

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

**REGULAR MEETINGS
MONDAY, JULY 12, 1993**

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, July 12, 1993, with Councillor SerVaas presiding.

Councillor Curry led 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:

29 PRESENT: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams

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

INTRODUCTION OF GUESTS AND VISITORS

Councillor Dowden expressed appreciation to the Indianapolis Firefighters Union for the buffet dinner served to the Council members and staff before tonight's meeting. He also acknowledged all the members of the firefighters who were present. Councillor Ruhmkorff recognized Isaac Randolph, Indianapolis Firefighter, who also works with the St. Florian Youth Center.

Councillor Mullin introduced his mother Kathleen Mullin. Councillor Black recognized his wife Mary. He also thanked everyone for the cards and telephone calls he received while he was in the hospital and recuperating at home. Councillor McClamroch acknowledged Sue Beesley, Corporate Counsel, and wished her a happy birthday. Councillor Hinkle introduced his friend Rosie Taylor.

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:

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 12, 1993, 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 17, 1992

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 Wednesday, June 23, 1993, a copy of a LEGAL NOTICE on General Ordinance Nos. 70 and 73, 1993.

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

June 22, 1992

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, July 1, 1993, a copy of NOTICE TO TAXPAYERS of a Public Hearing on Proposal Nos. 348, 355, 356, 357, 358 and 365, 1993, to be held on Monday, July 12, 1993, at 7:00 p.m., in the City-County Building.

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

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, Beverly S. Rippy, the following ordinances and resolutions:

FISCAL ORDINANCE NO. 47, 1993, amending the Metropolitan Emergency Communications Agency (MECA) Budget for 1993 (City-County Fiscal Ordinance No. 59, 1992) appropriating One-Hundred and Thirty-Five Thousand Dollars (\$135,000) in the Metropolitan Emergency Communications Agency Fund (Enhanced 9-1-1)

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for purposes of MECA, and reducing the unappropriated and unencumbered balance in the Metropolitan Emergency Communications Agency Fund (Enhanced 9-1-1).

FISCAL ORDINANCE NO. 48, 1993, amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional Forty-Two Thousand Dollars (\$42,000) in the State and Federal Grants Fund for purposes of the Community Corrections Agency and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

FISCAL ORDINANCE NO. 51, 1993, amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) transferring and appropriating an additional One Thousand Five Hundred Dollars (\$1,500) in the County General Fund for purposes of the Marion County Drug Court and reducing certain other appropriations for that court.

SPECIAL RESOLUTION NO. 39, 1993, recognizing IPS School 11 principal Mamie R. Thompson.

SPECIAL RESOLUTION NO. 40, 1993, recognizing heroine Sue Catron.

SPECIAL RESOLUTION NO. 41, 1993, congratulating Make-A-Wish Foundation during their Tenth Anniversary in Indiana.

SPECIAL RESOLUTION NO. 42, 1993, approving a public purpose grant to Indiana University-Purdue University at Indianapolis in the amount of \$75,000 for the purpose of financing educational access cable television programming.

SPECIAL RESOLUTION NO. 43, 1993, approving the amounts, locations and programmatic operation of certain projects to be funded from Community Development Grant Funds.

GENERAL ORDINANCE NO. 74, 1993, amending the Code concerning the powers and duties of the Metropolitan Emergency Communications Agency and its Board.

Respectfully,
s/Stephen Goldsmith
Stephen Goldsmith

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 21, 1993. There being no additions or corrections, the minutes were approved as distributed.

PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS AND COUNCIL RESOLUTIONS

PROPOSAL NO. 384, 1993. This proposal, sponsored by Councillor Boyd, remembers Sheriff James L. Wells. Councillor Boyd read the resolution and presented a framed document to Sheriff's Wells widow, who was present along with her family. Councillor Boyd moved, seconded by Councillor West, for adoption. Proposal No. 384, 1993 was adopted by unanimous voice vote.

Proposal No. 384, 1993 was retitled SPECIAL RESOLUTION NO. 44, 1993 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 44, 1993

A SPECIAL RESOLUTION remembering Sheriff James L. Wells.

WHEREAS, James L. Wells was a native of Brazil, Indiana, and his family moved to Indianapolis when he was a child; and

WHEREAS, in 1956 he began a career with the Marion County Sheriff's Department as a new deputy patrolling the county roads; and

WHEREAS, by 1978 he had advanced through every rank in the department and was elected for the first of two terms as Marion County Sheriff; and

WHEREAS, Sheriff Wells is remembered as being even-handed, affable and humorous; and he was noted for his willingness to work closely with other officeholders to fight crime; and

WHEREAS, Article 6 of the Indiana Constitution prohibits sheriff's from three consecutive terms, so Jim Wells worked in private sector security for a time, and then was appointed to the Indiana Alcoholic Beverage Commission; and

WHEREAS, on June 15, 1993, Sheriff Wells lost his battle with cancer; now, therefore:

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

SECTION 1. The Indianapolis City-County Council pauses to remember the life of a friend, former Marion County Sheriff James L. Wells.

SECTION 2. Sheriff Wells, affectionately known as "The County Mounty" for his eleven years of helicopter traffic reporting, will be sorely missed by his many friends.

SECTION 3. The Council extends its sincere condolences to his widow Suzanne, and to their children Andy and Theresa.

SECTION 4. The Mayor is invited to join in this resolution by affixing his signature hereto.

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

PROPOSAL NO. 352, 1993. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 352, 1993 on July 6, 1993. The proposal appoints Susan Brooks to the Marion County Community Corrections Advisory Board. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor West, for adoption. Proposal No. 352, 1993 was adopted by a unanimous voice vote.

Proposal No. 352, 1993 was retitled COUNCIL RESOLUTION NO. 59, 1993 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 59

A COUNCIL RESOLUTION appointing Susan Brooks 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:

Susan Brooks

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.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 227, 1993. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$165,824 for the Cable Communications Agency to cover the following expenses: (1) salaries through the end of fiscal year 1993, (2) cable franchise renewal procedures, and (3) the upgrade, maintenance and repair of equipment"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 374, 1993. Introduced by Councillor Ruhmkorff. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION repealing Special Resolution No. 44, 1990, which established the Marion County Commission on Youth"; and the President referred it to the Community Affairs Committee.

PROPOSAL NO. 375, 1993. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$66,900 for the Office of the Controller for a grant to Marion County Commission on Youth, Inc. and reducing the appropriation from the Youth and Family Services Fund"; and the President referred it to the Community Affairs Committee.

PROPOSAL NO. 376, 1993. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION approving the disbursement of \$1,200,797 of Community Development Block Grant Funds"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 377, 1993. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Dwelling Districts Zoning Ordinance by clarifying the size limitation of commercial motor vehicles that may be parked, stored, maintained or kept on any property in a Dwelling District"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 378, 1993. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a cost of living payment annually to all retired/disabled Sheriff's Department officers who are at least 55 years of age"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 379, 1993. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$445,140 for the Marion County Justice Agency to continue the Metro Drug Task Force for the 1993-94 fiscal year"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 380, 1993. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating \$687,907 for the Marion County Public Defender Agency to transfer certain employees from the Presiding Judge of the Municipal Court budget to the Marion County Public Defender Agency

budget, to provide for the staffing of the office of Chief Public Defender, to provide for expense of death penalty cases and certain other expenditures in excess of the amounts budgeted"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 381, 1993. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION approving the Mayor's appointment of Joseph E. Loftus as Deputy Mayor and Director of the Department of Administration for a term ending December 31, 1993"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 382, 1993. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating \$150,000 for the Department of Transportation, Finance and Administration Division, to fund Maintenance Operation's salary budget"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 383, 1993. Introduced by Councillor Williams. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing one-way traffic on Vermont Place (District 22)"; and the President referred it to the Transportation Committee.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NO. 372, 1993. Councillor Giffin reported that the Economic Development Committee heard Proposal No. 372, 1993 on July 7, 1993. The proposal approves the issuance of City of Indianapolis, Indiana Variable/Fixed Rate Demand Economic Development Revenue Refunding Bonds, Series 1993 (AlliedSignal Inc. Project) in an aggregate principal amount not to exceed \$3,500,000. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Giffin moved, seconded by Councillor Jones, for adoption. Proposal No. 372, 1993 was adopted on the following roll call vote; viz:

25 YEAS: Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West

0 NAYS:

4 NOT VOTING: Beadling, Franklin, Moriarty, Williams

Proposal No. 372, 1993 was retitled SPECIAL ORDINANCE NO. 8, 1993 and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 8, 1993

A SPECIAL ORDINANCE authorizing the issuance, sale and delivery of \$3,500,000 aggregate principal amount of Variable/Fixed Rate Demand Economic Development Revenue Refunding Bonds, Series 1993 (AlliedSignal Inc. Project); authorizing the lending of the proceeds of said bonds to AlliedSignal Inc., a Delaware Corporation; approving the execution and delivery of certain documents in relation thereto; and authorizing certain other matters in relation thereto.

WHEREAS, the City of Indianapolis, Indiana (the "Issuer"), an Indiana political subdivision, is authorized by the provisions of the Constitution and laws of the State of Indiana, including, without limitation, Title 36, Article 7, Chapters 11.9 and 12 and Title 5, Article 1, Chapter 5 of the Indiana Code, as amended (collectively,

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the "Act"), to provide for the financing and refinancing of "economic development facilities," as defined in the Act, for the purposes set forth in the Act; and

WHEREAS, AlliedSignal Inc., a Delaware corporation (the "Company"), has requested the Issuer to issue its economic development revenue refunding bonds to provide refinancing for an "economic development facility," as defined in the Act, financed by the Issuer for the benefit of a predecessor in interest to the Company with the proceeds of the Issuer's Economic Development Revenue Bonds (Engineering Research, Inc. Project) (The Bendix Corporation -- Guarantor) (the "Prior Bonds"), and the Issuer is authorized by the Act to refund its Prior Bonds and provide refinancing for such "economic development facility"; and

WHEREAS, the Issuer adopted Special Resolution No. 54, 1981 on July 20, 1981, preliminarily approving the Project and evidencing the Issuer's intent to issue its economic development revenue bonds in order to provide financing for the Project; and

WHEREAS, the Issuer on December 16, 1982, issued the Prior Bonds to provide financing for certain manufacturing facilities (the "Project"), located at 10930 East 59th Street in the City of Lawrence, Indiana, constituting an "economic development facility" within the meaning of the Act; and

WHEREAS, the refinancing of the Project will comply with the purposes and provisions of the Act, and constitute the refinancing of an "economic development facility" within the meaning of the Act; and

WHEREAS, it is proposed to pay the cost of refinancing the Project through the issuance of economic development revenue refunding bonds of the Issuer pursuant to the provisions of the Act; and

WHEREAS, the Issuer has held a public hearing on the question of the refinancing of the Project in compliance with the requirements of the United States Tax Reform Act of 1986, and has determined to refinance the Project through the issuance of its economic development revenue refunding bonds pursuant to the provisions of the Act; and

WHEREAS, on July 7, 1993, Indianapolis Economic Development Commission (the "Commission") adopted a Resolution, which Resolution has been previously transmitted hereto, finding that the refunding and refinancing complies with the purposes and provisions of the Act, that such refunding and refinancing will be of benefit to the health and general welfare of the Issuer and its citizens and approving the issuance of the Bonds by the Issuer and, furthermore, the issuance of the Bonds by the Issuer has been (or, prior to the delivery of the Bonds, will be) approved by the City of Lawrence, Indiana, as required by the laws of the United States and the State of Indiana; and

