

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

**REGULAR MEETINGS  
MONDAY, JUNE 8, 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 7:05 p.m., on Monday, June 8, 1987, with Councillor SerVaas presiding.

Councillor Clark 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, Page, Rader, Rhodes, Schneider, SerVaas, Shaw, Stewart, Strader, West, Williams*

President SerVaas announced that a quorum of twenty-nine 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 June 8, 1987, as distributed.

Councillor Miller moved, seconded by Councillor Gilmer, to place Proposal No. 293, 1987, on the agenda for action by the Council. By Consent Proposal No. 293, was added to the agenda.

**OFFICIAL COMMUNICATIONS**

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

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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:

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, June 8, 1987, at 7:00 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

May 12, 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, May 28, 1987, a copy of NOTICE TO TAXPAYERS of a PUBLIC HEARING on Proposal Nos. 264, 265, 266, 267, 268, 269, 270, 271 and 272, 1987, to be held on Monday, June 8, 1987, at 7:00 p.m., in the City-County Building.

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

May 20, 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. 60, 1987, amending the City-County Annual Budget for 1987 (City-County Fiscal Ordinance No. 89, 1986) appropriating an additional Sixty-five Thousand Three Hundred Thirty-two Dollars (\$65,332) in the Prosecutor's Division Fund for purposes of the Marion County Justice Agency and reducing certain other appropriations for the Prosecuting Attorney.

FISCAL ORDINANCE NO. 61, 1987, amending the City-County Annual Budget for 1987 (City-County Fiscal Ordinance No. 89, 1986) appropriating an additional Ten Thousand Four Hundred Dollars (\$10,400) in the Supplemental Adult Probation Fees Fund for purposes of the Presiding Judge of the Municipal Court and reducing the unappropriated and unencumbered balance in the Supplemental Adult Probation Fees Fund.

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GENERAL ORDINANCE NO. 38, 1987, amending the "Code of Indianapolis and Marion County, Indiana", Chapter 29 Section 29-166, One way streets and alleys designated, Section 29-268, Stopping, standing or parking prohibited at all times on certain designated streets, Section 29-271, Stopping, standing and parking prohibited at designated locations on certain days and hours, and Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 39, 1987, approving a petition for transfer of territory within the Consolidated City to the town of Speedway.

GENERAL ORDINANCE NO. 40, 1987, amending the "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-267, Parking prohibited at all times on certain streets.

SPECIAL RESOLUTION NO. 27, 1987, recognizing Barbara Gole as one of the top ten Public Works Directors in the nation in 1987 as selected by the American Public Works Association.

SPECIAL RESOLUTION NO. 32, 1987, honoring Perry Meridian High School's 1987 Brain Game Championship team.

SPECIAL RESOLUTION NO. 33, 1987, honoring Southport High School for being Indiana's nominee for the National Secondary Recognition Award.

SPECIAL RESOLUTION NO. 34, 1987, amending City-County Special Resolution No. 109, 1985, as amended and approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

SPECIAL RESOLUTION NO. 35, 1987, approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

SPECIAL RESOLUTION NO. 36, 1987, allowing the Rules and Policy Committee to establish guidelines and procedures for the processing of the budget and other fiscal ordinances.

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

## ADOPTION OF JOURNALS

President SerVaas called for additions or corrections to the Journals of January 5 and January 26, 1987. There being no additions or corrections, the minutes were approved as distributed.

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

PROPOSAL NO. 334, 1987. This proposal memorializes Jack F. Patterson. President SerVaas stated that Jack Patterson was an earthy, practical person who gave all of himself to his company and family.

President SerVaas read the resolution and Councillor Bradley presented the framed document to the family.

Mrs. Patterson thanked the Council for the document and spoke of Mr. Patterson's love for the City of Indianapolis and the citizens.

Councillor Dowden requested a moment of silence in Jack Patterson's memory. The Councillors stood silently in request for former Councillor Patterson.

President SerVaas moved, seconded by Councillor Bradley for adoption. Proposal No. 334, 1987, was adopted by unanimous voice vote, retitled SPECIAL RESOLUTION NO. 37, 1987, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 37, 1987

A SPECIAL RESOLUTION in memory of Jack F. Patterson.

WHEREAS, Jack F. Patterson was born in Muncie, Indiana, attended Buffalo University in New York and moved to Indianapolis in 1941; and

WHEREAS, Mr. Patterson was employed by Detroit Diesel Allison Division of General Motors Corp., where he retired as public relations manager in 1974; and

WHEREAS, Mr. Patterson was a member of Seventh and Eighth Christian Church, North Park Masonic Lodge, the Scottish Rite in Tennessee, the Lions Club in Indianapolis and Tennessee, the Wayne Township and Eagle Creek Republican Club, and was a Kentucky Colonel; and

WHEREAS, Jack F. Patterson passed away Thursday, April 16, 1987; 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 hereby honors and memorializes former colleague and Councillor Jack F. Patterson.

SECTION 2. The Council further extends its deepest sympathies to the loved ones of Jack F. Patterson during this time of sorrow.

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

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

PROPOSAL NO. 335, 1987. This proposal honors the Decatur Central Hawks for winning the Marion County Baseball Championship. This resolution was co-sponsored by Councillors Curry and Giffin. Councillor Giffin read the resolution and Chuck Person, Indiana Pacers National Basketball Association Rookie of the Year, along with Councillor Curry presented framed document copies to team members.

Coach Phil Webster stressed his pride in the team and his appreciation for the parental guidance and support.

Councillor Giffin moved, seconded by Councillor Miller for adoption. Proposal No. 335, 1987, was adopted by a unanimous voice vote, retitled SPECIAL RESOLUTION NO. 38, 1987, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 38, 1987

A SPECIAL RESOLUTION honoring the Decatur Central High School Hawks for winning the Marion County Baseball Championship.

WHEREAS, the Decatur Central High School Hawks Baseball Team won the 1987 Marion County High School Baseball Championship; and

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WHEREAS, the Hawks, whose mainstay was hustle and enthusiasm, beat Lawrence Central 11-5 in the Championship Game for their first Marion County title in any sport since 1978; now, therefore:

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

SECTION 1. The Indianapolis City-County Council both congratulates and honors the Decatur Central Hawks for their winning the 1987 Marion County Baseball Championship.

SECTION 2. The Council would further like to recognize team members Denny Neff, John Lamar, Jeff Smith, Bob Anglea, Larry Kelley, Robert Burch, Tom Waites, Keith Hunter, Larry Leffler, Joe Cravens, Jeff Scott, David Harper, Larry Lewis, Richie Beasley, Mike Wilson, Coach Phil Webster, Assistant Coach John Taylor, Volunteer Coach Steve Krizmanich, Managers Mike Wilkerson and Carlos Fernandez, Principal Brad Eshelman, Athletic Director Devere Fair, and Athletic Trainer David Rather.

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

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

PROPOSAL NO. 336, 1987. This proposal approves the appointments of assistant clerks. President SerVaas read the resolution and Councillor Gilmer moved, seconded by Councillor Cottingham for its adoption. Proposal No. 336, 1987, was adopted by a unanimous voice vote, retitled COUNCIL RESOLUTION NO. 19, 1987, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 19, 1987

A COUNCIL RESOLUTION approving appointment of assistant clerks.

WHEREAS, it is desirable to have two persons authorized to perform the duties of the Clerk of the Council in the absence of the Clerk; and

WHEREAS, the Rules & Policy Committee has recommended said appointments; now, therefore:

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

SECTION 1. The Council hereby approves the appointment of Trena Susemichel and Lynda Ludlow as Assistant Clerks of the Council pursuant to the rules of the Council and subject to the directions of the Clerk of the Council, who may designate their rank in the Clerk's absence.

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

PROPOSAL NO. 345, 1987. This proposal honors the Indiana Pacer Ownership, Management, Coaches and Players. This proposal was sponsored by Councillor Borst, who read the resolution and presented framed copies to Donnie Walsh, Chuck Person and Mel Simon. Proposal No. 345, 1987, was adopted by a unanimous voice vote, retitled SPECIAL RESOLUTION NO. 39, 1987, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 39, 1987

A SPECIAL RESOLUTION honoring the Indiana Pacer Ownership, Management, Coaches and Players.

WHEREAS, the Indiana Pacers won fifteen (15) more games this season over the previous season for their second best ever National Basketball Association season; and

WHEREAS, the Indiana Pacers made the National Basketball Association Playoffs for the second time and won their first National Basketball Association Playoff Game ever; and

WHEREAS, team owners Herb and Mel Simon, since purchasing the Pacers, have strived to improve the Pacers into a winning organization; and

WHEREAS, Donnie Walsh, since becoming Pacer General Manager, drafted Chuck Person, hired veteran Head Coach Jack Ramsay, and made key trades for John Long and Kyle Macy to improve the team; and

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WHEREAS, Head Coach Jack Ramsay combined his experience as one of the winningest National Basketball Association coaches and best teachers to help improve the team; and

WHEREAS, the Players, led by National Basketball Association Rookie of the Year Chuck Person, never gave up; 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 congratulates the whole Pacer organization for a great season and tremendous improvement.

SECTION 2. The Council thanks Pacer owners Herb and Mel Simon, General Manager Donnie Walsh, Head Coach Jack Ramsay and all of the players for bringing distinction to Indianapolis.

SECTION 3. The Council congratulates Chuck Person for being named National Basketball Association Rookie of the Year, even though he played like a seasoned veteran.

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.

## INTRODUCTION OF PROPOSALS

PROPOSAL NO. 293, 1987. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a SPECIAL ORDINANCE approving the establishment of an Economic Development Project District by the Metropolitan Development Commission"; and the President referred it to the Metropolitan Development Committee.

Councillor Borst explained that the Metropolitan Development Committee on June 3, 1987, heard testimony on Proposal No. 293, 1987, and referred Proposal No. 293, Do Pass As Amended by a 7-0 vote.

Councillor Borst stated that the financing for this project would be sales tax increment financing. The intent of this financing is to borrow funds on the assumption that the increment would be available to retire any debt that might occur. He continued that there are five factors that must be met: 1) the district must be in an existing redevelopment area; 2) attract new business enterprises or expand existing businesses; 3) protect and increase the state and local tax base; 4) increase temporary and permanent employment; and 5) significant private sector investment. During the period of 1990-1999, an estimated \$2.8 billion could be expected for economic and public benefit. This project could generate 3,400 construction jobs and 4,300 permanent jobs. Seventy-five percent of the new State Sales Tax generated by the district could retire up to one-half of the public cost associated with the project. In order for the City to participate in this program, applicaiton must be made by July 1, to the Indiana Employment Development Corporation.

Councillor Borst moved, seconded by Councillor Page, for adoption.

Councillor Dowden questioned if the County Option Tax would be raised if Proposal No. 293, was adopted and Councillor Borst replied "no". Mr. John Ryan commented that approval of Proposal 293, allows the City to enter into negotiations with the State, and that there is no commitment from the City for any additional taxes.

Councillor Strader stressed concerns for minorities obtaining the jobs that will be created.

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Councillor Stewart commented that some of the proposed projects, such as drainage, will have to be completed regardless of the development of the "retail mall district".

Mr. Mike Higbee, Director for the Department of Metropolitan Development, stated that this is a major project and that the City should receive a return on their investment.

Councillor Giffin questioned if this type of financing has been used in other cities and requested that Herb Simon, Simon Melvin & Associates, Inc. comment. Mr. Simon stated that Illinois has used this type of financing and stated that he is confident that there is a system that will make this work.

Councillor Gilmer moved the previous question to end debate.

President SerVaas commented that Proposal No. 293, sets the stage for the financing, but does not make any commitments on behalf of the City of Indianapolis. This would allow the City to keep all of its options open.

President SerVaas requested the vote on Proposal No. 293, 1987. Proposal No. 293, was adopted on the following roll call vote; viz:

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

Proposal No. 293, 1987, As Amended, was retitled SPECIAL ORDINANCE NO. 3, 1987, and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 3, 1987

A SPECIAL ORDINANCE approving the establishment of an Economic Development Project District by the Metropolitan Development Commission.

WHEREAS, I.C. 4-4-11.3-1 et seq., as added by P.L. 380 (ss) - 1987, authorizes the Indiana Employment Development Commission ("IEDC") to make loans to certain eligible entities if the eligible entity has established an economic development project district under I.C. 36-7-15.2; and

WHEREAS, the City of Indianapolis, through the Metropolitan Development Commission, is such an eligible entity, and desires to make application for such loan; and

WHEREAS, I.C. 4-4-11.3-9 provides that a loan application made under I.C. 4-4-11.3 must include documents and information specified in I.C. 36-7-15.2-9 and I.C. 36-7-15.2-10; and

WHEREAS, I.C. 36-7-15.2-1 et seq., as added by P.L. 84-1987, establishes the procedures for the establishment of economic development project districts; and

WHEREAS, I.C. 36-7-15.2-9 provides that when the Metropolitan Development Commission believes that the redevelopment and economic development of an area located within its jurisdiction may require the establishment of an economic development project district, the Commission shall cause to be assembled:

- 1) maps and plats showing the boundaries of the proposed district:
- 2) a complete list of street names and the range of street numbers of each street located within the proposed district:
- 3) a plan for the redevelopment and economic development of the proposed district; and

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WHEREAS, I.C. 36-7-15.2-10 provides that, after compilation of the data required by I.C. 36-7-15.2-9, the Commission shall consider adopting a resolution declaring the area described as an economic development project district; and

WHEREAS, I.C. 36-7-15.2-10 further provides that the Commission may adopt such a resolution only after making the following findings:

- 1) that the district is entirely within a redevelopment district and has been previously designated as a blighted, deteriorated, or deteriorating area under I.C. 36-7-15.1, or that the district is being so designated concurrently with the adoption of the resolution;
- 2) that the completion of the redevelopment and economic development of the district will do all of the following:
  - a) attract new business enterprises to the district or retain or expand existing business enterprises in the district;
  - b) benefit the public health and welfare and be of public utility and benefit;
  - c) protect and increase state and local tax bases or revenues;
  - d) result in a substantial increase in temporary and permanent employment opportunities and private sector development within the district; and

WHEREAS, I.C. 36-7-15.2-11 provides that, upon adoption of a resolution designating an economic development project district, the Commission shall publish notice (in accordance with I.C. 5-3-1) of the adoption and purport of the resolution and of the hearing to be held, and of the date when the Commission will hold a hearing to receive and hear remonstrances and other testimony from persons interested in or affected by the establishment of the district; and

WHEREAS, I.C. 36-7-15.2-13 provides that, after considering the evidence presented at the hearing, the Commission shall take final action confirming, modifying and confirming, or rescinding the resolution; and

WHEREAS, the Metropolitan Development Commission, at its regularly scheduled meeting of May 20, 1987, did adopt Declaratory Resolution 87-118, "Economic Development Project District 1" and published notice of a public hearing to be held on Wednesday, June 3, 1987; and

WHEREAS, the Commission did make the findings required under I.C. 36-7-15.2-10; and

WHEREAS, the Commission did, at its meeting of June 3, 1987, hold a public hearing to receive and hear remonstrances and other testimony from persons interested in or affected by the establishment of the economic development project district; and

WHEREAS, the Commission, after considering the evidence presented at the public hearing, took final action confirming the resolution establishing Economic Development Project District 1 by adopting Confirmatory Resolution 87-119, "Economic Development Project District 1"; and

WHEREAS, I.C. 36-7-15.2-15 provides that the determination of the Commission to create an economic development project district must be approved by ordinance of the legislative body of the unit before the Commission transmits its resolution to the Indiana Employment Development Commission as part of the loan application required under I.C. 4-4-11.3; now, therefore:

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

SECTION 1. The City-County Council hereby approves the determination by the Metropolitan Development Commission to create Economic Development Project District 1, pursuant to Metropolitan Development Commission Confirmatory Resolution 87-119, adopted June 3, 1987.

SECTION 2. A copy of such resolution is attached and incorporated by reference herein.

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

PROPOSAL NO. 294, 1987. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending provision of Chapter 17 concerning taxicab licensing"; and the President referred it to the Administration Committee.



PROPOSAL NO. 295, 1987. Introduced by Councillor Miller. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION appointing Anne K. Shane to the Community Centers of Indianapolis Board"; and the President referred it to the Community Affairs Committee.

PROPOSAL NO. 296, 1987. Introduced by Councillor Cottingham. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$12,233 for the Auditor, Coroner, Surveyor, Treasurer and Clerk to provide salaries for a work-study program funded by the State"; and the President referred it to the County and Townships Committee.

PROPOSAL NO. 297, 1987. Introduced by Councillor Cottingham. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$365,556 for the Clerk of the Circuit Court to establish the Uniform Case Numbering system"; and the President referred it to the County and Townships Committee.

PROPOSAL NO. 298, 1987. Introduced by Councillor Cottingham. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$27,300 for the Information Services Agency, County Healthcare Center and Voter's Registration to provide personal services appropriations for a work-study program"; and the President referred it to the County and Townships Committee.

PROPOSAL NO. 299, 1987. Introduced by Councillor Cottingham. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$7,087 for the Center, Lawrence and Pike Township Assessors to provide personal services appropriations for a work-study program"; and the President referred it to the County and Townships Committee.

