, Rhodes, Williams*

Proposal No. 46, 1987, was retitled GENERAL ORDINANCE NO. 12, 1987, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 12, 1987

A GENERAL ORDINANCE amending Sec. 2-314(b) of the Marion County Justice Agency Ordinance, City-County General Ordinance No. 56, 1986.

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

SECTION 1. Sec. 2-314 of the "Code of Indianapolis and Marion County, Indiana", is hereby amended by inserting the language underscored and deleting the language crosshatched to read as follows:

Sec. 2-314. Board membership.

(a) The Board shall be composed of the following members:

- (1) The sheriff of Marion County;
- (2) The director of the department of public safety;
- (3) The judge of the Marion County Circuit Court;
- (4) The presiding judge of the municipal court of Marion County;
- (5) A judge of the Marion Superior Court, to be designated by the presiding judge of the superior court;
- (6) The chairman of the public safety and criminal justice committee of the city-county council;
- (7) The Marion County prosecuting attorney;
- (8) The Marion County clerk;
- (9) The mayor of the City of Indianapolis, who shall sit as an ex officio member.

(b) Board members ~~shall serve in person and not by proxy~~ may serve by proxy, and Proxies shall be designated in a writing delivered to the chairman and secretary of the Board. Proxies designations shall remain in effect through December 31st of the year in which they are made, and the secretary of the Board shall maintain a current list of proxies. Board members and their proxies shall serve without compensation.

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

PROPOSAL NO. 52, 1987. This proposal establishes the allocation of cumulative capital development. Councillor McGrath stated that the Cumulative Fund is on a three-year plan for 1987, with no changes being made. The Rules and Policy Committee on February 19, 1987, recommended Proposal No. 52, 1987, Do Pass by a 7-0 vote. Councillor McGrath moved, seconded by Councillor Howard, for adoption. Proposal No. 52, 1987, was adopted on the following roll call vote; viz:

22 YEAS: Borst, Bradley, Clark, Coughenour, Curry, Dowden, Durnil, Giffin, Gilmer, Hawkins, Holmes, Howard, McGrath, Miller, Nickell, Rader, Schneider, SerVaas, Shaw, Stewart, Strader, West

0 NAYS

7 NOT VOTING: Boyd, Cottingham, Crowe, Journey, Page, Rhodes, Williams

Proposal No. 52, 1987, was retitled GENERAL RESOLUTION NO. 7, 1987, and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 7, 1987

A GENERAL RESOLUTION concerning the disposition of cumulative capital development funds.

WHEREAS, IC 36-9-14.5 provides for the establishment of a county cumulative capital development fund and IC 36-9-15.5 provides for the establishment of a municipal cumulative capital development fund; and

WHEREAS, the City-County Council adopted the county cumulative capital development fund and the municipal cumulative capital development fund by passing Special Ordinance Nos. 35 and 36, 1984; and

WHEREAS, the City-County Council amended those funds by passing Special Ordinance Nos. 55 and 56, 1985; and

WHEREAS, the 1987 tax rate for the county cumulative capital development fund is ten cents (\$.10) and for the municipal cumulative capital development fund is fifteen cents (\$.15) per one hundred dollars (\$100.00) assessed valuation; and

WHEREAS, it is the desire of the City-County Council to provide guidance in the allocation of these revenues to the various departments and county government; 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 hereby establishes the following allocation guidelines for the 1987 cumulative capital development funds:

County Cumulative Capital Development Funds:

County Jails, Courthouse and Hospitals	.04
Bridges and Streets	.04
Parks and Recreation	.02
Total County Rate	.10

Municipal Cumulative Capital Development Funds:

Drainage	.09
Sewers	.01
Police Cars	.05
Total City Rate	.15

SECTION 2. The expenditure of cumulative capital development funds must be in accordance with the procedure established by law for the appropriation of public funds.

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

PROPOSAL NO. 81, 1987. This proposal transfers and appropriates \$335,000 for the Department of Metropolitan Development, Public Housing Division, to prepare vacated units for occupancy more promptly and at a lesser cost through reassigning funds

from contractual to salary. Councillor Borst stated that by reassigning these funds from contractual to salary, the Public Housing Division can provide more skilled jobs to staff, thus increasing the level of performance. He indicated that Mr. Rudy Hightower, Administrator of the Public Housing Division, invited the Metropolitan Development Committee to visit their warehouse on South Shelby Street where an actual school is set up to train the staff. President SerVaas suggested that the tour also include the members of the Community Affairs Committee. The Metropolitan Development Committee on February 11, 1987, recommended Proposal No. 81, 1987, Do Pass by a 7-0 vote. Councillor Borst moved, seconded by Councillor Howard, for adoption. Proposal No. 81, 1987, was adopted on the following roll call vote; viz:

24 YEAS: Borst, Bradley, Clark, Cottingham, Coughenour, Crowe, Curry, Dowden, Durnil, Giffin, Gilmer, Hawkins, Holmes, Howard, McGrath, Miller, Nickell, Rader, Rhodes, Schneider, SerVaas, Shaw, Stewart, West
0 NAYS
5 NOT VOTING: Boyd, Journey, Page, Strader, Williams

Proposal No. 81, 1987, was retitled FISCAL ORDINANCE NO. 34, 1987, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 34, 1987

A FISCAL ORDINANCE amending the City-County Annual Budget for 1987 (City-County Fiscal Ordinance No. 89, 1986) transferring and appropriating Three Hundred Thirty-five Thousand Dollars (\$335,000) in the Indianapolis Housing Authority Fund for purposes of the Department of Metropolitan Development, Public Housing Division, and reducing certain other appropriations for that division.

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 1987, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of Department of Metropolitan Development, Public Housing Division, to prepare vacated units for occupancy more promptly and at a lesser cost through reassigning funds from contractual to salary.

SECTION 2. The sum of Three Hundred Thirty-five Thousand Dollars (\$335,000) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

DEPARTMENT OF METROPOLITAN DEVELOPMENT	INDIANAPOLIS
<u>PUBLIC HOUSING DIVISION</u>	<u>HOUSING AUTHORITY FUND</u>
1. Personal Services	\$185,000
2. Supplies	150,000
TOTAL INCREASE	\$335,000

SECTION 4. The said increased appropriation is funded by the following reductions:

DEPARTMENT OF METROPOLITAN DEVELOPMENT	INDIANAPOLIS
<u>PUBLIC HOUSING DIVISION</u>	<u>HOUSING AUTHORITY FUND</u>
3. Other Services and Charges	\$250,000
4. Capital Outlay	85,000
TOTAL REDUCTION	\$335,000

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

PROPOSAL NO. 101, 1987. This proposal reappoints Bruce Melchert to the Marion County Liquor Board. Councillor West stated that Mr. Melchert has served on the Marion County Liquor Board for four years. The Board meets twice a month and considers approximately 150 to 200 cases per month. The members are paid for their

service at the rate of \$20 per month plus \$3 per application and 25 cents per mile. The Administration Committee on February 17, 1987, recommended Proposal No. 101, 1987, Do Pass by a 7-0 vote. Councillor West moved, seconded by Councillor Curry, for adoption. Proposal No. 101, 1987, was adopted on the following roll call vote; viz:

24 YEAS: *Borst, Bradley, Clark, Cottingham, Coughenour, Crowe, Curry, Dowden, Durnil, Giffin, Hawkins, Holmes, Journey, McGrath, Miller, Nickell, Rader, Rhodes, Schneider, SerVaas, Shaw, Stewart, Strader, West*

0 NAYS

5 NOT VOTING: *Boyd, Gilmer, Howard, Page, Williams*

Proposal No. 101, 1987, was retitled COUNCIL RESOLUTION, NO. 9, 1987, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 9, 1987

A COUNCIL RESOLUTION appointing Bruce Melchert to the Marion County Liquor Board.

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 Marion County Liquor Board the Council appoints:

Bruce Melchert

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1987. 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. 102, 1987. This proposal reappoints Dwight Cottingham to the Tax Adjustment Board. The County and Townships Committee on February 10, 1987, recommended Proposal No. 102, 1987, Do Pass by a 4-0 vote. Councillor Holmes moved, seconded by Councillor Rhodes, for adoption. Proposal No. 102, 1987, was adopted on the following roll call vote; viz:

23 YEAS: *Borst, Clark, Crowe, Curry, Dowden, Durnil, Giffin, Gilmer, Hawkins, Holmes, Howard, Journey, McGrath, Miller, Nickell, Rader, Rhodes, Schneider, SerVaas, Shaw, Stewart, Strader, West*

0 NAYS

6 NOT VOTING: *Boyd, Bradley, Cottingham, Coughenour, Page, Williams*

Proposal No. 102, 1987, was retitled COUNCIL RESOLUTION NO. 10, 1987, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 10, 1987

A COUNCIL RESOLUTION appointing Dwight Cottingham to the Tax Adjustment Board.

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 Marion County Tax Adjustment Board the Council appoints:

Dwight Cottingham

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1987. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

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PROPOSAL NO. 103, 1987. This proposal reappoints Dan C. Whitmore to the Information Services Agency Board. The County and Townships Committee on February 10, 1987, recommended Proposal No. 103, 1987, Do Pass by a 6-0 vote. Councillor Cottingham moved, seconded by Councillor Holmes, for adoption. Proposal No. 103, 1987, was adopted on the following roll call vote; viz:

24 YEAS: Borst, Bradley, Clark, Cottingham, Coughenour, Crowe, Curry, Durnil, Giffin, Gilmer, Hawkins, Holmes, Howard, Journey, McGrath, Miller, Rader, Rhodes, Schneider, SerVaas, Shaw, Stewart, Strader, West

0 NAYS

5 NOT VOTING: Boyd, Dowden, Nickell, Page, Williams

Proposal No. 103, 1987, was retitled COUNCIL RESOLUTION NO. 11, 1987, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 11, 1987

A COUNCIL RESOLUTION appointing Dan C. Whitmore to the Information Services Agency Board.