WHEREAS, in order to refinance the Project, the Issuer now proposes to issue \$3,500,000 aggregate principal amount of its Variable/Fixed Rate Demand Economic Development Revenue Refunding Bonds, Series 1993 (AlliedSignal Inc. Project) (the "Bonds") as authorized and permitted by the Act and as hereinafter provided; and

WHEREAS, the proceeds of the Bonds will be loaned by the Issuer to the Company pursuant to a Loan Agreement, dated as of May 1, 1993 (the "Loan Agreement"), in order to carry out said purposes; and

WHEREAS, pursuant to an Indenture of Trust, dated as of May 1, 1993 (the "Indenture"), among the Issuer, The Bank of New York, New York City, New York, as trustee (the "Trustee"), and 1st Source Bank, South Bend, Indiana, as co-trustee (the "Co-Trustee"), the Issuer will assign to the Trustee and the Co-Trustee the Issuer's right, title and interest in, under and to the Loan Agreement (except for certain rights of the Issuer to be reimbursed and indemnified by the Company, and to receive notices) as security for the payment of the Bonds; and

WHEREAS, pursuant to a Limited Offering and Remarketing Agreement, dated as of May 1, 1993 (the "Limited Offering Agreement"), among the Issuer, the Company and First Chicago Capital Markets, Inc. (the "Limited Offering and Remarketing Agent"), the Limited Offering and Remarketing Agent will undertake to effect a limited offering of the Bonds and to remarket Bonds tendered for purchase under certain circumstances; and

WHEREAS, pursuant to an Arbitrage Compliance Agreement (the "Arbitrage Compliance Agreement") and a Tax Compliance Agreement (the "Tax Compliance Agreement"), each dated as of May 1, 1993, and each among the Issuer, the Trustee and the Company, the Issuer, the Trustee and the Company will undertake to maintain the tax-exempt status of the bonds for Federal income tax purposes to the extent, and under the circumstances, set forth therein; and

WHEREAS, the Commission has approved the final forms of the Indenture, Loan Agreement, Limited Offering Agreement, Arbitrage Compliance Agreement, Tax Compliance Agreement and the form of 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; and

WHEREAS, two (2) copies of the Financing Documents are on file in the office of the Clerk of the City-County Council for public inspection and the forms of the Financing Documents have been presented to this meeting; now, therefore:

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

SECTION 1. The refinancing of the Project through the issuance and sale of the Bonds, as hereinafter provided, is hereby authorized and approved, and is found and determined to be in compliance with the purposes and provisions of the Act.

SECTION 2. In order to provide funds to refinance the Project, there are hereby authorized to be issued economic development revenue refunding bonds of the Issuer in the aggregate principal amount of \$3,500,000, which economic development revenue refunding bonds shall be designated "City of Indianapolis, Indiana Variable/Fixed Rate Demand Economic Development Revenue Refunding Bonds, Series 1993 (AlliedSignal Inc. Project)."

The Bonds shall be issued in fully registered form and in such denominations, shall be dated as of such dates, shall bear interest from their dates on the unpaid principal amount thereof at such rates per annum, shall mature on such dates and in such principal amounts, and shall be subject to purchase on such terms as are set forth in the form of Indenture presented to this meeting.

The Bonds shall be subject to redemption prior to maturity at the times, under the circumstances, in the manner, at the prices, in the amounts and with the effect set forth in the form of Indenture presented to this meeting.

The Bonds shall be executed in the name of the Issuer by the manual or facsimile signature of the Mayor, shall be attested by the manual or facsimile signature of the Clerk of the City-County Council, shall have the corporate seal of the Issuer impressed or reproduced thereon, shall be authenticated by the endorsement thereon of the Trustee or any tender agent (the "Tender Agent") appointed pursuant to the provisions of the Indenture, and on original issuance shall be delivered by the Trustee to the Limited Offering and Remarketing Agent as agent for the original purchasers thereof. Temporary Bonds may be delivered pending preparation of definitive Bonds.

The Bonds shall be issued in compliance with and under authority of the provisions of the Act, this Ordinance and the Indenture.

SECTION 3. The Bonds and the interest thereon shall be limited obligations of the Issuer, payable solely and only from the revenues and receipts derived by the Issuer pursuant to the Loan Agreement, and shall be otherwise secured as provided in the Indenture and the Loan Agreement. The Bonds shall not in any respect be a general obligation of the Issuer, nor shall they be payable in any manner from funds of the Issuer raised by taxation. The Bonds shall state that they have been issued under the provisions of the Act, and that they do not constitute an indebtedness of the Issuer or a loan of credit thereof within the meaning of any constitutional or statutory provision.

The Bonds shall be payable at the principal corporate trust office of the Trustee in the City of New York, New York, and at such other offices as may be chosen pursuant to the Indenture. The Bonds shall be payable in any medium which is then legal tender for all debts public and private.

Nothing in this Ordinance, the Financing Documents or in any document or agreement required hereby and thereby, shall be construed as an obligation or commitment by the Issuer to expend any of its funds other than (i) the proceeds derived from the sale of the Bonds, (ii) the revenues and receipts derived from the Loan Agreement, and (iii) any moneys arising out of the investment or reinvestment of said proceeds, income, revenues, receipts or moneys.

SECTION 4. The form, terms and provisions of the Financing Documents presented to this meeting are in all respect approved, and the Mayor and Clerk of the City-County Council of the Issuer are hereby authorized,

empowered and directed to execute, acknowledge and deliver the Financing Documents, with or without an impression of the official seal of the Issuer as required thereby. The sale of the Bonds to the purchasers designated by the Limited Offering and Remarketing Agent at a price of 100% of the aggregate principal amount thereof is hereby approved.

The Financing Documents, as so executed and delivered, shall be in substantially the forms now before this meeting and hereby approved, with only such changes therein as shall be approved by the officers of the Issuer executing the same, their execution thereof to constitute conclusive evidence of their approval and the approval of this City-County Council of any and all changes or revisions therein from the forms thereof now before this meeting provided that such changes do not affect terms set forth in this Ordinance and the Financing Documents pursuant to Indiana Code 36-7-12-27(a)(1) through (a)(10); and from and after the execution and delivery of the Financing Documents, the Mayor and the Clerk of the City-County Council of the Issuer are hereby authorized, empowered and directed to do all such acts and things, and to execute all documents (including any certifications, financing statements, assignments and other instruments), as may be necessary, in the opinion of counsel to the Issuer, to carry out and comply with the provisions of the Financing Documents as executed, and in any other documents and instruments required to effectuate any portion of the financing transaction.

If any of the officers of the Issuer who shall have signed or sealed any of the Bonds shall cease to be such officers of the Issuer before the Bonds so signed and sealed shall have been authenticated by the Trustee or the Tender Agent, or delivered by or on behalf of the Issuer, such Bonds, nevertheless, may be authenticated and delivered with the same force and effect as though the person or persons who signed or sealed the same had not ceased to be such officer or officers of the Issuer; and also any such Bonds may be signed and sealed on behalf of the Issuer by those persons who, at the actual date of the execution of such Bonds, shall be the proper officers to the Issuer, although at the nominal date of such Bonds any such person shall not have been such an officer of the Issuer.

SECTION 5. The Mayor and Clerk of the City-County Council of the Issuer are hereby authorized to do all such acts and things, and to execute all such documents (including any certifications, financing statements, assignments and other instruments), as may be necessary, in the opinion of counsel to the Issuer, to carry out and comply with the purposes of the Act and this Ordinance.

SECTION 6. The provisions of this Ordinance are hereby declared to be separable, and if any section, phrase or provision shall for any reason be declared by a court of competent jurisdiction to be invalid or unenforceable, such declaration shall not affect the validity of the remainder of the sections, phrases and provisions hereof.

SECTION 7. All ordinances, resolutions and orders, and parts thereof, in conflict herewith are, to the extent of such conflict, hereby repealed. This Ordinance shall take effect and be in full force upon its adoption and compliance with Title 36, Article 3, Chapter 4, Section 14 of the Indiana Code.

PROPOSAL NO. 373, 1993. Councillor Giffin reported that the Economic Development Committee heard Proposal No. 373, 1993 on July 7, 1993. The proposal is an Inducement Resolution for Brulin & Company, Inc. in an amount not to exceed \$1,500,000 for an addition to the existing facilities located at 2920 Dr. Andrew J. Brown Avenue. By a 5-0-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Giffin moved, seconded by Councillor Smith, for adoption. Proposal No. 373, 1993 was adopted on the following roll call vote; viz:

26 YEAS: Beadling, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West

0 NAYS:

3 NOT VOTING: Black, Franklin, Williams

Proposal No. 373, 1993 was retitled SPECIAL RESOLUTION NO. 45, 1993 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 45, 1993

A SPECIAL RESOLUTION approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana (the "Issuer") is authorized by IC 36-I-11.9 and IC 36-7-12 (collectively, the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for the acquisition, renovation, construction, installation and equipping of said facilities, and said facilities to be either sold or leased to a company or directly owned by the company;

WHEREAS, Brulin & Company, Inc. (the "Applicant") has advised the Indianapolis Economic Development Commission and the Issuer that it proposes that the Issuer either acquire certain economic development facilities and sell or lease the same to Applicant or loan the proceeds of an economic development financing to the Applicant for the same, said economic development facilities consist of the acquisition, construction, installation and equipping of an approximately 40,000 square foot addition to the Applicant's existing facilities located at 2920 Dr. Andrew J. Brown Avenue, Indianapolis, Marion County, Indiana which addition will be used in the filling, packaging and warehousing portion of the Applicant's manufacturing of specialty chemicals primarily for use in the maintenance and cleaning of commercial floors and facilities, industrial facilities, health care floors and facilities and in cleaning parts in the manufacturing process; the acquisition of machinery, equipment and furnishings for use in the facility; the acquisition of machinery, equipment and furnishings for use in the facility; and the acquisition, renovation, construction and installation of various site improvements at the facility (the "Project");

WHEREAS, the diversification of industry and the creation of opportunities for gainful employment (eleven (11) new jobs at the end of one year and thirty-five (35) new jobs at the end of three years) and the creation of business opportunities to be achieved by the acquisition, construction, installation and equipping of the Project will serve a public purpose and be of benefit to the health or general welfare of the Issuer and its citizens;

WHEREAS, having received the advice of the Indianapolis Economic Development Commission, it would appear that the financing of the Project would be of benefit to the health or general welfare of the Issuer and its citizens;

WHEREAS, the acquisition, construction, installation and equipping of the Project will not have an adverse competitive effect on similar facilities already constructed or operating within the jurisdiction of the Issuer; now, therefore:

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

SECTION 1. It finds, determines, ratifies and confirms that the diversification of industry and the creation of opportunities for gainful employment (eleven (11) new jobs at the end of one year and thirty-five (35) new jobs at the end of three years) within the jurisdiction of the Issuer, is desirable, serves a public purpose, and is of benefit to the health or general welfare of the Issuer; and that it is in the public interest that this Issuer take such action as it lawfully may to encourage the diversification of industry, the creation of business opportunities, and the creation of opportunities for gainful employment within the jurisdiction of the Issuer.

SECTION 2. It further finds, determines, ratifies and confirms that the issuance and sale of revenue bonds of the Issuer in an amount not to exceed One Million Five Hundred Thousand Dollars (\$1,500,000) under the Act to be privately placed or publicly offered with credit enhancement for the acquisition, construction, installation and equipping of the Project and the sale or leasing of the Project to the Applicant or the loan of the proceeds of the revenue bonds to the Applicant for the acquisition, construction, installation and equipping of the Project will serve the public purposes referred to above in accordance with the Act.