PROPOSAL NO. 300, 1987. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending Division 4 of Article IV of Chapter 28 of the Code pertaining to certain provisions governing cafe activity in sidewalk sales areas"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 301, 1987. Introduced by Councillor Crowe. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION designating old Riverside Park site as an Economic Revitalization Area"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 302, 1987. Introduced by Councillors Williams and Howard. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION requesting a study of the establishment of a public demolition review process for residential units in targeted neighborhoods"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 303, 1987. Introduced by Councillor Durnil. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION approving the lease of certain real estate of the Department of Parks and Recreation"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 304, 1987. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$1,575 for the Marion County Justice Agency to provide personal services appropriations for a

work-study program"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 305, 1987. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a GENERAL RESOLUTION authorizing the Marion County Community Corrections Agency to renew its contract with Hitek Community Control Corporation"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 306, 1987. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$82,966 for the Prosecuting Attorney"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 307, 1987. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$26,147 for the Prosecuting Attorney"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 308, 1987. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating \$15,000 for the Prosecuting Attorney for remodeling costs and to cover match money for youth services organizations"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 309, 1987. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$48,874 for the Presiding Judge of the Municipal Court to continue the Pre-trial Release Wristlet Program and to provide personnel for the Pre-trial Drug Screening Program"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 310, 1987. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a GENERAL RESOLUTION authorizing the Marion County Community Corrections Advisory Board to contract with residential providers"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 311, 1987. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE establishing the Prosecutor's Law Enforcement Fund"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 312, 1987. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a GENERAL RESOLUTION authorizing the Marion County Community Corrections Agency to renew its contract with B. I. Inc."; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 313, 1987. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating \$31,300 for the County Sheriff to replace unserviceable office equipment and to purchase additional items"; and the President referred it to the Public Safety and Criminal Justice Committee.

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PROPOSAL NO. 314, 1987. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$4,725 for the Criminal Division Probation Department, Prosecuting Attorney and Presiding Judge of the Municipal Court to pay salaries for a work-study program"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 315, 1987. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$104,487 for the Prosecuting Attorney to fund existing programs funded by the State and Federal governments"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 316, 1987. Introduced by Councillor Dowden. The Clerk read the Proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$142,225 for the Community Corrections Agency for funding of the Jail Component Program"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 317, 1987. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$598,900 for the Community Corrections Agency to fund three alternative sentencing programs"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 318, 1987. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$8,850 for the Superior Court, Criminal Division, Probation Department to fund the services of a pre-trial officer"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 319, 1987. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$28,332 for the County Sheriff to fund two contractual agreements with O.A.R. and P.A.C.E."; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 320, 1987. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$8,000 for the Superior Court, Juvenile Division for the Guardian Ad Litem Program for 1987"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 321, 1987. Introduced by Councillor Miller. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION appointing Margo A. Lyon to the Community Corrections Advisory Board"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 322, 1987. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE creating the Sewer Maintenance Division"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 323, 1987. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code concerning sewers and sewage disposal"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 324, 1987. Introduced by Councillor McGrath. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending Section 20-203, of the Code to permit smoking in certain public service areas"; and the President referred it to the Rules and Policy Committee.

PROPOSAL NO. 325, 1987. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by establishing passenger and materials loading zones for New York Street"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 326, 1987. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code to correct errors in General Ordinance Nos. 112 and 130, 1986, by changing parking regulations on North Street and designating a portion of Moreland Avenue as one-way"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 327, 1987. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection control changes at Michigan Road and Crooked Creek Apartments"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 328, 1987. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection control changes at County Line Road, South and University Heights Hospital Entrance"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 329, 1987. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection control changes at Shadeland Avenue and Allstate Entrance"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 330, 1987. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection control changes at Maryland and Missouri Streets"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 331, 1987. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection control changes at Michigan and Vincennes Roads"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 332, 1987. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code and establishes Trolley stop zones"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 333, 1987. Introduced by Councillor Holmes. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by prohibiting parking on a portion of Welch Drive"; and the President referred it to the Transportation Committee.

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## MODIFICATION OF SPECIAL ORDERS

PROPOSAL NO. 354, 1987. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$1,500,000 for the Department of Public Works, Liquid Waste Processing Operations Division, for the IMAGIS computer-aided mapping project to automate city maps"; and the President referred it to the Public Works Committee.

## SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NOS. 337 - 344, 1987. Introduced by Councillor Borst. The Clerk read the proposals entitled "REZONING ORDINANCES certified by the Metropolitan Development Commission on May 21, 1987". The Council did not schedule Proposal Nos. 337 - 344, 1987, for hearing pursuant to IC 36-7-4-608. Proposal Nos. 337 - 344, 1987, were retitled REZONING ORDINANCE NOS. 97 - 104, 1987, take effect thirty days after the respective certification, and read as follows:

REZONING ORDINANCE NO. 97, 1987. 87-Z-1 WASHINGTON TOWNSHIP  
COUNCILMANIC DISTRICT NO. 4  
9431 THREEEL ROAD, INDIANAPOLIS.

Dellen Realty, Incorporated, by Stephen D. Mears, request the rezoning of 1.19 acres, being in the C-4 district, to the C-5 classification, to provide for a sales facility for new and used cars.

REZONING ORDINANCE NO. 98, 1987. 87-Z-73 WARREN TOWNSHIP  
COUNCILMANIC DISTRICT NO. 12  
2709 NORTH SHADELAND DRIVE, INDIANAPOLIS.

G & G Realty Company, by Leo Condos, requests the rezoning of 1.98 acres, being in the C-3 district, to the C-5 classification, to provide for the addition for live entertainment to an existing restaurant.

REZONING ORDINANCE NO. 99, 1987. 87-Z-78 FRANKLIN TOWNSHIP  
COUNCILMANIC DISTRICT NO. 13  
7401 EAST STOP ELEVEN ROAD, INDIANAPOLIS.

Franklin Township Community School Corporation, by John A. Kitley, requests the rezoning of 28 acres, being in the A-2 district, to the SU-2 classification, to provide for the construction of an elementary school.

REZONING ORDINANCE NO. 100, 1987. 87-Z-82 LAWRENCE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 3  
7106 EAST 71ST STREET, INDIANAPOLIS.

The Outside Source, Inc. by John W. Van Buskirk, requests the rezoning of 0.5 acre, being in the A-2 district, to the C-1 classification, to provide for office use of a residence.

REZONING ORDINANCE NO. 101, 1987. 87-Z-83 PERRY TOWNSHIP  
COUNCILMANIC DISTRICT NO. 25  
7611 SOUTH MERIDIAN STREET, INDIANAPOLIS.

Perry Township Trustees request the rezoning of 0.43 acre, being in the C-3 district, to the SU-9 classification, to conform zoning to its use as a fire station.

REZONING ORDINANCE NO. 102, 1987. 87-Z-86 CENTER TOWNSHIP  
COUNCILMANIC DISTRICT NO. 21  
1101 SOUTH MERIDIAN STREET, INDIANAPOLIS.

Metropolitan Development Commission requests the rezoning of 4.3 acres, being in an area with undesignated zoning, to the C-4 classification, to correct a map error relating to rezoning petition 84-Z-16.

REZONING ORDINANCE NO. 103, 1987. 87-Z-89 WARREN TOWNSHIP  
COUNCILMANIC DISTRICT NO. 13  
11850 BROOKVILLE ROAD, INDIANAPOLIS.

Board of County Commissioners of Marion County request the rezoning of 147.17 acres, being in the A-2 district, to the SU-9 classification, to conform zoning to its use as a county healthcare center.

REZONING ORDINANCE NO. 104, 1987. 87-Z-108 (87-DP-5) LAWRENCE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 5  
10401 EAST 96TH STREET, INDIANAPOLIS.

Davis Building Corporation and Jack and Margaret Mooney, by Wilson S. Stober, request the rezoning of 49.9 acres, being in the A-2 district, to the D-P classification, to provide for the development of a maximum of 98 single-family lots.

PROPOSAL NOS. 346 - 353, 1987. Introduced by Councillor Borst. The Clerk read the proposals entitled "REZONING ORDINANCES certified by the Metropolitan Development Commission on June 4, 1987". The Council did not schedule Proposal Nos. 346 - 353, 1987, for hearing pursuant to IC 36-7-4-608. Proposal Nos. 346 - 353, 1987, were retitled REZONING ORDINANCE NOS. 105 - 112, 1987, take effect thirty days after the respective certification, and read as follows:

REZONING ORDINANCE NO. 105, 1987. 87-Z-76 (AMENDED) WAYNE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 18  
4302 ROCKVILLE ROAD, INDIANAPOLIS.  
Thomas A. Deal requests the rezoning of 1.75 acres, being in the C-3 district, to the I-1-S classification, to provide for office and warehouse use.

REZONING ORDINANCE NO. 106, 1987. 87-Z-83 PIKE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 1  
9151 WEST 56TH STREET, INDIANAPOLIS.  
Joseph Warren, Inc., by Charles J. Simpson requests the rezoning of 31.53 acres, being in the D-S district, to the PK-II classification, to allow for single-family residential development.

REZONING ORDINANCE NO. 107, 1987. 87-Z-91 PERRY TOWNSHIP  
COUNCILMANIC DISTRICT NO. 25  
2121 WEST EPLER AVENUE, INDIANAPOLIS.  
American Aggregates Corporation, by Mark W. Gray, requests the rezoning of approximately 25 acres, being in the I-3-S (GSB) district, to the SU-23 (GSB) classification, to provide for permanent aggregate processing plants.

REZONING ORDINANCE NO. 108, 1987. 87-Z-92 PERRY TOWNSHIP  
COUNCILMANIC DISTRICT NO. 24  
4001 EAST SOUTHPORT ROAD, INDIANAPOLIS.  
Metropolitan Development Commission requests the rezoning of 2.97 acres, being in the C-2 and C-4 districts, to the C-6 classification, to correct a mapping error relating to rezoning petition 87-Z-110.

REZONING ORDINANCE NO. 109, 1987. 87-Z-93 LAWRENCE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 3  
9801 EAST 79TH STREET, INDIANAPOLIS.  
The Shorewood Corporation, by William F. LeMond, requests the rezoning of 2.52 acres, being in the C-1 district, to the C-3 classification, to provide for retail development.

REZONING ORDINANCE NO. 110, 1987. 87-Z-94 WAYNE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 21  
5246 WEST RAYMOND STREET, INDIANAPOLIS.  
Metropolitan School District of Wayne Township requests the rezoning of 1.2 acres, being in the SU-38 district, to the SU-2 classification, to provide for school use.

REZONING ORDINANCE NO. 111, 1987. 87-Z-96 PERRY TOWNSHIP  
COUNCILMANIC DISTRICT NO. 25  
8802 SOUTH MERIDIAN STREET (REAR), INDIANAPOLIS.  
Southcreek Development Company requests the rezoning of 68 acres, being in the D-P district, to the D-3 classification, to provide for single-family residential development.

REZONING ORDINANCE NO. 112, 1987. 87-Z-97 WARREN TOWNSHIP  
COUNCILMANIC DISTRICT NO. 13  
10401 BROOKVILLE ROAD, INDIANAPOLIS.  
George Reilly and Larry Miller request the rezoning of 95 acres, being in the A-2 district, to the D-2 classification, to provide for single-family residential development.

## **SPECIAL ORDERS - PUBLIC HEARING**

PROPOSAL NO. 192, 1987. This proposal appropriates \$41,064 for the Cooperative Extension Service and the Marion County Guardian Home for a December 31, 1987, payroll, rather than January 1, 1988, which falls on a Holiday. Councillor Stewart explained that this appropriation is necessary to accommodate a twenty-seventh pay period. This extra pay period was inadvertently overlooked during the 1987 Budget process. The Community Affairs Committee on April 23, 1987, recommended Proposal No. 192, 1987, Do Pass by a 5-0 vote. The President called for public testimony

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at 8:40 p.m. There being no one present to testify, Councillor Stewart moved, seconded by Councillor Crowe, for adoption.

Proposal No. 192, 1987, was adopted on the following roll call vote; viz:

28 YEAS: *Borst, Boyd, Bradley, Clark, Cottingham, Coughenour, Crowe, Curry, Dowden, Durnil, Giffin, Gilmer, Hawkins, Holmes, Howard, Journey, McGrath, Nickell, Page, Rader, Rhodes, Schneider, SerVaas, Shaw, Stewart, Strader, West, Williams*  
1 NAY: *Miller*

Proposal No. 192, 1987, was retitled FISCAL ORDINANCE NO. 62, 1987, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 62, 1987

A FISCAL ORDINANCE amending the City-County Annual Budget for 1987 (City-County Fiscal Ordinance No. 89, 1986) appropriating an additional Forty-one Thousand Sixty-four Dollars (\$41,064) in the County General Fund for purposes of the Cooperative Extension Service and the Marion County Guardian Home and reducing the unappropriated and unencumbered balance in the County General Fund.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (c)(4) and 2.01 (c)(9) 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 Cooperative Extension Service and the Marion County Guardian Home to provide an appropriation for the December 31, 1987, payroll, rather than January 1, 1988, which falls on a Holiday.

SECTION 2. The sum of Forty-one Thousand Sixty-four Dollars (\$41,064) 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>COOPERATIVE EXTENSION SERVICE</u>	<u>COUNTY GENERAL FUND</u>
1. Personal Services	\$14,373
<u>MARION COUNTY GUARDIAN HOME</u>	
1. Personal Services	26,691
TOTAL INCREASE	\$41,064

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

	<u>COUNTY GENERAL FUND</u>
Unappropriated and Unencumbered	
County General Fund	\$41,064
TOTAL REDUCTION	\$41,064

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

PROPOSAL NO. 193, 1987. This proposal appropriates \$641,049 for the Agencies listed in Section Three for a December 31, 1987, payroll, rather than January 1, 1988, which falls on a Holiday. PROPOSAL NO. 194, 1987. This proposal appropriates \$2,367 for the County Auditor and the Warren Township Assessor for a December 31, 1987, payroll, rather than January 1, 1988, which falls on a Holiday. PROPOSAL NO. 195, 1987. This proposal appropriates \$1,148 for the County Surveyor for a December 31, 1987, payroll, rather than January 1, 1988, which falls on a Holiday. Councillor Cottingham explained that these appropriations are necessary to fund the twenty-seventh payroll that was not provided for in the 1987 Budget. The County and Townships Committee on April 14, 1987, recommended Proposal Nos. 194 and 195, 1987, Do Pass by a 6-0 vote.

Proposal No. 193, 1987, was recommended Do Pass As Amended, by a vote of 6-0. The President called for public testimony at 8:41 p.m. There being no one present to testify, Councillor Cottingham moved, seconded by Councillor Bradley, for adoption. Proposal Nos. 193, As Amended, 194 and 195, 1987, were adopted on the following roll call vote; viz:

28 YEAS: *Borst, Boyd, Bradley, Clark, Cottingham, Coughenour, Crowe, Curry, Dowden, Dumil, Giffin, Gilmer, Hawkins, Holmes, Howard, Journey, McGrath, Nickell, Page, Rader, Rhodes, Schneider, SerVaas, Shaw, Stewart, Strader, West, Williams*  
 1 NAY: *Miller*

Proposal No. 193, 1987, As Amended, was retitled FISCAL ORDINANCE NO. 63, 1987, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 63, 1987

A FISCAL ORDINANCE amending the City-County Annual Budget for 1987 (City-County Fiscal Ordinance No. 89, 1986) appropriating an additional Six Hundred Forty-one Thousand Forty-nine Dollars (\$641,049) in the County General Fund for purposes of the Agencies listed in Section Three (3) and reducing the unappropriated and unencumbered balance in the County General Fund.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Sections of the City-County Annual Budget for 1987, as specified in Section Three (3) be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the Agencies listed in Section Three (3) below to appropriate funds for the December 31, 1987, payroll, rather than January 1, 1988, which falls on a Holiday.

SECTION 2. The sum of Six Hundred Forty-one Thousand Forty-nine Dollars (\$641,049) 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>COUNTY AUDITOR</u>	<u>COUNTY GENERAL FUND</u>
1. Personal Services 2.01 (a)(2)	\$ 26,246
31. Personal Services (Fringes)	154,898
Total County Auditor	\$181,144
 <u>COUNTY COMMISSIONERS</u>	
1. Personal Services 2.01 (a)(4)	\$ 1,215
 <u>CLERK OF THE CIRCUIT COURT</u>	
1. Personal Services 2.01 (a)(3)	\$ 60,201
 County Election Board	
1. Personal Services 2.01 (c)(2)	\$ 25,818
 <u>VOTERS' REGISTRATION</u>	
1. Personal Services 2.01 (c)(5)	\$ 17,723
 <u>COUNTY CORONER</u>	
1. Personal Services 2.01 (a)(5)	\$ 6,938
 <u>COUNTY RECORDER</u>	
1. Personal Services 2.01 (a)(6)	\$ 17,178
 <u>COUNTY TREASURER</u>	
1. Personal Services 2.01 (a)(9)	\$ 25,498
 <u>COUNTY SURVEYOR</u>	



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1. Personal Services 2.01 (a)(8)	\$ 9,889
<u>INFORMATION SERVICES AGENCY</u>	
1. Personal Services 2.01 (c)(1)	\$ 76,339
<u>MARION COUNTY HEALTHCARE CENTER</u>	
1. Personal Services 2.01 (c)(3)	\$118,307
<u>COUNTY ASSESSOR</u>	
1. Personal Services 2.01 (a)(1)	\$ 9,814
<u>CENTER TOWNSHIP ASSESSOR</u>	
1. Personal Services 2.01 (d)(1)	\$ 26,507
<u>DECATUR TOWNSHIP ASSESSOR</u>	
1. Personal Services 2.01 (d)(2)	\$ 4,285
<u>FRANKLIN TOWNSHIP ASSESSOR</u>	
1. Personal Services 2.01 (d)(3)	\$ 4,600
<u>LAWRENCE TOWNSHIP ASSESSOR</u>	
1. Personal Services 2.01 (d)(4)	\$ 7,055
<u>PERRY TOWNSHIP ASSESSOR</u>	
1. Personal Services 2.01 (d)(5)	\$ 7,096
<u>PIKE TOWNSHIP ASSESSOR</u>	
1. Personal Services 2.01 (d)(6)	\$ 6,720
<u>WARREN TOWNSHIP ASSESSOR</u>	
1. Personal Services 2.01 (d)(7)	\$ 10,011
<u>WASHINGTON TOWNSHIP ASSESSOR</u>	
1. Personal Services 2.01 (d)(8)	\$ 12,479
<u>WAYNE TOWNSHIP ASSESSOR</u>	
1. Personal Services 2.01 (d)(9)	<u>\$ 12,232</u>
TOTAL INCREASE	\$641,049

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

	<u>COUNTY GENERAL FUND</u>
Unappropriated and Unencumbered	
County General Fund	\$641,049
TOTAL REDUCTION	\$641,049

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

Proposal No. 194, 1987, was retitled FISCAL ORDINANCE NO. 64, 1987, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 64, 1987

A FISCAL ORDINANCE amending the City-County Annual Budget for 1987 (City-County Fiscal Ordinance No. 89, 1986) appropriating an additional Two Thousand Three Hundred Sixty-seven Dollars (\$2,367) in the Property Reassessment Fund for purposes of the County Auditor and the Warren Township Assessor and reducing the unappropriated and unencumbered balance in the Property Reassessment 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 (a)(2) and 2.01 (d)(7) 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 County Auditor and the Warren Township Assessor to provide an appropriation for the December 31, 1987, payroll, rather than January 1, 1988, which falls on a Holiday.

