

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

**REGULAR MEETINGS
MONDAY, FEBRUARY 6, 1989**

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 7:04 p.m., on Monday, February 6, 1989, with Councillor SerVaas presiding.

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

ROLL CALL

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

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

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

[Clerk's note: Councillor Hawkins arrived thereafter.]

OFFICIAL COMMUNICATIONS

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

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

Ladies and Gentlemen:

Journal of City-County Council

You are hereby notified that REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils, will be held in the City-County Building, in the Council Chambers, on Monday, February 6, 1989, 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

February 1, 1989

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

Ladies and Gentlemen:

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

FISCAL ORDINANCE NO. 4, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional One Million Two Hundred Sixty-nine Thousand Seven Hundred Ninety-eight Dollars (\$1,269,798) in the Parks General Fund for purposes of the Department of Parks and Recreation, Administration Division, and reducing the unappropriated and unencumbered balance in the Parks General Fund.

FISCAL ORDINANCE NO. 5, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Fifty-eight Thousand Four Hundred Five Dollars (\$58,405) in the Consolidated County Fund for purposes of the Department of Administration, Purchasing Division, and reducing the unappropriated and unencumbered balance in the Consolidated County Fund.

FISCAL ORDINANCE NO. 6, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional One Million Nine Hundred Fifteen Thousand Dollars (\$1,915,000) in the Consolidated County Fund for purposes of the Department of Administration, Central Equipment Management Division, and reducing the unappropriated and unencumbered balance in the Consolidated County Fund.

FISCAL ORDINANCE NO. 7, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Two Million Five Hundred Eighty-five Thousand Eight Hundred Twenty-one Dollars (\$2,585,821) in the Consolidated County Cumulative Capital Development Fund for purposes of the Department of Parks and Recreation, Administration Division, and reducing the unappropriated and unencumbered balance in the Consolidated County Cumulative Capital Development Fund.

FISCAL ORDINANCE NO. 8, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Four Hundred Fifty Thousand Dollars (\$450,000) in the Prosecutor's Diversion Fund for purposes of the County Auditor, Prosecuting Attorney and Marion County Justice Agency, and reducing the unappropriated and unencumbered balance in the Prosecutor's Diversion Fund.

FISCAL ORDINANCE NO. 9, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Three Hundred Sixty-three Thousand Six Hundred Seventeen Dollars (\$363,617) in the State and Federal Grant Fund for purposes of the County Auditor,

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Prosecuting Attorney and County Sheriff and reducing the unappropriated and unencumbered balance in the State and Federal Grant Fund.

FISCAL ORDINANCE NO. 10, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional One Hundred Fifty-two Thousand Eight Hundred Dollars (\$152,800) in the Prosecutor's Law Enforcement Fund for purposes of the Prosecuting Attorney and reducing the unappropriated and unencumbered balance in the Prosecutor's Law Enforcement Fund.

FISCAL ORDINANCE NO. 11, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional One Hundred Seventy-eight Thousand Thirty-eight Dollars (\$178,038) in the County General Fund for purposes of the Prosecutor's Child Support IV-D Agency and reducing the unappropriated and unencumbered balance in the County General Fund.

FISCAL ORDINANCE NO. 12, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional One Million Four Hundred Thirty-one Thousand One Hundred Ninety-seven Dollars (\$1,431,197) in the Solid Waste Disposal Fund for purposes of the Department of Public Works, Office of the Director, and reducing the unappropriated and unencumbered balance in the Solid Waste Disposal Fund.

FISCAL ORDINANCE NO. 13, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Four Hundred Thousand Dollars (\$400,000) in the County General Fund for purposes of the County Auditor, and reducing the unappropriated and unencumbered balance in the County General Fund.

FISCAL ORDINANCE NO. 14, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional Four Thousand Dollars (\$4,000) in the State and Federal Grant Fund for purposes of the Marion County Community Corrections Agency and reducing certain other appropriations for that Agency.

FISCAL ORDINANCE NO. 15, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional Four Thousand Dollars (\$4,000) in the State and Federal Grant Fund for purposes of the Marion County Community Corrections Agency and reducing certain other appropriations for that Agency.

FISCAL ORDINANCE NO. 16, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional Eighteen Thousand Five Hundred Forty Dollars (\$18,540) in the County General Fund for purposes of the Superior Court, Criminal Division, Room 2, and reducing certain other appropriations for that Agency.

GENERAL ORDINANCE NO. 8, 1989, authorizing the expansion of the Solid Waste Collection Special Service District.

GENERAL ORDINANCE NO. 9, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-266, Special parking privileges for certain persons or vehicles in certain locations.

GENERAL ORDINANCE NO. 10, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 11, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 12, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

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GENERAL ORDINANCE NO. 13, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 14, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 15, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 16, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-224, Trucks on certain streets restricted.

GENERAL ORDINANCE NO. 17, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-267, Parking prohibited at all times on certain streets.

GENERAL ORDINANCE NO. 18, 1989, establishing a Solid Waste Disposal User Fee.

GENERAL RESOLUTION NO. 1, 1989, authorizing Marion County to purchase certain real property.

SPECIAL RESOLUTION NO. 5, 1989, memorializing Richard I. Blankenbaker.

SPECIAL RESOLUTION NO. 6, 1989, authorizing and directing the execution of an appeal for an excess levy in conjunction with the expansion of the Solid Waste Collection Special Service District.

SPECIAL RESOLUTION NO. 7, 1989, declaring the construction of a new Central Equipment Management Division Garage at 2700 South Belmont Street, Indianapolis, Indiana, a necessity and authorizing the Mayor of Indianapolis to implement construction of the new garage through the Indianapolis-Marion County Building Authority.

SPECIAL RESOLUTION NO. 8, 1989, approving Amendment No. 3 to the Service Agreement between the City of Indianapolis and Ogden Martin Systems of Indianapolis, Inc.

COUNCIL RESOLUTION NO. 8, 1989, approving the Mayor's appointment of Mike D. Higbee as Director of the Department of Metropolitan Development, for a term ending December 31, 1989.

