

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

**REGULAR MEETINGS  
MONDAY, JULY 1, 1991**

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 7:08 p.m. on Monday, July 1, 1991, with Councillor SerVaas presiding.

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

President SerVaas welcomed back Councillor Hawkins.

**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:

*28 PRESENT: Borst, Boyd, Clark, Cottingham, Coughenour, Curry, Dowden, Giffin, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, Strader, West, Williams*  
*1 ABSENT: Brooks*

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

**OFFICIAL COMMUNICATIONS**

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

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

Ladies and Gentlemen:

*Journal of the City-County Council*

You are hereby notified that REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils, will be held in the City-County Building, in the Council Chambers, on Monday, July 1, 1991, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,  
s/Beurt SerVaas  
Beurt SerVaas, President  
City-County Council

June 18, 1991

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, June 20, 1991, a copy of NOTICE TO TAXPAYERS of a Public Hearing on Proposal Nos. 307 and 313, 1991, to be held on Monday, July 1, 1991, at 7:00 p.m., in the City-County Building.

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

June 24, 1991

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-Dick, the following ordinances and resolutions:

FISCAL ORDINANCE NO. 39, 1991, amending the City-County Annual Budget for 1991 (City-County Fiscal Ordinance No. 95, 1990) appropriating an additional Two Thousand Dollars (\$2,000) in the State and Federal Grants Fund for purposes of the County Sheriff and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

FISCAL ORDINANCE NO. 40, 1991, amending the City-County Annual Budget for 1991 (City-County Fiscal Ordinance No. 95, 1990) appropriating an additional Two Hundred Fifteen Thousand Dollars (\$215,000) in the Public Safety Escrow Fund for purposes of the County Auditor and reducing the unappropriated and unencumbered balance in the Public Safety Escrow Fund.

FISCAL ORDINANCE NO. 41, 1991, amending the City-County Annual Budget for 1991 (City-County Fiscal Ordinance No. 95, 1990) appropriating an additional Four Hundred Forty-five Thousand One Hundred Forty-three Dollars (\$445,143) in the State and Federal Grants Fund for purposes of the Prosecuting Attorney, County Sheriff, County Auditor and the Marion County Justice Agency and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

FISCAL ORDINANCE NO. 42, 1991, amending the City-County Annual Budget for 1991 (City-County Fiscal Ordinance No. 95, 1990), appropriating an additional Thirteen Thousand Six Hundred Thirty Dollars (\$13,630) in the Home Detention User Fee Fund for purposes of the Marion County Community Corrections and reducing the unappropriated and unencumbered balance in the Home Detention User Fee Fund.

FISCAL ORDINANCE NO. 43, 1991, amending the City-County Annual Budget for 1991 (City-County Fiscal Ordinance No. 95, 1990), transferring and appropriating an additional Five Thousand Five Hundred Dollars (\$5,500) in the Consolidated County Fund for purposes of the Department of Metropolitan Development Planning Division and reducing certain other appropriations for that division.

GENERAL ORDINANCE NO. 71, 1991, amending the "Code of Indianapolis and Marion County, Indiana," Section 29-92, Schedule of intersection controls.

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GENERAL ORDINANCE NO. 72, 1991, amending the "Code of Indianapolis and Marion County, Indiana," Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 73, 1991, amending the "Code of Indianapolis and Marion County, Indiana," Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 74, 1991, amending the "Code of Indianapolis and Marion County, Indiana," Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 75, 1991, amending the "Code of Indianapolis and Marion County, Indiana," Section 29-267, Parking prohibited at all times on certain streets.

GENERAL ORDINANCE NO. 76, 1991, amending the "Code of Indianapolis and Marion County, Indiana," Section 29-224, Trucks on certain streets restricted.

SPECIAL ORDINANCE NO. 5, 1991, authorizing the City of Indianapolis to issue its First Lien Economic Development Revenue Bonds, Series 1991 (The Home Place II Project), in the aggregate principal amount not to exceed One Million Seven Hundred Fifty Thousand Dollars (\$1,750,000) and approving and authorizing other actions in respect thereto.

SPECIAL ORDINANCE NO. 6, 1991, authorizing the City of Indianapolis to issue its Adjustable Rate Industrial Development Revenue Bonds, Series 1991 (Standard Change-Makers, Inc. Project), in the aggregate principal amount of Two Million Two Hundred Thousand Dollars (\$2,200,000) and approving and authorizing other actions in respect thereto.