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 Information Services Agency Board the Council appoints:

Dan C. Whitmore

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1987. 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. 104, 1987. This proposal reappoints Paul Roland to the Metropolitan Development Commission. The Metropolitan Development Committee on February 11, 1987, recommended Proposal No. 104, 1987, Do Pass by a 7-0 vote. Councillor Borst moved, seconded by Councillor Crowe, for adoption. Proposal No. 104, 1987, was adopted on the following roll call vote; viz:

25 YEAS: Borst, Bradley, Clark, Cottingham, Coughenour, Crowe, Curry, Durnil, Giffin, Gilmer, Hawkins, Holmes, Howard, Journey, McGrath, Miller, Nickell, Rader, Rhodes, Schneider, SerVaas, Shaw, Stewart, Strader, West

0 NAYS

4 NOT VOTING: Boyd, Dowden, Page, Williams

Proposal No. 104, 1987, was retitled COUNCIL RESOLUTION NO. 12, 1987, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 12, 1987

A COUNCIL RESOLUTION appointing Paul Roland to the Metropolitan Development Commission.

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 Metropolitan Development Commission the Council appoints:

Paul Roland

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1987. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 47, 1987. This proposal appropriates \$825,461 for the Department of Public Works, Administration Division, to provide financial assistance to certain areas in need of sewers but are unable to afford the total cost of sewers. Councillor Coughenour explained that the purpose is to provide financial assistance to neighborhood areas in need of sanitary sewers that are unable to afford the total cost. The Cumulative Building funds are provided toward the cost of Public Improvement Resolution projects in unsewered residential neighborhoods, in order to reduce the installation cost assessed the homeowners for sanitary collector sewers. Councillor Clark expressed considerable favor for Proposal No. 47, 1987. The Public Works Committee on February 23, 1987, recommended Proposal No. 47, 1987, Do Pass by a 5-0 vote.

The President called for public testimony at 4:51 p.m.. There being no one present to testify, Councillor Coughenour moved, seconded by Councillor Clark, for adoption. Proposal No. 47, 1987, was adopted on the following roll call vote; viz:

24 YEAS: *Borst, Bradley, Clark, Cottingham, Coughenour, Crowe, Curry, Giffin, Gilmer, Hawkins, Holmes, Howard, Journey, McGrath, Miller, Nickell, Rader, Rhodes, Schneider, SerVaas, Shaw, Stewart, Strader, West*
0 NAYS
5 NOT VOTING: *Boyd, Dowden, Durnil, Page, Williams*

Proposal No. 47, 1987, was retitled FISCAL ORDINANCE NO. 35, 1987, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 35, 1987

A FISCAL ORDINANCE amending the City-County Annual Budget for 1987 (City-County Fiscal Ordinance No. 89, 1986) appropriating an additional Eight Hundred Twenty-five Thousand Four Hundred Sixty-one Dollars (\$825,461) in the City Cumulative Capital Development Fund for purposes of the Department of Public Works, Administration Division, and reducing the unappropriated and unencumbered balance in the City Cumulative Capital Development 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 1987, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the Department of Public Works, Administration Division, to provide financial assistance to certain areas in need of sewers but are unable to afford the total cost of sewers.

SECTION 2. The sum of Eight Hundred Twenty-five Thousand Four Hundred Sixty-one Dollars (\$825,461) 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 PUBLIC WORKS	CITY CUMULATIVE CAPITAL
<u>ADMINISTRATION DIVISION</u>	<u>DEVELOPMENT FUND</u>
3. Other Services & Charges	\$825,461
TOTAL INCREASE	\$825,461

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

Unappropriated and Unencumbered	CITY CUMULATIVE CAPITAL
City Cumulative Capital Development Fund	<u>DEVELOPMENT FUND</u>
	\$825,461

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TOTAL REDUCTION

\$825,461

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

PROPOSAL NO. 79, 1987. This proposal appropriates \$75,000 for the Department of Administration, Central Equipment Management Division, to acquire for the Department of Transportation two trash-packer trucks, six scarifier attachments for road graders and one van for Parking Meter operations. Councillor West explained that the Transportation Department had already encumbered these funds in its 1987 budget for capital expenditures, but the Central Equipment Maintenance Division would not encumber funds until an actual purchase was ready to be prepared. The Administration Committee on February 17, 1987, recommended Proposal No. 79, 1987, Do Pass by a 6-0 vote.

