

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

**REGULAR MEETINGS  
MONDAY, JUNE 10, 1996**

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, June 10, 1996, with Councillor SerVaas presiding.

Councillor Franklin 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: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty, Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams*

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

**INTRODUCTION OF GUESTS AND VISITORS**

Councillor McClamroch introduced George Guy, Professor at Butler University. Councillor O'Dell introduced Marsha Sutton, member of the Warren Township Advisory Board.

**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

*Journal of the City-County Council*

Ladies And Gentlemen :

You are hereby notified the REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers, on Monday, June 10, 1996, 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  
President, City-County Council,

May 21, 1996

TO THE HONORABLE PRESIDENT AND 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:

Pursuant to the laws of the State of Indiana, I caused to be published in the Indianapolis NEWS and the Indianapolis COMMERCIAL on Thursday, May 23, 1996, a copy of a PUBLIC NOTICE TO TAXPAYERS of a Public Hearing on Proposal Nos. 313, 318, 321, 325 and 364, 1996 said hearing to be held on June 10, 1996 at 7:00 p.m., in the City-County Building.

Respectfully,  
s/Suellen Hart  
Clerk of the City-County Council

May 24, 1996

TO THE HONORABLE PRESIDENT AND 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:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Suellen Hart, the following ordinances:

FISCAL ORDINANCE NO. 43, 1996: an appropriation of \$20,505 for the Lawrence Township Assessor to pay for buy-outs of employees who have resigned and/or retired from the Lawrence Township Assessor's office in 1996 financed from the County General Fund balances

FISCAL ORDINANCE NO. 44, 1996: an appropriation of \$133,689 for the Department of Metropolitan Development, Planning Division, to pay for transportation planning financed by revenues from the US Department of Transportation and a local match from the Transportation General Fund

FISCAL ORDINANCE NO. 47, 1996: an appropriation of \$369,162 for the Community Corrections Agency to pay for security of inmates on the 5th floor of the City-County Building financed by revenues in the County General Fund, Jail Reserve Account

FISCAL ORDINANCE NO. 48, 1996: an appropriation of \$7,702,935 for the Information Services Agency (ISA) to fund its restructuring including the outsourcing contract with System and Computer Technology Corporation (SCT) financed by an appropriation of \$3,989,935 and a transfer of \$3,713,881 from the Information Services Internal Service Fund

FISCAL ORDINANCE NO. 49, 1996: an appropriation of \$60,000 for the Department of Parks and Recreation to fund improvements for Perry Park financed by a Build Indiana Grant

FISCAL ORDINANCE NO. 50, 1996: an appropriation of \$152,500 to continue the County comprehensive traffic safety program through the Prosecuting Attorney financed by a federal grant

FISCAL ORDINANCE NO. 51, 1996: an appropriation of \$34,661 for the Marion County Justice Agency to continue the Drug Use Forecasting Program financed by a federal grant

FISCAL ORDINANCE NO. 52, 1996: an appropriation of \$333,826 for the Marion County Justice Agency to pay the salaries for law enforcement officers participating in the multi-jurisdictional pursuit of illegal drug activities financed by a federal grant

FISCAL ORDINANCE NO. 53, 1996: an appropriation of \$75,000 for the Department of Public Safety, Police Division, to provide youth programs through the Police Athletic League financed by a federal grant

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FISCAL ORDINANCE NO. 54, 1996: an appropriation of \$500,000 for the Department of Parks and Recreation to make capital improvements financed from the City Cumulative Capital Development Fund balance

GENERAL ORDINANCE NO. 65, 1996: allows employees affected by the privatization of the City's sewer maintenance work to convert accrued sick time to benefit leave prior to their separation from City employment

GENERAL ORDINANCE NO. 66, 1996: amends the Code concerning towing and storage charges for abandoned vehicles

GENERAL ORDINANCE NO. 67, 1996: establishes administrative process for adjudication of parking tickets

GENERAL ORDINANCE NO. 69, 1996: amends the Code pertaining to the Enhanced Access Board

GENERAL ORDINANCE NO. 70, 1996: exempts the Metropolitan Emergency Communications Board from being a "subject agency" of the Information Technology Board

GENERAL ORDINANCE NO. 71, 1996: reduces speed limits within Cumberland Estates subdivision (District 12)

GENERAL ORDINANCE NO. 72, 1996: authorizes intersection controls for Forrest Commons Subdivision, Section 5 (District 25)

GENERAL ORDINANCE NO. 73, 1996: authorizes intersection controls for Westpoint Business Park (District 18)

GENERAL ORDINANCE NO. 74, 1996: authorizes stop signs at Georgetown Road and 57th Street (District 1)

GENERAL ORDINANCE NO. 75, 1996: authorizes a multi-way stop at Franklin Road and Troy Avenue (Districts 13, 23)