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

February 1, 1989

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. 1, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional One Million Nine Hundred Fifteen Thousand Dollars (\$1,915,000) in the City Cumulative Capital Development Fund for purposes of the Department of Public

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Safety, Police Division, and reducing the unappropriated and unencumbered balance in the City Cumulative Capital Development Fund.

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

Mayor Hudnut presented the following speech in regards to Proposal Nos. 115 and 116, 1989, which are being introduced in Council.

Tonight we are introducing Proposal Nos. 115 and 116 which would, if passed, increase the local option income tax by one tenth of one percent, to .7 percent, and add one percent to the existing three percent homestead credit.

The citizens of our City, many with budgetary restrictions not unlike those of city government, expect us to do everything possible to reduce the need for increased taxes. This is a message that I'm sensitive to. This is a message that will guide us as we prepare the 1990 budget.

We have looked at our future financial picture most carefully, and I must tell you that we cannot fund our current obligations in public safety without the County Option Income Tax increase, which I hope you will grant. Our administration pledges to work with you in the hearing process and will be as cooperative as we can be in supplying you with the figures upon which we have based this conclusion and in answering your questions and addressing your concerns.

While honoring previous commitments already made, we propose to use all additional money above our current city budget generated by the increase in the income tax rate for public safety. I repeat: our proposal is that all new money generated by the increase of one tenth of one percent in COIT not earmarked for homestead credits would go for public safety needs, so far as the City of Indianapolis is concerned.

We have substantial needs there--funding the wages and benefits negotiated in our new contracts with the fire and police, funding our pension liability, and undertaking capital acquisitions.

In the county budget, it is our intention to use all of the County Option Income Tax money for homestead credits and property tax relief. That will probably result in a reduced tax rate for the city-county budget in 1990 which we will be submitting next summer.

The townships, which right now are receiving some \$3.678 million of income tax monies, would receive about two-thirds of a million dollars more in 1990 under our proposal, and the excluded cities, now receiving \$1.3 million, would increase by more than a quarter million dollars. They can use this money at their discretion--for radio equipment, parks, sewers, streets, personal services, property tax relief, or other priorities.

In other words, raising the income tax will enhance revenue for every governmental jurisdiction in Marion County, and not just the City of Indianapolis.

We want to continue relieving the burden on the property taxpayer, and homestead credits help accomplish that. Our proposal is to increase that credit from the current 3% to 4%. The General Assembly is dealing with the homestead credit issue right now, and we will not know how that comes out until later in the Session. So you may want to uncouple the one percent homestead credit increase we are recommending from the income tax proposal. But we submitted it this way to show a good faith commitment to property tax relief. After we know how the state legislature deals with this issue, we could return to it and enact the credit at a later date if it seemed appropriate. Either way you want to do it is acceptable to our administration.

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Let's talk some more about the city property tax rate. People tend to think it has gone up more than it really has so far as city government is concerned. The tax rate was \$4.02 twenty years ago; today, it is \$5.17. That represents an increase of some 28%, or about 1 1/2% per year—considerably less than the cost of living, which is up 222% during the same period of time.

In the last five years, since the initial adoption of COIT, the rate has gone up about 2 1/4% per year, due primarily to compounding salaries in police and fire, but we estimate that without COIT, the rate would have increased about 44.2% overall, or 8.5% per year. Put another way, without COIT, and assuming there was no tax freeze, the property tax rate would have gone up \$1.53 higher than it presently is, to some \$6.70, just to provide the services we have been providing. Without COIT, we would be staring at an unfunded liability of \$100 million or so in police and fire pensions, and we would face the possibility of substantial police and fire force reductions—maybe as much as one-third, assuming the property tax rate had been held steady during this five-year period of time.

These figures illustrate how important the local option income tax has been to us. It has really helped us to relieve pressure on the property tax. I think it is important for us to continue to make a strong effort to prevent increases in the property tax rate and diversify our revenue sources. That's why we are submitting these two proposals this evening. If you compare this year's budget to last year's, you will notice that the property tax rate held flat everywhere but public safety. This year, as we prepare 1990's budget, we will attempt to hold the property tax rate flat everywhere period, if we have the extra tenth of one percent in the local option income tax with which to work.

Finally, let me say that as our administration works to hold the tax rate, we are also endeavoring to manage the City departments in a most cost-effective manner. We have accomplished quite a lot already, for example, we've reduced the number of people working in two divisions of the Department of Metropolitan Development by 70. We cannot just automatically assume there's a lot of fat there to be cut, but by the same token, we want to do better.

We intend to consult with efficiency experts from outside City Hall in every department, as we have done recently with DOT, to see where we can cut costs and improve services, if possible.

And we are also trying to build a more innovative approach to management into the sinews of City Hall.

To that end, I have circulated a book to the Mayor's Cabinet that outlines some of the innovative ideas we might consider—Peter Drucker's Innovation and Entrepreneurship. It's important for us continually to re-evaluate the services that we're providing, and not be afraid of change. I know that we, in Indianapolis, are considered innovative and entrepreneurial in our approach to the challenges that confront local government, but I know that there is always room for improvement.

I would like to present each of you with a copy of this book, now, with the hope that you will read it, as our Cabinet is doing. If you come across any ideas that might be helpful as we seek to manage our City's affairs more effectively, I invite you to share your ideas with me.

Thank you for giving me this opportunity to speak with you.

ADOPTION OF THE AGENDA

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

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APPROVAL OF JOURNALS

President SerVaas called for additions or corrections to the Journals of April 25, 1988, May 9, 1988, May 23, 1988, June 6, 1988, June 27, 1988, July 25, 1988, August 10, 1988, August 24, 1988 and September 12, 1988. There being no additions or corrections, the minutes were approved as distributed.

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

PROPOSAL NO. 120, 1989. The proposal honors former Marion County Treasurer, Edward R. Buckley. Councillor Coughenour read the resolution and presented a framed document to Mr. Buckley. Mr. Buckley expressed his appreciation for the recognition. Councillor Coughenour moved, seconded by Councillor West, for adoption. Proposal No. 120, 1989, was adopted by unanimous voice vote, retitled SPECIAL RESOLUTION NO. 9, 1989, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 9, 1989

A SPECIAL RESOLUTION honoring former Marion County Treasurer Edward R. Buckley.