The President called for public testimony at 4:55 p.m.. There being no one present to testify, Councillor West moved, seconded by Councillor Coughenour, for adoption. Proposal No. 79, 1987, was adopted on the following roll call vote; viz:

22 YEAS: Borst, Bradley, Clark, Coughenour, Crowe, Curry, Dowden, Giffin, Hawkins, Holmes, Howard, Journey, McGrath, Miller, Nickell, Rader, Schneider, SerVaas, Shaw, Stewart, Strader, West

0 NAYS

7 NOT VOTING: Boyd, Cottingham, Dumil, Gilmer, Page, Rhodes, Williams

Proposal No. 79, 1987, was retitled FISCAL ORDINANCE NO. 36, 1987, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 36, 1987

A FISCAL ORDINANCE amending the City-County Annual Budget for 1987 (City-County Fiscal Ordinance No. 89, 1986) appropriating an additional Seventy-five Thousand Dollars (\$75,000) in the Consolidated County Fund for purposes of the Department of Administration, Central Equipment Management 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 1987, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of Department of Administration, Central Equipment Management Division, to acquire for the Department of Transportation two trash packer trucks and six scarifier attachments for road graders and one van for Parking Meter operations.

SECTION 2. The sum of Seventy-five Thousand Dollars (\$75,000) 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 ADMINISTRATION</u> <u>CENTRAL EQUIPMENT MANAGEMENT DIV.</u>	<u>CONSOLIDATED COUNTY FUND</u>
4. Capital Outlay	\$75,000
TOTAL INCREASE	\$75,000

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

	<u>CONSOLIDATED COUNTY FUND</u>
Unappropriated and Unencumbered Consolidated County Fund	\$75,000
TOTAL REDUCTION	\$75,000

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

PROPOSAL NO. 80, 1987. This proposal appropriates \$928,600 for the Department of Administration, Office of the Director, to provide for administration of payments for services from AT&T and Indiana Bell through one administrative agency of city and county government. Councillor West stated that the overall goal is to provide for reconciliation of payments with services received from AT&T and Indiana Bell through one administrative agency of City and County government. The Administration Committee on February 17, 1987, recommended Proposal No. 80, 1987, Do Pass by a 7-0 vote. The President called for public testimony at 4:56 p.m. There being no one present to testify, Councillor West moved, seconded by Councillor Coughenour, for adoption. Proposal No. 80, 1987, was adopted on the following roll call vote; viz:

23 YEAS: *Borst, Bradley, Clark, Cottingham, Coughenour, Crowe, Curry, Dowden, Giffin, Hawkins, Holmes, Howard, Journey, McGrath, Miller, Nickell, Rader, Schneider, SerVaas, Shaw, Stewart, Strader, West*
0 NAYS
6 NOT VOTING: *Boyd, Durnil, Gilmer, Page, Rhodes, Williams*

Proposal No. 80, 1987, was retitled FISCAL ORDINANCE NO. 37, 1987, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 37, 1987

A FISCAL ORDINANCE amending the City-County Annual Budget for 1987 (City-County Fiscal Ordinance No. 89, 1986) appropriating an additional Nine Hundred Twenty-eight Thousand Six Hundred Dollars (\$928,600) in the City General Fund for purposes of the Department of Administration, Office of the Director, and reducing the unappropriated and unencumbered balance in the City 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 1987, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the Department of Administration, Office of the Director, to provide for administration of payments for services from AT&T and Indiana Bell through one administrative agency of city and county government.

SECTION 2. The sum of Nine Hundred Twenty-eight Thousand Six Hundred Dollars (\$928,600) 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 ADMINISTRATION</u> <u>OFFICE OF THE DIRECTOR</u>	<u>CITY GENERAL FUND</u>
3. Other Services & Charges	\$928,600
TOTAL INCREASE	\$928,600

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

	<u>CITY GENERAL FUND</u>
Unappropriated and Unencumbered	
City General Fund	\$928,600
TOTAL REDUCTION	\$928,600

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

PROPOSAL NO. 82, 1987. This proposal appropriates \$346,749 for the Department of Metropolitan Development, City Market Division, to allow the Market to continue operating until management is transferred later this year. Councillor Borst explained that the appropriation will allow the Department of Metropolitan Development to continue operating the City Market during 1987. The management of the Market will

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be transferred to the private sector after the appropriations are exhausted. He stated that an Ad-Hoc Committee was formed by the Metropolitan Development Division, and no one from the Metropolitan Development Committee was asked to serve.

Councillor Durnil said that he would like to keep the City Market the same way and requested a resolution be prepared by General Counsel Robert Elrod in order for the consensus of the City-County Council to be known.