GENERAL ORDINANCE NO. 76, 1996: authorizes a multi-way stop at Blackford Street and Vermont Street (District 16)

GENERAL ORDINANCE NO. 77, 1996: authorizes a multi-way stop at New Jersey Street and 24th Street (District 22)

GENERAL ORDINANCE NO. 78, 1996: authorizes a multi-way stop at New Jersey Street and 23rd Street (District 22)

GENERAL ORDINANCE NO. 79, 1996: authorizes a multi-way stop at Alabama Street and 24th Street (District 22)

GENERAL ORDINANCE NO. 80, 1996: authorizes a multi-way stop at Alabama Street and 23rd Street (District 22)

GENERAL ORDINANCE NO. 81, 1996: authorizes parking restrictions for Senate Avenue and St. Clair Street (District 16)

GENERAL ORDINANCE NO. 82, 1996: authorizes parking restrictions on Emerson Avenue at University Avenue (District 15)

GENERAL ORDINANCE NO. 83, 1996: authorizes a loading zone for St. Elmo Steak House located at 127 South Illinois Street (District 16)

GENERAL RESOLUTION NO. 6, 1996: approves the 96th Street/Castleton economic development area

SPECIAL RESOLUTION NO. 35, 1996: expresses Council support of the Indianapolis Motor Speedway and the Hulman-George Family

SPECIAL RESOLUTION NO. 36, 1996: recognizes Emmerich Manual Coach Raymond C. Schultz

SPECIAL RESOLUTION NO. 37, 1996: recognizes Colts strength and conditioning coach Tom Zupancic

SPECIAL RESOLUTION NO. 38, 1996: recognizes the public service of Richard L. Cunningham

SPECIAL RESOLUTION NO. 39, 1996: an Inducement Resolution for Oakland Civic Charities Foundation in an amount not to exceed \$6,950,000 to proceed with the acquisition and renovation of a 162-unit building at 38th and Meridian Streets (The Summit House Project) (District 6)

SPECIAL RESOLUTION NO. 40, 1996: amends S.R. No. 34, 1996, as amended, by extending the expiration date through December 31, 1996 at 4803 Round Lake Road (District 4) (Willowbrook Park, L.P.)

SPECIAL RESOLUTION NO. 42, 1996: an inducement resolution for Indiana Veneers Corp. in an amount not to exceed \$1,000,000 to proceed with the acquisition of machinery, equipment and/or other fixtures, and the expansion of the existing building located at 1121 East 24th Street (District 10)

SPECIAL RESOLUTION NO. 43, 1996: approves amendments to pension plan for Marion County Sheriff's merit deputies

SPECIAL ORDINANCE NO. 7, 1996: authorizes the issuance of economic development revenue bonds in an amount not to exceed \$5,000,000 for the construction, acquisition and equipping of certain commercial printing facilities located at 1203 East St. Clair (District 22) (White Arts, Inc. Project)

SPECIAL ORDINANCE NO. 8, 1996: approves the issuance of bonds in the amount of \$18,000,000 for the 96th Street/Castleton economic development area and the appropriation of proceeds on the bonds

SPECIAL ORDINANCE NO. 9, 1996: authorizes the execution of an Assignment and Assumption Agreement in connection with the restructuring and refinancing of the Canal Square Project located at the intersection of New York Street and West Street (District 16)

Respectfully,  
s/Stephen Goldsmith, Mayor

### **ADOPTION OF THE AGENDA**

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

### **APPROVAL OF THE JOURNAL**

The President called for additions or corrections to the Journal of May 20, 1996. There being no additions or corrections, the minutes were approved as distributed.

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

PROPOSAL NO. 442, 1996. The proposal, sponsored by Councillor Williams, congratulates Key Renaissance Middle School. Councillor Williams read the proposal and presented copies of the document and Council pins to students, teachers, and staff who were directly involved with the prize winning production. Principal Patricia Bolanos expressed appreciation to the Council for this honor. Councillor Williams presented an excerpt from the prize winning video. Councillor Williams moved, seconded by Councilor Hinkle, for adoption. Proposal No. 179, 1996 was adopted by a unanimous voice vote.

Proposal No. 442, 1996 was retitled SPECIAL RESOLUTION NO. 44, 1996, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 44, 1996

A SPECIAL RESOLUTION congratulating Key Renaissance Middle School.

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WHEREAS, each year since 1989, the Foot Locker retail footwear company sponsors a contest in urban middle schools wherein the students must work together as a team toward the common goal of communicating the importance of staying in school; and

WHEREAS, all Indianapolis Public Schools middle schools were invited to create video entries which were then judged upon creativity, content and their potential impact upon fellow students to stay in school; and

WHEREAS, on May 29, 1996, the school students, faculty and staff of Key Renaissance Middle School gathered at the Murat Theater to celebrate their winning the grand prize, which was a free pair of K-Swiss athletic shoes for everyone at the school; 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 recognizes and congratulates Indianapolis Public Schools' Key Renaissance Middle School for winning the 1996 "Foot Locker Cool School" video contest, and the Foot Locker and K-Swiss companies for their ongoing support for such a positive program for young people.