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SECTION 2. The sum of Two Thousand Three Hundred Sixty-seven Dollars (\$2,367) 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>COUNTY AUDITOR</u>	<u>PROPERTY REASSESSMENT FUND</u>
1. Personal Services	\$1,346
31. Personal Services (Fringes)	252
<u>WARRENTOWNSHIP ASSESSOR</u>	
1. Personal Services	<u>769</u>
TOTAL INCREASE	\$2,367

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

	<u>PROPERTY REASSESSMENT FUND</u>
Unappropriated and Unencumbered	
Property Reassessment Fund	<u>\$2,367</u>
TOTAL REDUCTION	\$2,367

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

Proposal No. 195, 1987, was retitled FISCAL ORDINANCE NO. 65, 1987, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 65, 1987

A FISCAL ORDINANCE amending the City-County Annual Budget for 1987 (City-County Fiscal Ordinance No. 89, 1986) appropriating an additional One Thousand One Hundred Forty-eight Dollars (\$1,148) in the Surveyor's Corner Perpetuation Fund for purposes of the County Surveyor and reducing the unappropriated and unencumbered balance in the Surveyor's Corner Perpetuation 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 (a)(8) 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 County Surveyor to provide an appropriation for the December 31, 1987, payroll, rather than January 1, 1988, which falls on a Holiday.

SECTION 2. The sum of One Thousand One Hundred Forty-eight Dollars (\$1,148) 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>COUNTY SURVEYOR</u>	<u>SURVEYOR'S CORNER PERPETUATION FUND</u>
1. Personal Services	\$1,026
<u>COUNTY AUDITOR</u>	
31. Personal Services (Fringes)	<u>122</u>
TOTAL INCREASE	\$1,148

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

	<u>SURVEYOR'S CORNER PERPETUATION FUND</u>
Unappropriated and Unencumbered	
Surveyor's Corner Perpetuation Fund	<u>\$1,148</u>
TOTAL REDUCTION	\$1,148

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

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PROPOSAL NO. 208, 1987. This proposal appropriates \$14,281 for the Presiding Judge of the Municipal Court for a December 31, 1987, payroll, rather than January 1, 1988, which falls on a Holiday. PROPOSAL NO. 209, 1987. This proposal appropriates \$47,085 for the Superior Court, Criminal Division, Probation Department for a December 31, 1987, payroll, rather than January 1, 1988, which falls on a Holiday. PROPOSAL NO. 210, 1987. This proposal appropriates \$1,523 for the Superior Court, Juvenile Division, for a December 31, 1987, payroll, rather than January 1, 1988, which falls on a Holiday.

PROPOSAL NO. 211, 1987. This proposal appropriates \$16,824 for the Prosecuting Attorney for a December 31, 1987, payroll, rather than January 1, 1988, which falls on a Holiday. PROPOSAL NO. 212, 1987. This proposal appropriates \$1,153,185 for the Agencies listed in Section Three for a December 31, 1987, payroll, rather than January 1, 1988, which falls on a Holiday. The Public Safety and Criminal Justice Committee on April 15, 1987, recommended Proposal Nos. 208 - 212, 1987, Do Pass by a 6-0 vote. The President called for public testimony at 8:41 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Journey, for adoption. Proposal Nos. 208 - 212, 1987, were adopted on the following roll call vote; viz:

28 YEAS: *Borst, Boyd, Bradley, Clark, Cottingham, Coughenour, Crowe, Curry, Dowden, Dumil, Giffin, Gilmer, Hawkins, Holmes, Howard, Journey, McGrath, Nickell, Page, Rader, Rhodes, Schneider, SerVaas, Shaw, Stewart, Strader, West, Williams*  
1 NAY: *Miller*

Proposal No. 208, 1987, was retitled FISCAL ORDINANCE NO. 66, 1987, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 66, 1987

A FISCAL ORDINANCE amending the City-County Annual Budget for 1987 (City-County Fiscal Ordinance No. 89, 1986) appropriating an additional Fourteen Thousand Two Hundred Eighty-one Dollars (\$14,281) in the Alcohol & Drugs Services Fund for purposes of the Presiding Judge of the Municipal Court and reducing the unappropriated and unencumbered balance in the Alcohol & Drugs Services 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)(24) 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 Presiding Judge of the Municipal Court to provide an appropriation for the December 31, 1987, payroll, rather than January 1, 1988, which falls on a Holiday.

SECTION 2. The sum of Fourteen Thousand Two Hundred Eighty-one Dollars (\$14,281) 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>PRESIDING JUDGE OF THE MUNICIPAL COURT</u>	<u>ALCOHOL &amp; DRUG SERVICES FUND</u>
1. Personal Services	\$12,762
<u>COUNTY AUDITOR</u>	
31. Personal Services (Fringes)	1,519
TOTAL INCREASE	\$14,281

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

	<u>ALCOHOL &amp; DRUG SERVICES FUND</u>
Unappropriated and Unencumbered Alcohol & Drug Services Fund	\$14,281

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TOTAL REDUCTION

\$14,281

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

Proposal No. 209, 1987, was retitled FISCAL ORDINANCE NO. 67, 1987, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 67, 1987

A FISCAL ORDINANCE amending the City-County Annual Budget for 1987 (City-County Fiscal Ordinance No. 89, 1986) appropriating an additional Forty-seven Thousand Eighty-five Dollars (\$47,085) in the Supplemental Adult Probation Fees Fund for purposes of the Superior Court, Criminal Division, Probation Department, and the Presiding Judge of the Municipal Court, and reducing the unappropriated and unencumbered balance in the Supplemental Adult Probation Fees 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)(1) and 2.01 (b)(24) 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 Superior Court, Criminal Division, Probation Department, and the Presiding Judge of the Municipal Court to provide an appropriation for the December 31, 1987, payroll, rather than January 1, 1988, which falls on a Holiday.

SECTION 2. The sum of Forty-seven Thousand Eighty-five Dollars (\$47,085) 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>SUPERIOR COURT</u>	<u>SUPPLEMENTAL ADULT</u>
<u>CRIMINAL DIVISION, PROBATION DEPT.</u>	<u>PROBATION FEES FUND</u>
1. Personal Services	\$24,865
<u>PRESIDING JUDGE OF THE MUNICIPAL COURT</u>	
1. Personal Services	17,212
<u>COUNTY AUDITOR</u>	
31. Personal Services (Fringes)	<u>5,008</u>
TOTAL INCREASE	\$47,085

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

	<u>SUPPLEMENTAL ADULT</u>
	<u>PROBATION FEES FUND</u>
Unappropriated and Unencumbered	
Supplemental Adult Probation Fees Fund	<u>\$47,085</u>
TOTAL REDUCTION	\$47,085

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

Proposal No. 210, 1987, was retitled FISCAL ORDINANCE NO. 68, 1987, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 68, 1987

A FISCAL ORDINANCE amending the City-County Annual Budget for 1987 (City-County Fiscal Ordinance No. 89, 1986) appropriating an additional One Thousand Five Hundred Twenty-three Dollars (\$1,523) in the Juvenile Probation Fees Fund for purposes of the Superior Court, Juvenile Division, and reducing the unappropriated and unencumbered balance in the Juvenile Probation Fees Fund.

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

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SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (b)(4) 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 Superior Court, Juvenile Division, to provide an appropriation for the December 31, 1987, payroll, rather than January 1, 1988, which falls on a Holiday.

SECTION 2. The sum of One Thousand Five Hundred Twenty-three Dollars (\$1,523) 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>SUPERIOR COURT</u>	
<u>JUVENILE DIVISION</u>	<u>JUVENILE PROBATION FEES FUND</u>
1. Personal Services	\$1,361
<u>COUNTY AUDITOR</u>	
31. Personal Services (Fringes)	<u>162</u>
TOTAL INCREASE	\$1,523

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

	<u>JUVENILE PROBATION FEES FUND</u>
Unappropriated and Unencumbered	
Juvenile Probation Fees Fund	<u>\$1,523</u>
TOTAL REDUCTION	\$1,523

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

Proposal No. 211, 1987, was retitled FISCAL ORDINANCE NO. 69, 1987, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 69, 1987

A FISCAL ORDINANCE amending the City-County Annual Budget for 1987 (City-County Fiscal Ordinance No. 89, 1986) appropriating an additional Sixteen Thousand Eight Hundred Twenty-four Dollars (\$16,824) in the Prosecutor's Diversion Fund for purposes of the Prosecuting Attorney and reducing the unappropriated and unencumbered balance in the Prosecutor's 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 provide an appropriation for the December 31, 1987, payroll, rather than January 1, 1988, which falls on a Holiday.

SECTION 2. The sum of Sixteen Thousand Eight Hundred Twenty-four Dollars (\$16,824) 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>PROSECUTOR'S DIVERSION FUND</u>
1. Personal Services	\$15,035
<u>COUNTY AUDITOR</u>	
31. Personal Services (Fringes)	<u>1,789</u>
TOTAL INCREASE	\$16,824

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

	<u>PROSECUTOR'S DIVERSION FUND</u>
Unappropriated and Unencumbered	
Prosecutor's Diversion Fund	<u>\$16,824</u>
TOTAL REDUCTION	\$16,824

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

Proposal No. 212, 1987, was retitled FISCAL ORDINANCE NO. 70, 1987, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 70, 1987

A FISCAL ORDINANCE amending the City-County Annual Budget for 1987 (City-County Fiscal Ordinance No. 89, 1986) appropriating an additional One Million One Hundred Fifty-three Thousand One Hundred Eighty-five Dollars (\$1,153,185) in the County General Fund for purposes of the Agencies listed in Section Three (3) and reducing the unappropriated and unencumbered balance in the County General Fund.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, three sections of the City-County Annual Budget for 1987, as specified in Section Three (3) be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the Agencies listed in Section Three (3) to provide appropriations for the December 31, 1987, payroll, rather than January 1, 1988, which falls on a Holiday.

SECTION 2. The sum of One Million One Hundred Fifty-three Thousand One Hundred Eighty-five Dollars (\$1,153,185) 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>COUNTY GENERAL FUND</u>
1. Personal Services 2.01 (b)(22)	\$ 91,771
<u>PROSECUTOR'S CHILD SUPPORT IV-AGENCY</u>	
1. Personal Services 2.01 (b)(23)	\$ 43,212
<u>FORENSIC SERVICES AGENCY</u>	
1. Personal Services 2.01 (c)(7)	\$ 29,126
<u>MARION COUNTY SHERIFF</u>	
1. Personal Services 2.01 (a)(7)	\$ 580,796
<u>MARION COUNTY CIRCUIT COURT</u>	
1. Personal Services 2.01 (b)(21)	\$ 7,301
<u>PRESIDING JUDGE OF THE MUNICIPAL COURT</u>	
1. Personal Services 2.01 (b)(24)	\$ 107,050
<u>MARION COUNTY JUSTICE AGENCY</u>	
1. Personal Services 2.01 (c)(8)	\$ 10,695
<u>SUPERIOR COURT, CRIMINAL DIVISION, ROOM ONE</u>	
1. Personal Services 2.01 (b)(7)	\$ 7,470
<u>SUPERIOR COURT, CRIMINAL DIVISION, ROOM TWO</u>	
1. Personal Services 2.01 (b)(8)	\$ 7,489
<u>SUPERIOR COURT, CRIMINAL DIVISION, ROOM THREE</u>	
1. Personal Services 2.01 (b)(9)	\$ 7,486
<u>SUPERIOR COURT, CRIMINAL DIVISION, ROOM FOUR</u>	
1. Personal Services 2.01 (b)(10)	\$ 8,590
<u>SUPERIOR COURT, CRIMINAL DIVISION, ROOM FIVE</u>	
1. Personal Services 2.01 (b)(11)	\$ 7,376
<u>SUPERIOR COURT, CRIMINAL DIVISION, ROOM SIX</u>	
1. Personal Services 2.01 (b)(12)	\$ 6,975

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<u>SUPERIOR COURT, JUVENILE DIVISION</u>	
1. Personal Services 2.01 (b)(4)	\$ 83,267
<u>JUVENILE DETENTION CENTER</u>	
1. Personal Services 2.01 (b)(5)	\$ 76,867
<u>SUPERIOR COURT, CRIMINAL DIVISION, PROBATION DEPT.</u>	
1. Personal Services 2.01 (b)(1)	\$ 23,132
<u>SUPERIOR COURT, CIVIL DIVISION, ROOM ONE</u>	
1. Personal Services 2.01 (b)(14)	\$ 4,416
<u>SUPERIOR COURT, CIVIL DIVISION, ROOM TWO</u>	
1. Personal Services 2.01 (b)(15)	\$ 4,416
<u>SUPERIOR COURT, CIVIL DIVISION, ROOM THREE</u>	
1. Personal Services 2.01 (b)(16)	\$ 4,459
<u>SUPERIOR COURT, CIVIL DIVISION, ROOM FOUR</u>	
1. Personal Services 2.01 (b)(17)	\$ 4,412
<u>SUPERIOR COURT, CIVIL DIVISION, ROOM FIVE</u>	
1. Personal Services 2.01 (b)(18)	\$ 4,562
<u>SUPERIOR COURT, CIVIL DIVISION, ROOM SIX</u>	
1. Personal Services 2.01 (b)(19)	\$ 4,416
<u>SUPERIOR COURT, CIVIL DIVISION, ROOM SEVEN</u>	
1. Personal Services 2.01 (b)(20)	\$ 4,286
<u>SUPERIOR COURT, PROBATE DIVISION</u>	
1. Personal Services 2.01 (b)(6)	\$ 11,757
<u>DOMESTIC RELATIONS COUNSELING BUREAU</u>	
1. Personal Services 2.01 (b)(3)	\$ 4,544
<u>COURT SERVICES</u>	
1. Personal Services 2.01 (b)(13)	\$ 2,227
<u>MARION COUNTY LAW LIBRARY</u>	
1. Personal Services 2.01 (c)(6)	\$ 1,645
<u>SUPERIOR COURT, GENERAL TERM REPORTER</u>	
1. Personal Services 2.01 (b)(2)	\$ 3,442
TOTAL INCREASE	\$1,153,185

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

	<u>COUNTY GENERAL FUND</u>
Unappropriated and Unencumbered	
County General Fund	\$1,153,185
TOTAL REDUCTION	\$1,153,185

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

Councillor West requested the County Auditor to conduct studies to avoid extra appropriations for additional payroll purposes in the future.

PROPOSAL NO. 237, 1987. This proposal appropriates \$398,000 for the County Auditor to loan poor relief funds to Washington Township and Lawrence Township.

Councillor Cottingham stated that the townships intend to levy a poor relief debt tax during 1988 to repay the County General Fund. Councillor Cottingham further explained that the total was amended to \$323,000 because Washington Township's

portion was estimated when the proposal was first introduced. The County and Townships Committee on May 12, 1987, recommended Proposal No. 237, 1987, Do Pass As Amended, by a 5-0 vote. The President called for public testimony at 8:50 p.m. There being no one present to testify, Councillor Cottingham moved, seconded by Councillor Holmes, for adoption. Proposal No. 237, 1987, As Amended, was adopted on the following roll call vote; viz:

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

Proposal No. 237, 1987, As Amended, was retitled FISCAL ORDINANCE NO. 71, 1987, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 71, 1987

A FISCAL ORDINANCE amending the City-County Annual Budget for 1987 (City-County Fiscal Ordinance No. 89, 1986) appropriating an additional Three Hundred Twenty-three Thousand Dollars (\$323,000) in the County General Fund for purposes of the County Auditor and reducing the unappropriated and unencumbered balance in the County General Fund.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (a)(2) 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 County Auditor to loan poor relief funds to Washington Township and Lawrence Township.

SECTION 2. The sum of Three Hundred Twenty-three Thousand Dollars (\$323,000) 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>COUNTY AUDITOR</u>	<u>COUNTY GENERAL FUND</u>
3. Other Services & Charges	\$323,000
TOTAL INCREASE	\$323,000

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

	<u>COUNTY GENERAL FUND</u>
Unappropriated and Unencumbered County General Fund	\$323,000
TOTAL REDUCTION	\$323,000

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

PROPOSAL NO. 238, 1987. This proposal appropriates \$35,000 for the County Recorder to fund four additional employees for the Marion County Recorder's Office to meet increased volume. The County and Townships Committee on May 12, 1987, recommended Proposal No. 238, 1987, Do Pass by a 5-0 vote. The President called for public testimony at 8:51 p.m. There being no one present to testify, Councillor Cottingham moved, seconded by Councillor Rhodes, for adoption. Proposal No. 238, 1987, was adopted on the following roll call vote; viz:



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27 YEAS: Borst, Boyd, Bradley, Cottingham, Coughenour, Crowe, Curry, Dowden, Durnil, Giffin, Gilmer, Hawkins, Holmes, Howard, Journey, McGrath, Miller, Page, Rader, Rhodes, Schneider, SerVaas, Shaw, Stewart, Strader, West, Williams

0 NAYS

2 NOT VOTING: Clark, Nickell

Proposal No. 238, 1987, was retitled FISCAL ORDINANCE NO. 72, 1987, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 72, 1987

A FISCAL ORDINANCE amending the City-County Annual Budget for 1987 (City-County Fiscal Ordinance No. 89, 1986) appropriating an additional Thirty-five Thousand Dollars (\$35,000) in the County General Fund for purposes of the County Recorder and reducing the unappropriated and unencumbered balance in the County General Fund.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (a)(6) 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 County Recorder to fund four (4) additional employees for the Marion County Recorder's Office to meet increased volume.