SPECIAL RESOLUTION NO. 60, 1991, approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

SPECIAL RESOLUTION NO. 61, 1991, amending City-County Special Resolution No. 84, 1990 and approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

SPECIAL RESOLUTION NO. 62, 1991, authorizing the Controller to transfer amounts from Consolidated City funds anticipated to have a surplus to funds anticipated to have a deficit during calendar year 1991 and authorizing the Marion County Treasurer to transfer amounts from Marion County, Indiana funds anticipated to have a surplus, to funds anticipated to have a deficit during calendar year 1991 and authorizing the Marion County Treasurer to transfer amounts from Marion County, Indiana funds anticipated to have a surplus to funds anticipated to have a deficit during calendar year 1991.

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

### **ADOPTION OF THE AGENDA**

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

### **APPROVAL OF JOURNALS**

President SerVaas called for additions or corrections to the Journal of June 17, 1991. There being no additions or corrections, the minutes were approved as distributed.

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

PROPOSAL NO. 308, 1991. Councillor Ruhmkorff reported that the Community Affairs Committee heard Proposal No. 308, 1991 on June 19, 1991. The proposal appoints Lelia Smith to the Marion County Commission on Youth. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Ruhmkorff

moved, seconded by Councillor Curry, for adoption. Proposal No. 308, 1991 was adopted by unanimous voice vote.

Proposal No. 308, 1991 was retitled COUNCIL RESOLUTION NO. 46, 1991 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 46, 1991

A COUNCIL RESOLUTION appointing Lelia Smith to the Marion County Commission on Youth.

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

SECTION 1. As a member of the Marion County Commission on Youth, the Council appoints:

Lelia Smith

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 her respective successor is appointed and has qualified.

PROPOSAL NO. 319, 1991. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 319, 1991 on June 26, 1991. The proposal appoints Susie Davie to the Marion County Community Corrections Advisory Board. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Shaw, for adoption. Proposal No. 319, 1991 was adopted by unanimous voice vote.

Proposal No. 319, 1991 was retitled COUNCIL RESOLUTION NO. 47, 1991 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 47, 1991

A COUNCIL RESOLUTION appointing Susie Davie to the Marion County Community Corrections 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 Marion County Community Corrections Advisory Board the Council appoints:

Susie Davie

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1993. The person appointed by this resolution shall serve at the pleasure of the Council and until her respective successor is appointed and has qualified.

Councillor Rhodes asked for consent to advance Proposal No. 185, 1991 on the agenda and hear it immediately following the Introduction of Proposals. Consent was given.

### INTRODUCTION OF PROPOSALS

PROPOSAL NO. 328, 1991. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Donald R. Hudson to the Indianapolis-Marion County Building Authority Board of Trustees"; and the President referred it to the Administration Committee.

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PROPOSAL NO. 329, 1991. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Elizabeth M. Gunn to the Indianapolis-Marion County Public Library Board"; and the President referred it to the Municipal Corporations Committee.

PROPOSAL NO. 330, 1991. Introduced by Councillor Holmes. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION approving the leasing of certain real estate of the Department of Parks and Recreation"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 331, 1991. Introduced by Councillor Holmes. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating \$52,000 for the Department of Parks and Recreation, Parks Management Division, to pay an outside contractor for the removal of 200 trees and the planting of 100 trees"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 332, 1991 . Introduced by Councillor Holmes. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$45,000, which is a donation from the Indianapolis Power and Light Company, for the Department of Parks and Recreation, Parks Management Division, to pay an outside contractor to plant 300-400 trees along the street right-of-ways"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 333, 1991. Introduced by Councillor Holmes. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$11,500, which is a grant from Lilly Endowment, for the Department of Parks and Recreation, Recreation and Sports Facilities Division, to fund various youth workshops at Freetown Village"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 334, 199. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$24,436 for the Superior Court, Juvenile Division/Detention Center, to purchase additional items for the computer system"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 335, 1991. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$178,178 for the Superior Court, Juvenile Division/Detention Center, to fund the operating costs at the Youth Center"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 336, 1991. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$297,810 in the County Corrections Fund for the Auditor, Sheriff, Community Corrections, and the Justice Agency to provide for various programs for the fiscal year 1991-92"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 337, 1991. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code concerning the disposal of vehicles declared abandoned by the Indianapolis Police

Department"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 338, 1991. Introduced by Councillor Howard. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing an intersection control at Riverside Drive and 29th Street (District 9)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 339, 1991. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION appointing Tony Buford to the Board of Public Works"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 340, 1991. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION appointing Daniel C. Cartwright to the Indianapolis Public Transportation Corporation Board"; and the President referred it to the Municipal Corporations Committee.