SECTION 2. The Council particularly commends the creative spirit displayed by those who were directly involved with the prize-winning production: Dorissa Anderson, Liza Besser, Beth Bartlow, Marie Browning, Denise Brown, Natasha Cooney, Denise Cooke, Bethany Cottom, Anthony Cheeseborough, Ronnie Fortson, Angela Franklin, Thomas Ferguson, Louis Gordner, Derrick Glenn, Briteny Harris, Kevin Marks, Donise Morton, Eric McKay, Darryl Moses, Telena Martinez, Amanda Norton, Philip Peterson, Sarah Russell, Kelsey Rardon, Leena Silverman, Brandon Spradley, Amber Seeman, James Segrest, Christine Scharfenberger, Dominic Young, Judi Williams and Amy Williams, and teachers and staff: Chris Kunkel, Norm Gwaltney, Beth Lively, Dixie Seaver and Sandy Sheets.

SECTION 3. This winning video will be disseminated to be viewed by students nationwide, and the Council hopes that the cumulative effect of this video and all the other entries result in greater numbers of young people realizing the value of staying in school.

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. 443, 1996. The proposal, sponsored by Councillors O'Dell and Hinkle, recognizes the Secondhand Prose book sale program of the Indianapolis-Marion County Public Library. Councillor O'Dell read the proposal; Councillor Hinkle presented copies of the document and Council pins to library volunteers Mary Peck, Jana Fisher, Scott and Jody Martindill, and Al Pitschmann. Miriam Geib, Director of Library Volunteers, expressed appreciation to the Council for this honor. Councillor O'Dell moved, seconded by Councillor Hinkle, for adoption. Proposal No. 443, 1996 was adopted by a unanimous voice vote.

Proposal No. 443, 1996 was retitled SPECIAL RESOLUTION NO. 45, 1996, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 45, 1996

A SPECIAL RESOLUTION recognizing the Secondhand Prose book sale program of the Indianapolis-Marion County Public Library.

WHEREAS, a 1986 change in state law allowed the Indianapolis-Marion County Public Library to resell property purchased with tax funds; and

WHEREAS, for the first time, discarded library books could be sold along with donated ones to benefit library programs; and

WHEREAS, under the capable direction of Miriam Geib the book sale has grown from a small site at Broad Ripple to the new Library Services Center, from two book sales a year to six, and from \$38,000 in sales ten years ago to \$150,000 last year; and

WHEREAS, the milestone \$1,062,250 raised for the Library during the past decade by the Secondhand Prose book sales has been used by the Indianapolis-Marion County Public Library Foundation to fund such activities as the Summer Reading Program, the Marian McFadden Memorial Lecture series, literacy events, African-American History lectures and for volunteer recognition; 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 recognizes and congratulates the Indianapolis-Marion County Public Library Board, Foundation, staff and volunteers for their initiative and dedication to the Secondhand Prose book sale program during the past ten years.

SECTION 2. Of the many volunteers who joined the first year's book sale, 26 remain active, and of those, Mary Peck, Jana Fisher, Scott and Jody Martindill and Al Pitschmann have been exceptionally generous with their time and talents.

SECTION 3. Indianapolis is made a better place because of such initiative, volunteer spirit, energy and organizational talent.

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. 444, 1996. The proposal, sponsored by Councillor Cockrum, recognizes the Marion County Sheriff's Citizen Academy and instructor Sgt. Michael "Mick" Reddick. Councillor Cockrum read the proposal and presented copies of the document and Council pins to Colonel Jerry Cooper and Sgt Reddick. Colonel Cooper and Sgt. Reddick expressed appreciation to the Council for the recognition. Councillor Cockrum moved, seconded by Councillor Gilmer, for adoption. Proposal No. 444, 1996 was adopted by a unanimous voice vote.

Proposal No. 444, 1996 was retitled SPECIAL RESOLUTION NO. 46, 1996, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 46, 1996

A SPECIAL RESOLUTION recognizing the Marion County Sheriff's Citizen Academy and instructor Sgt. Michael "Mick" Reddick.

