

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

**REGULAR MEETINGS  
MONDAY, OCTOBER 23, 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 7:07 p.m. on Monday, October 23, 1989, with Councillor SerVaas presiding.

Councillor Durnil 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:

*19 PRESENT: Borst, Cottingham, Coughenour, Curry, Dowden, Durnil, Giffin, Gilmer, Holmes, Irvin, McGrath, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Strader, West*

*10 ABSENT: Boyd, Brooks, Clark, Golc, Hawkins, Howard, Jones, Moriarty, Solenberg, Williams*

A quorum of nineteen members being present, the President called the meeting to order.

(Clerk's Note: Councillors Boyd, Brooks, Clark, Golc, Hawkins, Howard, Jones, Moriarty and Williams arrived thereafter.)

**INTRODUCTION OF GUESTS AND VISITORS**

Councillor Williams welcomed all the people who were present to support the proposal dealing with the Citizen's Complaint Board.

**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, October 23, 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

October 10, 1989

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, October 12, 1989, a copy of NOTICE TO TAXPAYERS of a Public Hearing on Proposal Nos. 538, 539, 540 and 542, 1989, to be held on Monday, October 23, 1989, at 7:00 p.m. in the City-County Building.

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

September 19, 1989

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, September 21, 1989, a copy of LEGAL NOTICE on General Ordinance No. 65, 1989.

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

October 20, 1989

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

October 23, 1989

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. 102, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional One Hundred Ninety-five Thousand Four Hundred Fifty-three Dollars (\$195,453) in the Law Enforcement Fund for purposes of the Marion County Justice Agency and reducing the unappropriated and unencumbered balance in the Law Enforcement Fund.

FISCAL ORDINANCE NO. 103, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Two Hundred Eighty-five Thousand Nine Hundred Ninety-seven Dollars (\$285,997) in the State and Federal Grant Fund for purposes of the prosecuting Attorney and reducing the unappropriated and unencumbered balance in the State and Federal Grant Fund.

FISCAL ORDINANCE NO. 104, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Four Thousand Eight Hundred Fifty-four Dollars (\$4,854) in the Law Enforcement Continuing Education Fund for purposes of the Prosecuting Attorney and reducing the unappropriated and unencumbered balance in the Law Enforcement Continuing Education Fund.

FISCAL ORDINANCE NO. 105, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional One Hundred Twenty-nine Thousand Dollars (\$129,000) in the State and Federal Grant Fund for purposes of the Marion County Justice Agency, County Auditor, and Presiding Judge of the Municipal Court and reducing the unappropriated and unencumbered balance in the State and Federal Grant Fund.

FISCAL ORDINANCE NO. 106, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional Six Hundred Dollars (\$600) in the County General Fund for purposes of the Superior Court, Criminal Division, Room II, and reducing certain other appropriations for that court.

FISCAL ORDINANCE NO. 107, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional One Hundred Thousand Dollars (\$100,000) in the Sanitation General Fund for purposes of the Department of Public Works, Sanitation Sewer Maintenance Division, and reducing certain other appropriations for that division.

FISCAL ORDINANCE NO. 108, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional Forty-eight Thousand, Two Hundred Nine Dollars (\$48,209) in the City General Fund for purposes of the Department of Public Works, Administration Division, and reducing certain other appropriations for that department.

GENERAL ORDINANCE NO. 76, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 77, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 78, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 79, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

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GENERAL ORDINANCE NO. 80, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 81, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-331, Passenger and materials loading zone.

GENERAL ORDINANCE NO. 82, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-224, Trucks on certain streets restricted.

GENERAL ORDINANCE NO. 83, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-271, Stopping, standing and parking prohibited at designated locations on certain days and hours.

GENERAL ORDINANCE NO. 84, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-136, Alteration of prima facie speed limit.

GENERAL ORDINANCE NO. 85, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 86, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-267, Parking prohibited at all times on certain streets.

GENERAL ORDINANCE NO. 87, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-267, Parking prohibited at all times on certain streets.

GENERAL ORDINANCE NO. 88, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 89, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 90, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 91, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 92, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-136, Alteration of prima facie speed limit.

SPECIAL RESOLUTION NO. 60, 1989, honoring Eastwood Middle School Eaglettes.

SPECIAL RESOLUTION NO. 61, 1989, honoring IPD's Tactical Air Patrol.

SPECIAL RESOLUTION NO. 62, 1989, honoring the record breaking Indianapolis Indians.

SPECIAL RESOLUTION NO. 63, 1989, thanking the Fleet Management Study volunteers.

SPECIAL RESOLUTION NO. 64, 1989, approving and authorizing actions and proceedings with respect to certain proposed economic development bonds.

SPECIAL RESOLUTION NO. 65, 1989, urging Higher Education Commission to support expanded undergraduate and graduate programs at IUPUI.

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SPECIAL RESOLUTION NO. 66, 1989, approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

SPECIAL RESOLUTION NO. 67, 1989, approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

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

### ADOPTION OF THE AGENDA

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

### APPROVAL OF JOURNALS

President SerVaas called for additions or corrections to the Journals of September 26, 1989, and October 9, 1989. There being no additions or corrections, the minutes were approved as distributed.

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

PROPOSAL NO. 584, 1989. This proposal recognizes P. E. MacAllister. Councillor Curry asked that this proposal be postponed until November 6, 1989, because Mr. MacAllister was not able to be present. Without objection, Proposal No. 584, 1989, was postponed.

PROPOSAL NO. 585, 1989. This proposal concerns the Salvation Army. Councillor Mukes-Gaither, accompanied by Councillors Coughenour and Curry, read the resolution and presented a framed document to Captain Dallas Raby, who was present to represent the Salvation Army. Captain Raby thanked the Council and expressed his appreciation for the recognition. Councillor Mukes-Gaither moved, seconded by Councillor Coughenour, for adoption. Proposal No. 585, 1989, was adopted by unanimous voice vote.

Proposal No. 585, 1989, was retitled SPECIAL RESOLUTION NO. 68, 1989, and reads as follows:

#### CITY-COUNTY SPECIAL RESOLUTION NO. 68, 1989

A SPECIAL RESOLUTION concerning the Salvation Army.