WHEREAS, Edward R. Buckley served with distinction as Marion County Treasurer from 1981 through 1988; and

WHEREAS, during those eight years Mr. Buckley was responsible for one-half billion dollars a year in tax collections, while maintaining the highest reputation for treating taxpayers and employees fairly; and

WHEREAS, during his two terms of office he brought the tax billing and collection process to state-of-the-art productivity, streamlined office procedures, and constantly maintained an impeccable high level of ethics and integrity; now, therefore:

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

SECTION 1. The Indianapolis City-County Council commends and thanks Edward R. Buckley for giving eight years of his life to serve the people as Marion County Treasurer, and for executing his duties as County Treasurer in an exemplary manner.

SECTION 2. The Mayor is invited to join in this resolution by affixing his signature hereto.

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

PROPOSAL NOS. 16, 18, 73, 74, 75 and 77, 1989. Councillor SerVaas stated that unless there was objection, all these appointments would be voted on together. PROPOSAL NO. 16, 1989. This proposal reappoints JoAnna Walker and Alan Retherford to the Metropolitan Board of Zoning Appeals, Division I. The Metropolitan Development Committee on January 24, 1988, recommended Proposal No. 16, 1989, Do Pass, by a 7-0 vote. PROPOSAL NO. 18, 1989. This proposal reappoints Mary Jane Klepek and Bill Locey to the Metropolitan Board of Zoning Appeals, Division III. The Metropolitan Development Committee on January 24, 1988, recommended Proposal No. 18, 1989, Do Pass, by a 7-0 vote. PROPOSAL NO. 73, 1989. This proposal reappoints Paula Sawyers and William S. Gardiner to the Board of Public Safety. The Public Safety and Criminal Justice Committee on January 25, 1988, recommended Proposal No. 73, 1989, Do Pass, by a 8-0 vote. PROPOSAL NO. 74, 1989. This proposal reappoints Ruby Miller and Ray Battey to the City-County Administrative Board. The Administration Committee on January 30, 1988, recommended Proposal No. 74, 1989, Do Pass, by a 5-0 vote. PROPOSAL NO. 75, 1989. This proposal reappoints Richard Lahr to the Board of Parks and Recreation. The Parks and Recreation Committee on February 2, 1988, recommended Proposal No. 75, 1989, Do Pass As Amended, by a 5-0

vote. PROPOSAL NO. 77, 1989. This proposal appoints Gary L. Miller to the Equal Opportunity Advisory Board. The Administration Committee on January 26, 1988, recommended Proposal No. 77, 1989, Do Pass, by a 7-0 vote.

Councillor West moved, seconded by Councillor Cottingham, for adoption. Proposal Nos. 16, 18, 73, 74, 75 and 77, 1989, were adopted by unanimous voice vote.

Proposal No. 16, 1989, was retitled COUNCIL RESOLUTION NO. 17, 1989, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 17, 1989

A COUNCIL RESOLUTION reappointing JoAnna Walker and Alan Retherford to the Metropolitan Board of Zoning Appeals, Division I.

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

SECTION 1. As members of the Metropolitan Board of Zoning Appeals, Division I, the Council reappoints:

Joanna Walker
Alan Retherford

SECTION 2. The appointments made by this resolution are for terms ending December 31, 1989. The persons appointed by this resolution shall serve at the pleasure of the Council and until their respective successors are appointed and have qualified.

Proposal No. 18, 1989, was retitled COUNCIL RESOLUTION NO. 18, 1989, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 18, 1989

A COUNCIL RESOLUTION reappointing Mary Jane Klepek and Bill Locey to the Metropolitan Board of Zoning Appeals, Division III.

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

SECTION 1. As members of the Metropolitan Board of Zoning Appeals, Division III, the Council reappoints:

Mary Jane Klepek
Bill Locey

SECTION 2. The appointments made by this resolution are for terms ending December 31, 1989. The persons appointed by this resolution shall serve at the pleasure of the Council and until their respective successors are appointed and have qualified.

Proposal No. 73, 1989, was retitled COUNCIL RESOLUTION NO. 19, 1989, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 19, 1989

A COUNCIL RESOLUTION reappointing Paula Sawyers and William S. Gardiner to the Board of Public Safety.

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

SECTION 1. As members of the Board of Public Safety, the Council reappoints:

Paula Sawyers
William S. Gardiner

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SECTION 2. The appointments made by this resolution are for terms ending December 31, 1989. The persons appointed by this resolution shall serve at the pleasure of the Council and until their respective successors are appointed and have qualified.

Proposal No. 74, 1989, was retitled COUNCIL RESOLUTION NO. 20, 1989, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 20, 1989

A COUNCIL RESOLUTION reappointing Ruby Miller and Ray Battey to the City-County Administrative Board.

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

SECTION 1. As members of the City-County Administrative Board, the Council reappoints:

Ruby Miller
Ray Battey

SECTION 2. The appointments made by this resolution are for terms ending December 31, 1989. The persons appointed by this resolution shall serve at the pleasure of the Council and until their respective successors are appointed and have qualified.

Proposal No. 75, 1989, was retitled COUNCIL RESOLUTION NO. 21, 1989, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 21, 1989

A COUNCIL RESOLUTION reappointing Richard Lahr to the Board of Parks and Recreation.

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 Board of Parks and Recreation, the Council reappoints:

Richard Lahr

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1989. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

Proposal No. 77, 1989, was retitled COUNCIL RESOLUTION NO. 22, 1989, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 22, 1989

A COUNCIL RESOLUTION appointing Gary L. Miller to the Equal Opportunity Advisory 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 Equal Opportunity Advisory Board, the Council appoints:

Gary L. Miller

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1991. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 97, 1989. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code,

Article XXIII, Outdoor Retail Sales of Beverages, Flowers and Food from Carts"; and the President referred it to the Administration Committee.

PROPOSAL NO. 98, 1989. Introduced by Councillor Curry. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code, Section 17-650, Liability insurance, to reduce the combined limit coverage for personal injury and property damage beginning on April 1, 1989"; and the President referred it to the Administration Committee.

PROPOSAL NO. 99, 1989. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION appointing Robert Stewart to the Equal Opportunity Advisory Board"; and the President referred it to the Administration Committee.