WHEREAS, the Marion County Sheriff's Citizen Academy involves residents committing twelve weekly three-hour intensive sessions crammed with briefings, rides with deputies and role-playing dramas to produce better informed citizens with an improved understanding of law enforcement's work in making Indianapolis a safer community; and

WHEREAS, since its inception in 1995, there have been three Sheriff's Citizen Academies with over 75 alumni, some of whom have gone on to become reserve deputies, the department's first reserve correctional officers, and other duties such as telephones and anti-drug help for the department, and all have ended up with a greater understanding of how the sheriff's department works; and

WHEREAS, the popular instructor since the very beginning has been Sgt. Michael "Mick" Reddick who spent an incredible amount of time gathering information from throughout the nation to build the curriculum; and

WHEREAS, Sgt. Reddick has been a Marion County Deputy Sheriff for 16 years, is a certified police instructor, has taught law enforcement techniques in Haiti, Somalia and in other nations, is a member of the

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SWAT team, a trustee with the deputy sheriffs' fraternal organization, often speaks to youth and citizen groups, is a drill sergeant in the Army Reserves and volunteers as a precinct committeeman; 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 recognizes the Citizen Academy initiative by the Marion County Sheriff's Department, and hopes that meaningful and productive sessions will continue for many years in the future.

SECTION 2. The Sheriff's Department training staff's Citizen Academy instructor, Sgt. Michael "Mick" Reddick reflects the highest credit upon himself and the Sheriff's Department for his exceptional knowledge, skill and energy in making the Academy a success.

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

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

PROPOSAL NO. 414, 1996. The proposal, sponsored by Councillor McClamroch appoints Stuart Rhodes to the Cable Franchise Board. Councillor McClamroch moved, seconded by Councillor Coughenour, for adoption. Proposal No. 414, 1996 was adopted by a unanimous voice vote.

Proposal No. 414, 1996 was retitled COUNCIL RESOLUTION NO. 44, 1996, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 44, 1996

A COUNCIL RESOLUTION appointing Stuart Rhodes to the Cable Franchise 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 Cable Franchise Board, the Council appoints:

Stuart Rhodes

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1997. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

PROPOSAL NO. 426, 1996. The proposal, sponsored by Councillor McClamroch, selects Michael Duff as its appointment to the Common Construction Wage Committee and corrects Council Resolution No. 33, 1996. Proposal No. 426, 1996 was adopted by a voice vote.

Councillor Golc stated his objection for the record. He believes the Council needs to give careful consideration to appointing representatives on this committee while the Prevailing Wage Issue is being litigated. Councillor McClamroch replied that the Common Construction Wage Committee will meet whether the Council appointment is made. He believes it is in the Council's best interest to have a representative on the Committee.

Proposal No. 426, 1996 was retitled COUNCIL RESOLUTION NO. 45, 1996, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION 45, 1996

A COUNCIL RESOLUTION selecting Michael Duff as its appointment to the Common Construction Wage Committee and correcting Council Resolution No. 33, 1996.

WHEREAS, IC 5-16-7-1 (as amended by P.L. 81-1995) provides for the determination of the "common construction wage" to be paid for labor on certain construction projects of certain governmental agencies; and

WHEREAS, such law requires those governmental agencies, prior to advertising for such construction, to set up a committee to make such wage determinations; and

WHEREAS, one of the five members of each such committee set up in Marion County is to be appointed by the City-County Council; and

WHEREAS, the Council wishes to avoid acting on a new appointment each time another such committee is established in Marion County; now, therefore:

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

SECTION 1. The council selects Michael Duff as its appointment to committees established to determine common construction wages in the Police, Fire, and Solid Waste Collection Special Service Districts, and as an alternate for any other such committee in Marion County. Such appointment to be for each committee set up for a project the funding source for which is a tax paid by such appointee.

SECTION 2. The President of the Council is authorized to certify the foregoing person as the Council appointment to the committee to determine the common construction wage established by any governmental agency with respect to a project located in Marion County if such person is a qualified taxpayer with respect to the project for which the committee is established.

SECTION 3. The foregoing appointment is at the pleasure of the Council or until December 31, 1996, and until each such committee to which such person is appointed has completed its statutory duties.

**INTRODUCTION OF PROPOSALS**

PROPOSAL NO. 415, 1996. Introduced by Councillor Schneider. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which amends distribution formula for the incremental fees from the Indianapolis Emergency Telephone System Fund"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 416, 1996. Introduced by Councillor Schneider. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which changes the allocation of County Option Income Tax Revenues and establishes an allocation of the County Cumulative Capital Development Funds"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 417, 1996. Introduced by Councillor Hinkle. The Clerk read the proposal entitled: "A Proposal for a Special Resolution which approves a list of projects to be funded by Section 108 loan funds"; and the President referred it to the Metropolitan Development Committee

PROPOSAL NO. 418, 1996. Introduced by Councillor Shambaugh. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$350,000 for the Department of Parks and Recreation to pay for design and inspection services financed by a