SECTION 3. In order to induce the Applicant to proceed with the acquisition, construction, installation and equipping of the Project, this Council hereby finds, determines, ratifies and confirms that (i) it will take or cause to be taken such actions pursuant to the Act as may be required to implement the aforesaid financing, or as it may deem appropriate in pursuance thereof; provided (a) that all of the foregoing shall be mutually acceptable to the Issuer and the Applicant and (b) subject to the further caveat that this inducement resolution expires February 28, 1994, unless such bonds have been issued or an Ordinance authorizing the issuance of such bonds has been adopted by the governing body of the Issuer prior to the aforesaid date or unless, upon a showing of good cause by the Applicant, the Issuer, by official action, extends the term of this inducement resolution; and (ii) it will adopt such resolutions and authorize the execution and delivery of such instruments and the taking of such action as it may be necessary and advisable for the authorization, issuance and sale of said economic development revenue bonds, provided that at the time of the proposed issuance of such bonds (a) this inducement resolution is still in effect and (b) the aggregate amount of private activity bonds previously issued during that calendar year will not exceed the private activity bond limit for such calendar year, it being understood that the Issuer, by taking this action, is not making any representation nor any assurances that (1)

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any such allocable limit will be available, because inducement resolutions in an aggregate amount in excess of the private activity bond limit may and in all probability will be adopted; (2) the proposed Project will have no priority over other projects which have applied for such private activity bonds and have received inducement resolutions; and (3) no portion of such activity bond limit has been guaranteed for the proposed Project; and (iii) it will use its best efforts at the request of the Applicant to authorize the issuance of additional bonds for refunding and refinancing the outstanding principal amount of the bonds, for completion of the Project and for additions to the Project, including the costs of issuance (providing that the financing of such addition or additions to the Project is found to have a public purpose [as defined in the Act] at the time of authorization of such additional bonds), and that the aforementioned purposes comply with the provisions of the Act.

SECTION 4. All costs of the Project incurred after the adoption of this resolution, including reimbursement or repayment to the Applicant of monies expended by the Applicant for application fees, planning, engineering, underwriting expenses, attorney and bond counsel fees, and acquisition, construction, installation and equipping of the Project will be permitted to be included as part of the bond issue to finance said Project, and the Issuer will thereafter sell the same to the Applicant or loan the proceeds of the revenue bonds to the Applicant for the same purpose. Also certain indirect expenses incurred prior to this inducement resolution will be permitted to be included as part of the bond issue to finance the Project.

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

PROPOSAL NO. 385, 1993. Introduced by Councillor Borst. The Clerk read the proposal entitled: "REZONING ORDINANCE certified by the Metropolitan Development Commission on July 9, 1993". The Council did not schedule Proposal No. 385, 1993 for hearing pursuant to IC 36-7-4-608. Proposal No. 385, 1993 was retitled REZONING ORDINANCE NO. 84, 1993 and is identified as follows:

REZONING ORDINANCE NO. 84, 1993. 93-Z-73 PERRY TOWNSHIP.
COUNCILMANIC DISTRICT #20.
8055 U.S.31 SOUTH (approximate address), INDIANAPOLIS.
DENNIS J. BECK and PHYLLISS R. BECK, by Michael J. Kias, requests the rezoning of 3.10 acres, being in the C-4 District, to the C-5 classification to provide for commercial use and development.

PROPOSAL NOS. 386-390, 1993. Introduced by Councillor Borst. The Clerk read the proposals entitled: "REZONING ORDINANCES certified by the Metropolitan Development Commission on July 9, 1993". The Council did not schedule Proposal Nos. 386-390, 1993 for hearing pursuant to IC 36-7-4-608. Proposal Nos. 386-390, 1993 were retitled REZONING ORDINANCE NOS. 85-89, 1993 and are identified as follows:

REZONING ORDINANCE NO. 85, 1993. 93-Z-47 PIKE TOWNSHIP.
COUNCILMANIC DISTRICT # 01.
8606 NORTH LAFAYETTE ROAD (approximate address), INDIANAPOLIS.
ALLEN M. VALENTI requests the rezoning of 6.67 acres, being in the C-3 District, to the C-I classification to provide for commercial office uses.

REZONING ORDINANCE NO. 86, 1993. 93-Z-59 (DP-6) PIKE TOWNSHIP.
COUNCILMANIC DISTRICT # 01.
9010 COOPER ROAD (approximate address), INDIANAPOLIS.
LAMBERT AND DEAL, by Stephen D. Mears, requests the rezoning of 87.83 acres, being in the D-A District, to the DP classification to provide for single-family residential development in accordance to the development statement.

REZONING ORDINANCE NO. 87, 1993. 93-Z-68 (DP-9) CENTER TOWNSHIP.
COUNCILMANIC DISTRICT # 22.
1545-1551 NORTH PARK AVENUE (approximate address), INDIANAPOLIS.
PIERCE EQUITY CORPORATION, by Michael D. Keele, requests the rezoning of 0.334 acre, being in the D-8 District, to the DP classification to provide for a planned unit residential development.

REZONING ORDINANCE NO. 88, 1993. 93-Z-70 WASHINGTON TOWNSHIP.
COUNCILMANIC DISTRICT # 09.

1836 WEST 51ST STREET (approximate address), INDIANAPOLIS.

LINDA S. AMBROZ and G. FLORENE AMBROZ, by Landman and Beatty, request the rezoning of 13.79 acres, being in the D-S District, to the D-2 classification to provide for the development of a single-family residential subdivision.

REZONING ORDINANCE NO. 89, 1993. 93-Z-75 WARREN TOWNSHIP.
COUNCILMANIC DISTRICT # 05.

11415 EAST 38TH STREET (approximate address), INDIANAPOLIS.

FOUNDERS DEVELOPMENT CORPORATION, by Edward Williams, requests the rezoning of 44.31 acres, being in the D-A District, to the D-4 classification to provide for the development of a single-family residential subdivision.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 365, 1993. This proposal is a rezoning ordinance for certain property in Perry Township, Councilmanic District 24, located at 8829 and 8835 Madison Avenue. The proposal requests the rezoning of 1.677 acres, from a D-A district, to a C-1 classification to provide for commercial uses. Proposal No. 365, 1993 was certified by the Metropolitan Development Commission on June 18, 1993. On June 21, 1993 Councillor Coughenour moved to schedule Proposal No. 365, 1993 for a public hearing on July 12, 1993. This motion passed by a unanimous voice vote.

The President stated that Robert Elrod, General Counsel, advised him that a preliminary conference was held with the petitioners and remonstrators on July 7, 1993 and there was no resolution of the matter at that time.

Councillor Coughenour said that the petitioners propose to construct a day-care center at this location. The neighborhood oppose the day-care center because of traffic congestion caused by children coming and going from the center. In the last year and a half there have been 123 accidents on Madison Avenue between Stop 11 Road and County Line Road. It would be helpful if a traffic signal could be authorized at this intersection. She said that the neighborhood does not oppose the rezoning, but it would prefer another C-1 business where the traffic flow could be spread evenly throughout the day.

Michael Kias, petitioners' attorney, introduced Sandor Kovacs, developer of the project, Jim Klausmeier, traffic engineer with Pflum, Klausmeier & Gehrum, and Price Hawkins, owner of the property. Mr. Kias stated that the Department of Metropolitan Development (DMD) and the Department of Transportation (DOT) support a day-care center on this site. He agreed with Councillor Coughenour in that this is not a zoning issue, but a traffic issue. This day-care facility is licensed for 160 children--twenty percent will arrive and depart in the same vehicle. Thirty percent will arrive after school, so the traffic generation is not all plugged in once in the morning and once in the afternoon. The petitioners support a traffic signalization of the Madison Avenue and Preddy Drive intersection and are willing to participate to some extent with that cost. He urged that the Council confirm the recommendation of the Hearing Examiner and the Metropolitan Development Commission who approved the rezoning and use of the property.

Gwen Freeman, board member and representative of the South Madison Homeowners Association, urged the Council to vote "no" on this petition for the following reasons: (1) the playground area surrounds one private residence; (2) the Association and especially the homeowners on Preddy Drive are concerned about the traffic issue; and (3) one resident of

Preddy Drive is blind and daily gets on and off the Metro Bus System at the corner of Preddy Drive and Madison Avenue. The Association is concerned because (1) the new KinderCare facility is going to be 9000 sq. ft. which means it could be licensed for 250 children, not 160 as is proposed, and (2) there are only forty parking spaces and if all of the parents come to an open house, they will be parking their cars along Preddy Drive. The Association does not want another Castleton. Right now the City still has some control over the development of this area.

Rosilee Ballard, 2531 Preddy Drive, stated that she believes if the day-care center is approved the resulting traffic will put her blind husband's life in jeopardy. He has already been hit twice by vehicles on his way to the bus stop.

Mr. Kias asked Mr. Klausmeier to respond to some of the traffic issues. Mr. Klausmeier said from the traffic study of this proposed site plan, the morning peak hours will generate 18 vehicles turning left from Madison into Preddy Drive and 11 vehicles turning left from KinderCare at Preddy Drive; in the evening peak hours there will be an estimated 35 vehicles per hour turning left into KinderCare and about an equal number turning left out of KinderCare at Preddy Drive. Even though the volumes are relatively low turning in and out of the site in peak hours, he recognizes the volumes along Madison are high and that it is a concern, but he believes the site can accommodate this use.

Curt Caplinger, 2521 Preddy Drive, stated that his property abuts the proposed KinderCare facility. The traffic load is already a severe problem along Madison Avenue and will only worsen with a child-care center on this corner. He urged the Councillors to vote "no" to a KinderCare at the corner of Madison Avenue and Preddy Drive.

Stewart Spencer, resident from District No. 22, said that he believes there is too much traffic on Madison Avenue now.

Councillor Rhodes asked that the covenants requested by DMD be outlined. Ed Mitro, Senior Planner, DMD, replied that there are several conditions that the petitioner agreed to as a part of the rezoning: (1) a solid six-foot screened fence and landscaping which is in addition to the required transitional yard, (2) vehicle access to the site shall be subject to the approval of DOT, (3) entrance and exit modifications were incorporated into the site plan and also parking spaces, and (4) a final site plan be submitted and approved by the Administrator prior to the issuance of any permits.

Councillor Rhodes asked if there were any commitments regarding limiting this KinderCare to a certain number of children. Mr. Mitro replied that because of the C-1 zoning and the licensing requirements there were no specific commitments put on the property.

Councillor Beadling said that she believes the noise level with 160 children playing outside will be high and will be an annoyance to the people in the condos and surrounding property.

Councillor Gilmer asked Mr. Mitro for the staff's comments. Mr. Mitro replied that from a land use standpoint the C-1 zone is appropriate and does meet the terms of both the South Madison U.S. 31 Corridor Plan and the Perry Township Plan. The traffic problem is a difficult one because it would be a problem no matter what C-1 use was developed at that location. The traffic information that was brought forward does note that at peak hours both

the morning and the evening traffic would be more intense than most other types of sites that are allowed in a C-1 district. However, any other kind of C-1 use will have an impact on traffic in this area either at or above the level of this particular use. The staff did have concerns concerning the traffic, but did recommend approval before the Hearing Examiner and the Metropolitan Development Commission.