PROPOSAL NO. 100, 1989. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION appointing Edward R. Buckley to the Metropolitan Development Commission"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 101, 1989. Introduced by Councillors West and Boyd. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Michael Rodman to the Metropolitan Development Commission"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 102, 1989. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Robert T. Samuelson to the Metropolitan Development Commission"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 103, 1989. Introduced by Councillor Durnil. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION approving the sale of certain real estate of the Department of Parks and Recreation"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 104, 1989. Introduced by Councillor Durnil. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$100,000 for the Department of Parks and Recreation, Recreation and Sports Facilities Division, to continue with efforts to increase arts support"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 105, 1989. Introduced by Councillor Durnil. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$75,000 for the Department of Parks and Recreation, Administration Division, to supplement the management of the Department to enable it to improve its business operations"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 106, 1989. Introduced by Councillor Durnil. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$539,990 for the Department of Parks and Recreation, Administration Division, to upgrade existing facilities and decrease maintenance and operating costs"; and the President referred it to the Parks and Recreation Committee.

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PROPOSAL NO. 107, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$378,250 for the Department of Public Safety, Metropolitan Emergency Communications Agency, to lease/purchase communication equipment for a short term radio system fix"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 108, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$8,850 for the Superior Court, Juvenile Division, to appropriate Street Law for 1989"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 109, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$107,952 for the Superior Court, Juvenile Division, to appropriate additional funds necessary to pay the 1989 contract to Children's Bureau"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 110, 1989. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$2,968,008 for the Department of Public Works, Flood Control Division, to relieve drainage problems in neighborhoods"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 111, 1989. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$2,348,780 for the Department of Public Works, Administration Division, to construct a more humane and modern animal control facility"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 112, 1989. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$1,004,360 for the Department of Public Works, Administration Division, to provide assistance to areas that are unable to afford the cost of sewers"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 113, 1989. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$1,200,000 for the Department of Public Works, Liquid Waste Processing Operations Division, for maintenance, refurbishment and improvement of the infrastructure used in collection and transporting wastewater"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 114, 1989. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$2,255,000 for the Department of Public Works, Liquid Waste Processing Operations Division, to complete the base map conversion and to purchase required computer hardware"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 115, 1989. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION proposing an ordinance of the Marion County Income Tax Council to increase the County Option Income Tax"; and the President referred it to the Rules and Policy Committee.

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PROPOSAL NO. 116, 1989. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION proposing an ordinance of the Marion County Income Tax Council to increase the local percentage credit allowed for homesteads to four percent"; and the President referred it to the Rules and Policy Committee.

PROPOSAL NO. 117, 1989. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a one-way stop on 52nd Street at Potters Pike"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 118, 1989. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$1,106,345 for the Department of Transportation, Administration Division, for various projects planned for construction"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 119, 1989. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$2,604,481 for the Department of Transportation, Administration Division, for various projects planned for construction"; and the President referred it to the Transportation Committee.

MODIFICATION OF SPECIAL ORDERS

PROPOSAL NO. 121, 1989. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION appointing Kevin J. Martin to the Equal Opportunity Advisory Board"; and the President referred it to the Administration Committee.

PROPOSAL NO. 122, 1989. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION appointing Nellie J. Daniels to the Equal Opportunity Advisory Board"; and the President referred it to the Administration Committee.

PROPOSAL NO. 141, 1989. Introduced by Councillors Durnil, Dowden, McGrath, Moriarty and Schneider. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION establishing an ad-hoc committee to review the operation of the Central Equipment Management Division"; and the President referred it to the Administration Committee.

SPECIAL ORDERS - PRIORITY BUSINESS

Councillor Brooks requested consent for Proposal Nos. 124 and 125, 1989, to be called out for public hearing with the following motion:

CITY-COUNTY COUNCIL MOTION

Mr. President:

I move that Proposal Nos. 124 and 125, 1989, (Rezoning Cases 88-Z-181 and 88-Z-182) be scheduled for a hearing before this Council at its next regular meeting on February 27, 1989, at 7:00 p.m. and that the Clerk read the announcement of such hearing and enter same in the minutes of this meeting.

February 6, 1989

Councillor David Brooks

Consent was given, and the following announcement was made:

Mr. President:

This Council will hold a public hearing on Rezoning Petitions 88-Z-181 and 88-Z-182, Council Proposal Nos. 124 and 125, 1989, at its next regular meeting on February 27, 1989, such meeting to convene at 7:00 p.m. in these Council Chambers in the City-County Building in Indianapolis.

Petition 88-Z-181 requests the rezoning of 31.8 acres, being in the SU-2 district to the D-4 classification to provide for single-family development.

Petition 88-Z-182 requests the rezoning of 15.5 acres, being in the SU-2 district to the D-6II classification to provide for multi-family development.

Written objections that are filed with the Clerk of the Council or the County Auditor shall be heard at such time, or the hearing may be continued from time to time as found necessary by the Council.

PROPOSAL NOS. 123 - 140, 1989. Introduced by Councillor Borst. The Clerk read the proposals entitled "REZONING ORDINANCES certified by the Metropolitan Development Commission on February 2, 1989". The Council scheduled Proposal Nos. 124 and 125, 1989, for a Public Hearing on February 27, 1989. The Council did not schedule Proposal Nos. 123 and 126 - 140, 1989, for hearing pursuant to IC 36-7-4-608. Proposal Nos. 123 and 126 - 140, 1989, were retitled REZONING ORDINANCE NOS. 33 - 48, 1989, and are identified as follows:

REZONING ORDINANCE NO. 33, 1989. 88-Z-160 (AMENDED) LAWRENCE TOWNSHIP
COUNCILMANIC DISTRICT NO. 12
7625 PENDLETON PIKE, INDIANAPOLIS.
TERRANCE S. SULLIVAN requests the rezoning of 1.85 acres, being in the C-5 and D-7 districts, to the C-5 classification to provide for commercial development.

REZONING ORDINANCE NO. 34, 1989. 88-Z-220 LAWRENCE TOWNSHIP
COUNCILMANIC DISTRICT NO. 5
8045 OAKLANDON ROAD, INDIANAPOLIS.
LYNN ASSOCIATION, INC. by Lawrence Lunn, requests the rezoning of 33.7 acres, being in the A-2 district, to the D-2 classification to provide for residential development.