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transfer within the department's City Cumulative Capital Improvement Fund"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 419, 1996. Introduced by Councillor Shambaugh. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$536,000 for the Department of Parks and Recreation to pay for supplies and design and inspection services financed by a transfer within the department's Consolidated County Cumulative Capital Improvement Fund"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 420, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$309,303 for the County Auditor, Marion County Public Defender Agency, Prosecuting Attorney, and Marion County Superior Court to continue the Expedited Trial Program financed by state and federal grants"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 421, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$217,253 for the County Auditor, Marion County Public Defender Agency, Prosecuting Attorney, and Marion County Superior Court to continue the Expedited Trial Program financed from the County General Fund balances"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 422, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$261,773 for Community Corrections to fund personnel, home detention equipment, and office supplies financed by revenues in the Home Detention User Fund"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 423, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$175,145 for Community Corrections to fund a Juvenile Court Intensive Probation Services Program financed by a state grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 424, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$1,226,532 to fund the Marion County Community Corrections Program financed by a state grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 425, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$341,018 for the Department of Public Safety, Emergency Management Planning Division, to purchase rescue equipment and supplies for the Marion County Urban Search and Rescue Task Force financed by a federal grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 427, 1996. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$225,000 for the Department of Capital Asset Management, Finance and Administration Division, for public

transportation services financed by a transfer within the division's Transportation General Fund"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 428, 1996. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes intersection controls for Holly Meadows subdivision (District 24)"; and the President referred it to the Capital Asset Management Committee

PROPOSAL NO. 429, 1996. Introduced by Councillor Gray. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes intersection controls for Deer Creek subdivision, section 4 (District 9)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 430, 1996. Introduced by Councillor Black. The Clerk read the proposal entitled: "A Proposal for a General Ordinance authorizes a multi-way stop at 48th Street and Guilford Avenue (District 6)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 431, 1996. Introduced by Councillor Black. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at 44th Street and Guilford Avenue (District 6)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 432, 1996. Introduced by Councillor Black. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at 51st Street and Crittenden Avenue (District 6)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 433, 1996. Introduced by Councillor Massie. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at Dudley Avenue and Randolph Street (District 20)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 434, 1996. Introduced by Councillor Bradford. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at 61st Street and Kingsley Drive (District 7)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 435, 1996. Introduced by Councillor Hinkle. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at Ohio Street and Sigsbee Street (District 18)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 436, 1996. Introduced by Councillor Talley. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at 37th Street and Forest Manor Avenue (Districts 11, 14)"; and the President referred it to the Capital Asset Management Committee.

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PROPOSAL NO. 437, 1996. Introduced by Councillor Golc. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at Delmar Avenue and Norfolk Street (District 17)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 438, 1996. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes parking restrictions on Thompson Road from State Road 37 to a point 900 feet east of Thompson Road (District 25)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 439, 1996. Introduced by Councillor Bradford. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a change in the parking meter zone on Westfield Boulevard from College Avenue to Guilford Avenue (Districts 2, 7)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 440, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a weight limit restriction on Fall Creek Road from Shadeland Avenue to 96th Street (Districts 4, 5)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 441, 1996. Introduced by Councillor Tilford. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a 25 mph speed limit on Whenner Drive from 38th Street to dead end (District 12)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 449, 1996. Introduced by Councillor Curry. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which approves an extension of the expiration date of the cable franchises of American Cablevision of Indianapolis and Comcast Cablevision of Indianapolis, L.P., until August 9, 1996, and amends Sec. 285-121 of the Revised Code with respect to cable franchises"; and the President referred it to the Whole Committee.

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

PROPOSAL NOS. 445-448, 1996. Introduced by Councillor Hinkle. The Clerk read the proposal entitled: "REZONING ORDINANCES certified by the Metropolitan Development Commission on June 5, 1996." The Council did not schedule Proposal Nos. 445-448, 1996 for hearing pursuant to IC 36-7-4-608. Proposal Nos. 445-448, 1996 were retitled REZONING ORDINANCE NOS. 125-128 and are identified as follows:

REZONING ORDINANCE NO. 125, 1996. 96-Z-37  
739 AND 743 HARRISON STREET (approximate address), INDIANAPOLIS.  
CENTER TOWNSHIP, COUNCILMANIC DISTRICT #16  
CITY OF INDIANAPOLIS, METROPOLITAN DEVELOPMENT COMMISSION seeks the rezoning of 0.19 acre from the C-3 classification to the D-8 district to conform to the 1980 Fletcher Place Historic Area Plan and the existing use.

REZONING ORDINANCE NO. 126, 1996. 96-Z-62  
2511, 2515, 2517, and 2519 EAST WASHINGTON STREET (approximate address), INDIANAPOLIS.  
CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 21.  
DEPARTMENT OF METROPOLITAN DEVELOPMENT requests a rezoning of 0.559 acre, being in the I-3-U District, to the C-5 classification to conform the zoning to the existing automobile sales use and the 1993 Comprehensive Plan.

REZONING ORDINANCE NO. 127 , 1996. 96-Z-82  
9731 EAST 86TH STREET (approximate address), INDIANAPOLIS.  
LAWRENCE TOWNSHIP, COUNCILMANIC DISTRICT # 4  
P. THOMAS MURRY, JR. requests a rezoning of 1 acre, being in the D-1 District, to the SU-1 classification to provide for church uses.