PROPOSAL NO. 341, 1991. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Arthur E. Kelly to the Juvenile Detention Center Advisory Board"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 342, 1991. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION appointing Melanie A. Schlegelmilch to the Juvenile Detention Center Advisory Board"; and the President referred it to the Public Safety and Criminal Justice Committee.

### **SPECIAL ORDERS - PRIORITY BUSINESS**

PROPOSAL NOS. 343-350, 1991. Introduced by Councillor Borst. The Clerk read the proposals entitled: "REZONING ORDINANCES certified by the Metropolitan Development Commission on June 28, 1991". The Council did not schedule Proposal Nos. 343-350, 1991 for hearing pursuant to IC 36-7-4-608. Proposal Nos. 343-350, 1991 were retitled REZONING ORDINANCE NOS. 75-82, 1991 and are identified as follows:

REZONING ORDINANCE NO. 75, 1991. 91-Z-48 FRANKLIN TOWNSHIP  
COUNCILMANIC DISTRICT NO. 25  
5601 EAST STOP ELEVEN ROAD (APPROXIMATE ADDRESS), INDIANAPOLIS.  
HENRY C. AND JEANETTE BODENREIDER, by Michael J. Kias, requests the rezoning of 25.9 acres, being in the D-A/FP district, to the D-6II/FP classification to provide for multi-family residential development.

REZONING ORDINANCE NO. 76, 1991. 91-Z-50 FRANKLIN TOWNSHIP  
COUNCILMANIC DISTRICT NO. 25  
5619 EAST STOP ELEVEN ROAD (APPROXIMATE ADDRESS), INDIANAPOLIS.  
HENRY C. AND JEANETTE BODENREIDER, by Michael J. Kias, requests the rezoning of 12.7 acres, being in the D-A district, to the C-1 classification to provide for commercial development.

REZONING ORDINANCE NO. 77, 1991. 91-Z-51 FRANKLIN TOWNSHIP  
COUNCILMANIC DISTRICT NO. 25  
5609 EAST STOP ELEVEN ROAD (APPROXIMATE ADDRESS), INDIANAPOLIS.  
HENRY C. AND JEANETTE BODENREIDER, by Michael J. Kias, requests the rezoning of 54.4 acres, being in the D-A district, to the D-3 classification to provide for the development of a single-family residential subdivision by platting.

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REZONING ORDINANCE NO. 78, 1991. 91-Z-63 FRANKLIN TOWNSHIP

COUNCILMANIC DISTRICT NO. 13

10551 EAST THOMPSON ROAD, INDIANAPOLIS.

FRANKLIN TOWNSHIP COMMUNITY SCHOOL CORPORATION requests the rezoning of 30 acres, being in the D-A district, to the SU-2 classification to provide for the construction of an elementary school.

REZONING ORDINANCE NO. 79, 1991. 91-Z-67 CENTER TOWNSHIP

COUNCILMANIC DISTRICT NO. 22

951 NORTH ALABAMA STREET (APPROXIMATE ADDRESS), INDIANAPOLIS.

JOHN T. WATSON, by the Department of Metropolitan Development, Division of Economic and Housing Development, requests the rezoning of 1.28 acres, being in the C-4/RC district, to the D-8/RC classification to provide for residential development.

REZONING ORDINANCE NO. 80, 1991. 91-Z-68 WAYNE TOWNSHIP

COUNCILMANIC DISTRICT NO. 19

1501-1509 SOUTH HIGH SCHOOL ROAD, INDIANAPOLIS.

DEE WILSON, by Michael J. Kias, requests the rezoning of 1.75 acres, being in the D-4 district, to the C-5 classification to provide for commercial development.