The Metropolitan Development Committee on February 11, 1987, recommended Proposal No. 82, 1987, Do Pass by a 7-0 vote. The President called for public testimony at 4:56 p.m. There being no one present to testify, Councillor Borst moved, seconded by Councillor Crowe, for adoption. Proposal No. 82, 1987, was adopted on the following roll call vote; viz:

22 YEAS: *Borst, Bradley, Cottingham, Coughenour, Crowe, Curry, Dowden, Giffin, Gilmer, Hawkins, Holmes, Howard, Journey, McGrath, Miller, Rader, Rhodes, Schneider, SerVaas, Shaw, Stewart, West*

0 NAYS

7 NOT VOTING: *Boyd, Clark, Durnil, Nickell, Page, Strader, Williams*

Proposal No. 82, 1987, was retitled FISCAL ORDINANCE NO. 38, 1987, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 38, 1987

A FISCAL ORDINANCE amending the City-County Annual Budget for 1987 (City-County Fiscal Ordinance No. 89, 1986) appropriating an additional Three Hundred Forty-six Thousand Seven Hundred Forty-nine Dollars (\$346,749) in the City Market Fund for purposes of the Department of Metropolitan Development, City Market Division, and reducing the unappropriated and unencumbered balance in the City Market 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 1987, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the Department of Metropolitan Development, City Market Division, to allow the Market to continue operating until management is transferred later this year.

SECTION 2. The sum of Three Hundred Forty-six Thousand Seven Hundred Forty-nine Dollars (\$346,749) 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 METROPOLITAN DEVELOPMENT</u> <u>CITY MARKET DIVISION</u>	<u>CITY MARKET FUND</u>
1. Personal Services	\$ 45,469
2. Supplies	1,050
3. Other Services and Charges	<u>300,230</u>
TOTAL INCREASE	\$346,749

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

	<u>CITY MARKET FUND</u>
Unappropriated and Unencumbered City Market Fund	<u>\$346,749</u>
TOTAL REDUCTION	\$346,749

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

PROPOSAL NO. 83, 1987. This proposal approves the sale of a note of the Indianapolis Public Transportation Corporation in the amount of \$2,500,000 to the Indianapolis Local Public Improvement Bond Bank. Councillor Clark indicated that the local share for the two million dollars will be combined with federal matches to provide over nine million dollars worth of funding.

Mr. Fred Armstrong, City Controller, stated that these monies are all new UMTA funds which require different federal matches. He indicated that the funding will be paid for over a four-year period.

The Municipal Corporations Committee on February 19, 1987, recommended Proposal No. 83, 1987, Do Pass As Amended by a 3-0-1 vote. The President called for public testimony at 5:10 p.m. There being no one present to testify. Councillor Clark moved, seconded by Councillor Durnil, for adoption. Proposal Proposal No. 83, 1987, As Amended, was adopted on the following roll call vote; viz:

22 YEAS: *Bradley, Clark, Cottingham, Coughenour, Curry, Durnil, Giffin, Gilmer, Hawkins, Holmes, Howard, Journey, McGrath, Miller, Nickell, Rader, Rhodes, SerVaas, Shaw, Stewart, Strader, West*

0 NAYS

7 NOT VOTING: *Borst, Boyd, Crowe, Dowden, Page, Schneider, Williams*

Proposal No. 83, 1987, As Amended, was retitled GENERAL RESOLUTION NO. 8, 1987, and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 8, 1987

A GENERAL RESOLUTION approving the sale of a note of the Indianapolis Public Transportation Corporation in the amount of Two Million Five Hundred Thousand Dollars (\$2,500,000) to the Indianapolis Local Public Improvement Bond Bank.

WHEREAS, on February 10, 1987, the Board of Directors ("Board") of the Indianapolis Public Transportation Corporation ("IPTC") duly adopted an ordinance authorizing the sale of a note in an amount of Two Million Five Hundred Thousand Dollars (\$2,500,000) designated as the "Indianapolis Public Transportation Corporation Note of 1987, Series A" ("Note") to the Indianapolis Local Public Improvement Bond Bank ("Bond Bank"); and

WHEREAS, the City-County Council of the City of Indianapolis and of Marion County, Indiana, is duly authorized pursuant to I.C. 36-3-6-9(c) and Division 6 of Article X of Chapter 2 of the Code of Indianapolis and Marion County, Indiana, to review all proposed bond issues to be financed by local tax dollars of a public transportation corporation operating under I.C. 36-9-4; and

WHEREAS, the Note will be an indebtedness of the IPTC to be financed by local tax dollars; and

WHEREAS, Division 7 of Article X of Chapter 2 of the Code of Indianapolis and Marion County, Indiana, requires Council approval of the issuance to the Bond Bank of short term notes of the City, County or the City's special taxing districts; and

WHEREAS, although the IPTC is not required by Division 7 of Article X of Chapter 2 of the Code to receive Council approval of the issuance of IPTC notes to the Bond Bank, IPTC has requested Council approval thereof in order that a full and fair public process may be followed in the issuance of such Notes; and

WHEREAS, the IPTC has filed with the Clerk of the City-County Council the details of the proposed uses of the Note, which include (a) the acquisition of certain capital assets, (b) the funding of an insurance reserve in the approximate amount of \$350,000, (c) the funding of capitalized interest in the approximate amount of \$500,000, and (d) to pay issuance costs of the Note; and

WHEREAS, the Municipal Corporation's Committee of the Council has considered the proposed Note at a public hearing held thereon and has recommended to the full Council that the sale of the Note to the Bond Bank be approved: now therefore:

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

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SECTION 1. The Council hereby approves the sale of the Note in the amount of Two Million Five Hundred Thousand Dollars (\$2,500,000) from the IPTC to the Bond Bank.