REZONING ORDINANCE NO. 128 , 1996. 96-Z-91  
4409 WEST 71ST STREET (approximate address), INDIANAPOLIS.  
PIKE TOWNSHIP, COUNCILMANIC DISTRICT # 1  
BRENDA T. BOND, by Michael D. Keele, requests a rezoning of 1 acre, being in the I-2-S District, to the C-1 classification to provide for commercial office development.

**SPECIAL ORDERS - PUBLIC HEARING**

PROPOSAL NO. 313, 1996. Councillor Shambaugh reported that the Parks and Recreation Committee heard Proposal No. 313, 1996 on May 16, 1996. The proposal is an appropriation of \$76,928 for the Department of Parks and Recreation to acquire land for greenways financed by a \$75,000 federal grant and a \$1,928 appropriation from the Park General Fund. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 7:46 p.m. There being no one present to testify, Councillor Shambaugh moved, seconded by Councillor Massie, for adoption. Proposal No. 313, 1996 was adopted on the following roll call vote; viz:

*25 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Gray, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, SerVaas, Shambaugh, Short, Talley, Tilford, Williams*  
*3 NAYS: Hinkle, Schneider, Smith*  
*1 NOT VOTING: Golc*

Proposal No. 313, 1996 was retitled FISCAL ORDINANCE NO. 55, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 55, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an additional Seventy-five Thousand Dollars (\$75,000) in the Federal Grants Fund and One Thousand Nine Hundred Twenty-eight Dollars (\$1,928) in the Park General Fund for purposes of the Department of Parks and Recreation and reducing the unappropriated and unencumbered balance in the Federal Grants Fund and the Park 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 1.01 (o) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Department of Parks and Recreation to acquire land along Fall Creek between 71st Street and 79th Street for greenways.

SECTION 2. The sum of Seventy-six Thousand Nine Hundred Twenty-eight Dollars (\$76,928) 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 appropriation is hereby approved:

<u>DEPARTMENT OF PARKS AND RECREATION</u>	<u>FEDERAL GRANTS FUND</u>
4. Capital Outlays	<u>75,000</u>
TOTAL INCREASE	75,000

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DEPARTMENT OF PARKS AND RECREATION

PARK GENERAL FUND

4. Capital Outlays	<u>1,928</u>
TOTAL INCREASE	1,928

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

FEDERAL GRANTS FUND

Unappropriated and Unencumbered	
Federal Grants Fund	<u>75,000</u>
TOTAL REDUCTION	75,000

PARK GENERAL FUND

Unappropriated and Unencumbered	
Park General Fund	<u>1,928</u>
TOTAL REDUCTION	1,928

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the controller are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 318, 1996. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 318, 1996 on May 1, 1996. The proposal is an appropriation of \$587,650 for the County Sheriff to pay for a \$2 per diem increase and the additional 60 inmates at Riverside financed by revenues from the County General Fund, Jail Reserve Account. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Williams asked if the zoning was appropriate for an additional 60 inmates. Councillor Dowden replied that he believes that the current provisions can accommodate the additional inmates.

The President called for public testimony at 7:48 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Schneider, for adoption. Proposal No. 318, 1996 was adopted on the following roll call vote, viz:

27 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry,  
Dowden, Gilmer, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams,  
O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams  
0 NAYS:  
2 NOT VOTING: Franklin, Golc

Proposal No. 318, 1996 was retitled FISCAL RESOLUTION NO. 56, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 56, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an additional Five Hundred Eighty-seven Thousand Six Hundred Fifty Dollars for purposes of the Sheriff and reducing the unappropriated and unencumbered balance in the County General Fund Jail Reserve Account.

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(y) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Sheriff to allocate an appropriation of increased funding from the County General Fund-Jail Reserve Account for the per diem increase and additional 60 inmates at Riverside

SECTION 2. The sum of Five Hundred Eighty-seven Thousand Six Hundred Fifty Dollars (\$587,650) 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 appropriation is hereby approved:

<u>COUNTY SHERIFF</u>	<u>COUNTY GENERAL FUND</u>
3. Other Services and Charges	587,650
TOTAL INCREASE	587,650

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

	<u>COUNTY GENERAL FUND</u>
Unappropriated and Unencumbered	
County General Fund	587,650
TOTAL REDUCTION	587,650

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

PROPOSAL NO. 321, 1996. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 321, 1996 on May 1, 1996. The proposal is an appropriation of \$180,000 for the County Auditor to pay the expenses incurred by the Information Services Agency in providing enhanced access to City-County computerized information financed by revenues in the Enhanced Access Fund. 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 7:50 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Curry, for adoption. Proposal No. 321, 1996 was adopted on the following roll call vote, viz:

28 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty, Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams  
0 NAYS:  
1 NOT VOTING: Golc

Proposal No. 321, 1996 was retitled FISCAL ORDINANCE NO. 57, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 57, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating One Hundred Eighty Thousand Dollars (\$180,000) in the Enhanced Access Fund for the County Auditor for the purpose of paying expenses incurred by the Information Services Agency in providing enhanced access to City-County computerized information.