Councillor Coughenour stated that Greenwood Plaza located nearby is a big shopping center. The Council should not allow another Castleton area to be developed. She reminded the Councillors that this petition passed the Commission by only one vote and urged the Councillors to vote it down.

The President reminded the Councillors that to sustain the lower body will take 12 green votes; to reject the lower body will take 18 red votes. The Commission's decision was sustained and Proposal No. 365, 1993 was approved by the following roll call vote; viz:

17 YEAS: Black, Boyd, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Schneider, Shambaugh, Williams

11 NAYS: Beadling, Borst, Brents, Coughenour, Curry, Hinkle, Rhodes, Ruhmkorff, SerVaas, Smith, West

1 NOT VOTING: Short

Councillor Short stated that he abstained due to a business conflict.

Proposal No. 365 is identified as follows:

REZONING ORDINANCE NO. 90, 1993. 93-Z-54 PERRY TOWNSHIP.

COUNCILMANIC DISTRICT #24.

8829 and 8835 MADISON AVENUE (approximate address), INDIANAPOLIS.

MARY K. HAWKINS and PRICE L. HAWKINS, JR., by Michael J. Kias, requests the rezoning of 1.677 acres, being in the D-A District, to the C-1 classification to provide for commercial uses.

PROPOSAL NO. 108, 1993. The proposal appropriates \$27,677 for the Superior Court, Criminal Division, Room Five, to cover overtime expenses and the salary of an additional clerk. Councillor Dowden asked for consent to postpone Proposal No. 108, 1993 until August 2, 1993. Consent was given.

PROPOSAL NO. 196, 1993. The proposal appropriates \$21,851 for the Superior Court, Juvenile Division/Detention Center, to pay the salary of a truancy probation officer. Councillor Dowden asked for consent to postpone Proposal No. 196, 1993 until August 2, 1993. Consent was given.

PROPOSAL NO. 348, 1993. Councillor Borst reported that the Metropolitan Development Committee heard Proposal No. 348, 1993 on June 22, 1993. The proposal appropriates \$3,173,913 for the Department of Metropolitan Development, Community Development Administration, for the 1993 Community Development Block Grant Program. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:48 p.m. There being no one present to testify, Councillor Borst moved, seconded by Councillor McClamroch, for adoption. Proposal No. 348, 1993 was adopted on the following roll call vote; viz:

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22 YEAS: *Beadling, Black, Borst, Boyd, Brents, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Jimison, McClamroch, Moriarty, Mullin, O'Dell, SerVaas, Shambaugh, Smith, West, Williams*

0 NAYS:

7 NOT VOTING: *Coughenour, Hinkle, Jones, Rhodes, Ruhmkorff, Schneider, Short*

Proposal No. 348, 1993 was retitled FISCAL ORDINANCE NO. 52, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 52, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional Three Million One Hundred Seventy-three Thousand Nine Hundred Thirteen Dollars (\$3,173,913) in the Community Services Fund for purposes of the Department of Metropolitan Development, Community Development Administration and reducing the unappropriated and unencumbered balance in the Community Services Fund.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the City-County Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Metropolitan Development, Community Development Administration to appropriate additional funds approved by the U.S. Department of Housing and Urban Development for the 1993 (CDBG) Community Development Block Grant program. Funds will be used for economic development, public services, housing, public improvements and support services.

SECTION 2. The sum of Three Million One Hundred Seventy-three Thousand Nine Hundred Thirteen Dollars (\$3,173,913) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

<u>DEPARTMENT OF METROPOLITAN DEVELOPMENT</u> <u>COMMUNITY DEVELOPMENT ADMINISTRATION</u>	<u>COMMUNITY SERVICES FUND</u>
3. Other Services and Charges	<u>\$3,173,913</u>
TOTAL INCREASE	\$3,173,913

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

	<u>COMMUNITY SERVICES FUND</u>
Unappropriated and Unencumbered Community Services Fund	<u>\$3,173,913</u>
TOTAL REDUCTION	\$3,173,913

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

PROPOSAL NOS. 354 and 355, 1993. The President ruled that these two proposals would be discussed together, but voted on separately. PROPOSAL NO. 354, 1993. The proposal establishes an Office of the Court Administrator for the Superior and Circuit Courts of Marion County. PROPOSAL NO. 355, 1993. The proposal appropriates \$65,635 for the Office of the Court Administrator to cover operating costs for the balance of 1993. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal Nos. 354 and 355, 1993 on July 6, 1993. Councillor Dowden said that Court Administrator would oversee Court Services, the Domestic Relations Counseling Bureau, the General Term Reporter and the Law Library. By a 7-0 vote, the Committee reported Proposal No. 354, 1993 to the Council with the recommendation that it do pass.

Councillor Dowden voted on the minority side on Proposal No. 355, 1993 so he asked Councillor Franklin to give the Committee report on this proposal. Councillor Franklin said he supports funding the Court Administrator because he believes the judges should adjudicate cases, not be business managers and administrators. By a 5-2 vote, the Committee reported Proposal No. 355, 1993 to the Council with the recommendation that it do pass.

Councillor West stated that concerning the funding of this new agency the Auditor said the funds were available but that there is an effort being made to reserve some funds in the County General Fund. The importance of this matter was stressed so the Committee decided to find the necessary funds through other savings in order to manage the court process more efficiently.

Councillor Borst said that he understood that the funding would be from the budgets of the other agencies who would use the Court Administrator rather than from the County General Fund.

Judge Anthony Metz, III, Marion County Superior Court, Civil Court, Room 1, stated that there are 16 judges who all have case loads. There is a need for a court administrator. Besides overseeing the four agencies, the Administrator would ensure that the courts are in compliance with federal regulations.

Councillor Dowden said that the Committee agreed that there is a need for a Court Administrator. He also agrees with Councillor Borst that there should be fund balances in the four agencies' budgets sufficient to fund the Office of the Court Administrator.

Councillors Jimison, Williams and Gilmer voiced their support for both proposals.

Councillor Gilmer moved the previous question. This motion was seconded by Councillor Short and passed by unanimous voice vote.

The President called for public testimony at 9:16 p.m. for Proposal No. 354, 1993. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Jimison, for adoption. Proposal No. 354, 1993 was adopted on the following roll call vote; viz:

22 YEAS: Beadling, Black, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Jimison, Jones, McClamroch, Moriarty, Mullin, Rhodes, Ruhmkorff, SerVaas, Short, Williams

6 NAYS: Borst, Hinkle, O'Dell, Schneider, Shambaugh, Smith

1 NOT VOTING: West

Proposal No. 354, 1993 was retitled GENERAL ORDINANCE NO. 75, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 75, 1993

A GENERAL ORDINANCE amending the Revised Code of the Consolidated City and County by adding a new Article I to Chapter 284 to establish an Office of the Court Administrator for the Superior and Circuit Courts of Marion County.

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

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SECTION 1. The "Revised Code of the Consolidated City and County" be, and is hereby amended to adding a NEW Article 1 to Chapter 284 as follows:

CHAPTER 284. COURT AGENCIES
ARTICLE I. OFFICE OF THE COURT ADMINISTRATOR

Sec. 284-101. Office of the Court Administrator.

(a) *Creation.* There is hereby created an Office of the Court Administrator for the Circuit and Superior Courts of Marion County. This Office shall be administered by a Court Administrator to be hired pursuant to IC 33-1-12-1.

(b) *Duties.* The duties of the Court Administrator shall be established by the judges of the Circuit and Superior Courts of Marion County as described in IC 33-1-12-4.

SECTION 2. 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 3. Should any provision (section, paragraph, sentence, clause or any other portion) of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provisions shall not be affected, if 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 4. This ordinance shall be in effect from and after its passage by the council and compliance with IC 36-3-4-14.

The President called for public testimony at 9:17 p.m. on Proposal No. 355, 1993. There being no one present to testify, Councillor Franklin moved, seconded by Councillor Jimison, for adoption. Proposal No. 355, 1993 was adopted on the following roll call vote; viz:

16 YEAS: Boyd, Brents, Franklin, Giffin, Gilmer, Golc, Gray, Jimison, Jones, Moriarty, Mullin, Rhodes, SerVaas, Short, West, Williams

11 NAYS: Borst, Coughenour, Curry, Dowden, Hinkle, McClamroch, O'Dell, Ruhmkorff, Schneider, Shambaugh, Smith

2 NOT VOTING: Beadling, Black

Proposal No. 355, 1993 was retitled FISCAL ORDINANCE NO. 53, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 53, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional Sixty-five Thousand Six Hundred Thirty-five Dollars (\$65,635) in the County General Fund for purposes of the Court Administrator 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 1.02 (b) of the City-County Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of funding the Court Administrator for the final five months of 1993. (This is a new agency.)

SECTION 2. The sum of Sixty-five Thousand Six Hundred Thirty-five Dollars (\$65,635) 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 ADMINISTRATOR</u>	<u>COUNTY GENERAL FUND</u>
1. Personal Services	\$30,885
2. Supplies	4,506
3. Other Services and Charges	5,107
4. Capital Outlay	17,879
<u>COUNTY AUDITOR</u>	
1. Personal Services (fringes)	<u>7,258</u>
TOTAL INCREASE	\$65,635

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

	<u>COUNTY GENERAL FUND</u>
Unappropriated and Unencumbered	
County General Fund	<u>\$65,635</u>
TOTAL REDUCTION	\$65,635

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

PROPOSAL NO. 356, 1993. The proposal appropriates \$50,000 for the Presiding Judge of the Municipal Court to fund the first year of a three-year program to study the effectiveness of the different types of alcohol treatment programs now being used by the Municipal Court Probation Department. Councillor Dowden asked for consent to postpone Proposal No. 356, 1993 until August 23, 1993. Consent was given.

PROPOSAL NO. 357, 1993. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 357, 1993 on July 6, 1993. The proposal appropriates \$72,990 for Community Corrections to continue an Intensive Probation Services Program for juveniles for fiscal year 1993-1994 funded by a state grant. 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 9:25 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Moriarty, for adoption. Proposal No. 356, 1993 was adopted on the following roll call vote; viz:

29 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:

Proposal No. 357, 1993 was retitled FISCAL ORDINANCE NO. 54, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 54, 1993

A FISCAL ORDINANCE amending the City-County Annual Budget for 1993 (City-County Fiscal Ordinance No. 57, 1992) appropriating an additional Seventy-two Thousand Nine Hundred Ninety Dollars (\$72,990) in the State and Federal Grants Fund for purposes of Community Corrections and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02 (aa) of the City-County Annual Budget for 1993, be and is hereby amended by the increases and reductions hereinafter stated for purposes of Community Corrections to fund a Juvenile Court Intensive Probation Services Program for FY93-94.

SECTION 2. The sum of Seventy-two Thousand Nine Hundred Ninety Dollars (\$72,990) 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>COMMUNITY CORRECTIONS</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
I. Personal Services	\$55,302
3. Other Services and Charges	4,650
<u>COUNTY AUDITOR</u>	
I. Personal Services (fringes)	<u>13,038</u>
TOTAL INCREASE	\$72,990

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

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	<u>\$72,990</u>
TOTAL REDUCTION	\$72,990

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

PROPOSAL NO. 358, 1993. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 358, 1993 on July 6, 1993. The proposal appropriates funds from Enhanced 9-1-1 fees for public safety answering services. By a 6-0 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 9:28 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Gilmer, for adoption. Proposal No. 358, 1993, as amended, was adopted on the following roll call vote; viz:

23 YEAS: Beadling, Boyd, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jimison, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Smith, West, Williams

3 NAYS: Black, Borst, Brents

3 NOT VOTING: Giffin, Jones, Short

Proposal No. 358, 1993 was retitled FISCAL ORDINANCE NO. 55, 1993 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 55, 1993

A FISCAL ORDINANCE amending the 1993 annual budget of the Metropolitan Emergency Communications Agency (MECA) for the City of Indianapolis, Indiana (City-County Fiscal Ordinance No. 59, 1992), by appropriating One Million Seven Hundred Seventy-three Thousand Dollars (\$1,773,000) in the Metropolitan Emergency Communications Agency Fund (Enhanced 9-1-1) for purposes of the Office of the Controller, and reducing the unappropriated and unencumbered balance in the Metropolitan Emergency Communications Agency Fund (Enhanced 9-1-1).