SECTION 2. The sum of Thirty-five Thousand Dollars (\$35,000) 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>COUNTY RECORDER</u>	<u>COUNTY GENERAL FUND</u>
1. Personal Services	\$35,000
TOTAL INCREASE	\$35,000

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

	<u>COUNTY GENERAL FUND</u>
Unappropriated and Unencumbered County General Fund	\$35,000
TOTAL REDUCTION	\$35,000

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

PROPOSAL NO. 239, 1987. This proposal appropriates \$19,545 for the Lawrence Township Assessor to add part-time employees and equipment to handle increased workload. Councillor Cottingham explained that the total will be divided up to cover costs of four part-time employees, the purchase of new office equipment, additional drafting equipment, typewriters, computers and for wiring to rearrange scopes and other electrical outlets.

Councillor Durnil expressed his concern about the numerous requests from the various agencies desiring additional appropriations.

The County and Townships Committee on May 12, 1987, recommended Proposal No. 239, 1987, Do Pass by a 5-0 vote. The President called for public testimony at 8:53 p.m. There being no one present to testify, Councillor Cottingham moved, seconded by Councillor Holmes, for adoption. Proposal No. 239, 1987, was adopted on the following roll call vote; viz:

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

0 NAYS

1 NOT VOTING: Giffin

Proposal No. 239, 1987, was retitled FISCAL ORDINANCE NO. 73, 1987, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 73, 1987

A FISCAL ORDINANCE amending the City-County Annual Budget for 1987 (City-County Fiscal Ordinance No. 89, 1986) appropriating an additional Nineteen Thousand Five Hundred Forty-five Dollars (\$19,545) in the County General Fund for purposes of the Lawrence Township Assessor and reducing the unappropriated and unencumbered balance in the County General Fund.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (d)(4) 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 Lawrence Township Assessor to add part-time employees and equipment to handle increased work volume.

SECTION 2. The sum of Nineteen Thousand Five Hundred Forty-five Dollars (\$19,545) 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>LAWRENCE TOWNSHIP ASSESSOR</u>	<u>COUNTY GENERAL FUND</u>
1. Personal Services	\$13,500
3. Other Services & Charges	850
4. Capital Outlay	<u>5,195</u>
TOTAL INCREASE	\$19,545

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

	<u>COUNTY GENERAL FUND</u>
Unappropriated and Unencumbered County General Fund	<u>\$19,545</u>
TOTAL REDUCTION	\$19,545

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

PROPOSAL NO. 240, 1987. This proposal appropriates \$147,500 for the County Auditor to increase the appropriation for the jail inmates' contract.

Councillor Dowden explained that an additional \$147,500 is needed to meet the obligation of the contract between the County and the Health and Hospital Corporation. The contract was entered into with the consensus of the City Legal Division.

Councillor Journey requested the attorneys that negotiated the contract to provide additional information to the Committee that could then be presented to the Council. Councillor Journey moved, seconded by Councillor Howard, to send Proposal No. 240, 1987, back to Committee.

Ms. Lisa Freed, Deputy Auditor, stated that in the 1986 Budget, \$1,000,000 was budgeted for the contract, but due to the cost of living, additional money is needed to complete this settlement. Ms. Freed continued that this increase is a normal percentage increase compared to past years.

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Councillors Journey and Howard withdrew their motion.

The Public Safety and Criminal Justice Committee on May 13, 1987, recommended Proposal No. 240, 1987, Do Pass by a 5-0 vote. The President called for public testimony at 9:10 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Giffin, for adoption. Proposal No. 240, 1987, was adopted on the following roll call vote; viz:

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

Proposal No. 240, 1987, was retitled FISCAL ORDINANCE NO. 74, 1987, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 74, 1987

A FISCAL ORDINANCE amending the City-County Annual Budget for 1987 (City-County Fiscal Ordinance No. 89, 1986) appropriating an additional One Hundred Forty-seven Thousand Five Hundred Dollars (\$147,500) in the County General Fund for purposes of the County Auditor and reducing the unappropriated and unencumbered balance in the County General Fund.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (a)(2) 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 County Auditor to increase the appropriation for the jail inmates' contract.

SECTION 2. The sum of One Hundred Forty-seven Thousand Five Hundred Dollars (\$147,500) 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>COUNTY AUDITOR</u>	<u>COUNTY GENERAL FUND</u>
3. Other Services & Charges	\$147,500
TOTAL INCREASE	\$147,500

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

	<u>COUNTY GENERAL FUND</u>
Unappropriated and Unencumbered County General Fund	\$147,500
TOTAL REDUCTION	\$147,500

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

PROPOSAL NO. 264, 1987. This proposal appropriates \$27,522 for the County Auditor for fringe benefits for all of the townships additional personnel for reassessment. PROPOSAL NO. 265, 1987. This proposal appropriates \$44,016 for the Center Township Assessor to fund personal services and other services to perform reassessments. PROPOSAL NO. 266, 1987. This proposal appropriates \$3,000 for the Decatur Township Assessor to fund personal services to perform reassessments. PROPOSAL NO. 267, 1987. This proposal appropriates \$20,500 for the Franklin Township Assessor to fund personal services and equipment purchases to perform reassessments. PROPOSAL NO. 268, 1987. This proposal appropriates \$20,000 for the Lawrence Township Assessor to fund personal services to perform reassessments. PROPOSAL

NO. 269, 1987. This proposal appropriates \$20,500 for the Perry Township Assessor to fund personal services and supplies to perform reassessments. PROPOSAL NO. 270, 1987. This proposal appropriates \$16,500 for the Pike Township Assessor to fund personal services and supplies to perform reassessments. PROPOSAL NO. 271, 1987. This proposal appropriates \$31,500 for the Washington Township Assessor to fund personal services and supplies to perform reassessments. PROPOSAL NO. 272, 1987. This proposal appropriates \$31,500 for the Wayne Township Assessor to fund personal services and supplies to perform reassessments. Councillor Cottingham explained that the various townships are in need of the appropriations to hire extra personnel and to purchase equipment that will be needed to perform the reassessment which will start July 1, 1987. The County and Townships Committee on June 2, 1987, recommended Proposal Nos. 264 - 270, and 272, 1987, Do Pass by a 6-0 vote. Proposal No. 271, 1987, was recommended Do Pass As Amended, by a 6-0 vote. The President called for public testimony at 9:20 p.m. There being no one present to testify, Councillor Cottingham moved, seconded by Councillor Howard, for adoption. Proposal Nos. 264 - 270, Proposal 272, 1987, and Proposal No. 271, As Amended, were adopted on the following roll call vote; viz:

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

Proposal No. 264, 1987, was retitled FISCAL ORDINANCE NO. 75, 1987, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 75, 1987

A FISCAL ORDINANCE amending the City-County Annual Budget for 1987 (City-County Fiscal Ordinance No. 89, 1986) appropriating an additional Twenty-seven Thousand Five Hundred Twenty-two Dollars (\$27,522) in the Property Reassessment Fund for purposes of the County Auditor and reducing the unappropriated and unencumbered balance in the Property Reassessment 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 (a)(2) 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 County Auditor to appropriate fringe benefits for all the townships additional personnel for reassessment.

SECTION 2. The sum of Twenty-seven Thousand Five Hundred Twenty-two Dollars (\$27,522) 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>COUNTY AUDITOR</u>	<u>PROPERTY REASSESSMENT FUND</u>
31. Personal Services (Fringes)	\$27,522
TOTAL INCREASE	\$27,522

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

	<u>PROPERTY REASSESSMENT FUND</u>
Unappropriated and Unencumbered Property Reassessment Fund	\$27,522
TOTAL REDUCTION	\$27,522

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

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Proposal No. 265, 1987, was retitled FISCAL ORDINANCE NO. 76, 1987, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 76, 1987

A FISCAL ORDINANCE amending the City-County Annual Budget for 1987 (City-County Fiscal Ordinance No. 89, 1986) appropriating an additional Forty-four Thousand Sixteen Dollars (\$44,016) in the Property Reassessment Fund for purposes of the Center Township Assessor and reducing the unappropriated and unencumbered balance in the Property Reassessment 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 (d)(1) 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 Center Township Assessor to fund personal services and other services to perform reassessments.

SECTION 2. The sum of Forty-four Thousand Sixteen Dollars (\$44,016) 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>CENTER TOWNSHIP ASSESSOR</u>	<u>PROPERTY REASSESSMENT FUND</u>
1. Personal Services	\$29,616
3. Other Services & Charges	14,400
TOTAL INCREASE	\$44,016

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

	<u>PROPERTY REASSESSMENT FUND</u>
Unappropriated and Unencumbered	
Property Reassessment Fund	\$44,016
TOTAL REDUCTION	\$44,016

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

Proposal No. 266, 1987, was retitled FISCAL ORDINANCE NO. 77, 1987, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 77, 1987

A FISCAL ORDINANCE amending the City-County Annual Budget for 1987 (City-County Fiscal Ordinance No. 89, 1986) appropriating an additional Three Thousand Dollars (\$3,000) in the Property Reassessment Fund for purposes of the Decatur Township Assessor and reducing the unappropriated and unencumbered balance in the Property Reassessment 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 (d)(2) 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 Decatur Township Assessor to fund personal services to perform reassessments.

SECTION 2. The sum of Three Thousand Dollars (\$3,000) 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>DECATUR TOWNSHIP ASSESSOR</u>	<u>PROPERTY REASSESSMENT FUND</u>
1. Personal Services	\$3,000
TOTAL INCREASE	\$3,000

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

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PROPERTY REASSESSMENT FUND

Unappropriated and Unencumbered	
Property Reassessment Fund	<u>\$3,000</u>
TOTAL REDUCTION	\$3,000

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

Proposal No. 267, 1987, was retitled FISCAL ORDINANCE NO. 78, 1987, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 78, 1987

A FISCAL ORDINANCE amending the City-County Annual Budget for 1987 (City-County Fiscal Ordinance No. 89, 1986) appropriating an additional Twenty Thousand Five Hundred Dollars (\$20,500) in the Property Reassessment Fund for purposes of the Franklin Township Assessor and reducing the unappropriated and unencumbered balance in the Property Reassessment 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 (d)(3) 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 Franklin Township Assessor to fund personal services and equipment purchases to perform reassessments.

SECTION 2. The sum of Twenty Thousand Five Hundred Dollars (\$20,500) 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>FRANKLIN TOWNSHIP ASSESSOR</u>	<u>PROPERTY REASSESSMENT FUND</u>
1. Personal Services	\$10,000
4. Capital Outlay	<u>10,500</u>
TOTAL INCREASE	\$20,500

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

	<u>PROPERTY REASSESSMENT FUND</u>
Unappropriated and Unencumbered	
Property Reassessment Fund	<u>\$20,500</u>
TOTAL REDUCTION	\$20,500

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

Proposal No. 268, 1987, was retitled FISCAL ORDINANCE NO. 79, 1987, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 79, 1987

A FISCAL ORDINANCE amending the City-County Annual Budget for 1987 (City-County Fiscal Ordinance No. 89, 1986) appropriating an additional Twenty Thousand Dollars (\$20,000) in the Property Reassessment Fund for purposes of the Lawrence Township Assessor and reducing the unappropriated and unencumbered balance in the Property Reassessment 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 (d)(4) 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 Lawrence Township Assessor to fund personal services to perform reassessments.

SECTION 2. The sum of Twenty Thousand Dollars (\$20,000) 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.

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SECTION 3. The following additional appropriations are hereby approved:

<u>LAWRENCE TOWNSHIP ASSESSOR</u>	<u>PROPERTY REASSESSMENT FUND</u>
1. Personal Services	\$20,000
TOTAL INCREASE	\$20,000

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

	<u>PROPERTY REASSESSMENT FUND</u>
Unappropriated and Unencumbered Property Reassessment Fund	\$20,000
TOTAL REDUCTION	\$20,000

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

Proposal No. 269, 1987, was retitled FISCAL ORDINANCE NO. 80, 1987, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 80, 1987

A FISCAL ORDINANCE amending the City-County Annual Budget for 1987 (City-County Fiscal Ordinance No. 89, 1986) appropriating an additional Twenty Thousand Five Hundred Dollars (\$20,500) in the Property Reassessment Fund for purposes of the Perry Township Assessor and reducing the unappropriated and unencumbered balance in the Property Reassessment 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 (d)(5) 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 Perry Township Assessor to fund personal services and supplies to perform reassessments.

SECTION 2. The sum of Twenty Thousand Five Hundred Dollars (\$20,500) 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>PERRY TOWNSHIP ASSESSOR</u>	<u>PROPERTY REASSESSMENT FUND</u>
1. Personal Services	\$20,000
2. Supplies	500
TOTAL INCREASE	\$20,500

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

	<u>PROPERTY REASSESSMENT FUND</u>
Unappropriated and Unencumbered Property Reassessment Fund	\$20,500
TOTAL REDUCTION	\$20,500

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

Proposal No. 270, 1987, was retitled FISCAL ORDINANCE NO. 81, 1987, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 81, 1987

A FISCAL ORDINANCE amending the City-County Annual Budget for 1987 (City-County Fiscal Ordinance No. 89, 1986) appropriating an additional Sixteen Thousand Five Hundred Dollars (\$16,500) in the Property Reassessment Fund for purposes of the Pike Township Assessor and reducing the unappropriated and unencumbered balance in the Property Reassessment Fund.

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

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SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (d)(6) 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 Pike Township Assessor to and personal services and supplies to perform reassessments.

SECTION 2. The sum of Sixteen Thousand Five Hundred Dollars (\$16,500) 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>PIKE TOWNSHIP ASSESSOR</u>	<u>PROPERTY REASSESSMENT FUND</u>
1. Personal Services	\$16,000
2. Supplies	<u>500</u>
TOTAL INCREASE	\$16,500

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

	<u>PROPERTY REASSESSMENT FUND</u>
Unappropriated and Unencumbered	
Property Reassessment Fund	\$16,500
TOTAL REDUCTION	\$16,500

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

Proposal No. 271, 1987, As Amended, was retitled FISCAL ORDINANCE NO. 82, 1987, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 82, 1987

A FISCAL ORDINANCE amending the City-County Annual Budget for 1987 (City-County Fiscal Ordinance No. 89, 1986) appropriating an additional Thirty-one Thousand Five Hundred Dollars (\$31,500) in the Property Reassessment Fund for purposes of the Washington Township Assessor and reducing the unappropriated and unencumbered balance in the Property Reassessment 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 (d)(8) 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 Washington Township Assessor to fund personal services and supplies to perform reassessments.

SECTION 2. The sum of Thirty-one Thousand Five Hundred Dollars (\$31,500) 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>WASHINGTON TOWNSHIP ASSESSOR</u>	<u>PROPERTY REASSESSMENT FUND</u>
1. Personal Services	\$23,300
3. Other Services & Charges	<u>8,200</u>
TOTAL INCREASE	\$31,500

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

	<u>PROPERTY REASSESSMENT FUND</u>
Unappropriated and Unencumbered	
Property Reassessment Fund	\$31,500
TOTAL REDUCTION	\$31,500

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

Proposal No. 272, 1987, was retitled FISCAL ORDINANCE NO. 83, 1987, and reads as follows:



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CITY-COUNTY FISCAL ORDINANCE NO. 83, 1987

A FISCAL ORDINANCE amending the City-County Annual Budget for 1987 (City-County Fiscal Ordinance No. 89, 1986) appropriating an additional Thirty-one Thousand Five Hundred Dollars (\$31,500) in the Property Reassessment Fund for purposes of the Wayne Township Assessor and reducing the unappropriated and unencumbered balance in the Property Reassessment 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 (d)(9) 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 Wayne Township Assessor to fund personal services and supplies to perform reassessments.

SECTION 2. The sum of Thirty-one Thousand Five Hundred Dollars (\$31,500) 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>WAYNE TOWNSHIP ASSESSOR</u>	<u>PROPERTY REASSESSMENT FUND</u>
1. Personal Services	\$30,000
2. Supplies	<u>1,500</u>
TOTAL INCREASE	\$31,500

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

	<u>PROPERTY REASSESSMENT FUND</u>
Unappropriated and Unencumbered Property Reassessment Fund	<u>\$31,500</u>
TOTAL REDUCTION	\$31,500

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

**SPECIAL ORDERS - UNFINISHED BUSINESS**

PROPOSAL NO. 247, 1987. This proposal amends the Code by authorizing intersection control changes at Cherry Lane and 44th Street. No action was taken.

**SPECIAL ORDERS - FINAL ADOPTION**

PROPOSAL NO. 59, 1987. This proposal amends the Code with regard to parking meter regulations, specifically, when time limits and charges shall be in effect. Councillor Gilmer explained that this request began due to residents of apartment complexes not having off-street parking provided. The proposal changes the times that the parking meters become effective to accommodate these residents.

Councillor Williams expressed her gratitude to Mr. Fred Madorin, Director of the Department of Transportation and to his staff for resolving this issue.