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

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SECTION 1. To provide for expenditures the necessity of which has arisen since the adoption of the annual budget, Section 1.02(b) of the City-County Annual Budget for 1996 be, and is hereby amended by the increases and reductions hereinafter stated for purposes of paying expenses incurred by the Information Services Agency in providing enhanced access to City-County computerized information. Payment to the Information Services Agency shall be made only upon written approval of the Enhanced Access Board.

SECTION 2. The sum of One Hundred Eighty Thousand Dollars (\$180,000) be, and the same is hereby , transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>Marion County Auditor</u>	<u>Enhanced Access Fund</u>
3. Contractual Services	<u>180,000</u>
TOTAL INCREASE	180,000

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

	<u>Enhanced Access Fund</u>
Unappropriated and Unencumbered	
Enhanced Access Fund	<u>180,000</u>
TOTAL DECREASE	180,000

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

PROPOSAL NO. 325, 1996. The proposal is an appropriation of \$4,020,000 for the Department of Public Works, Contract Compliance Division and Maintenance Operation Division, to pay for the contracting of sewer maintenance and mowing financed by a reduction of the Maintenance Operation General Fund balance. Councillor Coughenour asked for consent to postpone Proposal No. 325, 1996 until June 24, 1996. Consent was given.

PROPOSAL NO. 364, 1996. The proposal is an appropriation of \$11,385 to provide a diverse selection of holistic and creative activities for children of abused mothers and respite care services for their mothers by the Julian Center through the Marion County Justice Agency financed by a federal grant. Councillor Dowden asked for consent to postpone Proposal No. 364, 1996 until June 24, 1996. Consent was given.

### **SPECIAL ORDERS - UNFINISHED BUSINESS**

PROPOSAL NO. 229, 1996. The proposal appoints Martin G. (Mike) Ramey to the Community Centers of Indianapolis Board. Councillor McClamroch moved, seconded by Councillor Hinkle, to return Proposal No. 229, 1996 to Committee. Proposal No. 229, 1996 was returned to Committee on the following roll call vote; viz:

*23 YEAS: Borst, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Gray, Hinkle, Massie, McClamroch, Moores, Moriarty Adams, Schneider, SerVaas, Shambaugh, Short, Smith, Tilford, Williams*

*4 NAYS: Black, Jones, O'Dell, Talley*

*2 NOT VOTING: Boyd, Golc*

### **SPECIAL ORDERS - FINAL ADOPTION**

PROPOSAL NO. 253, 1996. Councillor Hinkle reported that the Metropolitan Development Committee heard Proposal No. 253, 1996 on June 3, 1996. The proposal reorganizes the Department of Metropolitan Development. By a 7-0 vote, the Committee reported the proposal

to the Council with the recommendation that it do pass. Councillor Hinkle moved, seconded by Councillor Gilmer, for adoption. Proposal No. 253, 1996 was adopted on the following roll call; viz:

*26 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Smith, Talley, Tilford*  
*0 NAYS:*  
*3 NOT VOTING: Golc, Short, Williams*

Proposal No. 253, 1996 was retitled GENERAL ORDINANCE NO. 84, 1996, and reads as follows:

CITY COUNTY GENERAL ORDINANCE NO. 84, 1996

A GENERAL ORDINANCE amending Articles I and II of Chapter 231 of the Revised Code of the Consolidated City and County, concerning the reorganization of the Department of Metropolitan Development.

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

SECTION 1. Articles I and II of Chapter 231 of the Revised Code of the Consolidated City and County is hereby amended by inserting the underlined text and deleting the stricken-through text to read as follows:

Sec. 231-1. Established.

There is hereby established a department of metropolitan development for the consolidated city pursuant to IC 36-3-5-4 subject to IC 26-3-4-23.

Sec. 231-11. Director.

The director of the department of metropolitan development shall be appointed by the mayor, subject to the approval of the city-county council as required by IC 36-3-5-2, to serve at the pleasure of the mayor for a term ending December thirty-first of the year the appointment is effective and until a successor is appointed and qualifies. The mayor may appoint a deputy mayor to serve as the director of the department of metropolitan development by virtue of the deputy mayor's office.

Sec. 231-12. Duties.