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

SECTION 1. To provide for the distribution of the Enhanced 9-1-1 service fee to various Marion County dispatch centers.

SECTION 2. The sum of One Million Seven Hundred Seventy-three Thousand Dollars (\$1,773,000) be and the same is hereby transferred and appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>OFFICE OF THE CONTROLLER</u>	<u>METROPOLITAN EMERGENCY COMMUNICATIONS AGENCY FUND</u>
3. Other Services and Charges	\$1,773,000
TOTAL INCREASE	\$1,773,000

SECTION 4. The said additional appropriation is funded by the following reduction:

	<u>METROPOLITAN EMERGENCY COMMUNICATIONS AGENCY FUND</u>
Unappropriated and Unencumbered	
Metropolitan Emergency Communications Agency Fund	\$1,773,000
TOTAL REDUCTION	\$1,773,000

SECTION 5. Distribution of the Enhanced 9-1-1 service fee shall be based on actual receipts received from Indiana Bell. Only the incremental fees resulting from the increase adopted November 23, 1992 by the City-County Council shall be distributed. Distribution shall be based upon the following percentages:

Indianapolis Police	43.46%
Indianapolis Fire	12.42%
Marion County Sheriff	24.50%
City of Lawrence	5.56%
City of Beech Grove	3.02%
Town of Speedway	2.95%
Perry/Decatur Township	3.26%
Wayne Township	4.83%

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-I4.

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 615, 1992. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 615, 1992 on December 9, 1992, June 9 and July 7, 1993. The proposal, sponsored by Councillor Franklin, amends the Code by repealing the section concerning supplemental juror fees. By a 6-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Franklin stated that repealing the supplemental juror fees will save the County more than \$260,000 annually. He moved for adoption of Proposal No. 615, 1992.

Councillor Jimison said that she will vote "no" on this proposal because, in her opinion, repealing supplemental juror fees may result in only those who are financially able to serve as perspective jurors and as a consequence the population pool of perspective jurors would not represent the majority population. She believes that the county needs to save money but not by decreasing juror fees.

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Councillor Hinkle stated that instead of cutting juror fees to save money, the inefficiencies in the jury system should be addressed or a moratorium should be placed on all remodeling in the City-County Building.

Councillor Williams said that she believes this proposal would have the effect of systematically and economically excluding a significant number of the citizens and certainly low- to moderate-income females who are heads of households.

Councillor Golc stated that he believes that there are efficiencies to be realized in the jury system and this is one place to start. He also believes that reducing juror fees will not disrupt anyone's right to a trial by jury.

Councillor West voiced his support of this proposal because it is an effort to find savings and, in his opinion, the citizens will still serve as jurors when called. Councillor Dowden stated that he does not believe that adopting this proposal will deny anyone the right of trial by their peers.

Councillor Rhodes asked if in civil cases there is a statute enabling a judge to assess the cost of the jury to the losing party. Robert Elrod, General Counsel, replied that in civil trials it is generally assessed as part of the costs, but he does not know in how many cases the County recovers those costs.

Councillor McClamroch said that he believes most people recognize that service on a jury is an obligation and a responsibility of citizenship in a free society. The County can never fully reimburse the cost of serving on a jury and feels that if service on a jury is made contingent on payment then that obligation has been cheapened.

Councillor Smith seconded Councillor Franklin's motion and moved the question. Councillor Gilmer seconded this motion and it passed by unanimous voice vote.

Proposal No. 615, 1992 was adopted on the following roll call vote; viz:

19 YEAS: Beadling, Borst, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, McClamroch, Moriarty, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Smith, West
9 NAYS: Boyd, Brents, Gray, Hinkle, Jimison, Jones, Mullin, Short, Williams
1 NOT VOTING: Black

Proposal No. 615, 1992 was retitled GENERAL ORDINANCE NO. 76, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 76, 1993

A GENERAL ORDINANCE repealing Sec. 281-325 (formerly Sec. 2-410.5) of the Revised Code.

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

SECTION 1. The "Revised Code of the Consolidated City and County" be, and is hereby amended to repeal Sec. 281-325 (formerly Sec. 2-410.5) in Article III in Chapter 281, deleting the stricken-through text as follows:

~~Sec. 281-325. Supplemental juror fees.~~

~~In addition to the fees prescribed by IC 33-19-1-4(a)(2), impaneled jurors of the Marion Circuit, Superior, and Municipal Courts and members of the grand jury shall be paid ten dollars (\$10.00) for each day the juror is in actual attendance in court after twelve noon and until the jury is impaneled and seventeen dollars and fifty cents (\$17.50) for each day the juror is in actual attendance after impaneling and until the jury is discharged (making total juror fees of ten dollars (\$10.00) per day for those attending the jury selection process but released before noon, or twenty dollars (\$20.00) if required to stay beyond noon, or thirty-seven dollars and fifty cents (\$37.50) per day for those citizens who are actually impaneled on a jury.)~~

SECTION 2. The expressed or implied repeal or amendment by this ordinance or 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 3. Should any provision (section, paragraph, sentence, clause, or any other portion) of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provisions shall not be affected, if 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 4. This ordinance shall be in effect from and after its passage by the Council and compliance with IC 36-3-4-14.

PROPOSAL NO. 318, 1993. Councillor Rhodes reported that the Administration and Finance Committee heard Proposal No. 318, 1993 on June 28, 1993. The proposal, sponsored by Councillor Dowden, creates a Clerk's Record Perpetuation Fund. Councillor Rhodes said that this fund needs to be established so that the revenue collected from the Enhanced Access computerization can be placed in that fund. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor Rhodes moved, seconded by Councillor Dowden, for adoption. Proposal No. 318, 1993, as amended, was adopted on the following roll call vote; viz:

23 YEAS: Beadling, Borst, Boyd, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Hinkle, Jimison, Jones, McClamroch, Moriarty, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West

0 NAYS:

6 NOT VOTING: Black, Brents, Golc, Gray, Mullin, Williams

Proposal No. 318, 1993, as amended, was retitled GENERAL ORDINANCE NO. 77, 1993 and reads as follows:

CITY-COUNTY COUNCIL GENERAL ORDINANCE NO. 77, 1993

A GENERAL ORDINANCE creating a Clerk's Record Perpetuation Fund.

WHEREAS, IC 33-19-6-1.5 requires the establishment of a clerk's record perpetuation fund;

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

SECTION 1. The Revised Code of the Consolidated City and County is hereby amended by adding a new Article II in Chapter 135 to read as follows:

ARTICLE II. NON-REVERTING COUNTY FUNDS

Sec. 135-301. Clerk's record perpetuation fund. There is hereby created a clerk's record perpetuation fund, in accordance with IC 33-19-6-1.5.

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Sec. 135-302. Non-reverting fund. The clerk shall deposit into the clerk's record perpetuation fund all revenue received by the clerk for the transmitting of documents. The clerk shall deposit into the clerk's record perpetuation fund all revenue for access provided to public records received pursuant to Sec. 385-307(c) of the Revised Code of the Consolidated City and County, all revenue for facsimile documents sent by the clerk, and all revenue received for the facsimile transmission to the clerk of court pleadings. The unappropriated balances in such fund at the end of each calendar year shall not revert to the county general fund.

Sec. 135-303. Uses and appropriations.

- (a) The money in the clerk's record perpetuation fund may be used for the following purposes:
 - (1) The preservation of records.
 - (2) The improvement of record keeping systems and equipment.
- (b) Amounts shall be paid from such fund only pursuant to appropriations authorized by the City-County Council in the normal budgeting processes.

SECTION 2. This ordinance shall be in full force and effect from and after its passage by the City-County Council and approval by the Mayor.

PROPOSAL NO. 319, 1993. Councillor Rhodes reported that the Administration and Finance Committee heard Proposal No. 319, 1993 on June 28, 1993. The proposal creates an Enhanced Access Fund and Board. Enhanced Access will permit non-governmental agencies access to various public documents through computerization for a fee. The Enhanced Access Board will consist of fifteen members. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Rhodes moved to amend Sec. 285-308 by deleting the words "Notwithstanding any other provision of this Article" in the first line, and inserting in lieu therefor the words "For purposes solely of the distribution of enhanced access fees." This motion was seconded by Councillor Short and passed by unanimous voice vote. Councillor Rhodes commended the County Clerk and County Treasurer for all their work on this proposal.

Councillor Beadling asked what is the initial cost and how long will it take to recover that expense. Mary Buckler, County Treasurer, replied that there is no cost to the taxpayers. The cost is borne entirely by the user or the subscriber.

Councillor Curry stated that Sec. 285-301 states that the citizens are the owners of all computerized information in the custody of any public agency. Public agency might present a problem if the public agency is also a member of consortium which also owns and sells electronic data specifically the IMAGIS groups. He asked if there is any concern about dual ownership or dual control. Councillor Rhodes replied that any disputes will be addressed by the Enhanced Access Board.

The President passed the gavel to Councillor West.

The President stated that by using the term Consolidated City in Sec. 285-301 the citizens who live in the excluded towns are omitted.

Councillor West passed the gavel back to the President.

Councillor Beadling moved to amend Sec. 285-301 by deleting the words "Consolidated City" at the end of the first sentence and in the second sentence, and inserting in lieu thereof the

words "Marion County." Councillor West seconded this motion and it passed by unanimous voice vote.

Councillor Rhodes moved, seconded by Councillor Coughenour, for adoption.

Proposal No. 319, 1993 was adopted on the following roll call vote; viz:

27 YEAS: Beadling, Borst, Boyd, Brents, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams

0 NAYS:

2 NOT VOTING: Black, Coughenour

Proposal No. 319, 1993 was retitled GENERAL ORDINANCE NO. 78, 1993 and reads as follows:

CITY-COUNTY COUNCIL GENERAL ORDINANCE NO. 78, 1993

A GENERAL ORDINANCE creating an Enhanced Access Board and establishing a dedicated Enhanced Access Fund.

WHEREAS, IC 5-14-3-3.5 authorizes the provision of enhanced access to public records as an additional means of inspecting and copying public records; and

WHEREAS, IC 5-14-3-8.3 requires the creation of an enhanced access fund by the fiscal body of any political subdivision having a public agency which charges a fee for enhanced access;

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

SECTION 1. Chapter 285 of the Revised Code of the Consolidated City of Indianapolis and Marion County is amended by adding a new Article III to read as follows:

ARTICLE III. MARION COUNTY ENHANCED ACCESS BOARD

Sec. 285-301. Intent of Article.

In enacting this article, the Council finds and declares that the Consolidated City of Indianapolis and Marion County, together with all of its public agencies, exist solely to aid the citizens of Marion County. The Council finds and declares that the citizens of Marion County are the owners of all computerized information in the custody of any public agency. The purposes of this article are to encourage and facilitate access to that computerized information through the establishment of enhanced access services. This article shall be liberally construed to effect those purposes.