The Transportation Committee on May 20, 1987, recommended Proposal No. 59, 1987, Do Pass As Amended by a 5-0 vote. Councillor Gilmer moved, seconded by Councillor Williams, for adoption. Proposal No. 59, 1987, As Amended, was adopted on the following roll call vote; viz:

20 YEAS: Borst, Boyd, Bradley, Cottingham, Crowe, Curry, Dowden, Giffin, Gilmer, Hawkins, McGrath, Miller, Nickell, Rader, Rhodes, Schneider, SerVaas, Shaw, West, Williams

5 NAYS: Durnil, Howard, Journey, Stewart, Strader

4 NOT VOTING: Clark, Coughenour, Holmes, Page

Proposal No. 59, 1987, As Amended, was retitled GENERAL ORDINANCE NO. 41, 1987, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 41, 1987

A GENERAL ORDINANCE amending Chapter 29 of the "Code of Indianapolis and Marion County, Indiana", Section 29-294, When time limits and charges shall be in effect.

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, Section 29-294, When time limits and charges shall be in effect, is hereby amended by inserting the language underscored and deleting the language crosshatched to read as follows:

Sec. 29-294. When time limits and charges shall be in effect.

The time limits for parking in the respective parking meter zones established in this division, and the rates or charges for parking within any of such zones, shall control and be in effect whenever meters are installed at such places and placed in a condition to operate, between the hours of 7:00 a.m. and 6:00 p.m., ~~Central Eastern~~ Standard Time, daily, with the following exceptions:

(1) Except on Sundays and on the following legal state and national holidays:

- (a) New Year's Day;
- (b) Memorial Day;
- (c) Independence Day;
- (d) Labor Day;
- (e) Thanksgiving Day;
- (f) Christmas Day.

(2) When daylight saving time is in use in the City, at which time daylight saving time shall prevail.

(3) At times or places when or where parking is wholly prohibited by any provision of this chapter or any other ordinance of the City, or is temporarily prohibited by orders of the police or fire ~~forces~~ departments.

~~(4) The time limits for parking and the rates or charges for parking within any parking meter zone shall control and be in effect for twenty-four (24) hours a day and seven (7) days a week in the following locations:~~

~~Jackson Place, North Drive, on both sides, from Illinois Street to McCrea Street;~~

~~Jackson Place, South Drive, on the north side, from Illinois Street to McCrea Street;~~

~~Pennsylvania Street, on the west side, from Ohio Street to New York Street.~~

(4) Or in places where residential uses exist and the parking is not prohibited in the a.m. peak hour then the parking meters will operate 8:00 a.m. to 6:00 p.m. in the following locations:

Fifteenth Street, on the south side, from Capitol Avenue to Illinois Street;

Alabama Street, on the east side, from Michigan Street to Vermont Street;

Alabama Street, on the east side, from Walnut Street to St. Clair Street;

Delaware Street, on the west side, from Vermont Street to Michigan Street;

Illinois Street, on the east side, from Vermont Street to Michigan Street;

Illinois Street, on both side, from Twelfth Street to Thirteenth Street;

Illinois Street, on the west side, from Fourteenth Street to Sixteenth Street;

Illinois Street, on the east side, from Seventeenth Street to Eighteenth Street.

New Jersey Street, on the west side, from Vermont Street to Michigan Street;

Vermont Street, on the south side, from New Jersey Street to East Street;

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Vermont Street, on the north side, from New Jersey Street to Alabama Street:

Vermont Street, on the north side, from Delaware Street to Pennsylvania Street:

Vermont Street, on the north side, from Meridian Street to Illinois Street:

SECTION 2. (a) The expressed or implied repeal or amendment by this ordinance of any other ordinance or part of any other ordinance does not affect any rights or liabilities accrued, penalties incurred, or proceedings begun prior to the effective date of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance had not been adopted.

(b) An offense committed before the effective date of this ordinance, under any ordinance expressly or impliedly repealed or amended by this ordinance shall be prosecuted and remains punishable under the repealed or amended ordinance as if this ordinance had not been adopted.

SECTION 3. Should any provision (section, paragraph, sentence, clause, or any other portion) of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provisions shall not be affected, if such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the council in adopting this ordinance. To this end the provisions of this ordinance are severable.

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

PROPOSAL NO. 153, 1987. This proposal amends the Code with regard to Indianapolis-Marion County Fire Prevention Code. Councillor Dowden explained that the purpose of Proposal No. 153, 1987, was to update the Fire Prevention Code as was passed in 1972.

Councillor Dowden moved, seconded by Councillor Clark, to amend Division 3, Smoke Detectors, Section 12-81, Smoke Detectors. This motion carried by a unanimous voice vote.

Mr. Darryl Gordon, Deputy Fire Marshall for Pike Township, stated that the Fire Protection Code is over fifteen years old and is in need of being updated. He informed members of Council that the State Fire Code has been updated and that Proposal No. 153, 1987, As Amended, would be compatible with the state and national Fire Prevention Codes.

The Public Safety and Criminal Justice Committee on May 13, 1987, recommended Proposal No. 153, 1987, Do Pass As Amended by a 4-0 vote. Councillor Dowden moved, seconded by Councillor Journey, for adoption. Proposal No. 153, 1987, As Amended, was adopted on the following roll call vote; viz:

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

0 NAYS

3 NOT VOTING: *Borst, Page, Rhodes*

Proposal No. 153, 1987, As Amended, was retitled GENERAL ORDINANCE NO. 42, 1987, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 42, 1987

A GENERAL ORDINANCE adopting a new Indianapolis-Marion County Fire Prevention Code.

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", be, and is hereby, amended to adopt a NEW Chapter 12, as follows:

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CHAPTER 12.  
INDIANAPOLIS-MARION COUNTY  
FIRE PREVENTION CODE

ARTICLE I  
General Provisions

Sec. 12-1. Title; purpose.

(a) This chapter may be known as the "Indianapolis-Marion County Fire Prevention Code."

(b) The purposes of this chapter are to prescribe regulations consistent with nationally recognized standards for the protection of life and property from the hazards of fire and explosion, the hazards arising from the storage, handling, and use of hazardous substances, conditions hazardous to life or property in the use or occupancy of new and existing buildings and premises, and to establish appropriate administrative procedures for the enforcement of this chapter.

Sec. 12-2. Definitions.

For purposes of this chapter, the following terms are defined as follows:

"Approved" means acceptance by the appropriate fire prevention bureau as to the design, equipment, installation, or intended use as required by this chapter. Such acceptance shall only result from investigations and/or tests conducted by the bureau or by reason of accepted principles or tests by nationally recognized technical or testing authorities.

"Assembly occupancy" means the use of any building or portion of a building for gatherings of fifty (50) or more persons for purposes which include, but are not limited to deliberation, education, worship, entertainment, dining, or transportation.

"Building" means any structure used or intended for supporting or sheltering any use or occupancy.

"Construction Activity" means any activity for which plan review must be performed in accordance with Chapter 8 of this Code.

"Fire apparatus" means any vehicle equipped with firefighting or other equipment utilized by a fire department in any emergency.

"Fire Prevention Bureau" means the fire prevention bureau established by this chapter for the Indianapolis Fire Department or of a township located within Marion County.

"Fire Prevention Chief" means the administrative head of a fire prevention bureau appointed pursuant to Sections 12-12 or 12-13 of this Code.

"Multiple-family residential structure" means a residential building or structure other than a one- or two-family residential structure.

"Occupancy" means the use for which a building or part thereof is designed or occupied.

"One or two family residential structure" means a one-family dwelling structure, a two-family dwelling structure or any accessory structure appurtenant to either a one-family dwelling structure or two-family dwelling structure as defined in Chapter 8 of this Code.

"Person" means an individual, firm, partnership, association, corporation, political subdivision or municipal corporation.

"Premises" means the land upon which a structure is located.

"Vehicular equipment" means any motor vehicle used to transport supervisory personnel of the fire department, other than fire apparatus.

Sec. 12-3. Applicability.

(a) The provisions of this chapter shall be supplemental to the Indiana Fire Prevention Code, as adopted by the Indiana Bureau of Fire Prevention and Building Safety.

(b) The provisions of this chapter shall apply to both new and existing structures, and to present and future occupancies of such structures, other than one or two family residential structures.

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(c) Notwithstanding subsection (b), the provisions of this chapter shall apply to one or two family residential structures whenever the occupancy of such dwelling is altered.

Sec. 12-4. Minimum standards.

(a) The following provisions of the National Fire Prevention Association (NFPA) standards are hereby adopted as the minimum standards to be applied pursuant to this chapter:

<u>Chapter</u>	<u>Title</u>	<u>Year of Edition</u>
10	Portable Fire Extinguishers	1984
13	Installation of Sprinkler Systems	1987
13A	Inspections, Testing and Maintenance of Sprinkler Systems	1987
14	Standpipe and Hose Systems	1986
71	Central Station Signaling Systems	1985
72A	Guard's Tour, Fire Alarm and Supervisory Service	1985
72B	Auxiliary Protective Signaling System for Fire Alarm Service	1986
72C	Remote Station Protective Signaling Systems	1986
72D	Proprietary Protective Signaling Systems	1986
72E	Automatic Fire Detectors	1984
72F	Emergency Voice/Alarm Communication Systems	1985
96	Equipment for the Removal of Smoke and Grease-Laden Vapors from Commercial Cooking Equipment	1985
101	Life Safety Code (as referenced in this Chapter)	1985
24	Private Fire Service Mains	1984
14	Standpipe Systems	1986

(b) A current copy of these standards shall be available in the office of each bureau of fire prevention for inspection and copying by members of the public during normal business hours.

(c) All proposed additions, deletions, or changes to the standards listed in subsection (a) shall be submitted to the city-county council for review and adoption as part of this chapter.

Sec. 12-5 through 12-10. (Reserved).

ARTICLE II  
Administration and Enforcement

DIVISION 1  
Organization

Sec. 12-11. Fire prevention bureaus established; jurisdiction.

(a) There is hereby established a local fire prevention bureau within the Indianapolis Fire Department and within each township located within Marion County which is not completely within the boundaries of the Indianapolis Fire Special Service District.

(b) The jurisdiction of the various fire prevention bureaus shall be as follows:

1. the fire prevention bureau established within the Indianapolis Fire Department shall have jurisdiction within the Indianapolis Fire Special Service District;
2. each township fire prevention bureau shall have jurisdiction within the portion of its township which is outside the boundaries of the Indianapolis Fire Special Service District and other municipalities having municipal fire departments.

Sec. 12-12. Organization of the Indianapolis fire prevention bureau.

The fire prevention bureau of the Indianapolis Fire Department shall be under the supervision of the fire prevention chief appointed pursuant to the applicable personnel rules of the fire department. The jurisdiction of the bureau shall be within the fire special services district.

Sec. 12-13. Organization of township fire prevention bureaus.

(a) The local fire prevention bureau established in each township established by Sec. 12-10, shall be operated under the executive control of the township trustee. If there is only one (1) fire department established in the township, it shall operate under the administrative supervision of the township fire chief. In a township in which two (2) or more fire departments are established, the local fire prevention bureau shall be operated under the

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administrative supervision of the township board of fire chiefs of that township, which board shall consist of the fire chief of each fire department located in the township and the township trustee.

(b) The township fire chief or a majority of the members of the township board of fire chiefs shall exercise all authority and perform all duties delegated to or required of a local fire prevention bureau. The trustee shall not vote as a member of the board of chiefs, unless the vote results in a tie, in which event the trustee shall cast the deciding vote.

(c) The township fire chief or the township board of fire chiefs shall appoint the fire prevention chief of each township fire prevention bureau and may assign regular members of the respective fire department as officers or inspectors as shall be necessary. The fire prevention chief of each township fire prevention bureau shall be an officer of a township fire department and shall hold office at the pleasure of the fire chief or board of chiefs, as the case may be. With the approval of the township trustee and within the appropriations already provided, technical inspectors or clerical assistants may be employed by the fire prevention bureaus.

Sec. 12-14 through 12-20. (Reserved).

DIVISION 2  
Investigations and Reports

Sec. 12-21. Right to enter buildings and premises.

(a) Authorized personnel of each fire department or bureau may, at all reasonable hours, enter any structure (except one or two family residences) within its jurisdiction for the purpose of conducting inspections or investigations pursuant to this chapter. The right to enter shall extend to new structures under construction as well as to existing structures being renovated or remodeled.

(b) An inspector or investigator may be required by the owner or occupant to produce satisfactory proof of his authority and identity.

(c) If an inspector or investigator is denied access, the fire prevention chief may apply to a court of competent jurisdiction for an order allowing inspection.

Sec. 12-22. Scope of inspections.

Each fire department and bureau may, as often as may be necessary:

1. inspect any specially hazardous manufacturing process, storage or installation;
2. inspect all fire alarm, standpipe, and automatic sprinkler systems;
3. inspect all buildings and premises;
4. inspect all other hazardous conditions, uses, processes or appliance as the chief of the appropriate fire department or bureau shall designate; and
5. inspect, upon receipt of a complaint, any building or premises.

Sec. 12-23. Fire investigations.

(a) Each bureau or fire department shall investigate the origin, cause, and circumstances of any fire of unknown origin occurring within its jurisdiction in which property has been destroyed, any fire in which there has been personal injury or loss of life, and all multiple alarm fires. So far as is possible, the bureau or department shall determine whether the fire is the result of carelessness, or is by design. Such investigations shall begin immediately upon the occurrence of a fire and, if it appears to the inspector that a fire is of suspicious origin, the inspector shall convey his findings immediately to the chief of the bureau. The chief of the bureau shall immediately notify the chief investigator of the division of fire investigation, who shall conduct a complete investigation of the circumstances of the fire.

(b) Each bureau and fire department shall investigate, assist in the prosecution of, and support suppression of, arson and other crimes associated with the destruction or attempted destruction of property by fire in their respective jurisdiction, shall take immediate charge of the physical evidence, notify any other authority designated by law to assist in the investigation of such matters, and cooperate with such other authorities in the prosecution of the case. Reports prepared pursuant to this section shall be in the form prescribed by the chief of the division, and shall contain a statement of all facts relating to the cause, origin and circumstances of the fire, the extent of damage, the approximate loss, the amount of insurance upon the property, and any other appropriate information concerning the fire.

Sec. 12-24. Records and reports.

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(a) Each bureau shall keep a record of all fires and the facts concerning them, including statistics as to the extent of fires and the losses sustained. Such reports shall be prepared daily, and summarized monthly for submission to the fire prevention chief.

(b) An annual summary of these reports, together with recommendations for change, shall be submitted to the director of public safety or appropriate township trustee.

(c) The bureau shall maintain files containing reports of all properties which have been inspected, all orders issued, of all complaints and fires investigated, and the location of all buildings containing hazardous occupancies.

(d) The bureau shall make such reports available to the division of development services or the office of the state fire marshal when such information affects the enforcement authority of either.

Sec. 12-25. Furnishing records and reports.

Any bureau may establish reasonable fees for providing copies of any report. Fees and charges so collected shall be deposited in a bureau's special fund and an accounting of such funds shall be made in the bureau's annual report to the director of public safety or township trustee. All monies in a bureau's fund shall be subject to the applicable law respecting handling and expenditure of public funds.

Sec. 12-26 through 12-30. (Reserved).

### DIVISION 3 Enforcement Responsibility

Sec. 12-31. Enforcement.

It shall be the responsibility of each fire prevention bureau to enforce all provisions of this chapter within its jurisdiction. Such enforcement shall include, but is not limited to:

1. the prevention of fires;
2. the handling, storage, sale, and use of flammable liquids, explosives, and combustible and hazardous materials;
3. the location, maintenance, and regulation of fire escapes;
4. the means and adequacy of fire emergency exits from all places in which numbers of people live, work, or congregate from time to time for any purpose;
5. the location, installation, and maintenance of smoke alarms, fire alarm systems and fire extinguishing equipment;
6. the investigation of the causes, origins, and circumstances of fires; and
7. the existence of recognized hazardous loss of life or property.

(b) A bureau shall have such other powers and duties as may be conferred from time to time by law or ordinance.

Sec. 12-32. Legal assistance.

A bureau may obtain the services of the city-county legal division for legal assistance in connection with the enforcement of this chapter.

Sec. 12-33. Law enforcement assistance.

The chief of the Indianapolis Police Department or the Marion County Sheriff may, upon the request of the chief of the appropriate fire department or bureau, assign such available law enforcement officers as may be necessary to assist the appropriate department or bureau in the enforcement of this chapter.

Sec. 12-34. Concurrent jurisdiction with the division of development services.

Each bureau shall have concurrent jurisdiction with the division of development services of the department of metropolitan development for the enforcement of any other violation of the Code of Indianapolis and Marion County, Indiana, is:

1. the bureau has actual knowledge of such a violation; and
2. such violation creates an immediate fire hazard which endangers life, property, or the public safety.

Sec. 12-35. Coordinated enforcement.

Whenever it shall be the responsibility of more than one (1) official to enforce the provisions of this chapter, it shall be the duty of the enforcement officials to coordinate their inspections and administrative orders so far as is

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possible, so that the owners and occupants of buildings shall not be subjected to numerous inspections, nor to multiple or conflicting orders.

### DIVISION 4 Enforcement Procedures

#### Sec. 12-36. Notice of violations.

In the enforcement of this chapter or of any other provision of this code which is within the jurisdiction of the bureau, any bureau may seek the correction of any violation or the elimination of any hazardous condition, by the methods specified in this division or by any other appropriate remedy or procedure provided by law.

#### Sec. 12-37. Determination of violation.

Whenever an authorized inspector or investigator for a local fire prevention bureau determines by inspection that a violation of this code, or a hazardous condition, exists upon any premises within the bureau's jurisdiction, the person making such determination shall prepare a written inspection report of such violation or condition which shall describe the violation or condition, suggest appropriate action to correct the violation or eliminate the hazard, and specify a reasonable date by which such violation or condition must be corrected or eliminated.

#### Sec. 12-38. Delivery of inspection report.

A copy of the inspection report shall, at conclusion of the inspection, be delivered to the owner or occupant, if present, or the person apparently in control of the premises or a representative of the owner or occupant. If no such person is present, such copy shall be affixed to the most conspicuous entrance to the structure.