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

PROPOSAL NO. 86, 1987. This proposal appropriates \$4,147 for the Marion County Prosecuting Attorney for the final payment of a Victim Assistance Grant for the Salvation Army. The Public Safety and Criminal Justice Committee on February 11, 1987, recommended Proposal No. 86, 1987, Do Pass by a 8-0 vote.

The President called for public testimony at 5:17 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Hawkins, for adoption. Proposal No. 86, 1987, was adopted on the following roll call vote; viz:

25 YEAS: *Bradley, Clark, Cottingham, Coughenour, Crowe, Curry, Dowden, Dumil, Giffin, Gilmer, Hawkins, Holmes, Howard, Journey, Miller, Nickell, Rader, Rhodes, Schneider, SerVaas, Shaw, Stewart, Strader, West, Williams*

0 NAYS

4 NOT VOTING: *Borst, Boyd, McGrath, Page*

Proposal No. 86, 1987, was retitled FISCAL ORDINANCE NO. 39, 1987, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 39, 1987

A FISCAL ORDINANCE amending the City-County Annual Budget for 1987 (City-County Fiscal Ordinance No. 89, 1986) appropriating an additional Four Thousand One Hundred Forty-seven Dollars (\$4,147) in the State and Federal Grant Fund for purposes of the Marion County Prosecuting Attorney and reducing the unappropriated and unencumbered balance in the State and Federal Grant 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 2.01 (b) 22 of the City-County Annual Budget for 1987, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the Marion County Prosecuting Attorney for the final payment of a Victim Assistance Grant for the Salvation Army.

SECTION 2. The sum of Four Thousand One Hundred Forty-seven Dollars (\$4,147) 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>MARION COUNTY PROSECUTING ATTORNEY</u>	<u>STATE AND FEDERAL GRANT FUND</u>
3. Other Services & Charges	\$4,147
TOTAL INCREASE	\$4,147

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

	<u>STATE AND FEDERAL GRANT FUND</u>
Unappropriated and Unencumbered State and Federal Grant Fund	\$4,147
TOTAL REDUCTION	\$4,147

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

PROPOSAL NO. 87, 1987, appropriates \$313,500 for the Marion County Prosecuting Attorney to allow additional programming staff needed to complete the UTT system and witness system. PROPOSAL NO. 88, 1987, appropriates \$120,000 for the Marion County Prosecuting Attorney for additional police programming including additional

computer equipment and a new initial hearing court. The Public Safety and Criminal Justice Committee on February 11, 1987, recommended Proposal Nos. 87 and 88, 1987, Do Pass by a 6-0-1 vote.

The President called for public testimony at 5:20. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Giffin, for adoption. Proposal Nos. 87 and 88, 1987, were adopted on the following roll call vote; viz:

26 YEAS: Borst, Boyd, Bradley, Clark, Coughenour, Crowe, Dowden, Durnil, Giffin, Gilmer, Hawkins, Holmes, Howard, Journey, McGrath, Miller, Nickell, Rader, Rhodes, Schneider, SerVaas, Shaw, Stewart, Strader, West, Williams

2 NAYS: Cottingham, Curry

1 NOT VOTING: Page

Proposal Nos. 87 and 88, 1987, were retitled FISCAL ORDINANCE NOS. 40 and 41, 1987, and read as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 40, 1987

A FISCAL ORDINANCE amending the City-County Annual Budget for 1987 (City-County Fiscal Ordinance No. 89, 1986) appropriating an additional Three Hundred Thirteen Thousand Five Hundred Dollars (\$313,500) in the Diversion Fund for purposes of the Marion County Prosecuting Attorney and reducing the unappropriated and unencumbered balance in the Diversion 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 2.01 (b) 22 of the City-County Annual Budget for 1987, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the Marion County Prosecuting Attorney to allow additional programming staff needed to complete the UTT system and Prosecutor Office witness system.