REZONING ORDINANCE NO. 35, 1989. 88-Z-275 CENTER TOWNSHIP
COUNCILMANIC DISTRICT NO. 23
1832 FLETCHER AVENUE, INDIANAPOLIS.
BOARD OF SCHOOL COMMISSIONERS OF THE CITY OF INDIANAPOLIS, by Fredrick L. Rice, requests the rezoning of 0.10 acre, being in the D-S district, to the SU-2 classification to provide for school use.

REZONING ORDINANCE NO. 36, 1989. 88-Z-279 PERRY TOWNSHIP
COUNCILMANIC DISTRICT NO. 24
7206 HEARTHSTONE WAY, INDIANAPOLIS.
T.L. SPEGAL CONSTRUCTION, INC. requests the rezoning of 0.037 acre, being in the A-2 district, to the D-3 classification to provide for the construction of a single-family home.

REZONING ORDINANCE NO. 37, 1989. 89-Z-1 DECATUR TOWNSHIP
COUNCILMANIC DISTRICT NO. 19
4745 KENTUCKY AVENUE, INDIANAPOLIS.
STEVEN R. HALL requests the rezoning of 3.204 acres, being in the D-3 district, to the C-4 classification to permit the construction of a gasoline service station and commercial development.

REZONING ORDINANCE NO. 38, 1989. 89-Z-3 PERRY TOWNSHIP
COUNCILMANIC DISTRICT NO. 20
7209 U.S. 31, INDIANAPOLIS.
WILLIAM C. COLLINS, by Stephen D. Mears, requests the rezoning of 0.56 acre, being in the D-3 district, to the C-1 classification to permit office uses.

REZONING ORDINANCE NO. 39, 1989. 89-Z-5 CENTER TOWNSHIP
COUNCILMANIC DISTRICT NO. 16

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2001 WEST WASHINGTON STREET, INDIANAPOLIS.

R.G. SODREL COMPANY, by Stephen D. Mears, requests the rezoning of 2.14 acres, being in the C-4 and D-5 districts, to the C-4 classification to permit the development of a retail center.

REZONING ORDINANCE NO. 40, 1989. 89-Z-7 WASHINGTON TOWNSHIP
COUNCILMANIC DISTRICT NO. 11

4201 MILLERSVILLE ROAD, INDIANAPOLIS

ROBERTS COMMERCIAL PARK, INC., by Philip A. Nicely, requests the rezoning of 14.34 acres, being in the D-5 district, to the C-S classification to permit office, commercial and industrial development.

REZONING ORDINANCE NO. 41, 1989. 89-Z-20 WARREN TOWNSHIP
COUNCILMANIC DISTRICT NO. 5

11390 EAST 30TH STREET (REAR), INDIANAPOLIS

MAJORIE E. MADINGER, DOROTHY EVERETT, AND ELIZABETH A. GROSECLOSE, by William F. LeMond, request the rezoning of 8.56 acres, being in the A-2 district, to the D-3 classification to provide for residential development.

REZONING ORDINANCE NO. 42, 1989. 89-Z-21 CENTER TOWNSHIP
COUNCILMANIC DISTRICT NO. 23

3950 SOUTHEASTERN AVENUE, INDIANAPOLIS.

R.I. MARKETING INC., by Louis H. Borgmann, requests the rezoning of 1.08 acres, being in the I-2-U district, to the C-3 classification to provide for residential development.

REZONING ORDINANCE NO. 43, 1989. 89-Z-22 WASHINGTON TOWNSHIP
COUNCILMANIC DISTRICT NO. 6

8023 MEADOWBROOK DRIVE, INDIANAPOLIS.

CORVAIR DEVELOPMENT ASSOCIATES, INC., by Kurt F. Pantzer, requests the rezoning of 19.1 acres, being in the D-S district, to the D-1 classification to provide for single-family development.

REZONING ORDINANCE NO. 44, 1989. 89-Z-23 WAYNE TOWNSHIP
COUNCILMANIC DISTRICT NO. 1

5852 CRAWFORDSVILLE ROAD, INDIANAPOLIS.

TRI-LAND PROPERTIES, INCORPORATED, by Dennis A. Johnson, requests the rezoning of 2.38 acres, being in the C-4 district, to the SU-1 classification to provide for the construction of a church.

REZONING ORDINANCE NO. 45, 1989. 89-Z-24 WAYNE TOWNSHIP
COUNCILMANIC DISTRICT NO. 1

5702 CRAWFORDSVILLE ROAD, INDIANAPOLIS.

ST. ANDREW'S EVANGELICAL, LUTHERAN CHURCH OF SPEEDWAY, by Dennis A. Johnson, requests the rezoning of 5.20 acres, being in the SU-1 district, to the C-4 classification to provide for commercial uses.

REZONING ORDINANCE NO. 46, 1989. 89-Z-27 WARREN TOWNSHIP
COUNCILMANIC DISTRICT NO. 15

350 NORTH SHADELAND AVENUE, INDIANAPOLIS.

THOMAS J. CATTERSON, by Harry F. McNaught Jr., requests the rezoning of 4.00 acres, being in the C-2 district, to the C-5 classification to provide for the expansion of an automobile dealership.

REZONING ORDINANCE NO. 47, 1989. 89-Z-28 CENTER TOWNSHIP
COUNCILMANIC DISTRICT NO. 21

501 WEST WASHINGTON STREET, INDIANAPOLIS.

HOTEL ASSOCIATES, INC., by Harry F. McNaught Jr., requests the rezoning of 1.68 acres, being in the CBD-S district, to the CBD-2 classification to conform zoning.

REZONING ORDINANCE NO. 48, 1989. 89-Z-36 LAWRENCE TOWNSHIP
COUNCILMANIC DISTRICT NO. 5

7501 OAKLANDON ROAD, INDIANAPOLIS.

SUNRUSE AT GEIST UNITED METHODIST CHURCH, by Philip A. Nicely, requests the rezoning of 12.0 acres, being in the A-2 district, to the SU-1 classification to provide for the construction of a church.