REZONING ORDINANCE NO. 81, 1991. 91-Z-71 WASHINGTON TOWNSHIP

COUNCILMANIC DISTRICT NO. 6

4609 NORTH CAPITOL AVENUE, INDIANAPOLIS.

FAIRVIEW PRESBYTERIAN CHURCH, INC. requests the rezoning of 1.3 acres, being in the D-5 district, to the SU-1 classification to provide for zoning to conform to the existing use.

REZONING ORDINANCE NO. 82, 1991. 91-Z-87 WAYNE TOWNSHIP

COUNCILMANIC DISTRICT NO. 18

4790 WEST 16TH STREET, INDIANAPOLIS.

INDIANAPOLIS MOTOR SPEEDWAY CORPORATION, by James B. Burroughs, requests the rezoning of 28.68 acres, being in the D-A/FP district, to the C-S/FP classification to provide for the development of a maintenance facility.

## SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 185, 1991. This proposal amends the Code concerning taxi and limousine service and the duties of licensed taxi drivers. Councillor Rhodes moved, seconded by Councillor Moriarty, to return the proposal to Committee.

Councillor Williams said that the Committee has worked on this proposal for many hours and it is her opinion that it is a bad idea that they are trying to make better.

Councillor Schneider said that he agrees with Councillor Williams but is not sure that this falls within the purview of civil government to try to mend it. He asked Councillor Rhodes if it is his intention to go into the Committee with a reduced percentage on shared rides lower than 80% or if the Committee will concentrate on other portions of the proposal. Councillor Rhodes replied that there are approximately 20 items that will be discussed in the Committee meeting.

Councillor Moriarty said that she is glad to see the proposal going back to the Committee because there is a lot more work to be completed.

Councillor Clark said that maybe another City Council worked on this problem in another area and we could use their findings and incorporate them into our process. Councillor Rhodes replied that those items have been researched and that the City Legal Department and the Licensing Department, when drafting this ordinance, took into consideration other ordinances from around the country.

President SerVaas said that he hopes that the Committee will take a different view of the proposal and he hopes that neither side will "win". He added that the Committee has given everyone a chance to be heard but it is more a question of either taxicabs or limousines being winners and losers. He would like to see the public win, and the fares be not so prohibitive that the new services can not co-exist. He wants the Committee to bring back to the Council a piece of legislation they can consider constructively.

President SerVaas asked for a vote on the motion to send Proposal No. 185, 1991 back to Committee. This motion passed by unanimous voice vote.

### **SPECIAL ORDERS - PUBLIC HEARING**

PROPOSAL NO. 294, 1991. The proposal appropriates \$50,103 for the Department of Public Works, Air Pollution Control Division, to 1) pay the salary for an additional asbestos inspector, 2) pay promotional salary increases, and 3) purchase a computer and a monitor analyzer. Councillor Coughenour asked for consent to postpone Proposal No. 294, 1991 until July 22, 1991. Consent was given.

President SerVaas stated that if any Committee is having a problem getting a quorum, the Chairman should contact him and he, along with the Committee on Committees, will make appointments to the Committee.

PROPOSAL NO. 307, 1991. Councillor Rhodes reported that the Administration Committee heard Proposal No. 307, 1991 on June 24, 1991. The proposal appropriates \$250,000 for the Department of Administration, Office of the Director, to pay for the installation of new telephones and consoles in the City-County Building and other locations. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 7:30 p.m. There being no one present to testify, Councillor Rhodes moved, seconded by Councillor Coughenour, for adoption. Proposal No. 307, 1991 was adopted on the following roll call vote; viz:

*23 YEAS: Borst, Clark, Cottingham, Coughenour, Curry, Dowden, Giffin, Gilmer, Golc, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, O'Dell, Rhodes, Ruhmkorff, SerVaas, Solenberg, Strader, West, Williams*

*0 NAYS:*

*5 NOT VOTING: Boyd, Hawkins, Holmes, Schneider, Shaw*

*1 ABSENT: Brooks*

Proposal No. 307, 1991 was retitled FISCAL ORDINANCE NO. 44, 1991, and reads as follows:

#### **CITY-COUNTY FISCAL ORDINANCE NO. 44, 1991**

A FISCAL ORDINANCE amending the City-County Annual Budget for 1991 (City-County Fiscal Ordinance No. 95, 1990,) appropriating an additional Two Hundred Fifty Thousand Dollars (\$250,000) in the City General Fund for purposes of the Department of Administration, Office of the Director and reducing the unappropriated and unencumbered balance in the City General Fund.