Sec. 285-302. Definitions.

As used in this article,

(a) *Board and Enhanced Access Board* mean the Enhanced Access Board of Marion County created by Sec. 285-303 of this article.

(b) *Computerized information* means any public information which could be made available for inspection by means of enhanced access.

(c) *Custodian* means the public agency which compiles, collects, creates or otherwise obtains or maintains computerized information in the course of carrying out its legal duties. "Custodian" shall not mean the Information Services Agency of Indianapolis and Marion County or the Marion County Justice Agency, which provide management information services to other public agencies.

(d) *Enhanced access* means the inspection of a public record by a person other than a governmental entity and that:

- (1) is by means of an electronic device other than an electronic device provided by a public agency in the office of the public agency; or
- (2) requires the compilation or creation of a list or report that does not result in the permanent electronic storage of the information.

(e) *Fund* means the Enhanced Access Fund created by Sec. 285-304 of this article.

(f) *Public Agency* means a governmental department, office, court, elected official or other entity whose budget is subject to approval by the City-County Council of the Consolidated City of Indianapolis and Marion County.

Sec. 285-303. Enhanced Access Board Created.

(a) There is hereby created the Enhanced Access Board of Marion County. The Enhanced Access Board consists of:

- (1) The Marion County Auditor;
- (2) The Marion County Clerk;
- (3) The Marion County Prosecutor;
- (4) The Marion County Recorder;
- (5) The Marion County Sheriff;
- (6) The Marion County Treasurer;
- (7) The Controller of the City of Indianapolis;
- (8) The Director of the Department of Public Safety of the City of Indianapolis;
- (9) The Director of the Department of Administration of the City of Indianapolis;
- (10) The Director of the Department of Metropolitan Development of the City of Indianapolis;
- (11) The Director of the Information Services Agency of Indianapolis and Marion County;
- (12) One (1) person appointed by majority vote of the Marion County Justice Agency Board;
- (13) One (1) township assessor appointed by majority vote of the nine (9) township assessors of Marion County;
- (14) One (1) judge appointed by majority vote of the Judges of the courts of record of Marion County; and
- (15) One (1) City-County Councillor appointed by majority vote of the City-County Council.

(b) Any member of the Board may designate in writing any person to serve as a designated member in the member's stead. Designees shall serve at the pleasure of the designating member. A designee may not designate a person to serve in the designee's stead under this subsection (b).

(c) Members appointed to the Board by majority vote of other public officials, under the terms of subsection (a) of this section, shall serve for a fixed term of one (1) year, or until a replacement member is duly appointed.

(d) The Enhanced Access Board shall elect a chairman and a secretary, and shall adopt such rules for the performance of its duties as it shall deem necessary.

(e) Eight (8) members of the Enhanced Access Board shall constitute a quorum for the purpose of conducting the business of the Board.

Sec. 285-304. Enhanced Access Fund Created.

(a) There is hereby created the Enhanced Access Fund.

(b) The Enhanced Access Fund shall consist of all fees collected by any public agency, under IC 5-14-3-8(h) or IC 5-14-3-8(i) of the Indiana Code.

(c) The Enhanced Access Fund is a dedicated fund and shall be used for the replacement, improvement and expansion of capital expenditures and the reimbursement of operating expenses incurred in providing enhanced access to public information, together with any other purpose which is or may hereafter be authorized, under IC 5-14-3-8.3(b) of the Indiana Code or otherwise.

Sec. 285-305. Fund Administration.

The Enhanced Access Board shall administer the Enhanced Access Fund, and shall determine the proper appropriations to be recommended to the City-County Council for the Enhanced Access Fund.

Sec. 285-306. Enhanced Access Proposals.

(a) Any public agency desiring to provide enhanced access shall first submit a statement to the Enhanced Access Board:

- (1) Identifying the computerized information to which enhanced access is to be provided;
- (2) Describing the end product to be provided to any person who obtains the proposed enhanced access;
- (3) Describing the fee structure for the proposed enhanced access;
- (4) Identifying all other public agencies which the submitting public agency believes are also custodians of the computerized information to which enhanced access is to be provided; and
- (5) Identifying all other public agencies which the submitting public agency believes are also providing an enhanced access end product similar to the proposed enhanced access end product.

(b) Upon receipt of the statement required by subsection (a) of this section, the Board shall determine:

- (1) Whether the submitting public agency has proposed a reasonable fee structure for the proposed enhanced access;
- (2) Which public agency or agencies are the custodians of the computerized information to which enhanced access is proposed and the percentage the computerized information is in the custody of each public agency in the event the computerized information is in the custody of more than one public agency; and
- (3) Whether the proposed enhanced access end product is similar to the enhanced access end product being provided by any other public agency.

(c) If the Board determines that:

- (1) the submitting public agency's proposed fee structure is not reasonable; and
- (2) either:
 - (i) the submitting public agency is not the sole custodian of the computerized information to which enhanced access is proposed; or
 - (ii) the proposed enhanced access end product is similar to the enhanced access end product being provided by any other public agency,

then the Board shall so advise the submitting public agency, and the submitting public agency shall not provide the proposed enhanced access until the submitting public agency and the Board have agreed upon a reasonable fee structure.

(d) Except as provided in subsection (c) of this section, the Enhanced Access Board may neither prohibit nor require enhanced access to any computerized information over the objection of any custodian of that computerized information.

(e) The Enhanced Access Board shall be the final arbiter of enhanced access disputes, including all disputes concerning custody of computerized information, reasonableness of fee structures, and the determination of whether multiple enhanced access end products are similar, except that the circuit, superior and municipal courts shall be the final arbiter of enhanced access disputes regarding their respective court records.

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Sec. 285-307. Distribution of Enhanced Access Fees.

The Enhanced Access Fund is subject to the appropriation of the City-County Council. Fees collected for enhanced access transactions shall be distributed as follows:

(a) Costs incurred by the Information Services Agency of Indianapolis and Marion County in enabling a particular type of enhanced access shall be calculated and reimbursed in the same manner as the Information Services Agency's chargeback to other public agencies for information services.

(b) Costs (as approved by the Enhanced Access Board) incurred by any other public agency, including the Marion County Treasurer in billing enhanced access fees, and the custodian or custodians of computerized information in enabling a particular type of enhanced access, shall be reimbursed to that public agency.

(c) After the reimbursement of costs under subsections (a) and (b) of this section for each enhanced access transaction, twenty percent (20%) of the fees remaining shall be distributed to the custodian or custodians of the computerized information to which enhanced access is provided, to be used for the purposes specified in Sec. 285-304(c).

(d) With the assistance and recommendation of the Enhanced Access Board, the remaining balance in the Enhanced Access Fund shall be appropriated by the City-County Council to any of the participating public agencies to be expended for the purposes specified in Sec. 285-304(c).

Sec. 285-308. Court records.

For purposes solely of the distribution of enhanced access fees, the Clerk of the Marion Circuit Court shall be deemed the custodian of all computerized information compiled, collected, created or otherwise obtained or maintained by the Clerk on behalf of the courts of record of Marion County.

SECTION 2. This resolution shall be in full force and effect from and after its passage by the City-County Council and approval by the Mayor.

PROPOSAL NO. 349, 1993. Councillor Borst reported that the Metropolitan Development Committee heard Proposal No. 349, 1993. The proposal approves the disbursement of \$50,000 of Community Development Block Grant Funds. By a 5-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Borst moved, seconded by Councillor McClamroch, for adoption. Proposal No. 349, 1993 was adopted on the following roll call vote; viz:

24 YEAS: Beadling, Borst, Boyd, Brents, Coughenour, Curry, Franklin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Ruhmkorff, SerVaas, Shambaugh, Short, Smith, West, Williams

0 NAYS:

5 NOT VOTING: Black, Dowden, Giffin, Rhodes, Schneider

Proposal No. 349, 1993 was retitled SPECIAL RESOLUTION NO. 46, 1993 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 46, 1993

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

WHEREAS, on September 21, 1992, the City-County Council, the City of Indianapolis and of Marion County, Indiana ("Council") adopted City-County Fiscal Ordinance No. 57, 1992, 1993 Annual Budget and Tax levies for the Consolidated City of Indianapolis and for Marion County, Indiana ("Budget Ordinance"); and

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

SECTION 4.01. State, local and federal grants.

(a) Grant Applications Authorized. The Mayor of the Consolidated City of Indianapolis is hereby authorized to make such applications as may be required by federal or state laws or regulation in order to apply for, and receive, such state or federal grants or payments as are anticipated, allocated and approved for expenditure by inclusion in this ordinance.

(b) Community Development Grant Funds. Until this Council has approved the amounts, locations and programmatic operation of each project to be funded from Community Development Grant Funds, the amounts appropriated herein for such purposes shall not be encumbered or spent.

(c) Public Purpose Local Grants. The sums appropriated for public purposes grants as part of this ordinance shall not be spent until this Council by resolution approves the amount and identity of the recipient of each grant.

WHEREAS, the Department of Metropolitan Development of the City of Indianapolis, Indiana ("Department of Metropolitan Development") has submitted an element of its Abandoned Buildings Program, utilizing a portion of the Community Development Grant Funds, to the Council for its approval pursuant to Section 4.01 of the Budget Ordinance; and

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

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

SECTION 1. That portion of the Abandoned Buildings Program submitted to the Council by the Department of Metropolitan Development, a copy of which is attached hereto and incorporated herein by reference as Exhibit A, is hereby approved, and the amounts, locations and programmatic operation of each project set forth therein, is hereby approved.

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

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

EXHIBIT A
1993 COMMUNITY DEVELOPMENT BLOCK GRANT
COMMUNITY DEVELOPMENT COMMITTEE RECOMMENDATIONS

Westside Community Development Corporation/Receivership	\$50,000
Project will provide construction capital for the rehabilitation of 2315 W. Walnut. The Westside Community Development Corporation (WCDC) will serve as a receiver on this abandoned house. WCDC will bring it up to habitable standards, foreclose on the receivership lien and then sell it to a low to moderate income family. The proceeds from the sale will be returned to the Abandoned Buildings Program fund.	

PROPOSAL NO. 264, 1993. Councillor Gilmer reported that the Transportation Committee heard Proposal No. 264, 1993 on July 7, 1993. The proposal amends the Code by deleting the College Avenue "bus lane" between Fairfield Avenue and Massachusetts Avenue and authorizing turn restrictions and on-street parking controls on this segment (District 22). By a 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor Gilmer moved, seconded by Councillor Williams, for adoption. Proposal No. 264, 1993, as amended, was adopted on the following roll call vote; viz:

26 YEAS: *Beadling, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams*
0 NAYS:
3 NOT VOTING: *Black, Borst, Giffin*

Proposal No. 264, 1993, as amended, was retitled GENERAL ORDINANCE NO. 79, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 79, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-29, Transportation Board to designate crosswalks, establish safety zones, mark traffic lanes; Section 29-152, Left turns prohibited at enumerated locations; Section 29-267, Parking prohibited at all times on certain streets; and Section 29-271, Stopping, standing and parking prohibited at designated locations on certain days and hours.