WHEREAS, one hundred years ago the Salvation Army arrived in Indianapolis to bring its love of God and practical humanitarian work to help this city's poor, its homeless and those addicted to alcohol and drugs; and

WHEREAS, during this century of service, the officers, soldiers and volunteers of the Salvation Army have established the Harbor Light Center for adult drug and alcohol rehabilitation, the Ruth Lilly Social Services Center as a safe haven for the homeless and abused women, the Eagle Creek, Fountain Square and Camp Elm facilities for children, the Senior Service Center for the elderly, the Christmas Bureau bell ringers since 1901 for Christmas food, clothing and toys for the city's needy, and an Emergency Services program for food, shelter and prayers during local disasters; now, therefore:

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

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SECTION 1. The Indianapolis City-County Council congratulates and thanks the Salvation Army for its one hundred years of providing Christian charitable service to the residents of Indianapolis.

SECTION 2. The Council additionally calls upon the citizens of this city to continue their generous support of the Salvation Army as The Army continues its second century of work for those in our city who need a helping hand.

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. 544, 1989. Councillor McGrath reported that the Rules and Policy Committee heard Proposal No. 544, 1989, on October 11, 1989. The proposal reappoints Judy Seubert to the Indianapolis-Marion County Board of Ethics. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor McGrath moved, seconded by Councillor Dowden, for adoption. Proposal No. 544, 1989, was adopted by unanimous voice vote.

Proposal No. 544, 1989, was retitled COUNCIL RESOLUTION NO. 46, 1989, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 46, 1989

A COUNCIL RESOLUTION reappointing Judy Seubert to the Indianapolis-Marion County Board of Ethics.

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

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

Judy Seubert

SECTION 2. The appointment made by this resolution is for a term ending April 13, 1991. 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. 545, 1989. Councillor McGrath reported that the Rules and Policy Committee heard Proposal No. 545, 1989, on October 11, 1989. The proposal reappoints Fred Johnston to the Indianapolis-Marion County Board of Ethics. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor McGrath moved, seconded by Councillor Howard, for adoption. Proposal No. 545, 1989, was adopted by unanimous voice vote.

Proposal No. 545, 1989, was retitled COUNCIL RESOLUTION NO. 47, 1989, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 47, 1989

A COUNCIL RESOLUTION reappointing Fred Johnston to the Indianapolis-Marion County Board of Ethics.

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

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

Fred Johnston

SECTION 2. The appointment made by this resolution is for a term ending April 13, 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. 577, 1989. Introduced by Councillor Cottingham. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating \$4,600 for the Center Township Assessor to purchase a PC printer, software for payroll, personnel attendance records and other budget related matters"; and the President referred it to the County and Townships Committee.

PROPOSAL NO. 578, 1989. Introduced by Councillor Schneider. The Clerk read the proposal entitled: "A Proposal for a GENERAL RESOLUTION amending City-County Resolution No. 4, 1979, which established the Hospital Authority of Marion County, by repealing the section that restricted the issuance of bonds to its first ten years"; and the President referred it to the Economic and Development Committee.

PROPOSAL NO. 579, 1989. Introduced by Councillor Durnil. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$200,000 for the Department of Parks and Recreation, Administration Division, to make the second and final payment for acquisition of the Fatima property, 1313 S. Post Rd."; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 580, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$210,000 for the County Sheriff to pay additional salaries required by contractual settlements made after passage of the 1989 budget"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 581, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$24,000 for the County Sheriff to fund personal services for a Child Sexual Abuse Prevention & Awareness Program"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 582, 1989. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending a chapter of the Code dealing with Solid Waste"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 583, 1989. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls at Chesapeake and Scioto Streets"; and the President referred it to the Transportation Committee.

## MODIFICATION OF SPECIAL ORDERS

PROPOSAL NO. 595, 1989. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION appointing Robert G. Lugar to the Cable Franchise Board"; and the President referred it to the Administration Committee.

## SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NO. 576, 1989. Councillor Schneider reported that the Economic Development Committee heard Proposal No. 576, 1989, on October 11, 1989. The

proposal is a special ordinance authorizing the City of Indianapolis to issue its "Adjustable Rate Demand Economic Development Refunding Revenue Bonds, Series 1989 (Morningside of College Park Project)" in an aggregate principal amount not to exceed Seven Million One Hundred Thousand Dollars (\$7,100,000) and approving and authorizing other actions in respect thereto. By a 5-0-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Schneider moved, seconded by Councillor Ruhmkorff, for adoption. Proposal No. 576, 1989, was adopted on the following roll call vote; viz:

23 YEAS: *Borst, Boyd, Brooks, Cottingham, Coughenour, Curry, Dumil, Giffin, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Ruhmkorff, Schneider, SerVaas, Shaw, Strader, West*

0 NAYS

6 NOT VOTING: *Clark, Dowden, Mukes-Gaither, Rhodes, Solenberg, Williams*

Proposal No. 576, 1989, was retitled SPECIAL ORDINANCE NO. 17, 1989, and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 17, 1989

A SPECIAL ORDINANCE authorizing the City of Indianapolis to issue its "Adjustable Rate Demand Economic Development Refunding Revenue Bonds, Series 1989 (Morningside of College Park Project)" in an aggregate principal amount not to exceed Seven Million One Hundred Thousand Dollars (\$7,100,000) and approving and authorizing other actions in respect thereto.

WHEREAS, Indiana Code, Title 36, Article 7, Chapters 11.9 and 12, and Indiana Code, Title 5, Article 1, Chapter 5 (collectively, the "Act"), have been enacted by the General Assembly of Indiana; and

WHEREAS, the Act declares that the financing and refinancing of economic development facilities constitutes a public purpose; and

WHEREAS, the Act provides that an issuer may, pursuant to the Act, issue revenue bonds and lend the proceeds thereof to a partnership for the purpose of refunding bonds issued for the purpose of financing costs of acquisition or construction of facilities, including real and personal property, for diversification of economic development and promotion of job opportunities in or near such issuer; and

WHEREAS, the Act provides that such bonds may be secured by a trust indenture between the Issuer and a corporate trustee; and