#### Sec. 12-39. Imminent Danger.

If the violation or condition constitutes an imminent threat to life, safety or public health, the fire prevention chief shall be notified and may immediately order such actions as may be necessary to correct such conditions.

#### Sec. 12-40. Duty to correction.

All inspection reports shall be filed promptly with the fire prevention chief. The owner and person in control of any premises upon which a violation or hazard exists shall within the time stated in the inspection report correct the violations and eliminate any hazard.

#### Sec. 12-41. Review of the investigation report.

No later than five business days after the date of investigation report determining a violation, the owner or occupant may file written objections to such report with the fire prevention chief, who shall forward the same to the fire chief or board of fire chiefs. No later than three business days after such report, the fire chief or board of fire chiefs shall either affirm or modify such report in writing and notify the objector. The objector may within five business days thereafter request in writing a hearing before the Board of Public Safety or the township trustee, pursuant to subsection 12-46 (d) or request a variance pursuant to Section 12-42.

#### Sec. 12-42. Variances.

(a) The fire prevention chief may modify or grant a variance from the application of the requirements of this chapter. The granting of a variance shall be considered only upon the written application of the owner of the property, stating that:

1. practical difficulties have been encountered in the implementation of specific requirements of this chapter;
2. compliance with specific requirements of this chapter will cause unnecessary hardship to the owner;
3. the owner desires to take advantage of new methods or equipment which are recognized as adequate for the purpose for which they are to be substituted; and
4. the applicant assumes all liability for any hazardous condition which may arise through the granting of such variance.

(b) A variance may be granted only if, the fire prevention chief determines in writing that: (1) the requested use or modification will conform with fundamental requirements for safety; and (2) the granting of the variance does not increase the risk of fire or danger to the public. A copy of any variance granted shall be retained by the bureau.

(c) A variance shall be enforced in the same manner as an order issued under Sec. 12-43 of this chapter. (d) Whenever a bureau learns that an owner is in violation of the terms of a variance issued pursuant to this Section, the fire prevention chief may order compliance as provided in Sec. 12-43 with the variance or with this code.



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Sec. 12-43. Orders to correct violations.

(a) If an owner or occupant fails to comply with an inspection report issued pursuant to Sec. 12-37 or a variance issued pursuant to Sec. 12-42, the fire prevention chief may issue an order to compel compliance with the provisions of this chapter.

(b) The failure of any bureau to inspect or to issue an order in accordance with this chapter shall not constitute approval of any violation or noncompliance with the provisions of this chapter.

(c) Any order issued pursuant to this section shall be served as follows:

1. Occupant. If the notice is directed to the occupant of the building or premises, it shall be served by personal service upon the occupant, his agent or employee, or by leaving a copy of the notice with the person in charge of the building or premises. If no such person is found on the premises, a copy of the notice shall be affixed in a conspicuous place on the door or entryway of the offending building or premises.
2. Owner. If the notice is directed to the owner of the building or premises, it shall be served by personal service upon the owner, his agent or employee, or by leaving a copy of the notice with a competent member of the owner's family at least fourteen (14) years of age, who shall be informed of the contents thereof. If the owner is a corporation, by personal service upon any officer, director, or registered agent of the corporation. If the owner cannot be found or served with any reasonable diligence, service may be made by certified mail to the owner's last known post office address.

Sec. 12-44. Order forbidding occupancy.

(a) The fire chief or his authorized representative is empowered to issue an order forbidding the occupancy of any structure or part of any structure if construction activity on the structure or applicable part of the structure is not yet completed or has occurred in violation of applicable fire or building codes or regulations.

(b) The order forbidding occupancy shall be in writing, specifying whether it is applicable to the entire structure or to only a part of the structure, and shall state the reason for its issuance. The order forbidding occupancy shall be posted on the structure in a conspicuous location and, if conveniently possible, shall be given to the owner of his property or his agent and to any other person doing work on the premises. It shall also be served in accordance with Sec. 12-43 of this chapter. The order forbidding occupancy shall state the conditions under which the structure or part of the structure may be occupied.

Sec. 12-45. Appeal from Orders.

(a) Any owner or occupant may appeal any order issued by a fire prevention bureau pursuant to this chapter. Such an appeal shall be made in writing to the chief of the fire department having jurisdiction, or to the board of fire chiefs in a township having more than one (1) fire department, within five (5) business days of receipt of the order.

(b) The fire chief or board of fire chiefs shall with five (5) business days following receipt of the appeal made under subsection (a) either sustain or to overrule the order of the fire prevention chief. A written copy of the decisions shall be sent by certified mail to the appellant.

(c) Any owner or occupant may appeal the decision of the fire chief or of the board of chiefs. Such an appeal shall be made in writing to the board of public safety when the decision was made by the chief of the Indianapolis fire department, or the township trustee if the decision was made by either the chief of a township fire department or a board of township fire chiefs, no later than ten (10) days following receipt of a decision issued pursuant to subsection (b).

(d) The board of public safety or the appropriate township trustee, within ten (10) days following receipt of the appeal under subsection (c) or a request for hearing under Sec. 12-41, shall hold a hearing after which they shall sustain, modify, or override the decision of the chief or board of chiefs. A written copy of this decision shall be sent by certified mail to the appellant. Such decision shall be final.

Sec. 12-46. Remedies.

(a) Penalties. Any person who shall violate any provision of this chapter or who shall fail to comply with any order issued under this chapter, or who shall fail to comply with or to obtain any permit required hereunder, shall be subject to the penalties prescribed in Sec. 1-8 of this Code. After each ten (10) days a violation continues, it shall constitute an additional violation.

(b) Injunctive relief. In addition to the remedies provided by subsection (a), any court having jurisdiction may, in addition to or in the alternative, compel compliance with the provision violated or compel correction of the hazardous condition created.

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Sec. 12-47 through 12-50. (Reserved).

ARTICLE III  
Emergency Operations

DIVISION 1  
Emergency Services

Sec. 12-51. Authority at fires and emergencies.

(a) The fire chief, or his designated representative, at any fire or other emergency which poses an imminent threat to life or property, shall have the authority to direct operations as may be necessary to control or extinguish any fire, to perform any rescue operation, to investigate the existence of hazardous conditions in connection with such fire or emergency, or to take any other action reasonably necessary to contain or eliminate the emergency.

(b) In the exercise of these powers, a fire chief may prohibit any person, vehicle, vessel, or any other thing from approaching the scene of the fire or other emergency, and may remove any person, vehicle, or any other thing which interferes with the operation of the fire department at such emergency scene.

Sec. 12-52. Fire lines and limits.

(a) The chief of a fire department, the officer in charge at any emergency scene, or law enforcement officials may establish fire lines and limits and barricade and guard from the general public such fire lines and limits. The fire chief, officer in charge, or law enforcement officers may create an area in which only firefighters, law enforcement officers and those having an interest in any property threatened by the fire or other emergency shall be admitted.

(b) It shall be unlawful for any unauthorized person to cross such fire lines or limits.

Sec. 12-53. Fire protection by the Indianapolis fire department outside the fire special service district.

The Indianapolis fire department may provide fire protection or services outside the boundaries of the fire special service district, only under the following circumstances and upon the following conditions:

(a) If the chief of the Indianapolis fire department or the director of the department of public safety enters into any contract, written or oral, or mutual agreement or understanding with the ranking fire officer of any existing municipal or volunteer fire department or with the chief executive officer of any unit of government which maintains or finances an established regular or volunteer fire department, wherein the agreement provides for the mutual assistance between the Indianapolis fire department and the other fire department such that the ranking officer of the respective fire departments may request, when necessary, the assistance without charge to the assisted department. The Indianapolis fire department is authorized to render such assistance as is requested by the ranking fire officer on duty with the respective department so long as the rendering of such assistance shall not endanger the citizens of the fire special service district or threaten the ability of the Indianapolis fire department to render fire services within the fire special service district. No charge shall be made or imposed by reason of such mutual assistance except for supplies or materials actually used by the assisted department.

(b) The board of public safety of the city, upon approval of the mayor, may enter into a contract with any person, municipality or other governmental unit which is situated at a place not within the fire special service district but within the county and which is desirous of contracting with the city for regular fire protection involving the use and services of the Indianapolis fire department. The details of such contract shall be specified by the board of public safety, but each contract must provide that the city furnish on a calendar-year basis so much fire-fighting service and apparatus as may be reasonable necessary on the request of the contracting person, municipality of governmental unit when a fire exists at the premises of such person or within the boundaries of the municipality or governmental unit, but that the obligation to render such services shall not exist at any time that the same would endanger or threaten the services of the Indianapolis fire department to the citizens of the fire special service district. The contract shall also provide for a negotiated rate or fees payable as required by the board of public safety for the rendering of such services and may provide for additional charges based on the actual services and apparatus used in the performance of such agreement.

Sec. 12-54. (Reserved).

DIVISION 2  
Supplemental Emergency Devices

Sec. 12-55. Unlawful interference with fire protection devices.

No person shall do or permit to be done any of the following acts:

1. Fire Equipment Keys. To make or cause or permit to be made or have in his possession any key or keys for any fire department equipment or any house or building used by the fire department, except

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- upon the written order of the fire chief, or to fail or refuse to surrender possession of any such key upon demand of the fire chief;
2. Injuring Fire Alarm System. To cut, damage, destroy, remove or in any manner interfere with, damage or disturb any part of the fire alarm system, apparatus or equipment in use in the city of county;
  3. Injuring Firehose. To drive any motor vehicle or railroad locomotive over any fire hose laid in any street in the vicinity of any fire or while in use for any other purpose, or in any other way to interfere with the use of such hose; or
  4. Opening Hydrant. To open any public or private hydrant or fireplug or use any year hose box by which water is drawn from mains of the Indianapolis Water Company or any other public water company; provided, however, no penalties shall attach for doing the acts herein prohibited by this section if done under the direction of the respective water company.

Sec. 12-56 through 12-60. (Reserved).

ARTICLE IV.  
General Requirements for Fire Safety of Buildings

DIVISION 1  
Fire Extinguishing Equipment

Sec. 12-61. Required types.

All commercial occupancies shall install and maintain fire appliances suitable to the type of occupancy and probable class of fire. The appliances may include, but are not limited to, automatic sprinklers; standpipes and hoses; fixed, wheeled or portable fire extinguishers of a type suitable for the portable class of fire; manual or automatic covers; the introduction of an inert gas; fire hydrants; and an automatic hood and duct system in kitchens of restaurants or similar establishments. In especially hazardous processes or areas or excessive storages, appliances of more than one type may be required or special systems installed.

Sec. 12-62. Where automatic sprinkler or standpipe systems are required for existing buildings.

(a) Standard automatic sprinklers shall be installed and maintained as specified in NFPA No. 13 in the following places:

1. In all basements, cellars and subcellars of structures, except one- and two-family residential structures, exceeding fifteen hundred (1500) square feet in area within enclosing masonry walls, and used for storage, sale, manufacture or handling of materials indicated in paragraph (2) of this section. Where adequate heat is not provided, such systems may be omitted if, in the opinion of the chief of the bureau of fire prevention, concurred by the chief of the bureau of fire prevention, the hazard is not severe; provided that such places shall be equipped with a suitable dry sprinkler system with a fire department connection on the building front, or with suitable cellar flooding holes properly distributed in the first floor of the building; or with an approved standpipe system, with fire department connection on the street and control devices so located and arranged that streams from nozzles on the standpipe can be controlled from the outside of the building, and all such places shall be provided with an approved automatic heat-actuated alarm system connected to an outside gong or to the central station of a supervising company;
2. Basements, cellars and subcellars requiring the protection described in paragraph (1) are those in connection with: Rag, paper or junk storage; shipping, receiving or storage of furniture, dry goods, toys and other articles involving quantities of excelsior, moss, paper and like materials; manufacture of articles containing or involving highly combustible materials; storage of dangerous chemicals, acids or flammable liquids;
3. Other highly hazardous areas as may be required in other sections of this Code or by the chief of the bureau of fire prevention; and
4. In any new or structurally remodeled building which will be occupied by humans and extends to a height of (50) feet above the normal street level of the approach for fire apparatus, except open structures used exclusively for vehicular parking.

(b) Standpipe systems shall be installed in accordance with NFPA No. 14.

(c) The chief of the bureau of fire prevention shall have the power and duty to enforce the provisions of this section; to inspect and approve, all preliminary and working plans for sprinkler systems in buildings to which this chapter is applicable; to inspect and approve the final installation of a sprinkler system before the building may be opened to the general public; and shall also periodically inspect sprinkler systems to determine whether the same are being maintained properly.

(d) Standard automatic sprinklers shall not be required to be installed in any building for which initial construction was begun prior to June 1, 1973.

Sec. 12-63. Where portable fire extinguishers are required.

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(a) Portable fire extinguishers shall be installed and maintained as specified in NFPA No. 10.

(b) Notwithstanding the other provisions of this chapter, the only portable fire extinguisher equipment required for apartment-type buildings shall be those as follows:

1. either (1) extinguishers shall be placed at intervals of seventy-five (75) feet travel distance in all common areas of all apartments, or (2) each individual apartment shall have a fire extinguisher installed in the unit; and
2. each laundry room, clubhouse, maintenance room and building and storage area shall have an appropriate fire extinguisher.

Sec. 12-64. Servicing of fire extinguishers.

Portable fire extinguishers which are required by Sec. 12-62, shall be serviced and maintained in the following manner:

(a) Portable fire extinguishers with a readable pressure gauge shall be:

1. Visually inspected on an annual basis by a competent employee and/or fire inspector to check for any discharge of agent, loss of air pressure, blockage of nozzles or any physical damage to the extinguisher. If any defects are found, the extinguisher shall be serviced by a licensed service company;
2. Inspected and serviced by a licensed service company every three (3) years; and
3. Hydrostatic tested as required by NFPA No. 10

(b) All other types of portable fire extinguishers shall be inspected and serviced on an annual basis by a licensed service company.

Sec. 12-65. Standards for kitchen ventilation equipment extinguishers.

(a) NFPA No. 96, Standard for Installation of Equipment for the Removal of Smoke and Grease-Laden Vapors from Commercial Cooking Equipment, is hereby adopted by reference and incorporated as though set out in full and is retroactive.

(b) Any kitchen fire suppression equipment installed after June 1, 1987, shall be inspected by the fire prevention bureau at the time the system is installed.

1. The company installing the system shall notify the fire prevention bureau when the system is completed and ready for operation; and
2. A form stating the system was inspected is to be signed by both the fire prevention inspector and the installation company's representative, this form is to be kept on file in the fire prevention bureau's office.

Sec. 12-66. Fire hydrants.

(a) Number and location. The number and location of fire hydrants shall comply with NFPA No. 24.

(b) Standards. Whenever the provisions of this Code require the installation of a fire hydrant, whether on public or private property, such hydrant shall meet the following specifications:

1. it shall be equipped with a five and one-quarter inch (5-1/4) inch main valve opening;
2. it shall be constructed with two (2) two and one-half (2 1/2) inch hose nozzles, with national standard threads of seven and one-half (7 1/2) per inch;
3. it shall be equipped with one (1) four and one-half (4 1/2) inch steamer nozzle with six (6) "V" threads per inch;
4. it shall be constructed to be opened by turning clockwise a national standard pentagon operating nut;
5. the source of water supply shall be buried five (5) feet below the ground level at the hydrant; and
6. the hydrant shall be constructed (with) a breakoff feature to prevent the hydrant from leaking when damaged by collision.

(c) Non-functional hydrants shall not be located within twenty (20) feet of any water line easement.

(d) All privately owned fire hydrants shall be painted red or yellow.

Sec. 12-67 through 12-70. (Reserved).

DIVISION 2  
Fire Reporting Systems

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Sec. 12-71. Fire Alarm/Detection Systems.

This section shall cover installation, type(s) and maintenance of all fire alarm/detection systems in new and existing buildings. Also, faulty and/or false alarms, delayed notification of fire alarm/detector systems.

Sec. 12-72. When required and approval of installation.

(a) Fire alarm/detection systems when installed in existing buildings shall be installed in accordance with the Indiana Building Code, 1985 edition and NFPA Nos. 71, 72A, 72B, 72C, 72D, 72E, and 72F.

(b) The fire prevention chief shall determine the need for additional heat and/or smoke detectors or manual pull stations for alarms.

(c) Final approval of any fire alarm/detection system shall be given by the fire prevention chief having jurisdiction.

Sec. 12-73. Maintenance of alarm systems.

(a) A log shall be kept on file in the office of said building for review by the fire inspector during routine inspections. The log shall include the following information:

1. date of alarm test;
2. time of test;
3. location where alarm was tested;
4. name of person conducting the test; and
5. name of alarm company.

(b) Alarm systems shall be tested on a monthly basis, and shall be conducted to insure that all occupants may undergo an equal number of tests during a calendar year.

(c) Alarm systems shall be maintained in good working order at all times.

Sec. 12-74. Notification of alarm activation.

(a) The responding fire department shall be notified upon the activation of any alarm, except in the case of a supervised fire drill or monthly test of the system.

(b) Notwithstanding subsection (a), such notice shall be required if the alarm is directly transmitted by private line or automatic dialer to the fire department.

(c) The monitoring company shall notify the responding fire department immediately when the alarm is received at all times except as stated in subsection (a).

Sec. 12-75. Faulty alarms.

(a) Whenever a fire department dispatches fire apparatus or personnel three (3) or more times in a calendar year to a building or premises in response either to an alarm caused by improper installation, or improper maintenance, or if it is not notified that such an alarm is a drill or test, a service charge may be imposed as follows:

1. for each piece of fire apparatus other than vehicular, the fine will be one hundred dollars (\$100.00); and
2. for each piece of supervisory vehicle(s), a fine of fifty dollars (\$50.00).

(b) Such charge shall be paid to the respective fire department.

Sec. 12-76 through 12-80. (Reserved).