SPECIAL ORDERS - UNFINISHED BUSINESS

PROPOSAL NO. 615, 1988. Councillor McGrath reported that the Rules and Policy Committee heard Proposal No. 615, 1988, on November 15, 1988 and the Community Affairs Committee heard the Proposal on January 31, 1989. The proposal allows the Health and Hospital Corporation to create and disseminate pregnancy health warning posters. By a 4-0 vote, the Community Affairs Committee reported the proposal to the Council with the recommendation that it be stricken. Councillor McGrath reported that the Health and Hospital Corporation was doing a proposal similar to this one,

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therefore, this proposal is not necessary. Councillor McGrath moved, seconded by Councillor Strader, to strike Proposal No. 615, 1988. Proposal No. 615, 1988, was stricken by unanimous voice vote.

PROPOSAL NO. 40, 1989. Councillor Gilmer reported that the Transportation Committee heard Proposal No. 40, 1989, on January 18, 1989. The proposal amends the code by changing two-way stops to traffic signals at Kessler Boulevard, North Drive and the 38th Street North and South ramps. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Gilmer moved, seconded by Councillor McGrath, that Proposal No. 40, 1989, be postponed until February 27, 1989. Without objection, the proposal was postponed.

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 15, 1989. Councillor Borst reported that the Metropolitan Development Committee heard Proposal No. 15, 1989, on January 24, 1989. The proposal approves the amounts, locations and programmatic operation of certain projects to be funded from Community Development Grant Funds. By a 6-0-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Borst moved, seconded by Councillor Irvin, for adoption.

Councillor Schneider expressed his concern that this is a matter of how the money will be spent, and he believes there was not enough information given in telling how the money will be spent. Proposal No. 15, 1989, was adopted on the following roll call vote; viz:

24 YEAS: *Borst, Boyd, Cottingham, Coughenour, Curry, Dumil, Giffin, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, SerVaas, Shaw, Solenberg, Stewart, Strader, West, Williams*
1 NAY: *Schneider*
4 NOT VOTING: *Brooks, Clark, Dowden, Rhodes*

Councillor Brooks abstained due to a possible conflict of interest.

Proposal No. 15, 1989, was retitled SPECIAL ORDINANCE NO. 10, 1989, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 10, 1989

A SPECIAL RESOLUTION approving the amounts, locations and programmatic operation of certain projects to be funded from Community Development Grant Funds.

WHEREAS, on September 26, 1988, the City-County Council of the City of Indianapolis and of Marion County, Indiana ("Council") adopted City-County Fiscal Ordinance No. 93, 1988, 1989 Annual Budget and Tax levies for the Consolidated City of Indianapolis and for Marion County, Indiana ("Budget Ordinance"); and

WHEREAS, Section 4.01(a) of the Budget Ordinance, as approved by the Council, reads as follows:

Section 4.01(a). State and Federal Grant Applications Authorized.

(a) The Mayor of the Consolidated City of Indianapolis is hereby authorized to make such applications as may be required by federal or state laws' regulations in order to apply for and receive, such state and federal grants for payments as are anticipated, allocated and approved for expenditure by inclusion in this ordinance. Provided, however, that until this Council has approved the amounts, locations and programmatic operation of each project to be funded from Community Development Grant Funds, the amounts appropriated herein for such purposes shall not be encumbered or spent; and

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WHEREAS, the Department of Metropolitan Development of the City of Indianapolis, Indiana ("Department of Metropolitan Development") has submitted a program for housing revitalization and economic development utilizing Community Development Grant Funds to the Council for its approval pursuant to Section 4.01(a) of the Budget Ordinance; and

WHEREAS, the Council now finds that the amounts, locations and programmatic operations of each of the projects submitted by the Department of Metropolitan Development, should be approved; now, therefore:

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

SECTION 1. The Neighborhood Development Fund, utilizing Community Development Grant Funds, submitted to the Council by the Department of Metropolitan Development, a copy of which is attached hereto and incorporated herein by reference as Exhibit A, it is hereby approved, and the amounts, locations and programmatic operation of each project set forth therein, is hereby approved.

SECTION 2. This approval shall constitute the approval required under Section 4.01(a) of the Budget Ordinance.

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

PROPOSAL NO. 49, 1989. Councillor Coughenour reported that the Public Works Committee heard Proposal No. 49, 1989, on February 2, 1989. The proposal amends the Code to provide procedure for owners of property to avoid liens for sewer service charges on rental property. By a 5-0-1 vote, the Committee reported to the Council with the recommendation that the proposal be stricken. Councillor Coughenour moved, seconded by Councillor Howard, to strike Proposal No. 49, 1989.

Barbara Gole, Director of the Department of Public Works, explained that this would cost the taxpayer more money and that the present system of placing a lien on the owner's property is working at no cost to the taxpayer.

Proposal No. 49, 1989, was stricken by unanimous voice vote.

PROPOSAL NO. 65, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 65, 1989, on January 25, 1989. The proposal renews the Marion County Community Corrections Program for fiscal year 1989-1990 and approves the actions of the Marion County Community Corrections Advisory Board. By a 9-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Howard, for adoption. Proposal No. 65, 1989, was adopted on the following roll call vote; viz:

26 YEAS: Borst, Boyd, Brooks, Cottingham, Coughenour, Curry, Dowden, Dumil, Giffin, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Schneider, SerVaas, Shaw, Solenberg, Stewart, Strader, West

0 NAYS

3 NOT VOTING: Clark, Rhodes, Williams

Proposal No. 65, 1989, was retitled COUNCIL RESOLUTION NO. 23, 1989, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 23, 1989

A COUNCIL RESOLUTION renewing the Marion County Community Corrections Program for fiscal year 1989-1990 and approving the actions of the Marion County Community Corrections Advisory Board with respect to the Board's 1989-1990 grant application to the State of Indiana, Department of Corrections.