WHEREAS, City of Indianapolis, Indiana (the "Issuer") intends to issue its Adjustable Rate Demand Economic Development Refunding Revenue Bonds, Series 1989 (Morningside of College Park Project) in an aggregate principal amount not to exceed \$7,100,000 (the "Series 1989 Bonds") pursuant to the Trust Indenture dated as of October 1, 1989 (the "Indenture") between the Issuer and Peoples Bank & Trust Company, as Trustee (the "Trustee") in order to obtain funds to lend to Morningside of College Park, an Indiana limited partnership (the "Company"), pursuant to the Loan Agreement dated as of October 1, 1989 (the "Loan Agreement") between the Issuer and the Company; and pursuant to the Security Agreement from the Company to the Issuer dated as of October 1, 1989 (the "Security Agreement"); and pursuant to the Real Estate Mortgage, Security Agreement, Assignment of Rents and Leases, Fixture Filing and Assignment from the Company to the Issuer dated as of October 1, 1989 (the "Mortgage") for the purpose of affecting a current refunding of the outstanding principal amount of the City of Indianapolis Economic Development First Mortgage Revenue Bond, Series 1984 (Morningside of College Park Project) (the "Original Bond"), which was issued for the purpose of financing the cost of acquisition, construction, installation and equipping of an approximately 158,470 square foot, 128 unit, multi-family residential rental facility for the elderly which is located at 8810 Colby Boulevard in College Park, Indianapolis, Indiana; the acquisition, construction, installation and equipping various site improvements at the facilities; and the acquisition and installation of machinery, equipment and furnishings for use in the facilities (the "Project"); and

WHEREAS, the Loan Agreement provides for the repayment by the Company of the loan of the proceeds of the Series 1989 Bonds and further provides (i) for the Company's repayment obligation to be evidenced by the Company's Note, Series 1989 (the "Series 1989 Note") and (ii) such loan and the Series 1989 Note to be secured by the lien and security interest therein provided for, (iii) for such loan and the Series 1989 Note to be further secured by the execution and delivery of the Collateral Assignment of Rents and Leases between the Company and the Trustee (as defined in the Loan Agreement) and (iv) for the issuance of the Letter of Credit (as defined in the Loan Agreement) under the Credit Agreement to be dated as of the date of closing of this transaction, such date to be no



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later than ninety (90) days from the date of this Special Ordinance (the "Credit Agreement") among the Company, Morningside of College Park, and Bank One Indianapolis, NA; and

WHEREAS, pursuant to the Indenture, the Issuer will endorse the Series 1989 Note without recourse and assign certain of its rights under the Loan Agreement as security for the Series 1989 Bonds which are payable solely and only out of the payments to be made by the Company with respect to the Series 1989 Note, and any other Notes issued under the Loan Agreement except to the extent paid out of Bond proceeds and proceeds of condemnation and insurance and the Letter of Credit issued pursuant to the Credit Agreement; and

WHEREAS, the Indianapolis Economic Development Commission on October 11, 1989 adopted a Resolution which Resolution has been previously transmitted hereto, finding that the current refunding of the Original Bond which was issued to finance the Project which will continue to be owned by Morningside of College Park complies with the purposes and provision of the Act and that such financing will be of benefit to the health and general welfare of the City of Indianapolis and its citizens; and

WHEREAS, the Indianapolis Economic Development Commission has approved the final forms of the 1) Indenture; 2) Loan Agreement; 3) Mortgage; 4) Security Agreement; 5) Land Use Restriction Agreement among the Issuer, the Company and the Trustee; 6) Placement Agreement among the Issuer, the Company, and Bank One, Indianapolis, N.A., as Placement Agent; 7) Preliminary Placement Memorandum; 8) the Credit Agreement (and the form of the Letter of Credit attached thereto as Exhibit A), and 8) the form of the City of Indianapolis Adjustable Rate Demand Economic Development Refunding Revenue Bonds, Series 1989 (Morningside of College Park Project) (the "Bonds") (hereinafter referred to collectively as the "Financing Documents") by Resolution adopted prior in time to this date, which Resolution has been transmitted hereto; now, therefore:

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

SECTION 1. It is hereby found that the current refunding of the financing of the economic development facilities referred to in the Financing Documents consisting of the Project previously approved by the Indianapolis Economic Development Commission now presented to this City-County Council, the issuance and sale of the Series 1989 Bonds, the loan of the net proceeds thereof to the Company for the purposes of affecting the current refunding of the Project, and the repayment of said loan by the company will be of benefit to the health and general welfare of the City of Indianapolis and its citizens and does comply with the purposes and provisions of the Act.

SECTION 2. The forms of the Financing Documents approved by the Indianapolis Economic Development Commission are hereby approved, and all such documents shall be inserted in the minutes of the City-County Council and kept on file by the Clerk of the Council or City Controller. Two (2) copies of the Financing Documents are on file in the office of the Clerk of the Council for public inspection.

SECTION 3. The City of Indianapolis shall issue its Series 1989 Bonds in an aggregate principal amount not to exceed Seven Million One Hundred Thousand dollars (\$7,100,000) for the purpose of procuring funds to loan to the Company in order to affect a current refunding of the Original Bond which Series 1989 Bonds will be payable as to principal, premium, if any, and interest solely from the payments made by the Company on its Series 1989 Note in the principal amount of equal to the aggregate principal amount of the Series 1989 Bonds which will be executed and delivered by the Company to evidence and secure said loan and as otherwise provided in the above described Financing Documents. The Series 1989 Bonds shall never constitute a general obligation of, an indebtedness of, or charge against the general credit of the City of Indianapolis.

SECTION 4. The City Clerk and City Controller are authorized and directed to sell such Series 1989 Bonds to the purchaser or purchasers thereof at a price equal to 100% of the principal amount thereof, plus accrued interest, if any, and at a stated per annum rate of interest as set forth in the Financing Documents. The use of the Placement Memorandum in substantially the same form as the Preliminary Placement Memorandum approved herein is approved for use and distribution by the Placement Agent designated in the Placement Agreement in connection with the marketing of the Series 1989 Bonds.

SECTION 5. The Mayor and City Clerk are authorized and directed to execute those Financing Documents which require the signature of the Mayor and City Clerk approved herein and any other document which may be necessary or desirable to consummate the transaction, and their execution is hereby confirmed on behalf of the City of Indianapolis. The signatures of the Mayor and City Clerk on the Series 1989 Bonds may be facsimile signatures. The City Clerk and City Controller are authorized to arrange for the delivery of such Series 1989 Bonds to the purchaser or purchasers thereof payment for which will be made in the manner set forth in the Financing Documents. The Series 1989 Bonds shall be dated the date of closing this transaction, such date to be no later than ninety (90) days from the date of this Special Ordinance. The Mayor and City Clerk may by their execution of the Financing Documents requiring their signatures and imprinting of their facsimile signatures on the Series 1989 Bonds or their manual signatures thereof, approve changes therein and also in those Financing Documents which do not require the signature of the Mayor and/or City Clerk without further approval of this City-County Council or the Indianapolis Economic Development Commission if such changes do not affect terms set forth in IC 36-7-12-27(a) through (a)(11).