DIVISION 3  
Smoke Detectors

Sec. 12-81. Smoke detectors

Smoke detectors, defined for purposes of this chapter to mean an approved single station smoke detector, powered by a house electrical service and/or batteries, shall be installed in an approved manner in all occupancies where required by the Life Safety Code, NFPA No. 101, or other laws or ordinance and maintained in proper working order at all times.

Sec. 12-82 through 12-90. (Reserved).

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DIVISION 4  
Exits and Exit Ways

Sec. 12-91. Illumination and Signs for Exit Ways.

(a) All exits and exit ways shall have sufficient natural or artificial lighting to provide a safe means of egress at all times, as required by current editions of the Indiana Building Code or NFPA Life Safety Code No. 101, whichever is more restrictive.

(b) Any replacement of exit signs in existing structures or installation of additional exit signs shall meet the requirement of the Indiana Building Code or NFPA Life Safety Code No. 101, whichever is more restrictive.

Sec. 12-92. Labeling of doors and elevators.

(a) Doors which lead to mechanical, storage, and stairs shall be labeled as to where door leads and/or level of discharge in stairwells.

(b) Signs shall be installed next to elevator doors advising people to use stairs and not elevators in event of fire or alarm.

Sec. 12-93. Obstruction of exits.

(a) Every means of escape from fire and every required exit, way of approach thereto and way of travel from the exit into the street or open space shall be continuously maintained free of all obstructions or impediments to full instant use in case of fire or emergency. Each member of the police or fire department who shall discover any fire escape encumbered or blocked in any manner shall forthwith report to the bureau and the bureau shall immediately notify the owner and the tenant to remove such encumbrance or obstacle.

(b) No person shall place, store or keep, or permit to be placed, stored or kept, under or at the bottom of any stairway, inside or outside an elevator or other shaft in any building, any combustible or flammable materials, fluids or compound, nor shall any such combustible or flammable materials be placed or stored or kept in any such place where ignition or burning would obstruct or render hazardous egress from a building.

Sec. 12-94. Exterior Fire Escapes - Annual Inspections.

The exterior fire escape on any occupied building shall be inspected annually at the expense of the owner of the building, who shall furnish the appropriate fire prevention chief with a certificate by a licensed structural engineer that each fire escape has been maintained in conformity with 675 IAC 22-2-62.

Sec. 12-95 through 12-100. (Reserved).

ARTICLE V.  
Permits

DIVISION 1  
Pyrotechnics

Sec. 12-101. Possession of pyrotechnics, Display permit required.

(a) No person, other than a federally licensed pyrotechnician, shall have, keep, store, use, manufacture, sell, handle or transport any pyrotechnics; provided, however, nothing in this division shall be held to apply to the possession or use of signaling devices for current daily consumption by law enforcement, public safety, railroads, vessels and others requiring them.

(b) A bureau may, upon due application of a applicant licensed pursuant to Sec. 17-244 of this Code, issue a display permit to a properly qualified person for giving a pyrotechnic display of fireworks in public parks or other open places. Such permit shall impose such restrictions as, in the opinion of the fire prevention chief, may be necessary to properly safeguard life and property in each case.

Sec. 12-102. Permitting of operator of pyrotechnic displays.

(a) No person shall give or operate an pyrotechnic display in the city without first obtaining an annual license from the controller, a permit from the bureau and a permit from the state fire marshal.

(b) Each bureau shall collect an additional twenty-five dollars (\$25.00) for each display.

(c) The person in actual charge of the firing of the fireworks in a display shall be at least eighteen (18) years of age, and qualified and competent for the task. The operator shall have the city license and the permit in his or

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her possession when engaged in conducting a display and shall exhibit it on request of any authorized person. Each person assisting the licensed operator shall be at least eighteen (18) years of age.

Sec. 12-103. Appeal from denial.

Whenever a bureau shall reject or refuse to grant a permit authorized by this division, the person may appeal from the decision in writing as provided in section 12-45.

Sec. 12-104. Permit period.

Each permit granted under the provisions of this division shall be for such period as the fire prevention chief may determine, not to exceed one (1) day.

Sec. 12-105. Display of permit required.

A permit issued pursuant to this division shall at all times be kept on the premises designated in the permit, and shall at all times be subject to inspection by any one duly authorized by the fire or police department.

Sec. 12-106. Transferability.

A permit issued pursuant to this division shall not be transferable.

Sec. 12-107 through 12-110. (Reserved).

## DIVISION 2 Halloween Amusements

Sec. 12-111. Halloween amusements defined.

As used in this division, "halloween amusement" shall mean haunted house, house of horrors, or any other activity in which persons are invited, guided, escorted, or otherwise transported through a building or structure or portion of a building or structure, for purposes of entertainment, or amusement, during the month of October.

Sec. 12-112. Permit required.

(a) No person shall operate a halloween amusement without first obtaining a permit from the appropriate fire prevention bureau.

(b) A halloween amusement permit shall be issued only after the bureau has had the opportunity to inspect the amusement or is, and has found it to be in compliance with applicable fire and life safety codes.

Sec. 12-113. Permit application.

The application for a halloween amusement shall contain the following information:

1. the name of the organization sponsoring the amusement;
2. the names of the persons in charge of the operations of the amusement; and
3. the period of time, (date and hours) in which the amusements will be operated.

Sec. 12-114. Fees.

The fee for each permit issued pursuant to this division shall be twenty-five dollars (\$25.00) payable to the appropriate fire prevention bureau.

Sec. 12-115. Inspections.

Before a permit may be issued pursuant to this division, an authorized representative of the bureau shall inspect, and certify that the building or structure complies with applicable fire and life safety requirements for its intended occupancy. Such an inspection shall occur no earlier than September 15th of the year for which the permit is sought.

Sec. 12-116. Issuance of permit.

A permit shall be issued only after the appropriate bureau of fire prevention has had an opportunity to inspect the subject premises, and has found that the building or structure conforms with all applicable fire and life safety requirements established by this Code or by the Indiana Fire Code.

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Sec. 12-117. Appeal from denial.

Whenever the bureau shall reject or refuse to grant a permit required by this division, or when it is claimed that provisions of this division or any other provision of this Code relating thereto do not apply, the person may appeal from the decision in writing as provided in section 12-45.

Sec. 12-118. Transferability.

A permit issued pursuant to this division shall not be transferable and any change in use or occupancy of premises shall require a new permit.

Sec. 12-119. Permit period.

Each permit granted under the provisions of this division shall be for such period as the chief of the bureau may determine; however any such permit shall expire on November 1st of the year in which it is issued.

Sec. 12-120. Display of permit required.

A permit issued pursuant to this division shall at all times be kept on the premises designated in the permit, and shall at all times be subject to inspection by anyone duly authorized by the fire or police department.

Sec. 12-121. Transferability.

A permit issued pursuant to this division shall not be transferable and any change in use or occupancy of premises shall require a new permit.

Sec. 12-122 through 12-130. (Reserved).

ARTICLE VI.  
Miscellaneous Provisions

Sec. 12-131. Smoking.

(a) For the purpose of this section "smoking" shall mean and include the carrying of a lighted pipe, cigar, cigarette or tobacco in any form.

(b) No person shall smoke or carry a lighted cigar, cigarette, pipe, or match, or use any spark-producing, flame-producing, or fire-producing device at such locations in the following places:

1. public assemblies;
2. educational occupancies;
3. institutional occupancies;
4. retail selling establishment; and
5. buildings, except residential occupancies, which contain explosives or combustible materials, any of which would be thereby exposed to ignition;

which the fire prevention chief designates as a "no smoking area" because of the fire dangers which the smoking could cause. Provided, however, the owner of the above-enumerated places may designate rest rooms, smoking rooms or other areas where smoking is permissible if such smoking room or area has been approved by the fire prevention chief.

(c) No person shall smoke in any elevator.

(d) No person shall smoke in bed in the following designated places:

1. hospitals;
2. hotels;
3. dormitories;
4. nursing homes;
5. rooming and lodging houses;
6. apartment; or
7. other places of danger so designated at any time by the bureau.

(e) The owner or occupant shall post "no smoking" signs in areas where the ordinance prohibits smoking.

(f) No person shall remove any legally required "No Smoking" sign or smoke in any areas where such signs are posted.



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Sec. 12-132. Premises identification and key box requirements.

(a) Approved numbers or addresses shall be placed on all buildings in such a position as to be plainly visible and legible from the street or road fronting the property. Said numbers shall contrast with their background. All multi-tenant buildings shall have addresses or suite numbers in plain view.

(b) When access to or within a structure or an area is unduly difficult because of secured openings or where immediate access is necessary for lifesaving or fire-fighting purposes, the chief of the bureau may require a key box to be installed in an accessible location. The key box shall be a type approved by the fire prevention chief and shall contain keys to gain access as required by the chief.

SECTION 2. Chapter 29 of the "Code of Indianapolis and Marion County, Indiana", be, and is hereby amended to add new sections to read as follows:

DIVISION 5  
Fire Lanes

Sec. 29-241. Stopping, standing or parking in proximity to fire hydrant or fire protection systems with a fire department connection.

It shall be unlawful for the owner, driver or operator of any vehicle to park, stop, stand or permit a vehicle to be parked, to be stopped or to stand at any time, day or night, within twelve (12) feet, measured laterally along the curbline of any fire hydrant, or fire department connection, provided, however, this section shall not apply to any emergency vehicles of the fire department, police or sheriff departments, emergency medical services, official vehicles of the city, county or state and any other type of motorized equipment used by them, while and where actually engaged in authorized work upon the surface or other portions or appurtenances to a highway, except that all such persons shall exercise reasonable care to avoid injury to any person or damage to any property. This section shall not apply to those vehicles stopping or standing when in a line of moving traffic due to official traffic-control devices, signals or orders of the police.

Sec. 29-242. Observance of fire lanes.

(a) It shall be unlawful for the owner, driver, or operator of any vehicle to park or stop such vehicle or to permit such vehicle to be parked or to stand at any time, or to place any other personal property upon or in any fire lane. Any vehicle or other personal property found to be obstructing a fire lane shall be cited by any law enforcement officer with jurisdiction; such citation may be compromised in the same manner, and subject to, the same limitations as a class A violation pursuant to Sec. 29-44 of this Code.

(b) In addition, any vehicle or other personal property may be towed away pursuant to the provisions of Sec. 29-367 of this Code, upon the request of any law enforcement officer or fire prevention bureau personnel having jurisdiction. The owner of the vehicle or personal property shall be liable for all tow-in and resulting storage charges.

(c) The fire prevention bureau, or the fire department, shall to the greatest extent feasible, inspect the area surrounding all public buildings, and the fire prevention chief shall determine and establish the emergency vehicle lanes notify the property owners affected thereby in writing.

(d) Fire lanes shall be established and marked as follows:

1. Fire lanes shall be twelve (12) feet from the sidewalk, driveway, service area or areas immediately adjacent to any building or structure deemed necessary by the fire prevention chief;
2. Where acceptable, the pavement of the fire (emergency) lane shall be marked with the words "No Parking Fire Lane" in large visible letters and a stripe of no less than four (4) inches in width installed twelve (12) feet from the sidewalk, curb, or other items adjacent to the building in question. The words "No Parking Fire Lane" shall be between the stripe and the sidewalk, curb or other item adjacent to the building.
3. All curbs, striping and language required on pavement, shall be marked in yellow coloration with paint or other types of substances that may be approved by the chief of the fire prevention bureau; and
4. Signs stating "No Parking Fire Lane" meeting the Indiana Manual of Uniform Traffic-Control Devices, shall be installed no less than every thirty (30) feet apart.

(e) The fire prevention chief may in designating fire lanes determine that portions of those lanes, because of the location of hydrants, stand-pipes or other fire prevention devices or because of the necessities for ingress and egress, that any blockage constitutes a fire hazard. Areas so determined shall be designated "tow-away zones" and shall be so marked and posted. Any vehicle parked in such zones shall be removed at the direction of any fire official or police officer.

SECTION 3. Chapter 17 of the "Code of Indianapolis and Marion County, Indiana", be, and is hereby amended to add new sections as follows:

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ARTICLE VII.  
Licensing of Fire Extinguishing Service Companies

Sec. 17-219. Purpose of this division.

The purpose of this division is to regulate the sale, leasing and serving of portable fire extinguishers in the interest of safeguarding lives and property.

Sec. 17-220. Activities exempt from the application of this division.

The activity of filling or charging a portable fire extinguisher prior to its initial sale by its manufacturer shall not be subject to this division. In addition, the licensing and registration provisions of this division shall not apply to any firm which services only its own portable fire extinguishers for use only by its own employees by maintaining its own fire extinguisher servicing facilities adequate for the purpose and utilizing its own personnel specially trained for such servicing.

Sec. 17-221. Administration of this division.

The administration of this division is vested in the fire prevention bureaus and the city controller of Marion County, which shall have the power to issue the proper rules and regulations to administer this division.

Sec. 117-222. Licensing of persons servicing fire extinguishers.

(a) No person shall engage in the business of servicing portable fire extinguishers within Marion County unless licensed by the city controller. (b) Each employee, other than an apprentice of a firm engaged in the business of servicing portable fire extinguishers, who services portable extinguishers must have a license issued by the city controller.

(c) Each person servicing portable fire extinguishers as an apprentice must have an apprentice permit issued by the city controller.

(d) Each firm performing hydrostatic testing of fire extinguishers manufactured in accordance with the specifications of NFPA shall do so in accordance with the procedures specified by such for compressed gas cylinders and shall be required to have a hydrostatic testing certificate authorizing such testing, issued by the city controller's office. Persons qualified to do this work shall be given that authority on their licenses.

(e) No person shall service or sell portable fire extinguishers contrary to the provisions of this division or the rules and regulations formulated and administered under the authority of this division.

Sec. 17-223. Portable fire extinguishers which may be sold or leased.

No portable fire extinguisher shall be sold or leased for commercial usage in Marion County unless it is approved, labeled and listed by a testing laboratory which is approved by the bureau and qualified to test portable fire extinguishers.

Sec. 17-224. Powers and duties of the controller and fire prevention bureaus under this division.

The controller and the fire prevention bureaus shall exercise the following functions, powers and duties pursuant to this division:

1. evaluate the qualifications of firms or individuals for licensing to engage in the business of servicing fire extinguishers; and
2. conduct examinations to ascertain the qualifications and fitness of applicants for a license to service fire extinguishers.

Sec. 17-225. Fees.

The original and annual renewal fee for any license, apprentice permit, certificate of registration or hydrostatic testing certificate issued pursuant to the provisions of this division and the rules and regulations formulated and administered under the authority of this division shall be twenty-five dollars (\$25.00).

ARTICLE VIII  
Pyrotechnic Display License

Sec. 17-244. Pyrotechnic Display License.

(a) The application for the license required by subsection (a) shall set forth such information as the controller may prescribe, including the following information:

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1. the name of the organization sponsoring the display together with the names of persons actually in charge of the firing of the display;
2. a description setting forth the qualifications, age, experience and physical characteristics of the persons who are to do the actual discharging of the fireworks; and
3. the manner and place of storage of such fireworks prior to the display; and
4. An application fee of twenty-five dollars (\$25.00).

(b) Before a permit for a pyrotechnic display shall be issued, the applicant therefore shall post or maintain with the controller a policy of public liability insurance, conditioned substantially as follows: The holder of the permit will indemnify and save harmless the city, its officers, agents and employees from any and all loss, costs, damages or expenses by reason of legal liability which may result from or arise out of the granting of such a permit or the pyrotechnic display for which a permit is issued, and the holder of the permit will pay any and all loss or damage that may be sustained by any person resulting from or arising out of the illegal or negligent operation of the pyrotechnic display. The limits of liability coverage upon such policy shall in no case be less than one hundred thousand dollars (\$100,000.00) for death or injury of one person, three hundred thousand dollars (\$300,000.00) for total liability for death or personal injury arising out of any one event or casualty, and twenty-five thousand dollars (\$25,000.00) for property damage.

(c) Whenever the controller shall reject or refuse to grant a license required by this division, the person may appeal from the decision in writing as provided in Sec. 17-49.

SECTION 4. The provisions of Chapter 12 of the "Code of Indianapolis and Marion County, Indiana", existing prior to adoption of this ordinance, be, and are hereby repealed, effective July 1, 1987.

SECTION 5. This ordinance shall be in full force and effect from and after June 30, 1987.

PROPOSAL NO. 241, 1987. This proposal appropriates \$20,000 for the County Auditor to upgrade microcomputer equipment in the County Auditor's office. The County and Townships Committee on May 12, 1987, recommended Proposal No. 241, 1987, Do Pass by a 5-0 vote. Councillor Cottingham moved, seconded by Councillor Holmes, for adoption. Proposal No. 241, 1987, was adopted on the following roll call vote; viz:

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

*0 NAYS*

*2 NOT VOTING: Borst, Page*

Proposal No. 241, 1987, was retitled FISCAL ORDINANCE NO. 84, 1987, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 84, 1987

A FISCAL ORDINANCE amending the City-County Annual Budget for 1987 (City-County Fiscal Ordinance No. 89, 1986) transferring and appropriating Twenty Thousand Dollars (\$20,000) in the County General Fund for purposes of the County Auditor and reducing certain other appropriations for that office.

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 (a)(2) 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 County Auditor to upgrade microcomputer equipment in the County Auditor's office.

SECTION 2. The sum of Twenty Thousand Dollars (\$20,000) 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:

COUNTY AUDITOR  
4. Capital Outlay

COUNTY GENERAL FUND  
\$20,000

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TOTAL INCREASE \$20,000

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

<u>COUNTY AUDITOR</u>	<u>COUNTY GENERAL FUND</u>
3. Other Services & Charges	\$20,000
TOTAL REDUCTION	\$20,000

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

PROPOSAL NO. 263, 1987. This proposal appoints Ruby Miller to the Administration Board. The Administration Committee on June 1, 1987, recommended Proposal No. 263, 1987, Do Pass by a 5-0 vote. Councillor West moved, seconded by Councillor Gilmer, for adoption. Proposal No. 263, 1987, was adopted on the following roll call vote; viz:

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

0 NAYS

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

Proposal No. 263, 1987, was retitled COUNCIL RESOLUTION NO. 20, 1987, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 20, 1987

A COUNCIL RESOLUTION appointing Ruby Miller to the Administration 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 Administration Board, the Council appoints:

Ruby Miller

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 her respective successor is appointed and has qualified.