SECTION 2. The sum of Three Hundred Thirteen Thousand Five Hundred Dollars (\$313,500) 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>MARION COUNTY PROSECUTING ATTORNEY</u>	<u>DIVERSION FUND</u>
1. Personal Services	\$ 65,332
3. Other Services & Charges	240,000
<u>COUNTY AUDITOR</u>	
31. Personal Services (Fringes)	8,168
TOTAL INCREASE	\$313,500

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

	<u>DIVERSION FUND</u>
Unappropriated and Unencumbered Diversion Fund	\$313,500
TOTAL REDUCTION	\$313,500

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

CITY-COUNTY FISCAL ORDINANCE NO. 41, 1987

A FISCAL ORDINANCE amending the City-County Annual Budget for 1987 (City-County Fiscal Ordinance No. 89, 1986) appropriating an additional One Hundred Twenty Thousand Dollars (\$120,000) in the Diversion Fund for purposes of the Marion County Prosecuting Attorney and reducing the unappropriated and unencumbered balance in the Diversion Fund.

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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 2.01 (b) 22 of the City-County Annual Budget for 1987, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the Marion County Prosecuting Attorney for additional police programming including additional computer equipment and a new initial hearing court.

SECTION 2. The sum of One Hundred Twenty Thousand Dollars (\$120,000) 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>MARION COUNTY PROSECUTING ATTORNEY</u>	<u>DIVERSION FUND</u>
1. Personal Services	\$ 26,855
4. Capital Outlay	90,000
<u>COUNTY AUDITOR</u>	
31. Personal Services (Fringes)	3,145
TOTAL INCREASE	\$120,000

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

	<u>DIVERSION FUND</u>
Unappropriated and Unencumbered	
Diversion Fund	\$120,000
TOTAL REDUCTION	\$120,000

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

PROPOSAL NO. 89, 1987. This proposal appropriates \$155,862 for the Marion County Prosecuting Attorney, Child Support Division, to meet the demands of their increased caseload. Councillor Dowden explained that two-thirds of the appropriation will be reimbursed by the Federal Government, leaving approximately \$52,000 to be financed by the County. The Public Safety and Criminal Justice Committee on February 11, 1987, recommended Proposal No. 89, 1987, Do Pass by a 7-0 vote. The President called for public testimony at 5:20. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Howard, for adoption. Councillor Howard questioned the administrative costs per case. Ms. Beal, Director for the Child Support Division, replied that for non-welfare cases, the Child Support Division charges \$5 per case, and the docket fee charged by the Marion County Clerk is \$10.

Proposal No. 89, 1987, was adopted on the following roll call vote; viz:

27 YEAS: *Borst, Boyd, Bradley, Clark, Cottingham, Coughenour, Crowe, Curry, Dowden, Durnil, Giffin, Hawkins, Holmes, Howard, Journey, McGrath, Miller, Nickell, Rader, Rhodes, Schneider, SerVaas, Shaw, Stewart, Strader, West, Williams*
0 NAYS
2 NOT VOTING: *Gilmer, Page*

Proposal No. 89, 1987, was retitled FISCAL ORDINANCE NO. 42, 1987, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 42, 1987

A FISCAL ORDINANCE amending the City-County Annual Budget for 1987 (City-County Fiscal Ordinance No. 89, 1986) appropriating an additional One Hundred Fifty-five Thousand, Eight Hundred Sixty-two Dollars (\$155,862) in the County General Fund for purposes of the Marion County Prosecuting Attorney, Child Support Division, and reducing the unappropriated and unencumbered balance in the County General Fund.

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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 2.01 (b) 23 of the City-County Annual Budget for 1987, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of Marion County Prosecuting Attorney, Child Support Division, to meet the demands of their increased caseload.

SECTION 2. The sum of One Hundred Fifty-five Thousand, Eight Hundred Sixty-two Dollars (\$155,862) 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>PROSECUTING ATTORNEY</u> <u>CHILD SUPPORT DIVISION</u>	<u>COUNTY GENERAL FUND</u>
1. Personal Services	\$ 52,000
2. Supplies	6,200
3. Other Services & Charges	91,500
 <u>COUNTY AUDITOR</u>	
31. Personal Services (Fringes)	6,162
TOTAL INCREASE	\$155,862

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

	<u>COUNTY GENERAL FUND</u>
Unappropriated and Unencumbered County General Fund	\$155,862
TOTAL REDUCTION	\$155,862

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

PROPOSAL NO. 107, 1987. This proposal is a rezoning ordinance certified by the Metropolitan Development Commission on February 4, 1987 (86-Z-261, 10101 Pendleton Pike, Lawrence). Councillor Schneider noted that no compromise had been reached between the petitioner and remonstrator. The rezoning petition received the approval of the Metropolitan Development Commission on February 4, 1987, by a 5-2 vote.

Councillor Schneider indicated that the rezoning dispute was concerning his Councilmatic District and that the citizens have indicated to him that they do not want any additional trailer parks east of Mitthoeffer.

Mr. Stephen D. Mears, attorney for the petitioner, explained that this issue concerns the rezoning of 64.42 acres being in the A-2 district, to the D-11 classification, to provide for the development of a mobile home park by Mann Reality and Development Company.