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SECTION 6. The provisions of this ordinance and the Financing Documents shall constitute a contract binding between the City of Indianapolis and the holder of the Series 1989 Bonds and after the issuance of said Series 1989 Bonds, this ordinance shall not be repealed or amended in any respect which would adversely affect the right of such holder so long as said Series 1989 Bonds or the interest thereon remains unpaid.

SECTION 7. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NOS. 586 - 594, 1989. Introduced by Councillor Borst. The Clerk read the proposals entitled "REZONING ORDINANCES certified by the Metropolitan Development Commission on October 20, 1989". The Council did not schedule Proposal Nos. 586 - 594, 1989, for hearing pursuant to IC 36-7-4-608. Proposal Nos. 586 - 594, 1989, were retitled REZONING ORDINANCE NOS. 197 - 205, 1989, and are identified as follows:

REZONING ORDINANCE NO. 197, 1989. 89-Z-177 (AMENDED) WASHINGTON TOWNSHIP COUNCILMANIC DISTRICT NO. 6  
6524 NORTH CARROLLTON AVENUE, INDIANAPOLIS.

LAUREL R. WOODARD, by Constance J. Goodwin, requests the rezoning of .177 acre, being in the D-4 district, to the C-3 classification, amended to C-1, to provide for retail and office uses.

REZONING ORDINANCE NO. 198, 1989. 89-Z-180 FRANKLIN TOWNSHIP COUNCILMANIC DISTRICT NO. 13  
5450 EAST THOMPSON ROAD, INDIANAPOLIS.

ENCORE III, by Raymond Good, requests the rezoning of 11.2 acres, being in the A-2 district, to the D-6 II classification to provide for the development of apartments.

REZONING ORDINANCE NO. 199, 1989. 89-Z-181 CENTER TOWNSHIP COUNCILMANIC DISTRICT NO. 22  
215 NORTH CLEVELAND STREET, INDIANAPOLIS.

ALLRIGHT PARKING OF INDIANAPOLIS, INC., by Stephen A. Backer, requests the rezoning of 0.20 acre, being in the I-3-U/RC/HPS district, to the CBD-2/RC/HPS classification to provide for a commercial parking lot.

REZONING ORDINANCE NO. 200, 1989. 89-Z-182 WARREN TOWNSHIP COUNCILMANIC DISTRICT NO. 5  
10809 EAST 21ST STREET, INDIANAPOLIS.

JUSTUS HOME BUILDERS, INC., by Thomas Michael Quinn, requests the rezoning of 34.78 acres, being in the A-2 district, to the D-4 classification to provide for the development of a detached single-family residential subdivision.

REZONING ORDINANCE NO. 201, 1989. 89-Z-187 CENTER TOWNSHIP COUNCILMANIC DISTRICT NO. 21  
550 SOUTH CAPITOL AVENUE, INDIANAPOLIS.

HAVENS-KOSTEN REALTY, by Stephen D. Mears, requests the rezoning of 2.75 acres, being in the I-3-U/RC district, to the CBD-2/RC classification to provide for a hotel.

REZONING ORDINANCE NO. 202, 1989. 89-Z-190 WARREN TOWNSHIP COUNCILMANIC DISTRICT NO. 13  
10612 EAST WASHINGTON STREET, INDIANAPOLIS.

WASHINGTON PARK CEMETERY ASSOCIATION, INC., by Wilson S. Stober, requests the rezoning of 0.7 acre, being in the C-1 district, to the SU-10 classification to provide for the construction of a cemetery administrative building.

REZONING ORDINANCE NO. 203, 1989. 89-Z-193 WARREN TOWNSHIP COUNCILMANIC DISTRICT NO. 12  
2525 NORTH SHADELAND DRIVE, INDIANAPOLIS.

WESTERN SELECT PROPERTIES L.P., by Jeffrey A. Abrams, requests the rezoning of 31.5 acres, being in the C-S and I-3-S district, to the C-S classification to provide for a truck terminal.

REZONING ORDINANCE NO. 204, 1989. 89-Z-201 WASHINGTON TOWNSHIP COUNCILMANIC DISTRICT NO. 6  
5520 NORTH MERIDIAN STREET, INDIANAPOLIS.

MERIDIAN STREET UNITED METHODIST CHURCH, by Harry F. McNaught, Jr., requests the rezoning of 0.5 acres, being in the SU-1 district, to the D-2 classification to legally establish the use of an existing 2 1/2 story residence.

REZONING ORDINANCE NO. 205, 1989. 89-Z-217 WASHINGTON TOWNSHIP COUNCILMANIC DISTRICT NO. 6  
5503 NORTH ILLINOIS STREET, INDIANAPOLIS.

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UNITED METHODIST CHURCH, by Harry F. McNaught, requests the rezoning of 0.2 acre, being in the D-2 district, to the SU-1 classification to provide for the expansion of a church parking lot.

**SPECIAL ORDERS - PUBLIC HEARING**

PROPOSAL NO. 495, 1989. The proposal appropriates \$800,000 for the Decatur Township Assessor to pay reassessment ISA charges for Marion County Assessors and to purchase PC's that will accommodate IMAGIS needs. Councillor Cottingham reported that the County and Townships Committee has not yet heard Proposal No. 495, 1989, and he asked that the proposal be postponed until November 6, 1989. Without objection, Proposal No. 495, 1989, was postponed.

PROPOSAL NO. 496, 1989. Councillor Cottingham reported that the County and Townships Committee heard Proposal No. 496, 1989, on October 10, 1989. The proposal transfers and appropriates \$7,000 for the Decatur Township Assessor to purchase supplies, mail reassessment notices, and buy the PC compatible with IM-AGIS. By a 4-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 7:24 p.m. There being no one present to testify, Councillor Cottingham moved, seconded by Councillor Golc, for adoption. Proposal No. 496, 1989, was adopted on the following roll call vote; viz:

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

Proposal No. 496, 1989, was retitled FISCAL ORDINANCE NO. 109, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 109, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional Seven Thousand Dollars (\$7,000) in the Property Reassessment Fund for purposes of the Decatur Township Assessor 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 (o) of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Decatur Township Assessor to purchase supplies, mail reassessment notices, and buy the PC compatible with IMAGIS.