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



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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 1991, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Administration, Office of the Director to pay for installation of new telephones and console in the City-County Building and for new locations outside of the City-County Building.

SECTION 2. The sum of be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

DEPARTMENT OF ADMINISTRATION	
<u>OFFICE OF THE DIRECTOR</u>	<u>CITY GENERAL FUND</u>
3. Other Services and Charges	\$250,000
TOTAL INCREASE	\$250,000

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

	<u>CITY GENERAL FUND</u>
Unappropriated and Unencumbered	
City General Fund	\$250,000
TOTAL REDUCTION	\$250,000

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

PROPOSAL NO. 313, 1991. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 313, 1991 on June 26, 1991. The proposal appropriates \$225,000 for the Court Services Agency to cover an increase in 1991 court costs due to an increase in jury trials, death penalty cases and contractual attorney fees. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 7:32 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Curry, for adoption. Proposal No. 313, 1991 was adopted on the following roll call vote; viz:

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

Proposal No. 313, 1991 was retitled FISCAL ORDINANCE NO. 45, 1991 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 45, 1991

A FISCAL ORDINANCE amending the City-County Annual Budget for 1991 (City-County Fiscal Ordinance No. 95, 1990,) appropriating an additional Two Hundred Twenty-five Thousand Dollars (\$225,000) in the County General Fund for purposes of the Court Services Agency and reducing the unappropriated and unencumbered balance in the County General Fund.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (vv) of the City-County Annual Budget for 1991, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Court Services Agency to pay court costs incurred by increases in jury trials, death penalty cases and contractual attorney fees.

SECTION 2. The sum of Two Hundred Twenty-five Thousand Dollars (\$225,000) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

<u>COURT SERVICES AGENCY</u>	<u>COUNTY GENERAL FUND</u>
3. Other Services and Charges	<u>\$225,000</u>
TOTAL INCREASE	\$225,000

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

	<u>COUNTY GENERAL FUND</u>
Unappropriated and Unencumbered	
County General Fund	<u>\$225,000</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.

### SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 190, 1991. Councillor Gilmer reported that the Transportation Committee heard Proposal No. 190, 1991 on May 8 and June 19, 1991. By a 6-0 vote on June 19, 1991, the Committee reported the proposal to the Council with the recommendation that it be stricken. Proposal No. 190, 1991 was stricken by a unanimous voice vote.

PROPOSAL NO. 251, 1991. Councillor Gilmer reported that the Transportation Committee heard Proposal No. 251, 1991 on May 8, June 5 and June 19, 1991. The proposal amends the Code by authorizing a 44-foot loading zone for the I.S.T.A. building on Capitol Avenue (District No. 16). By a 4-3 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Golc moved, seconded by Councillor Gilmer, to return the proposal to the Committee. Proposal No. 251, 1991 was returned to Committee by unanimous voice vote.

PROPOSAL NO. 261, 1991. Councillor Rhodes reported that the Administration Committee heard Proposal No. 261, 1991 on June 24, 1991. The proposal requires for-profit entities with offices in the City-County Building to pay rent and expenses for use of such space. By a 5-1 vote, the Committee reported the proposal to the Council without recommendation.

Councillor Holmes said that the news media can afford to pay the \$16,000 rent and should pay so that taxpayers do not have to carry the burden.

Councillor Clark asked if there is really a need for the press to have offices in the City-County Building. Councillor SerVaas said that the reason the press needs the space is because many people of this establishment frequent the offices in order to conduct interviews and that there is no reason why they can not afford to pay rent.

Councillor Giffin said that he spoke out against this proposal because there is no precedent at the state or federal levels to charge rent; and, open government should have easy access for all media.

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Councillor Coughenour said that some of our corporate citizens are giving the City nice gifts and maybe the newspapers would choose to give the taxpayers of Marion County a gift in lieu of rent.

Councillor Gilmer said that he does not like a Committee bringing the Council a report without a recommendation. Councillor Gilmer moved, seconded by Councillor Williams, to send the proposal back to Committee.

Councillors West and Shaw said that they oppose sending the proposal back to Committee.