PROPOSAL NO. 273, 1987. This proposal concerns transient merchant licensing. Councillor Strader stated that the purpose of Proposal No. 273, was to clarify issues within the peddler's license. The Metropolitan Development Committee on May 13, 1987, recommended Proposal No. 273, 1987, Do Pass by a 5-0 vote. Councillor Shaw moved, seconded by Councillor Journey to amend Section 2 as follows:

CITY-COUNTY MOTION

Mr. President:

I move to amend Section 2, by inserting the underscored language:

SECTION 2. This ordinance shall be in full force and effect on July 5, 1987, upon adoption and compliance with IC 36-3-14.

Councillor Julius Shaw

This motion carried by a unanimous voice vote. Councillor Strader moved, seconded by Councillor Shaw, for adoption. Proposal No. 273, 1987, As Amended, was adopted on the following roll call vote; viz:

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23 YEAS: Borst, Boyd, Bradley, Clark, Coughenour, Crowe, Curry, Dowden, Durnil, Giffin, Gilmer, Hawkins, Howard, Journey, Miller, Rader, Rhodes, Schneider, SerVaas, Shaw, Strader, West, Williams

2 NAYS: Cottingham, Holmes

4 NOT VOTING: McGrath, Nickell, Page, Stewart

Proposal No. 273, 1987, As Amended, was retitled GENERAL ORDINANCE NO. 43, 1987, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 43, 1987

A GENERAL ORDINANCE concerning transient merchant licensing.

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

SECTION 1. Sec. 17-780 of the "Code of Indianapolis and Marion County, Indiana", is amended by inserting the language underscored and deleting the language crosshatched to read as follows:

Sec. 17-780. License required.

It shall be unlawful for any person to transact business as a transient merchant in this city without first obtaining a license as required by this article. The following persons are exempt from this requirement:

- (a) any person, individual, partner or corporation which grows or produces agricultural products, goods, wares or merchandise that is sold or is offered for sale at his primary place of residence or business;
- (b) a person who makes crafts or items by hand and sells them or offers them for sale in connection with an organized public show;
- (c) an auctioneer who is licensed under I.C. 25-6-1;
- (d) a resident of the city who conducts a sale of tangible personal property for no more than six (6) days per calendar year at his primary place of residence; or
- (e) an organization that is exempt from the Indiana gross retail tax under I.C. 6-2.5-5-26 or its authorized representative; or
- (f) a person who:
  - (1) organizes;
  - (2) sells merchandise;
  - (3) offers to sell merchandise; or
  - (4) exhibits at: a trade show, public show, or convention;
- ~~(g) a person who holds:~~
  - ~~(1) a registered retail merchant's certificate; or~~
  - ~~(2) a temporary retailer's permit under I.C. 6-2.5-8.~~

SECTION 2. This ordinance shall be in full force and effect upon adoption on July 5, 1987, and compliance with IC 36-3-4-14.

PROPOSAL NO. 274, 1987. This proposal appropriates \$2,000 for the Superior Court, Civil Division, Room 6, to transfer funds to the correct account for carpet installation. Councillor Dowden explained that this money was identified in the 1987 Budget, but in the wrong Character. The Public Safety and Criminal Justice Committee on May 13, 1987, recommended Proposal No. 274, 1987, Do Pass by a 5-0 vote. Councillor Dowden moved, seconded by Councillor Nickell, for adoption. Proposal No. 274, 1987, was adopted on the following roll call vote; viz:

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23 YEAS: Borst, Boyd, Bradley, Clark, Cottingham, Coughenour, Crowe, Curry, Dowden, Dumil, Gilmer, Hawkins, Holmes, Journey, Miller, Nickell, Rader, Rhodes, SerVaas, Stewart, Strader, West, Williams

0 NAYS

6 NOT VOTING: Giffin, Howard, McGrath, Page, Schneider, Shaw

Proposal No. 274, 1987, was retitled FISCAL ORDINANCE NO. 85, 1987, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 85, 1987

A FISCAL ORDINANCE amending the City-County Annual Budget for 1987 (City-County Fiscal Ordinance No. 89, 1986) transferring and appropriating Two Thousand Dollars (\$2,000) in the County General Fund for purposes of the Superior Court, Civil Division, Room 6, and reducing certain other appropriations for that Court.

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)(19) 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 Superior Court, Civil Division, Room 6, to transfer funds to the correct account for carpet installation.

SECTION 2. The sum of Two Thousand Dollars (\$2,000) 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:

SUPERIOR COURT	
<u>CIVIL DIVISION, ROOM 6</u>	<u>COUNTY GENERAL FUND</u>
3. Other Services & Charges	\$2,000
TOTAL INCREASE	\$2,000

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

SUPERIOR COURT	
<u>CIVIL DIVISION, ROOM 6</u>	<u>COUNTY GENERAL FUND</u>
4. Capital Outlay	\$2,000
TOTAL REDUCTION	\$2,000

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

PROPOSAL NO. 276, 1987. This proposal amends the Code with regard to parking control changes on Mickley Avenue from the 800 to 1000 block south. PROPOSAL NO. 277, 1987. This proposal amends the Code with regard to parking control changes in the Mile Square between Ohio Street and North Street and between Senate Avenue and East Street. PROPOSAL NO. 278, 1987. This proposal amends the Code by changing loading zone regulations for a portion of Pennsylvania Street. PROPOSAL NO. 280, 1987. This proposal amends the Code by authorizing intersection control changes at Alton Avenue and North Street. Councillor Gilmer explained that Proposal Nos. 276 - 280, 1987, were routine proposals. The Transportation Committee on May 13, 1987 recommended Proposal Nos. 276 and 280, 1987, Do Pass by a 5-0 vote. Proposal No. 277, 1987, was recommended Do Pass As Amended by a vote of 5-0. Proposal No. 278, 1987, was recommended Do Pass by a vote of 6-0. Councillor Gilmer moved, seconded by Councillor Rhodes, for adoption. Proposal Nos. 277, As Amended, 276, 278, and 280, 1987, were adopted on the following roll call vote; viz:

23 YEAS: Borst, Boyd, Bradley, Cottingham, Coughenour, Crowe, Curry, Dowden, Dumil, Giffin, Gilmer, Hawkins, Holmes, Journey, Nickell, Rader, Rhodes, Schneider, SerVaas, Stewart, Strader, West, Williams

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0 NAYS

6 NOT VOTING: Clark, Howard, McGrath, Miller, Page, Shaw

Proposal No. 276, 1987, was retitled GENERAL ORDINANCE NO. 44, 1987, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 44, 1987

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

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

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

Mickley Avenue, on the west side from McCarty Street  
to a point 398 feet south of Ray Street.

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

Proposal No. 277, 1987, As Amended, was retitled GENERAL ORDINANCE NO. 45, 1987, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 45, 1987

A GENERAL ORDINANCE amending Chapter 29 of the "Code of Indianapolis and Marion County, Indiana," Sec. 29-270, Parking prohibited during specified hours on certain days; Sec. 29-271, Stopping, standing and parking prohibited at designated locations on certain days and hours; Sec. 29-283, Parking meter zones designated; and Sec. 29-268, Stopping, standing or parking prohibited at all times on certain designated streets.

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

SECTION 1. That the "Code of Indianapolis and Marion County, Indiana," specifically, Chapter 29, Section 29-270, Parking prohibited during specified hours on certain days, be, and the same is hereby amended by the deletion of the following, to wit:

ON ANY DAY EXCEPT  
SATURDAYS AND SUNDAYS

from 1:00 a.m. to 6:00 p.m.

Capitol Avenue, on the east side, from New York Street to Ohio Street;

Illinois Street, on both sides, from Ohio Street to New York Street;

Meridian Street, on the west side, from Ohio Street to New York Street;

New York Street, on both sides, from Pennsylvania Street to East Street;

New York Street, on the south side, from West Street to Meridian Street;

Ohio Street, on the north side, from Capitol Avenue to Illinois Street.

SECTION 2. That the "Code of Indianapolis and Marion County, Indiana," specifically, Chapter 29, Section 29-271, Stopping, standing and parking prohibited at designated locations on certain days and hours, be, and the same is hereby amended by the deletion of the following, to wit:

ON ANY DAY EXCEPT  
SATURDAYS AND SUNDAYS

from 6:00 a.m. to 9:00 a.m. and

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from 3:00 p.m. to 6:00 p.m.

Capitol Avenue, on the east side, from Ohio Street to Market Street;

Illinois Street, on the east side, from Washington Street to Ohio Street;

from 6:00 a.m. to 9:00 a.m.

Meridian Street, on the west side, from Vermont Street to a point 109 feet south of St. Joseph Street.

SECTION 3. That the "Code of Indianapolis and Marion County, Indiana," specifically, Chapter 29, Section 29-283, Parking meter zones designated, be, and the same is hereby amended by the deletion of the following, to wit:

ONE HOUR

Delaware Street, on the east side, from Washington Street to a point 201 feet north of Washington Street;

Meridian Street, on both sides, from Georgia Street south to the underpass at the Union Railway Station;

Meridian Street, on the east side, from Chesapeake Street to Georgia Street;

Meridian Street, on the west side, from Maryland Street to Georgia Street;

Ohio Street, on both sides, from Capitol Avenue to Senate Avenue;

Ohio Street, on both sides, from Illinois Street to Capitol Avenue;

TWO HOURS

Illinois Street, on the east side, from Jackson Place to Washington Street;

Illinois Street, on the east side, from Washington Street to Ohio Street;

New York Street, on the north side, from Pierson Street to Pennsylvania Street;

North Street, on both sides, from Capitol Avenue to Pennsylvania Street;

Meridian Street, on the west side, from Vermont Street to a point 109 feet south of St. Joseph Street;

Capital Street, to the east side, from Ohio Street to Washington Street;

Delaware Street, on the east side, from Pearl Street to Washington Street;

Jackson Place, on both sides, from Illinois Street to McCrea Street.

SECTION 4. That the "Code of Indianapolis and Marion County, Indiana," specifically, Chapter 29, Section 29-268, Stopping, standing or parking prohibited at all times on certain designated streets, be, and the same is hereby amended by the addition of the following, to wit:

Capitol Avenue, on the east side, from New York Street to a point 205 feet north of Ohio Street;

Illinois Street, on the west side, from Ohio Street to a point 200 feet south of New York Street;

New York Street, on the south side, from Capitol Avenue to a point 125 feet east of Capitol Avenue.

SECTION 5. That the "Code of Indianapolis and Marion County, Indiana," specifically, Chapter 29, Section 29-270, Parking prohibited during specified hours on certain days, be, and the same is hereby amended by the addition of the following, to wit:

ON ANY DAY EXCEPT  
SATURDAYS AND SUNDAYS

From 1:00 a.m. to 6:00 p.m.

New York Street, on the north side, from Pennsylvania Street to East Street;

New York Street: on the south side, from West Street to Senate Avenue;



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New York Street: on the south side, from Illinois Street to Meridian Street.

SECTION 6. That the "Code of Indianapolis and Marion County, Indiana," specifically, Chapter 29, Section 29-271, Stopping, standing and parking prohibited at designated locations on certain days and hours, be, and the same is hereby amended by the addition of the following, to wit:

ON ANY DAY EXCEPT  
SATURDAYS AND SUNDAYS

from 6:00 a.m. to 9:00 a.m. and  
from 3:00 p.m. to 6:00 p.m.

New York Street, on the side south, from Senate Avenue to Illinois Street;

New York Street, on the south side, from Pennsylvania Street to East Street;

Illinois Street, on the east side, from Washington Street to New York Street;

Illinois Street, on the west side, from a point 200 feet south of New York Street to New York Street;

Capitol Avenue, on the east side, from a point 205 feet north of Ohio Street to Washington Street;

Washington Street, on the south side, from Pennsylvania Street to Delaware Street;

From 6:00 a.m. to 9:00 a.m.

Meridian Street, on the west side, from a point 200 feet south of St. Joseph Street to Ohio Street;

Pennsylvania Street, on the east side, from a point 395 feet south of Eleventh Street to St. Clair Street.

SECTION 7. That the "Code of Indianapolis and Marion County, Indiana," specifically, Chapter 29, Section 29-283, Parking meter zones designated, be, and the same is hereby amended by the addition of the following, to wit:

TWO HOURS

Ohio Street, on the north side, from a point 145 feet west of Illinois Street to Capitol Avenue;

New York Street, on the south side, from Senate Avenue to Capitol Avenue;

New York Street, on the south side, from Pennsylvania Street to East Street;

North Street, on the north side, from Pennsylvania Street to a point 125 feet east of Meridian Street;

North Street, on the south side, from Senate Avenue to a point 150 feet west of Pennsylvania Street;

North Street, on the north side, from Meridian Street to a point 100 feet east of Senate Avenue;

Meridian Street, on the west side, from a point 200 feet south of St. Joseph Street to Ohio Street;

Illinois Street, on the east side, from Jackson Place to New York Street;

Illinois Street, on the west side, from a point 200 feet south of New York Street to New York Street;

Capitol Avenue, on the east side, from a point 205 feet north of Ohio Street to Washington Street;

Washington Street, on the south side, from Pennsylvania Street to Delaware Street;

Georgia Street, on the north side, from Capitol Avenue to Delaware Street;

Georgia Street, on the south side, from Capitol Avenue to Pennsylvania Street;

Jackson Place, on the north side, from Illinois Street to Meridian Street;

Jackson Place, on the south side, from McCrea Street to Meridian Street;

Louisiana Street, on the north side, from McCrea Street to Meridian Street.

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SECTION 8. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 278, 1987, was retitled GENERAL ORDINANCE NO. 46, 1987, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 46, 1987

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-331, Passenger and materials loading zones.

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 29-331, Passenger and materials loading zones, be, and the same is hereby amended by the deletion of the following, to wit:

Pennsylvania Street, on the east side, from a point 121 feet north of New York Street to a point 171 feet north of New York Street.

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-331, Passenger and materials loading zones, be, and the same is hereby amended by the addition of the following, to wit:

Pennsylvania Street, on the east side, from a point 33 feet north of New York Street to a point 108 feet north of New York Street.

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

Proposal No. 280, was retitled GENERAL ORDINANCE NO. 47, 1987, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 47, 1987

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", by changing intersection controls for W. North Street and N. Alton Avenue.

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

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

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
24, Pg. 1	N. Alton Av & W. North St	W. North St	Stop

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

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
24, Pg. 1	Alton Av & North St	None	Stop

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 announced Mayor Hudnut's decision to release financial disclosure forms of elected, appointed and City officials on June 19, 1987, and stressed his support of the Mayor's decision. President SerVass continued that the Mayor consulted with his advisors and decided this would be the appropriate action to make.

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President SerVaas explained that those citizens desiring to serve the public will have to make their public disclosures available for review and that by doing so, this is a breach of faith and confidence.

President SerVaas eluded to the fact that the financial disclosures were completed in guaranteed confidence, placed in a sealed envelope, and would not be made public record. The City Ordinance calls for the prosecuting of anyone making the statements public: whereas the State Law requires that these records be made public. He continued that Prosecutor Goldsmith will not prosecute against anyone who releases the forms because state law takes precedence over the City ordinance.

President SerVaas expressed that the information should be given for public review, but was regretful for the manner in which it has to be made available.

Councillor Coughenour questioned the possibility of requesting the Mayor from releasing the forms until the Council could amend the Ordinance: thus allowing the Mayor to be in compliance with the City. She wanted to give the people who would be affected by the release enough time to seek legal action if so desired.

Councillor Curry suggested that if anyone who had filed the financial statements was uncomfortable with this issue, they file an injunction or withdraw their forms.

Councillor Clark stated that citizens who volunteer their services should not be forced to release their financial forms.

Councillor Strader reiterated the concerns of other Councillors and exerted concerns with future citizens who might desire to volunteer, but now are weary of doing so because of this situation.

Councillor Howard believed that if a person is appointed, they should be honest and have nothing to disclose from the public.

Councillor Coughenour moved, seconded by Councillor Rhodes, that the City-County Council request the Mayor to postpone until at least July 21, 1987, any directions to the Ethics Board or its officers to release for publication any financial disclosure statements which are confidential under the provisions of Sec. 23-54 of the Code of Indianapolis and Marion County in order that the Council may consider in due course appropriate responses to requests that the confidences of those who filed such statements be violated. This motion carried by a voice vote.

Councillor Durnil stated that the persons who are volunteer should be allowed to chose if they want their statements disclosed, or if they desire to seek legal counsel, they should be reimbursed for the services rendered.

President SerVaas suggested that professional advice be sought in the future when the financial disclosures are completed.

#### ANNOUNCEMENTS AND ADJOURNMENTS

Councillor Boyd moved, seconded by Councillor Hawkins, to request that the Indianapolis City-County Council ask the Health and Hospital Corporation and the Marion County Task Force on AIDS to be prepared to make a report at the regularly scheduled meeting of the whole Council on July 23, 1987.

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Councillor Clark explained that the Task Force was made up of volunteers and he did not want to add any pressure in getting a report prepared. Councillor Clark opined that these people should be allotted as much time as necessary in order to prepare an informative report.

Councillor Clark suggested that the report be presented at the August 11, 1987, Council meeting instead of July 23, 1987. Councillor Boyd consented.

Councillor Gilmer announced that the proposal concerning the wearing of headphones was to be heard at the Transportation Committee meeting on June 27, 1987.

There being no further business, upon motion duly made and seconded the meeting adjourned at 10:25 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 8th day of June, 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)