SECTION 2. The sum of Seven Thousand Dollars (\$7,000), 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:

<u>DECATUR TOWNSHIP ASSESSOR</u>	<u>PROPERTY REASSESSMENT FUND</u>
2. Supplies	\$1,000
4. Capital Outlay	6,000
TOTAL INCREASE	\$7,000

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

<u>DECATUR TOWNSHIP ASSESSOR</u>	<u>PROPERTY REASSESSMENT FUND</u>
1. Personal Services	\$7,000

TOTAL REDUCTION

\$7,000

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

PROPOSAL NO. 538, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 538, 1989, on October 11, 1989. The proposal appropriates \$24,853 for the Marion County Community Corrections Agency to lease 50 additional electronic monitoring units and to purchase replacement units in case of equipment losses. By a 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 7:25 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Curry, for adoption. Proposal No. 538, 1989, was adopted on the following roll call vote; viz:

25 YEAS: *Borst, Boyd, Brooks, Clark, Coughenour, Curry, Dowden, Durnil, Giffin, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Ruhmkorff, Schneider, SerVaas, Shaw, Strader, West, Williams*

0 NAYS

4 NOT VOTING: *Cottingham, Mukes-Gaither, Rhodes, Solenberg*

Proposal No. 538, 1989, was retitled FISCAL ORDINANCE NO. 110, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 110, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City- County Fiscal Ordinance No. 93, 1988) appropriating an additional Twenty-four Thousand Eight Hundred Fifty-three Dollars (\$24,853) in the Home Detention Fund for purposes of the Marion County Community Corrections Agency and reducing the unappropriated and unencumbered balance in the Home Detention 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 (aaa) of the City- County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Marion County Community Corrections Agency to lease 50 additional electronic monitoring units and purchase replacement units in case of equipment losses.

SECTION 2. The sum of Twenty-four Thousand Eight Hundred Fifty-three Dollars (\$24,853) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

<u>MARION COUNTY COMMUNITY CORRECTIONS AGENCY</u>	<u>HOME DETENTION FUND</u>
3. Other Services & Charges	\$23,000
4. Capital Outlay	<u>1,853</u>
TOTAL INCREASE	\$24,853

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

	<u>HOME DETENTION FUND</u>
Unappropriated and Unencumbered Home Detention Fund	\$24,853
TOTAL REDUCTION	\$24,853

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

PROPOSAL NO. 539, 1989. Per Chairman Dowden's request, Councillor Irvin reported that the Public Safety and Criminal Justice Committee heard Proposal No.

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539, 1989, on October 11, 1989. The proposal appropriates \$59,640 for the Marion County Community Corrections Agency to appropriate monies in accordance with the Indiana Department of Corrections Juvenile Grant award for establishment of the Project Challenge Wilderness Survival Program. By a 6-2 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 7:36 p.m.

James Maierson, a resident, stated that he is in full support of this proposal. He believes that the wilderness training program is an excellent alternative to incarceration of the youth.

Larry Veal, a resident, stated his support for the proposal. He explained that it is not a summer camp. This program will allow the youth to become someone and will encourage the youth to have a better life, rather than being incarcerated.

Councillor Borst stated there were two things that bothered him concerning this program: (1) four weeks in the wilderness cannot change someone for the better; and (2) this program cannot change the youth without family support, because after the program is over the youth will return home and continue associating with the same people as before and it will not change anything.

There being no further testimony, Councillor Irvin moved, seconded by Councillor Howard, for adoption. Proposal No. 539, 1989, was adopted on the following roll call vote; viz:

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

Proposal No. 539, 1989, was retitled FISCAL ORDINANCE NO. 111, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 111, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Fifty-nine Thousand Six Hundred Forty Dollars (\$59,640) in the State and Federal Grant Fund for purposes of the Marion County Community Corrections Agency and the County Auditor reducing the unappropriated and unencumbered balance in the State and Federal Grant Fund.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (aaa) and (b) of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Marion County Community Corrections Agency and County Auditor to appropriate monies in accordance with the Indiana Department of Corrections Juvenile Grant award for establishment of the Project Challenge Wilderness Survival Program.

SECTION 2. The sum of Fifty-nine Thousand Six Hundred Forty Dollars (\$59,640) 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:

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<u>MARION COUNTY COMMUNITY CORRECTIONS AGENCY</u>	<u>STATE AND FEDERAL GRANT FUND</u>
1. Personal Services	\$40,590
2. Supplies	10,005
<u>COUNTY AUDITOR</u>	
1. Personal Services (fringes)	<u>9,045</u>
TOTAL INCREASE	\$59,640

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

	<u>STATE AND FEDERAL GRANT FUND</u>
Unappropriated and Unencumbered State and Federal Grant Fund	<u>\$59,640</u>
TOTAL REDUCTION	\$59,640

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

PROPOSAL NO. 540, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 540, 1989, on October 11, 1989. The proposal appropriates \$27,005 for the Marion County Community Corrections Agency to establish the Law Enforcement Restitution Program. By a 4-3-2 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden asked that the proposal be postponed until November 6, 1989. Without objection, Proposal No. 540, 1989, was postponed.

PROPOSAL NO. 542, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 542, 1989, on October 11, 1989. The proposal appropriates \$45,473 for the County Sheriff to continue the Victims Assistance Program. By a 9-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

The President called for public testimony at 7:46 p.m.

Ruth Loftus, a resident, spoke against this proposal. She indicated that she herself had been a victim at one time, and she had not received any assistance or support, and with this type of victim assistance the money can go elsewhere.

Councillor Shaw asked what the current procedure is for the victims assistance program. Joseph Shelton, Director of Public Safety, explained that the victims should call the police and they will file a report and then a follow-up report is given to the victim.

There being no further testimony, Councillor Dowden moved, seconded by Councillor Curry, for adoption. Proposal No. 542, 1989, was adopted on the following roll call vote; viz:

28 YEAS: *Borst, Boyd, Brooks, Cottingham, Clark, Coughenour, Curry, Dowden, Dumil, Giffin, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gather, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Strader, West, Williams*

0 NAYS

1 NOT VOTING: *Solenberg*

Proposal No. 542, 1989, was retitled FISCAL ORDINANCE NO. 112, 1989, and reads as follows:

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CITY-COUNTY FISCAL ORDINANCE NO. 112, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City- County Fiscal Ordinance No. 93, 1988) appropriating an additional Forty-five Thousand Four Hundred Seventy-three Dollars (\$45,473) in the State and Federal Grant Fund for purposes of the County Sheriff and reducing the unappropriated and unencumbered balance in the State and Federal Grant Fund.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (z) of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the County Sheriff to continue the Victims Assistance Program.