Councillor Holmes said that he prefers not to put the Committee through this again. He would like to see this voted up or down tonight and kill the motion to send it back to Committee.

The President called for a voice vote to send Proposal No. 261, 1991 back to Committee. The motion was defeated.

Councillor Holmes moved, seconded by Councillor Shaw, for adoption. Proposal No. 251, 1991 was defeated on the following roll call vote; viz:

*11 YEAS: Clark, Curry, Dowden, Gilmer, Holmes, Irvin, Moriarty, Mukes-Gaither, O'Dell, Shaw, Strader*

*16 NAYS: Borst, Boyd, Cottingham, Coughenour, Giffin, Golc, Howard, Jones, McGrath, Rhodes, Ruhmkorff, Schneider, SerVaas, Solenberg, West, Williams*

*1 NOT VOTING: Hawkins*

*1 NOT PRESENT: Brooks*

PROPOSAL NO. 312, 1991. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 312, 1991 on June 26, 1991. The proposal transfers and appropriates \$3,893 for the Prosecuting Attorney to cover a projected shortfall in the regular salaries account. By a 6-0 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. 312, 1991 was adopted on the following roll call vote; viz:

*24 YEAS: Borst, Boyd, Clark, Coughenour, Curry, Dowden, Giffin, Gilmer, Howard, Holmes, Irvin, Jones, McGrath, Mukes-Gaither, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, Strader, West, Williams*

*0 NAYS:*

*4 NOT VOTING: Cottingham, Golc, Hawkins, Moriarty*

*1 NOT PRESENT: Brooks*

Proposal No. 312, 1991 was retitled FISCAL ORDINANCE NO. 46, 1991 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 46, 1991

A FISCAL ORDINANCE amending the City-County Annual Budget for 1991 (City-County Fiscal Ordinance No. 95, 1990) transferring and appropriating an additional Three Thousand Eight Hundred Ninety-three Dollars (\$3,893) in the State & Federal Grant Fund for purposes of the Prosecuting Attorney 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 (w) of the City-County Annual Budget for 1991, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Prosecuting Attorney to transfer State & Federal Grant Fund - Victim Witness to cover a projected shortfall in the regular salaries account.

SECTION 2. The sum of Three Thousand Eight Hundred Ninety-three Dollars (\$3,893) 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>PROSECUTING ATTORNEY</u>	<u>STATE &amp; FEDERAL GRANT FUND</u>
1. Personal Services	<u>\$3,893</u>
TOTAL INCREASE	\$3,893

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

<u>PROSECUTING ATTORNEY</u>	<u>STATE &amp; FEDERAL GRANT FUND</u>
4. Capital Outlay	<u>\$3,893</u>
TOTAL REDUCTION	\$3,893

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

PROPOSAL NOS. 314, 315, 316, 317 and 318, 1991. Councillor Gilmer asked for consent to vote on the five transportation proposals together. Consent was given. PROPOSAL NO. 314, 1991. The proposal amends the Code by authorizing intersection controls in the Cherry Lake, Fairway Estates, Jellico Twins, and Whispering Pines subdivisions (Districts 5, 13, 25). PROPOSAL NO. 315, 1991. The proposal amends the Code by authorizing intersection controls in the Home Place and Perry Pines subdivisions; at Stratford and Worcester Avenues; and at various other locations (Districts 14, 19, 24). PROPOSAL NO. 316, 1991. The proposal amends the Code by authorizing a traffic signal at the intersection of Lynhurst Drive and Raymond Street (Districts 19 and 21). PROPOSAL NO. 317, 1991. The proposal amends the Code by deleting a one-way traffic flow on Herman Street from Market Street to Ohio Street (District 22). PROPOSAL NO. 318, 1991. The proposal amends the Code by authorizing parking restrictions on Tibbs Avenue in the vicinity of 21st and 22nd Streets (District 17). Councillor Gilmer reported that the Transportation Committee heard Proposal Nos. 314, 315, 316, 317 and 318, 1991 on June 19, 1991. By a 6-0 vote, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Gilmer moved, seconded by Councillor Cottingham, for adoption. Proposal Nos. 314, 315, 316, 317 and 318, 1991 were adopted on the following roll call vote; viz:

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

Proposal No. 314, 1991 was retitled GENERAL ORDINANCE NO. 77, 1991 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 77, 1991