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 29-152, Left turns prohibited at enumerated locations, be, and the same is hereby amended by the deletion of the following, to wit:

(2) Left turns prohibited from specified street or direction

AT ANY TIME

<i>Street Vehicle Traveling Upon</i>	<i>Prohibited Intersection and Turn</i>
Any westbound alley, private drive or other means of ingress or entrance to College Avenue, between Massachusetts Avenue and Fairfield Avenue	College Avenue, Southbound
Ninth Street, westbound	College Avenue, southbound
Tenth Street, westbound	College Avenue, southbound
Eleventh Street, westbound	College Avenue, southbound
Twelfth Street, westbound	College Avenue, southbound
Thirteenth Street, westbound	College Avenue, southbound
Fourteenth Street, westbound	College Avenue, southbound
Fifteenth Street, westbound	College Avenue, southbound
Sixteenth Street, westbound	College Avenue, southbound
Seventeenth Street, westbound	College Avenue, southbound
Nineteenth Street, westbound	College Avenue, southbound
Twentieth Street, westbound	College Avenue, southbound
Twenty-first Street, westbound	College Avenue, southbound
Twenty-second Street, westbound	College Avenue, southbound
Twenty-third Street, westbound	College Avenue, southbound
Twenty-fourth Street, westbound	College Avenue, southbound
Twenty-fifth Street, westbound	College Avenue, southbound
Twenty-Seventh Street, westbound	College Avenue, southbound
Twenty-Eighth Street, westbound	College Avenue, southbound

Thirtieth Street, westbound	College Avenue, southbound
Thirty-second Street, westbound	College Avenue, southbound
Thirty-third Street, westbound	College Avenue, southbound
Thirty-fourth Street, westbound	College Avenue, southbound
College Avenue, southbound	Any eastbound alley, private drive or other means of egress from College Avenue, to the east between Massachusetts Avenue and Fairfield Avenue
College Avenue, southbound	Ninth Street, eastbound
College Avenue, southbound	Tenth Street, eastbound
College Avenue, southbound	Eleventh Street, eastbound
College Avenue, southbound	Twelfth Street, eastbound
College Avenue, southbound	Thirteenth Street, eastbound
College Avenue, southbound	Fourteenth Street, eastbound
College Avenue, southbound	Fifteenth Street, eastbound
College Avenue, southbound	Sixteenth Street, eastbound
College Avenue, southbound	Seventeenth Street, eastbound
College Avenue, southbound	Nineteenth Street, eastbound
College Avenue, southbound	Twentieth Street, eastbound
College Avenue, southbound	Twenty-first Street, eastbound
College Avenue, southbound	Twenty-second Street, eastbound
College Avenue, southbound	Twenty-third Street, eastbound
College Avenue, southbound	Twenty-fourth Street, eastbound
College Avenue, southbound	Twenty-fifth Street, eastbound
College Avenue, southbound	Twenty-seventh Street, eastbound
College Avenue, southbound	Twenty-eighth Street, eastbound
College Avenue, southbound	Thirtieth Street, eastbound
College Avenue, southbound	Thirty-second Street, eastbound
College Avenue, southbound	Thirty-third Street, eastbound
College Avenue, southbound	Thirty-fourth Street, eastbound
College Avenue, southbound	Fairfield Avenue, eastbound
College Avenue, southbound	Massachusetts Avenue, eastbound

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College Avenue, southbound	Puryear, eastbound
College Avenue, southbound	Sutherland Avenue, eastbound
Fairfield Avenue, westbound	College Avenue, southbound
Puryear, westbound	College Avenue, southbound
Sutherland Avenue, westbound	College Avenue, southbound

SECTION 2. 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 deletion of the following, to wit:

College Avenue, on the eastside,
from Walnut Street to Twelfth Street

College Avenue, on the eastside,
from Twenty-eighth Street to Fall Creek Parkway, North Drive

College Avenue, on the westside,
from Massachusetts Avenue to Fairfield Avenue

Thirtieth Street, on the southside,
from College Avenue to Fall Creek Parkway, North Drive

SECTION 3. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-29, Transportation Board to designate crosswalks, establish safety zones, mark traffic lanes, be, and the same is hereby amended by the deletion of the following, to wit:

BUS LANE

College Avenue, southbound,
from Fairfield Avenue to Massachusetts Avenue

SECTION 4. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-271, Stopping, standing and parking prohibited at designated locations on certain days and hours, be, and the same is hereby amended by the deletion of the following, to wit:

ON ANY DAY EXCEPT SUNDAY
from 6:00 a.m. to 9:00 p.m.

Thirtieth Street, on both sides,
from Capitol Avenue to Arsenal Avenue

College Avenue, on the west side,
from 260' south of the south curblin
of Thirty-eighth Street to Fairfield Avenue

SECTION 5. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-152, Left turns prohibited at enumerated locations, be, and the same is hereby amended by the addition of the following, to wit:

(2) Left turns prohibited from specified street and direction

ON ANY DAY EXCEPT SATURDAYS AND SUNDAYS
*from 7:00 a.m. to 9:00 a.m., and
from 3:00 p.m. to 6:00 p.m.*

<i>Street Vehicle Traveling Upon</i>	<i>Prohibited Intersection and Turn</i>
College Avenue, northbound	Fall Creek Parkway, westbound
College Avenue, northbound	14th Street, westbound

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SECTION 6. 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:

College Avenue, on the westside,
from 9th Street to Eleventh Street

College Avenue, on the eastside,
from Walnut Street to Thirteenth Street

College Avenue, on the eastside,
from 385 feet south of Sixteenth Street to
315 feet north of Sixteenth Street

College Avenue, on the eastside,
from 275 feet south of Twenty-second Street to
270 feet north of Twenty-second Street

College Avenue, on the eastside,
from 275 feet south of Twenty-fifth Street to
270 feet north of Twenty-fifth Street

College Avenue, on the westside,
from Twenty-eighth Street to 400 feet north
of Fall Creek Parkway

College Avenue, on the eastside,
from Twenty-eighth Street to Fall Creek Parkway

Twenty-fifth Street, on the southside,
from 100 feet west of College Avenue to
100 feet east of College Avenue

College Avenue, on the east side,
from 330' feet south of Thirtieth Street to
320' North of Thirtieth Street

Thirtieth Street, on the southside,
from Broadway street to Guilford Avenue

SECTION 7. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-271, Stopping, standing and parking prohibited at designated locations on certain days and hours, be, and the same is hereby amended by the addition of the following, to wit:

ON ANY DAY EXCEPT SATURDAYS AND SUNDAYS

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

Thirtieth Street, on the southside,
from Capitol Avenue to Ruckle Street

Thirtieth Street, on the southside,
from Guilford Avenue to Arsenal Avenue

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

PROPOSAL NOS. 327, 328, 329, 330, 331 and 332, 1993. PROPOSAL NO. 327, 1993. The proposal amends the Code by authorizing stop signs in the Allison Pointe subdivision (District 3). PROPOSAL NO. 328, 1993. The proposal amends the Code by authorizing stop signs at Park Avenue and 84th Street (District 2). PROPOSAL NO. 329, 1993. The proposal amends the Code by authorizing a multi-way stop at the intersection of Fairway Drive, Steven

Street and 72nd Street (District 2). PROPOSAL NO. 330, 1993. The proposal amends the Code by authorizing a multi-way stop at Washington Boulevard and 84th Street (District 2). PROPOSAL NO. 331, 1993. The proposal amends the Code by authorizing a multi way stop at the intersection of Bertha Street, Cloverleaf Court and Hardin Boulevard (District 18). PROPOSAL NO. 332, 1993. The proposal amends the Code by authorizing a multi-way stop at Mitthoefer Road and Prospect Street (District 13). Councillor Gilmer reported that the Transportation Committee heard Proposal Nos. 327, 328, 329, 330, 331 and 332, 1993 on June 23, 1993. By unanimous votes, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Gilmer moved, seconded by Councillor Schneider, for adoption. Proposal Nos. 327, 328, 329, 330, 331 and 332, 1993 were adopted on the following roll call vote; viz:

28 YEAS: *Beadling, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams*
0 NAYS:
1 NOT VOTING: *Black*

Proposal No. 327, 1993 was retitled GENERAL ORDINANCE NO. 80, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 80, 1993

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 addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
5, Pg. 1	Allison Pointe Blvd & Allison Pointe Tr	Allison Pointe Blvd	Stop
5, Pg. 1	Allison Pointe Tr & 82nd St	82nd St	Stop

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

Proposal No. 328, 1993 was retitled GENERAL ORDINANCE NO. 81, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 81, 1993

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>
4, Pg. 5	Park Av. & 84th St.	None	None

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>
4, Pg. 5	Park Av. & 84th St.	Park Av.	Stop

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

Proposal No. 329, 1993 was retitled GENERAL ORDINANCE NO. 82, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 82, 1993

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>
II, Pg. 6	Fairway Dr. & Steven Ln. & 72nd St.	Fairway Dr.	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>
II, Pg. 6	Fairway Dr. & Steven Ln. & 72nd St.	None	All Way Stop

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

Proposal No. 330, 1993 was retitled GENERAL ORDINANCE NO. 83, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 83, 1993

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:

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<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
4, Pg. 7	Washington Blvd, 84th St	Washington Blvd	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>
4, Pg. 7	Washington Blvd, 84th St	None	All Way Stop

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

Proposal No. 331, 1993 was retitled GENERAL ORDINANCE NO. 84, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 84, 1993

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>
23, Pg. 1	Bertha St & Cloverleaf Ct & Hardin Blvd	Bertha St & Hardin Blvd	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>
23, Pg. 1	Bertha St & Cloverleaf Ct & Hardin Blvd	None	All Way Stop

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

Proposal No. 332, 1993 was retitled GENERAL ORDINANCE NO. 85, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 85, 1993

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>
35, Pg. 1	Mitthoefer Rd & Prospect St	Prospect 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>
35, Pg. 1	Mitthoefer Rd & Prospect St	None	All Way Stop

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

PROPOSAL NOS. 334, 335, 337, 338, 339, 340, 341, 342, 359, 360 and 364, 1993. Councillor Gilmer reported that the Transportation Committee heard Proposal Nos. 334, 335, 337, 338, 339, 340, 341, 342, 359, 360 and 364, 1993 on June 23, 1993. PROPOSAL NO. 334, 1993. The proposal amends the Code by authorizing parking restrictions on Johnson Avenue from Washington Street to Julian Street (District 13). PROPOSAL NO. 335, 1993. The proposal amends the Code by authorizing parking restrictions on Prospect Street between Sherman Avenue and Keystone Avenue (Districts 15, 21). PROPOSAL NO. 337, 1993. The proposal amends the Code by deleting rush hour parking restrictions on the west side of College Avenue between Ohio Street and Massachusetts Avenue (District 22). PROPOSAL NO. 338, 1993. The proposal amends the Code by authorizing rush hour parking restrictions for Delaware Street on the westside from Fall Creek Parkway to 30th Street and for Washington Boulevard on the westside from Fall Creek Parkway to 30th Street (District 22). PROPOSAL NO. 339, 1993. The proposal amends the Code by deleting all trolley stops (Districts 16, 22). PROPOSAL NO. 340, 1993. The proposal amends the Code by authorizing weight limit restrictions for Farley area (District 18). PROPOSAL NO. 341, 1993. The proposal amends the Code by authorizing weight limit restrictions on Brill Street from Southern Avenue to Troy Avenue (District 20). PROPOSAL NO. 342, 1993. The proposal amends the Code by authorizing a loading zone for 1125 Brookside Avenue (District 22). PROPOSAL NO. 359, 1993. The proposal amends the Code by authorizing a multi-way stop at Old Stone Drive and Promontory Road (District 5). PROPOSAL NO. 360, 1993. The proposal amends the Code by authorizing 90 degree parking on Chateau Court, around the cul-de-sac (District 12). PROPOSAL NO. 364, 1993. The proposal amends the Code by authorizing a traffic signal at Arlington Avenue and Thompson Road (District 23). Councillor Gilmer reported that the Transportation Committee heard Proposal Nos. 334, 335, 337, 338, 339, 340, 341, 342, 359, 360 and 364, 1993 on June 23, 1993. By unanimous votes, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Gilmer moved, seconded by Councillor Beadling, for adoption. Proposal Nos. 334, 335, 337, 338, 339, 340, 341, 342, 359, 360 and 364, 1993 were adopted on the following roll call vote; viz:

28 YEAS: *Beadling, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams*

0 NAYS:

1 NOT VOTING: *Black*

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Proposal No. 334, 1993 was retitled GENERAL ORDINANCE NO. 86, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 86, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-267, Parking prohibited at all times on certain streets, and Section 29-272, Parking time restricted on designated days.