SECTION 2. The sum of Forty-five Thousand Four Hundred Seventy-three Dollars (\$45,473) 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 SHERIFF</u>	<u>STATE AND FEDERAL GRANT FUND</u>
1. Personal Services	\$43,320
3. Other Services & Charges	2,153
TOTAL INCREASE	\$45,473

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

	<u>STATE AND FEDERAL GRANT FUND</u>
Unappropriated and Unencumbered	
State and Federal Grant Fund	<u>\$45,473</u>
TOTAL REDUCTION	\$45,473

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**

**SPECIAL ORDERS - FINAL ADOPTION**

PROPOSAL NO. 447, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 447, 1989, on October 18, 1989. The proposal amends the code in regard to Section 2, Merit board, and Section 9, Discipline. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it be stricken. Councillor Dowden moved, seconded by Councillor Shaw, to strike. Proposal No. 447, 1989, was stricken by consent.

PROPOSAL NO. 537, 1989. Councillor Shaw reported that the Public Safety and Criminal Justice Committee heard Proposal No. 537, 1989, on October 18, 1989. The proposal amends the Code establishing a Citizens Police Complaint office and repeals Section 8, Appendix B, Part IV, dealing with Community Relations office. By a 5-2 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Clark moved, seconded by Councillor Giffin, to amend Section 3-305 of the proposal, by: (1) changing Section 3-305 (b) (last sentence) to read "The Mayor shall appoint three members, and the City-County Council shall appoint three members."; (2) deleting paragraphs (b)(1) through (b)(6), and all of (c) and (d); (3) changing paragraph (e) to read as "(c)" and (f) to read as "(d)"; and (4) changing the word "Mayor" in (d) to read as "appointing officials".

Following further comments, Councillor Durnil moved, seconded by Councillor Gilmer, to cut off the debate. Consent was given.

Proposal No. 537, 1989, was amended on the following roll call vote; viz:

*18 YEAS: Borst, Brooks, Clark, Cottingham, Coughenour, Dowden, Durnil, Giffin, Gilmer, Holmes, Irvin, McGrath, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, 10 NAY: Boyd, Curry, Golc, Hawkins, Howard, Jones, Moriarty, Strader, West, Williams 1 NOT VOTING: Solenberg*

The City-County Council meeting was recessed at 8:50 p.m.

The City-County Council meeting convened at 9:00 p.m.

Councillor Gilmer, seconded by Councillor McGrath, called the previous question to cut off all debate. Consent was given.

Councillor Shaw moved, seconded by Councillor Howard, for adoption. Councillor Boyd explained his vote, stating that he does not approve of the "watered down" version of Proposal No. 537, 1989, in lieu of his own Proposal No. 447, 1989, which was stricken. He explained that he and Councillor Williams have been working on this for many months and are disappointed with the new proposal in lieu of their own.

Proposal No. 537, 1989, As Amended, was adopted on the following roll call vote; viz:

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

Proposal No. 537, 1989, As Amended, was retitled GENERAL ORDINANCE NO. 93, 1989, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 93, 1989

A GENERAL ORDINANCE establishing a citizens police complaint process, amending the "Code of Indianapolis and Marion County, Indiana," and repealing Section 8, Appendix B, Part IV.

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 is hereby amended by adopting new sections 3-304 through 3-308 to read as follows:

Sec. 3-304. Citizens Police Complaint office. There shall be established the Citizens Police Complaint Office as a part of the Department of Public Safety. Any complaint of a citizen against a police officer alleging that the officer used profane and abusive language or gestures toward the complainant, intentionally destroyed or damaged the real or personal property of the complainant, exceeded his/her authority as a police officer, or acted in violation of Indianapolis Police Department rules and regulations or orders may be filed in the Citizens Police Complaint Office. Each complaint shall be filed within one-hundred and eighty (180) days of the action giving rise to the complaint, shall be in writing and shall be signed by the person making the complaint who shall affirm under the penalties for perjury that the representations contained therein are true.

Sec. 3-305. Citizens Police Complaint Board established. There shall be established a Citizens Police Complaint Board composed of nine (9) members to be appointed by the Mayor.

(a) Three (3) of these members shall be representatives of the Indianapolis Police Department. The Mayor shall appoint as one (1) of these three (3) members the officer who heads the Community Relations Unit of the



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Police Department. The Mayor shall appoint as the second of these three (3) members an officer chosen from a list of three (3) names provided by the Indianapolis Fraternal Order of Police Lodge No. 86, Inc. The Mayor shall appoint as the third of these three (3) members any other active member of the Indianapolis Police Department holding the rank of sergeant or below.

(b) Six (6) of these members shall be citizens who are residents of the police special service district. The Mayor shall appoint three members, and the City-County Council shall appoint three members.

(c) The Mayor shall select one (1) member to serve as president of the Citizens Police Complaint Board.

(d) All members shall serve at the pleasure of the appointing officials.

Sec. 3-306. Duties of Citizens Police Complaint Board.

The Citizens Police Complaint Board shall meet as often as necessary to consider all complaints which it deems appropriate to process and review, but no less than quarterly. The Citizens Police Complaint Board shall set rules for its governance and shall establish its procedures for processing complaints and for ensuring notification to citizens of the status and disposition of their complaints.

Sec. 3-307. Executive Direct Staffing.

(a) The Director of the Department of Public Safety shall appoint a full-time Executive Director of the Citizens Police Complaint Office. The Executive Director shall be supervised by and subject to review and evaluation by the Director of Public Safety, in consultation with the members of the Citizens Police Complaint Board. The duties of the Executive Director shall include:

(1) managing the Citizens Police Complaint Office, including its staff;

(2) reviewing and screening complaints filed in the Citizens Police Complaint Office to determine which complaints merit consideration by the Citizens Police Complaint Board; and

(3) enhancing communications and good will between the police and the citizenry.

(b) The Executive Director shall have the full support, cooperation and investigative help of the Internal Affairs Section of the Indianapolis Police Department and shall be in regular communication with the Chief of Police. The Executive Director may make recommendations to the Chief of Police concerning matters of conduct and recurring issues that are processed by the Citizens Police Complaint Office. The Executive Director shall also provide periodic reports for publication in the Police Annual Report.

(c) Staffing and budget recommendations for the Citizens Police Complaint Office shall be made by the Director of Public Safety in consultation with the Executive Director.