WHEREAS, the Marion County Community Corrections Advisory Board was established by City-County Special Resolution No. 103, 1981, pursuant to I.C. 11-12-1; and

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WHEREAS, Marion County received a grant from the State of Indiana to finance the Marion County Community Corrections Programs for fiscal year 1988-1989; and

WHEREAS, the Marion County Community Corrections Advisory Board is currently operating a Community Corrections Program funded by the grant from the State of Indiana; and

WHEREAS, the Marion County Community Corrections Advisory Board has approved the grant application for fiscal year 1989-1990, a copy of which is on file with the Clerk of the Council and incorporated herein by reference, and has submitted said grant application to the State of Indiana, Department of Corrections for its consideration; now, therefore:

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

SECTION 1. The actions of the Marion County Community Corrections Advisory Board with respect to the Board's grant application to the State of Indiana, Department of Corrections are hereby approved and the Board is authorized to proceed in accordance with I.C. 11-12-2 and the terms of said application.

SECTION 2. In the event that the State of Indiana, Department of Corrections approves the grant application for Marion County, the City-County Council of Indianapolis and Marion County hereby renews the Community of Corrections Program for a period of one year beginning on July 1, 1989.

SECTION 3. This City-County Council has no intention of supplementing or financing the projects contained in such grant application and approved herein by use of revenues from any local tax regardless of source. At any time that knowledge is received that the state or federal financing of this agency or project is, or will be, reduced or eliminated, the chairman of the Community Corrections Advisory Board or the County Auditor or both are directed to notify the City-County Council in writing of such proposed loss of revenue. Any contract, purchase order or financial commitment by the Community Corrections Advisory Board shall be subject to available non-local revenues and void to the extent such funding is not received.

SECTION 4. Notwithstanding I.C. 11-12-1-3 any agreement or other contract contemplating the lease, purchase or use of residential space for a Community Corrections Program in Marion County must be signed by the Mayor of Indianapolis as County Executive after prior approval of the City-County Council pursuant to I.C. 36-3.

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

PROPOSAL NO. 67, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 67, 1989, on January 25, 1989. The proposal transfers and appropriates \$800 for the Superior Court, Civil Division, Room One, for final payment on an office computer. By a 9-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Schneider, for adoption. Proposal No. 67, 1989, was adopted on the following roll call vote; viz:

22 YEAS: *Borst, Boyd, Cottingham, Coughenour, Curry, Dowden, Durnil, Giffin, Gilmer, Hawkins, Holmes, Howard, Jones, McGrath, Mukes-Gaither, Schneider, SerVaas, Shaw, Solenberg, Stewart, Strader, West*

0 NAYS

7 NOT VOTING: *Brooks, Clark, Golc, Irvin, Moriarty, Rhodes, Williams*

Proposal No. 67, 1989, was retitled FISCAL ORDINANCE NO. 17, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 17, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional Eight Hundred Dollars (\$800) in the County General Fund for purposes of the Superior Court, Civil Division, Room One, and reducing certain other appropriations for that Division.

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

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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 (mm) of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the Superior Court, Civil Division, Room One, for final payment of an office computer.

SECTION 2. The sum of Eight Hundred Dollars (\$800) 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:

| | | |
|---------------------------------|--|----------------------------|
| <u>SUPERIOR COURT</u> | | |
| <u>CIVIL DIVISION, ROOM ONE</u> | | <u>COUNTY GENERAL FUND</u> |
| 4. Capital Outlay | | \$800 |
| TOTAL INCREASE | | \$800 |

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

| | | |
|---------------------------------|--|----------------------------|
| <u>SUPERIOR COURT</u> | | |
| <u>CIVIL DIVISION, ROOM ONE</u> | | <u>COUNTY GENERAL FUND</u> |
| 3. Other Services & Charges | | \$800 |
| TOTAL REDUCTION | | \$800 |

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

PROPOSAL NO. 68, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 68, 1989, on January 25, 1989. The proposal requests the Marion County Justice Agency to recommend the feasibility and financing of an automated fingerprint identification system. By a 9-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor Dowden moved, seconded by Councillor Borst, for adoption.

Councillor Borst stated that the amendment in committee was to have the Justice Agency recommend the study rather than the Forensic Services. He indicated that this system would triple the amount of arrests of burglaries and vehicle thefts.

Councillor Durnil asked why the fingerprinting system with the state could not be used. Councillor Borst explained that the system on the state level only had the fingerprints of those who have committed felonies and not misdemeanors and that the systems are not compatible. Proposal No. 68, 1989, was adopted on the following roll call vote; viz:

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

Proposal No. 68, 1989, was retitled GENERAL RESOLUTION NO. 2, 1989, and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 2, 1989

A GENERAL RESOLUTION requesting the Marion County Justice Agency Board to recommend the feasibility and financing of an automated fingerprint identification system.

WHEREAS, crimes against person and property effect all citizens in Indianapolis and Marion County; and

WHEREAS, an estimated thirty-five percent of crime scenes yield usable, latent fingerprints but manual searches of latent prints are exceedingly time-consuming, costly, and yield results of possibly only four to nine percent hit rates; and

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WHEREAS, new technological advances such as automated fingerprint identification systems (AFIS) are creating a revolutionary impact on law enforcement capability to apprehend offenders and solve crimes; and

WHEREAS, an AFIS system could allow Indianapolis to clear twenty-five to thirty percent of burglaries and vehicle thefts over the present ten to eleven percent such as in the case of the city of San Francisco that went from eight to nine percent before installing AFIS to twenty-six percent; and

WHEREAS, further benefits in addition to the higher conviction rate would include a reduction in personal and property loss for the citizens of Indianapolis and increased efficiency and cost-saving in law enforcement agencies, and early identification and detection of offenders reducing repeat or serial-crime violators thereby increasing crime prevention; and

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

SECTION 1. The City-County Council requests the Marion County Justice Agency Board to work with law enforcement agencies and financial officers to recommend the feasibility and financing of an automated fingerprint identification system for Indianapolis and Marion County, and make a progress or final report of its findings to the City-County Council within 90 days.

SECTION 2. Items to be addressed include, but are not limited to, accuracy, capital costs, operating costs, space, personnel, speed, implementation procedures, training, reliability, maintenance, net-working capability and vendor support.