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

July 1, 1991

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 addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
21, Pg. 2	Carly Ct. & Tammy Ln. W.	Tammy Ln. W.	Yield
21, Pg. 2	Cherry Lake Way & Tammy Ln. W.	Cherry Lake Way	Stop
21, Pg. 3	Kristen Ln. & Kristen Ct.	Kristen Ln.	Yield
21, Pg. 3	Greenview Way & 30th St.	30th St.	Stop
21, Pg. 3	Greenview Way & Stack Ct.	Greenview Way	Yield
35, Pg. 1	Quiet Dr. & Wayward Wind Dr.	Wayward Wind Dr.	Stop
35, Pg. 1	Quiet Way & Wayward Wind Dr.	Wayward Wind Dr.	Stop
35, Pg. 1	Wayward Wind Dr. & Whispering Way	Wayward Wind Dr.	Stop
46, Pg. 7	Sault St. Marie Dr. & Stop 11 Rd.	Stop 11 Rd.	Stop
46, Pg. 7	Sault St. Marie Dr. & Walleye Ct.	Sault St. Marie Dr.	Yield

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

Proposal No. 315, 1991 was retitled GENERAL ORDINANCE NO. 78, 1991 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 78, 1991

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>
26, Pg. 18	Stratford Av. (WB) & Worcester Av.	Worcester Av.	Yield

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>
26, Pg. 18	Stratford Av. (WB) & Worcester Av.	Worcester Av.	Stop

44, Pg. 1	Millside Dr. & Mooresville Rd.	Mooresville Rd.	Stop
44, Pg. 1	Bancock Ci., Bancock Dr. & Pemberly Dr.	Pemberly Dr.	Stop
44, Pg. 1	Bancock Ct. & Bancock Dr.	Bancock Dr.	Yield
44, Pg. 1	Caley Le. & Kellum Dr.	Kellum Dr.	Stop
44, Pg. 1	Kellum Dr. & Nodlehs Ct.	Kellum Dr.	Stop
44, Pg. 1	Kellum Dr. & Pemberly Dr.	Kellum Dr.	Stop
47, Pg. 1	Cardinal Dr. & Perry Pines Ct.	Perry Pines Ct.	Stop
47, Pg. 3	Perry Pines Ct.(NB) & Perry Pines Ct.(WB)	Perry Pines Ct.(NB)	Stop

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

Proposal No. 316, 1991 was retitled GENERAL ORDINANCE NO. 79, 1991 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 79, 1991

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>
30, Pg. 7	Lynhurst Dr. & Raymond St.	None	All 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>
30, Pg. 7	Lynhurst Dr. & Raymond 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. 317, 1991 was retitled GENERAL ORDINANCE NO. 80, 1991 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 80, 1991

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

July 1, 1991

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

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-166, One-way streets and alleys designated, be, and the same is hereby amended by the deletion of the following, to wit:

NORTHBOUND

Herman Street, from Market Street  
to Ohio Street

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

Proposal No. 318, 1991 was retitled GENERAL ORDINANCE NO. 81, 1991 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 81, 1991

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

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

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

Tibbs Avenue, on the east side, from  
a point 130 feet north of Twenty-second Street  
to a point 175 feet south of Twenty-first Street

Tibbs Avenue, on the west side, from  
Twenty-first Street to a point  
245 feet north of Twenty-first Street

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

**NEW BUSINESS**

Councillor Rhodes stated that an application for the National Association of Counties Steering Committee nominations was given to each Councillor and if anyone is interested in serving on any of the committees, please let him know.

Councillor Irvin, as liaison to the Metropolitan Emergency Communications Agency (MECA), said that the enhanced 9-1-1 system will be operational on August 27, 1991, with full cut-over on December 13, 1991. Daniel French resigned from MECA, and there is currently a search for a new director. Mr. Thomas Schneider, Mayor of Lawrence, is the acting director.

**ANNOUNCEMENTS AND ADJOURNMENT**

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 8:14 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-

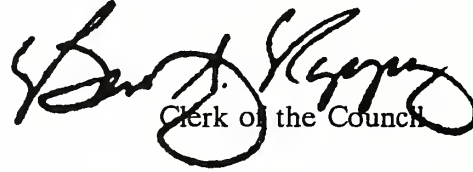
Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 1st day of July, 1991.

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)