Sec. 3-308. Complaint Procedures.

(a) Upon the filing of a complaint, the Executive Director shall immediately notify the Chief of Police or the Chief's designee of the general nature of the complaint and shall immediately forward a copy of the complaint to the officer involved. The Executive Director may then recommend to the Chief of Police that an investigation of the complaint be conducted by the Internal Affairs Section. The Executive Director, on behalf of the Citizens Police Complaint Board, may conduct his/her own investigation, either instead of or simultaneously with any investigation by the Internal Affairs Section. Alternately, the Executive Director may attempt to resolve a complaint without investigation.

(b) If a complaint is sustained by the Internal Affairs Section, the disposition of the complaint shall be communicated to the Executive Director and the Chief of Police. The Citizens Police Complaint Board through the Executive Director may, within three (3) days of receipt of the disposition, provide its comments about the adequacy of the investigation to the Chief of Police and to the Board of Captains, if convened by the Chief, for consideration. If a complaint is sustained by the Citizens Police Complaint Board following investigation by the Executive Director, such findings shall be communicated to the Chief of Police.

(c) If the complaint is not sustained by the Internal Affairs Section, such disposition shall be communicated to the Executive Director and the Citizens Police Complaint Board which may then proceed in one or more of the following ways:

(1) The Executive Director and the Citizens Police Complaint Board may conduct their own investigation, if they have not already done so; and/or

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(2) The Executive Director and the Citizens Police Complaint Board may request that the Chief of Police and/or the Internal Affairs Section reopen the investigation or reconsider the disposition of the complaint; and/or

(3) (i) The Citizens Police Complaint Board may conduct an informal administrative hearing on the complaint. The Citizens Police Complaint Board shall fix the time and place of such hearing which shall be held within one hundred and eighty (180) calendar days from the date the complaint is accepted by the Citizens Police Complaint Office. The Citizens Police Complaint Office shall give written notice to all parties and witnesses at least fifteen (15) days in advance of the scheduled hearing.

(ii) For the purpose of any hearing before it, the Citizens Police Complaint Board shall have the power to subpoena witnesses which power shall be enforceable by the Marion County circuit or superior courts but shall have no disciplinary powers. Any police officer ordered to appear before the Citizens Police Complaint Board may be represented by counsel. After hearing the evidence, the Citizens Police Complaint Board shall, by majority vote, determine whether or not such complaint shall be presented to the Chief of Police for further action, if any, pursuant to Sec. 3-319 of the Code of Indianapolis and Marion County, Indiana.

(d) The ultimate authority to decide whether or not to sustain a complaint and discipline a police officer shall remain with the Chief of Police subject to review by the Indianapolis Civilian Police Merit Board, if permitted or required by law.

SECTION 2. Section 8 of Part IV of Appendix B of the Code of Indianapolis and Marion County, Indiana, is hereby superceded and repealed.

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

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

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

PROPOSAL NOS. 347, 512, 546, 547, 548, and 550, 1989. Councillor Gilmer reported that the Transportation Committee heard Proposal Nos. 347, 512, 546, 547, 548, and 550, 1989, on October 18, 1989. Proposal No. 347, 1989, amends the Code by authorizing a weight limit restriction on Franklin Road from Washington Street to 21st Street. Proposal No. 512, 1989, amends the Code by authorizing a four-way stop at the intersection of Alabama Street and 13th Street. Proposal No. 546, 1989, amends the Code by authorizing a stop sign on Harding Street at Thompson Road. Proposal No. 547, 1989, amends the Code by authorizing a traffic signal at the intersection of Sherman Drive and Stop 11 Road. Proposal No. 548, 1989, amends the Code by authorizing a 4-way stop at the intersection of North Street and Tuxedo Street. Proposal No. 550, 1989, amends the Code by authorizing a 4-way stop at the intersections of Tuxedo Street and 11th Street and Tuxedo Street and 13th Street. By 4-0 votes, the Committee reported Proposal Nos. 546, 547, 548, and 550, 1989, to the Council with the recommendation that they do pass. By a 3-0-1 vote, Proposal No. 347, 1989, was reported with the recommendation that it do pass, and by a 4-0 vote, Proposal No. 512, 1989, was reported with the recommendation that it do pass as amended. Councillor Gilmer moved, seconded by Councillor McGrath, for adoption. Proposal Nos. 347, 512, 546, 547, 548, and 550, 1989, were adopted on the following roll call vote; viz:

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

*0 NAYS*

*3 NOT VOTING: Howard, Shaw, Solenberg*

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Proposal No. 347, 1989, was retitled GENERAL ORDINANCE NO. 94, 1989, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 94, 1989

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-224, Trucks on certain streets restricted.

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 29-224, Trucks on certain streets restricted, be, and the same is hereby amended by the addition of the following, to wit:

11,000 POUNDS GROSS WEIGHT

Franklin Road, from Washington Street to 21st Street

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

Proposal No. 512, 1989, was retitled GENERAL ORDINANCE NO. 95, 1989, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 95, 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>
25, Pg. 1	Alabama St & 13th St	Alabama 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>
25, Pg. 1	Alabama St & 13th St	None	4-way stop with flasher

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

Proposal No. 546, 1989, was retitled GENERAL ORDINANCE NO. 96, 1989, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 96, 1989

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

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 control changes, be, and the same is hereby amended by the addition of the following, to wit:

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<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
38, Pg. 1	Harding St & Thompson	Thompson Rd	Stop

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

Proposal No. 547, 1989, was retitled GENERAL ORDINANCE NO. 97, 1989, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 97, 1989

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

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 control changes, 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>
47, Pg. 3	Sherman Dr & Stop 11 Rd	None	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection control changes, 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>
47, Pg. 3	Sherman Dr & Stop 11 Rd	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. 548, 1989, was retitled GENERAL ORDINANCE NO. 98, 1989, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 98, 1989

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

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 control changes, 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>
26, Pg. 15	North St & Tuxedo St	North St	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection control changes, 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>
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CITY-COUNTY FISCAL ORDINANCE NO. 113, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional Two Hundred Twenty-five Thousand Dollars (\$225,000) in the County General Fund for purposes of the Marion County Healthcare Center and reducing certain other appropriations for that Center.

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 (L) of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Marion County Healthcare Center to cover a shortage in the supply budget and increase Contractual Services for continued laundry service, computer consulting, physician service, pharmacy service and physical therapy.