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

PROPOSAL NOS. 69, 70 and 78, 1989. Councillor SerVaas stated that unless there was objection, these proposals would be voted on together. Councillor Gilmer reported that the Transportation Committee heard Proposal Nos. 69, 70 and 78, 1989, on February 1, 1989. PROPOSAL NO. 69, 1989. This proposal amends the Code by authorizing a traffic signal at the intersection of Eagle Creek Parkway and 38th Street. By a 4-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. PROPOSAL NO. 70, 1989. This proposal amends the Code by authorizing a passenger and materials loading zone on a portion of Ohio Street. By a 4-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. PROPOSAL NO. 78, 1989. This proposal restricts parking for welfare department vehicles to twenty-five minutes. By a 4-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor Gilmer moved, seconded by Councillor McGrath, for adoption.

Councillor Coughenour questioned Proposal No. 78, 1989, and asked if the vehicles can park there any time of the day. She stated that if they could park there any time, it would cause a traffic problem during rush hour.

Robert Elrod, General Counsel, clarified that if there are rush hour regulations for that street (which he is sure there are), those regulations supercede this ordinance. The wording "any time" in this ordinance only means that no one else can park there.

Proposal Nos. 69, 70 and 78, 1989, were adopted on the following roll call vote; viz:

22 YEAS: *Boyd, Brooks, Cottingham, Coughenour, Curry, Durnil, Giffin, Gilmer, Golc, Holmes, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Schneider, SerVaas, Shaw, Solenberg, Stewart, Williams*

3 NAYS: *Howard, Strader, West*

4 NOT VOTING: *Borst, Clark, Dowden, Hawkins*

Proposal No. 69, 1989, was retitled GENERAL ORDINANCE NO. 19, 1989, and reads as follows:

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CITY-COUNTY GENERAL ORDINANCE NO. 19, 1989

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

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

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

| <u>BASE MAP</u> | <u>INTERSECTION</u> | <u>PREFERENTIAL</u> | <u>TYPE OF CONTROL</u> |
|-----------------|----------------------------------|---------------------|------------------------|
| 15, Pg. 1 | Eagle Creek Pkwy & W. 38th St | W. 38th 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> |
|-----------------|-------------------------------|---------------------|------------------------|
| 15, Pg. 1 | Eagle Creek Pkwy & 38th St | None | Signal |

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

Proposal No. 70, 1989, was retitled GENERAL ORDINANCE NO. 20, 1989, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 20, 1989

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 addition of the following, to wit:

Ohio Street, on the south side, from a point 194 feet
west of Alabama Street to a point 215 feet west of Alabama Street.

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

Proposal No. 78, 1989, was retitled GENERAL ORDINANCE NO. 21, 1989, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 21, 1989

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", specifically paragraph (6) of subsection 29-266(a), to limit welfare parking to thirty minutes.

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 paragraph (6) of subsection (a) of Section 29-266, be, and the same is hereby amended by inserting the text underlined, to read as follows:

(6) Any vehicle so authorized by the county department of public welfare may park at any time for a period not to exceed thirty (30) minutes in the following locations:

South Meridian Street, on the east side, from a point 30 feet north of the north curbline of East Georgia Street to a point 118 feet from the north curbline of East Georgia Street.

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

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The President recessed the City-County Council for purposes of convening the Police Special Service District at 8:20 p.m.

SPECIAL SERVICE DISTRICT COUNCILS
POLICE SPECIAL SERVICE DISTRICT
SPECIAL ORDERS - PUBLIC HEARING

A quorum being present, the President called the Police Special Service District Council to order at 8:20 p.m.

PROPOSAL NO. 66, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 66, 1989, on January 25, 1989. The proposal transfers and appropriates \$500,000 for the Department of Public Safety, Police Division, to pay the first installment to the Parks and Recreation Department for the Quad II headquarters. By a 9-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Schneider, for adoption. Proposal No. 66, 1989, was adopted on the following roll call vote; viz:

24 YEAS: Borst, Boyd, Cottingham, Coughenour, Curry, Dowden, Dumil, Giffin, Gilmer, Golc, Hawkins, Holmes, Howard, Jones, McGrath, Moriarty, Mukes-Gaither, Schneider, SerVaas, Shaw, Solenberg, Stewart, Strader, West

0 NAYS

5 NOT VOTING: Brooks, Clark, Irvin, Rhodes, Williams

Proposal No. 66, 1989, was retitled POLICE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 2, 1989, and reads as follows:

POLICE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 2, 1989

A POLICE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE amending the Police Special Service District Annual Budget for 1989 (Police Special Service District Fiscal Ordinance No. 4, 1988) appropriating an additional Five Hundred Thousand Dollars (\$500,000) in the Police Special Service District Police Service District Fund for purposes of the Department of Public Safety, Police Division, and reducing certain other appropriations for that Division.

BE IT ORDAINED BY THE POLICE SPECIAL SERVICE DISTRICT COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget. Section 1 of the Police Special Service District Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the Department of Public Safety, Police Division, to pay the first installment to the Parks and Recreation Department for the Quad II headquarters.

SECTION 2. The sum of Five Hundred Thousand Dollars (\$500,000) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing appropriations as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

| | |
|--|--|
| DEPARTMENT OF PUBLIC SAFETY <u>POLICE DIVISION</u> 3. Other Services & Charges TOTAL INCREASE | POLICE SPECIAL SERVICE DISTRICT <u>POLICE SERVICE DISTRICT FUND</u> \$500,000 \$500,000 |
|--|--|

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

Journal of City-County Council

DEPARTMENT OF PUBLIC SAFETY
POLICE DIVISION
4. Capital Outlay
TOTAL REDUCTION

POLICE SPECIAL SERVICE DISTRICT
POLICE SERVICE DISTRICT FUND
\$500,000
\$500,000

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

There being no further business for the Police Special Service District Council, the President reconvened the City-County Council at 8:25 p.m.

NEW BUSINESS

Councillor SerVaas asked if there is anything new about the bus parking problem outside of the City-County Building. He is concerned about the traffic trying to exit the building; that it is a very dangerous situation.

Councillor Rhodes stated that situation will be investigated.

ANNOUNCEMENTS AND ADJOURNMENT

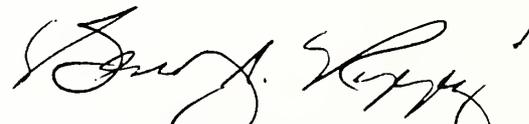
There being no further business, upon motion duly made and seconded, the meeting adjourned at 8:30 p.m.

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 6th day of February, 1989.

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)