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 deletion of the following, to wit:

Johnson Avenue, on both sides,
from Washington Street to the first
alley south of Washington Street to Julian Avenue

Johnson Avenue, on the east side, from the
first alley south of Washington Street to Julian Avenue

SECTION 2. 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:

Johnson Avenue, on the east side,
from Washington Street to Julian Avenue

SECTION 3. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-272, Parking time restricted on designated days, be, and the same is hereby amended by the deletion of the following, to wit:

ONE HOUR ON ANY DAY EXCEPT SUNDAY
from 7:00 am to 6:00 pm

Johnson Avenue, on the west side,
from Washington Street to Julian Avenue

SECTION 4. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-272, Parking time restricted on designated days, be, and the same is hereby amended by the addition of the following, to wit:

ONE HOUR ON ANY DAY EXCEPT SUNDAY
from 7:00 am to 6:00 pm

Johnson Avenue, on the west side,
from Washington Street to a point
135 feet south of Washington Avenue

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

Proposal No. 335, 1993 was retitled GENERAL ORDINANCE NO. 87, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 87, 1993

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:

Prospect Street, on the north side,
from 160 feet west of Keystone Avenue
to 130 feet east of Keystone Avenue

Prospect Street, on the south side,
from 130 feet west of Keystone Avenue
to 130 feet east of Keystone Avenue

Prospect Street, on the north side,
from 130 feet west of Sherman Drive
to 220 feet east of Sherman Drive

Prospect Street, on the south side,
from 130 feet west of Sherman Drive
to 130 feet east of Sherman Drive

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

Proposal No. 337, 1993 was retitled GENERAL ORDINANCE NO. 88, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 88, 1993

A GENERAL ORDINANCE 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; Section 268, Stopping, standing or parking prohibited at all times on certain designated streets.

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

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-271, Stopping, standing and parking prohibited at designated locations on certain days and hours, be, and the same is hereby amended by the deletion of the following, to wit:

EXCEPT SATURDAYS AND SUNDAY

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

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

College Avenue, on the westside,
from Market Street to Massachusetts Avenue

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-268, Stopping, standing or parking prohibited at all times on certain designated street, be, and the same is hereby amended by the addition of the following, to wit:

College Avenue, on the westside,
from Michigan Street to a point 90 feet south of Michigan Street

College Avenue, on the westside,
from Ohio Street to Market Street

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

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Proposal No. 338, 1993 was retitled GENERAL ORDINANCE NO. 89, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 89, 1993

A GENERAL ORDINANCE 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.

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 29-271, Stopping, standing and parking prohibited at designated locations on certain days and hours, be, and the same is hereby amended by the addition of the following, to wit:

ANY DAY EXCEPT SATURDAYS, SUNDAYS AND HOLIDAYS
from 7:00 a.m. to 9:00 a.m.

Delaware Street, on the westside,
from Fall Creek Parkway to 30th Street

ANY DAY EXCEPT SATURDAYS, SUNDAYS AND HOLIDAYS
from 4:00 p.m. to 6:00 p.m.

Washington Boulevard, on the westside,
from Fall Creek Parkway to 30th Street

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

Proposal No. 339, 1993 was retitled GENERAL ORDINANCE NO. 90, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 90, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-332, Bus stop and trolley stop zones.

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

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-332, Bus stop and trolley stop zones, be, and the same is hereby amended by the deletion of the following, to wit:

TROLLEY STOP ZONES

Capitol Avenue, on the west side,
from a point 345 feet south of Georgia Street
to a point 375 feet south of Georgia Street (30 feet)

Delaware Street, on the east side,
from a point 353 feet south of Washington Street
to a point 393 feet south of Washington Street (40 feet)

Delaware Street, on the east side,
from a point 248 feet south of Washington Street
to a point 307 feet south of Washington Street (59 feet)

East Street, on the west side,
from a point 191 feet north of Michigan Street
to a point 227 feet north of Michigan Street (36 feet)

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East Street, on the west side,
from a point 17 feet south of Michigan Street
to a point 76 feet south of Michigan Street (59 feet)

East Street, on the west side, from Vermont Street
to a point 70 feet north of Vermont Street (70 feet)

Ft. Wayne Street, on the southeast side,
from a point 70 feet north of Arch Street
to a point 158 feet north of Arch Street (88 feet)

Illinois Street, on the east side,
from a point 21 feet south of Market Street
to a point 70 feet south of Market Street (49 feet)

Illinois Street, on the east side, from Ohio Street
to a point 55 feet south of Ohio Street (55 feet)

Market Street, on the north side,
from a point 209 feet east of Delaware Street
to a point 240 feet east of Delaware Street (31 feet)

Market Street, on the north side,
from a point 158 feet west of Delaware Street
to a point 195 feet east of Delaware Street (37 feet)

Market Street, on the south side,
from a point 226 feet east of Delaware Street
to a point 274 feet east of Delaware Street (48 feet)

Market Street, on the south side,
from a point 33 feet west of Delaware Street
to a point 97 feet west of Delaware Street (64 feet)

Market Street, on the west side,
from a point 16 feet north of Ninth Street
to a point 66 feet north of Ninth Street (50 feet)

Meridian Street, on the east side,
from a point 21 feet south of Ninth Street
to a point 68 feet south of Ninth Street (47 feet)

Meridian Street, on the east side,
from a point 13 feet south of New York Street
to a point 72 feet south of New York Street (59 feet)

New Jersey Street, on the east side,
from a point 25 feet south of New York Street
to a point 89 feet south of New York Street (64 feet)

New Jersey Street, on the east side,
from a point 23 feet south of North Street
to a point 60 feet south of North Street (37 feet)

New Jersey Street, on the east side,
from a point 20 feet north of Ohio Street
to a point 63 feet north of Ohio Street (43 feet)

New Jersey Street, on the east side,
from a point 20 feet south of St. Clair Street
to a point 60 feet south of St. Clair Street (40 feet)

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New Jersey Street, on the east side,
from a point 17 feet north of Walnut Street
to a point 83 feet north of Walnut Street (66 feet)

North Street, on the south side,
from a point 50 feet west of Massachusetts Avenue
to a point 84 feet west of Massachusetts Avenue (34 feet)

North Street, on the south side,
from a point 22 feet west of New Jersey Street
to a point 58 feet west of New Jersey Street (36 feet)

Ohio Street, on the south side,
from a point 13 feet west of Capitol Avenue
to a point 63 feet west of Capitol Avenue (50 feet)

Ohio Street, on the south side,
from a point 22 feet west of Meridian Street
to a point 122 feet west of Meridian Street (100 feet)

Pennsylvania Street, on the west side,
from a point 15 feet south of Washington Street
to a point 55 feet south of Washington Street (40 feet)

Pennsylvania Street, on the west side,
from a point 104 feet north of Washington Street
to a point 137 feet north of Washington Street (33 feet)

St. Clair Street, on the north side,
from a point 48 feet east of Alabama Street
to a point 98 feet east of Alabama Street (50 feet)

St. Joseph Street, on the north side, from Meridian Street
to a point 51 feet east of Meridian Street (51 feet)

South Street, on the south side,
from a point 25 feet east of Pennsylvania Street
to a point 99 feet east of Pennsylvania Street (74 feet)

Vermont Street, on the north side, from Massachusetts Avenue
to a point 50 feet east of Massachusetts Avenue (50 feet)

Vermont Street, on the north side,
from a point 18 feet east of New Jersey Street
to a point 57 feet east of New Jersey Street (39 feet)

Washington Street, on the north side,
from a point 381 feet west of Capitol Avenue
to a point 431 feet west of Capitol Avenue (50 feet).

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

Proposal No. 340, 1993 was retitled GENERAL ORDINANCE NO. 91, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 91, 1993

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

Bauman Street, from
Tenth Street to Thirteenth Street

Carlsen Avenue, from
Girls School Road to Thorndale Court

Doris Drive, from
Girls School Road to Sixteenth Street

Eleanor Avenue, from
Tenth Street to Thirteenth Street

Farley Drive, from
Eleventh Street to Doris Drive

Glen Arm Road, from
Tenth Street to Fourteenth Street

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

Proposal No. 341, 1993 was retitled GENERAL ORDINANCE NO. 92, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 92, 1993

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

Brill Street, from
Southern Avenue to Troy Avenue

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

Proposal No. 342, 1993 was retitled GENERAL ORDINANCE NO. 93, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 93, 1993

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

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

July 12, 1993

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-33 I, Passenger and material loading zones, be, and the same is hereby amended by the addition of the following, to wit:

Brookside Avenue, on the north side,
from the south curblineline of Eleventh Street to a point
50 feet south of the south curblineline of Eleventh Street

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

Proposal No. 359, 1993 was retitled GENERAL ORDINANCE NO. 94, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 94, 1993

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>
7, Pg. 3	Old Stone Drive & Promontory Rd.	Promontory Rd.	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>
7, Pg. 3	Old Stone Drive & Promontory Rd.	None	All Stop

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

Proposal No. 360, 1993 was retitled GENERAL ORDINANCE NO. 95, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 95, 1993

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-254, Manner of Parking.

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 29-254, Manner of parking, be, and the same is hereby amended by the addition of the following, to wit:

(c) *90 degree angle.* Whenever parking is permitted on any of the following streets or parts thereof, parking at an angle of ninety (90) degrees to the curb, or if there is no curb, then to line of the traveled roadway, shall be used, and vehicles shall not be parked otherwise thereon:

Chateau Court, around the cul-de-sac

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

Proposal No. 364, 1993 was retitled GENERAL ORDINANCE NO. 96, 1993 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 96, 1993

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>
41, Pg. 1	Arlington Av & Thompson Rd	None	All Way 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>
41, Pg. 1	Arlington Av & Thompson Rd	None	Signal

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

ANNOUNCEMENTS AND ADJOURNMENT

The following motion for adjournment was requested by:

- (1) Councillors SerVaas, West, and Boyd in memory of Beverly Scott Wilkes, and
- (2) Councillor Boyd in memory of Lt. Col. Stanley W. Hodges.

Councillor Boyd moved the adjournment of this meeting of the Indianapolis City-County Council in recognition of and respect for the life and contributions of Beverly Scott Wilkes and Lt. Col. Stanley W. Hodges. Councillor Boyd respectfully asked for the support of fellow Councillors. He further requested that the motion be made a part of the permanent records of this body and that a letter bearing the Council seal and the signature of the President be sent to the family of each person advising of this action. Councillor West seconded the motion and it passed by unanimous voice vote.

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 10:50 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 12th day of July, 1993.

July 12, 1993

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

Beurt SerVaas
President

ATTEST:

Ben J. Kuyper
Clerk of the Council

(SEAL)