SECTION 2. The sum of Two Hundred Twenty-five Thousand Dollars (\$225,000) 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:

<u>MARION COUNTY HEALTHCARE CENTER</u>	<u>COUNTY GENERAL FUND</u>
2. Supplies	\$ 65,000
3. Other Services & Charges	<u>160,000</u>
TOTAL INCREASE	\$225,000

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

<u>MARION COUNTY HEALTHCARE CENTER</u>	<u>COUNTY GENERAL FUND</u>
1. Personal Services	\$ 40,000
4. Capital Outlay	<u>185,000</u>
TOTAL REDUCTION	\$225,000

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

PROPOSAL NO. 536, 1989. Councillor Cottingham reported that the County and Townships Committee heard Proposal No. 536, 1989, on October 10, 1989. The proposal transfers and appropriates \$100,000 for the Clerk of the Circuit Court to hire temporary personnel to begin the conversion process of existing docket books into JUSTIS Phase II. By a 4-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Cottingham moved, seconded by Councillor Gilmer, for adoption. Proposal No. 536, 1989, was adopted on the following roll call vote; viz:

22 YEAS: *Borst, Cottingham, Coughenour, Curry, Dowden, Dumil, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, West*

1 NAY: *Williams*

6 NOT VOTING: *Boyd, Brooks, Clark, Giffin, Solenberg, Strader*

Proposal No. 536, 1989, was retitled FISCAL ORDINANCE NO. 114, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 114, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional One Hundred Thousand Dollars (\$100,000) in the County General Fund for purposes of the Clerk of the Circuit Court and reducing certain other appropriations for that Department.

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

October 23, 1989

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (d) of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Clerk of the Circuit Court to transfer funds for hiring temporary personnel to begin the conversion process of existing docket books into JUSTIS Phase II.

SECTION 2. The sum of One Hundred Thousand Dollars (\$100,000) 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:

<u>CLERK OF THE CIRCUIT COURT</u>	<u>COUNTY GENERAL FUND</u>
3. Other Services & Charges	\$100,000
TOTAL INCREASE	\$100,000

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

<u>CLERK OF THE CIRCUIT COURT</u>	<u>COUNTY GENERAL FUND</u>
1. Personal Services	\$100,000
TOTAL REDUCTION	\$100,000

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

PROPOSAL NO. 541, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 541, 1989, on October 11, 1989. The proposal transfers and appropriates \$26,640 for the Marion County Community Corrections Agency to allow for the leasing of 70 electronic surveillance wristlet units. By a 8-1 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. 541, 1989, was adopted on the following roll call vote; viz:

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

*0 NAYS*

*1 NOT VOTING: Solenberg*

Proposal No. 541, 1989, was retitled FISCAL ORDINANCE NO. 115, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 115, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional Twenty-six Thousand Six Hundred Forty Dollars (\$26,640) in the County Correction Fund for purposes of the Marion County Community Corrections Agency and reducing certain other appropriations for that Agency.

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 (aaa) of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Marion County Community Corrections Agency to allow for the leasing of 70 electronic surveillance wristlet units.

SECTION 2. The sum of Twenty-six Thousand Six Hundred Forty Dollars (\$26,640) 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>MARION COUNTY COMMUNITY CORRECTIONS AGENCY</u>	<u>COUNTY CORRECTION FUND</u>
3. Other Services & Charges	\$26,640
TOTAL INCREASE	\$26,640

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

<u>MARION COUNTY COMMUNITY CORRECTIONS AGENCY</u>	<u>COUNTY CORRECTION FUND</u>
4. Capital Outlay	\$26,640
TOTAL REDUCTION	\$26,640

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

PROPOSAL NO. 543, 1989. Councillor Coughenour reported that the Public Works Committee heard Proposal No. 543, 1989, on October 12, 1989. The proposal transfers and appropriates \$500,000 for the Department of Public Works, Liquid Waste Operations, to purchase computers for the IMAGIS consortium. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Coughenour moved, seconded by Councillor Boyd, for adoption. Proposal No. 543, 1989, was adopted on the following roll call vote; viz:

24 YEAS: Borst, Boyd, Brooks, Cottingham, Coughenour, Curry, Durnil, Giffin, Gilmer, Golc, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, Ser-Vaas, Shaw, Strader, West, Williams

0 NAYS

5 NOT VOTING: Clark, Dowden, Hawkins, Schneider, Solenberg

Proposal No. 543, 1989, was retitled FISCAL ORDINANCE NO. 116, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 116, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional Five Hundred Thousand Dollars (\$500,000) in the Sanitation General Fund for purposes of the Department of Public Works Liquid Waste Operations and reducing certain other appropriations for that division.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Public Works Liquid Waste Operations to transfer money to purchase computers for the IMAGIS consortium.

SECTION 2. The sum of Five Hundred Thousand Dollars (\$500,000) 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:

<u>DEPARTMENT OF PUBLIC WORKS</u>	
<u>LIQUID WASTE OPERATIONS</u>	<u>SANITATION GENERAL FUND</u>
3. Other Services & Charges	\$500,000
TOTAL INCREASE	\$500,000

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

<u>DEPARTMENT OF PUBLIC WORKS</u>	
<u>LIQUID WASTE OPERATIONS</u>	<u>SANITATION GENERAL FUND</u>
4. Capital Outlay	\$500,000
TOTAL REDUCTION	\$500,000

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

PROPOSAL 549, 1989. Councillor Gilmer reported that the Transportation Committee heard Proposal No. 549, 1989, on October 18, 1989. The proposal amends the Code by authorizing intersection controls in the Robertson Village, Sunset Lake, and Har-



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bour Pines N. subdivision. By a 4-0 vote, the Committee reported the proposal to the Council with the recommendation that it be stricken. Councillor Gilmer moved, seconded by Councillor McGrath, to strike. Proposal No. 549, 1989, was stricken by consent.

### NEW BUSINESS

President SerVaas announced that this was the last opportunity for changes for the 1990 calendar of meetings. If anyone has problems they are to contact the council office immediately.

### ANNOUNCEMENTS AND ADJOURNMENT

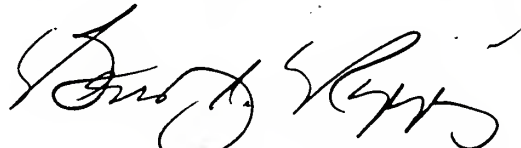
There being no further business, upon motion duly made and seconded, the meeting adjourned at 8:45 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-County Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 23rd day of October, 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)