Mr. Mears explained that the mobile homes would be on permanent foundations as defined in the Dwelling District Ordinance. The streets will be constructed as to depth and materials in accordance with the Department of Transportation. The curbs will be rolled and will have gutters. Rental units will be prohibited and shall be owner occupied.

Mr. Mears presented designs of the mobile home park to Council members. Mr. Mears stated that the mobile home park will have 360 residential lots and that would be developed for a density of 5.59 units per acre.

Ms. Shelly Hucskamp, representing Lawrence Mayor Robert Sterrett, read a letter he had prepared. Ms. Hucskamp indicated that the area in which this mobile home park would be built already contains 35% of all the mobile homes in Marion County. Ms. Hucskamp stated that there is a proliferation of mobile homes on Pendleton Pike and is presently at an excessive level. The City of Lawrence does not want a continuation of mobile homes east of Mitthoeffer, especially along Pendleton Pike. Ms. Hucskamp explained that the City of Lawrence would like for east of Mitthoeffer to be the beginning of other types of development, such as commercial or single family residential. Ms. Hucskamp expressed that the City of Lawrence has tried diligently to work this issue out with Mann Reality since October 1985.

Councillor Coughenour stated that by building better quality mobile homes, it would encourage other owners to be competitive and possibly to better the overall image of mobile home parks.

Mr. Tom Schneider, Lawrence City-County Councillor for District 4, also opposed the project. He reiterated Ms. Hucskamp's comments concerning the proliferation of mobile home parks in the City of Lawrence. Mr. Schneider stated that the tax base that provides the county services is eroded because of this type of development. Mr. Schneider said that there are approximately over 180 mobile home parks available in Marion County and that he does not want the City of Lawrence to turn into a "sea of mobile homes".

Mr. Charles Palmer, resident of 10143 Pendleton Pike, expressed concerns about the increased traffic congestion with the addition of this park along Pendleton Pike.

Councillor Borst asked what the City of Lawrence would like to have done with these 64 acres of land in dispute. Ms. Hucskamp replied that they would prefer the land to be used for commercial development or diversified housing.

There being no further discussion, President SerVaas explained that eighteen "Nay" votes were required to deny the petition. Proposal No. 107, 1987, was adopted on the following roll call vote; viz:

11 YEAS: Cottingham, Coughenour, Dowden, Durnil, Holmes, Howard, Journey, McGrath, SerVaas, Strader, Williams

2 NOT VOTING: Clark, Page

16 NAYS: Borst, Boyd, Bradley, Crowe, Curry, Giffin, Gilmer, Hawkins, Miller, Nickell, Rader, Rhodes, Schneider, Shaw, Stewart, West

[Clerk's Note: Councillor Clark abstained due to conflict of interest]

Proposal No. 107, 1987, was retitled REZONING ORDINANCE NO. 51, 1987, and reads as follows:

REZONING ORDINANCE NO. 51, 1987. 86-Z-261 LAWRENCE TOWNSHIP
COUNCILMANIC DISTRICT NO. 3
10101 PENDLETON PIKE, LAWRENCE

Mann Reality and Development Company, by Stephen D. Mears, requests the rezoning of 64.42 acres, being in the A-2 district, to the D-11 classification, to provide for the development of a mobile home park.

PROPOSAL NO. 90, 1987. This proposal proposes an Ordinance of the Marion County Income Tax Council permanently freezing the rate of the County Option Income Tax on the taxpayers of Marion County, Indiana and casting votes of the City-County Council of the City of Indianapolis and of Marion County on said Or-

dinance. The Rules and Policy Committee on February 19, 1987, recommended Proposal No. 90, 1987, be postponed for two months by a 6-1 vote.

The President called for public testimony at 6:45 p.m. There being no one present to testify, Councillor McGrath moved, seconded by Councillor Howard, to table Proposal No. 90, 1987, until additional information can be obtained. Proposal No. 90, 1987, was tabled on the following roll call vote; viz:

21 YEAS: Borst, Boyd, Bradley, Clark, Cottingham, Coughenour, Crowe, Curry, Durnil, Gilmer, Hawkins, Howard, Journey, McGrath, Miller, Rader, Rhodes, SerVaas, Shaw, Strader, Williams
7 NAYS: Dowden, Giffin, Holmes, Nickell, Schneider, Stewart, West
1 NOT VOTING: Page

Councillor Durnil moved that Proposal No. 133, 1987, (Rezoning Docket No. 87-2-15) be scheduled for public hearing by the Council at its March 9, 1987 meeting. Consent was given.

ANNOUNCEMENTS AND ADJOURNMENTS

There being no further business, upon motion duly made and seconded the meeting adjourned at 6:51 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 23rd day of February, 1987.

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



President

ATTEST:

Clerk of the Council

(SEAL)