The director of the department of metropolitan development shall:

- (1) Prepare and submit a budget as required by IC 36-3-6-4(b)(1);
- (2) Establish operational procedures;
- (3) Approve the hiring and dismissal of personnel subject to limitations prescribed by law and rules adopted by the mayor;
- (4) Delegate to personnel of the department authority to act on the director's behalf;
- (5) Assign tasks to employees of the department and supervise the carrying out of those responsibilities;
- (6) Act as a hearing authority relative to unsafe buildings, or appoint a person to act as a hearing authority, as provided in IC 36-7-9;
- (7) Approve and execute legal instruments subject to limitations prescribed by law;
- (8) Approve or disapprove disbursement of funds subject to limitations prescribed by law;



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- (9) Receive pertinent information, engage in departmental planning and establish policies and goals for the department subject to limitations prescribed by law, direction provided by the mayor, and policies and goals properly established by the metropolitan development commission;
- (10) Coordinate the activities of divisions within the department;
- (11) Assign to a division in the department any power or duty which the law specifies is to be exercised by the division of planning and zoning of the metropolitan planning department, in instances where this Code does not indicate a responsible division or agency;
- (12) Appoint an administrator to manage each division of the department, subject to the approval of the mayor;
- (13) Provide advice and assistance to the historic preservation commission, as established by IC 36-7-11.1, and the administrator of its staff in coordinating the programs and policies of the department with historic preservation programs and policies, to review the work program of the commission as provided by IC 36-7-11.1-4 and to provide advice in the appointment of the administrator as provided in IC 36-7-11.1-4;
- (14) Designate and authorize the receipt and distribution of all funds received by the city pursuant to an act of the United States Congress entitled the Housing and Community Development Act of 1974, as amended. The granting of this power shall not limit the power of the mayor to execute agreements with the United States Government to receive those funds; and
- (15) Any other responsibilities granted by statute or ordinance or delegated by the mayor.

Sec. 231-13. Divisions established.

The department of metropolitan development shall be composed of the following divisions:

- ~~(1) Neighborhood and development services division.~~
- ~~(2) Planning division.~~
- ~~(3) Financial services division.~~
- (1) Division of neighborhood services.
- (2) Division of planning.
- (3) Division of administrative services.
- (4) Division of community development and human services.
- (5) Division of permits.

Sec. 231-21. Metropolitan development commission.

(a) The metropolitan development commission is established in the department of metropolitan development as authorized by IC 36-7-4-202.

- (b) The metropolitan development commission shall have the following powers and duties:
- (1) To approve the award and amendment of all contracts for lease or purchase of capital equipment;
  - (2) To approve the employment of all persons engaged by contract to render professional or consulting services;
  - (3) To approve all acquisition of interest in real estate;
  - (4) To approve all contracts for public work as defined in IC 36-1-12;
  - (5) Powers and duties granted to the metropolitan development commission by IC 36-7-4;

- (6) Powers and duties granted to the metropolitan development commission by IC 36-7-15.1; and
- (7) Powers and duties granted to the metropolitan development commission by IC 36-7-25; and
- (78) All other powers and duties granted by statute or ordinance.

(c) Notwithstanding what is stated above in subsection (b), the metropolitan development commission is not:

- (1) Authorized to approve the receipt or distribution of community development grant funds.
- (2) Required to approve or execute the award or amendment of any contract let by the department for public works or for the lease or purchase of capital equipment when the contract is not required to be bid under state law.

### ARTICLE III. DIVISIONS

#### Sec. 231-101. ~~Division of Neighborhood and development services, division.~~

~~(a) The neighborhood and development services division is responsible for housing development and for processing requests for permission to develop real estate based on compliance with zoning, buildings and other standards and for the enforcement of laws and ordinances which regulate the development, maintenance and use of real estate. The division of neighborhood services is responsible for establishing a resident and community-based framework through which citizens can work cooperatively to direct and sustain the physical, social, and economic development of their neighborhood.~~

(b) Powers and duties of the division include:

- ~~(1) Powers and duties conferred on the department of metropolitan development by IC 36-7-15.1;~~
- ~~(2) Powers and duties granted to the neighborhood and development services division under section 231-111 through section 231-115 of this Code;~~
- ~~(3) Powers and duties conferred on the enforcement authority by IC 36-7-9;~~
- (41) Powers and duties conferred on the implementing agency under IC 36-7-4 (including actions which are the responsibility of the planning department, the division of planning and zoning and the staff, except for technical activities supporting preparation of the comprehensive plan described in the 500 series);
- ~~(5) Powers and duties which the division of code enforcement is authorized or required to carry out under the Code of Indianapolis and Marion County, Indiana, including but not limited to powers and duties found in chapters 14 and 17;~~
- ~~(6) Powers and duties which the division of buildings is authorized or required to carry out under this Code and the Code of Indianapolis and Marion County, Indiana, including but not limited to powers and duties found in chapters 8, 10 1/2, 19 and 27;~~
- ~~(7) License persons and business organizations engaged in construction activity, issue building permits, make building inspections and take other appropriate actions for the purpose of securing safe construction and assuring proper maintenance of existing structures;~~
- ~~(8) Enforce building regulations established by the fire prevention and building safety commission of the State of Indiana;~~
- (92) Initiate a review of the issuance of a certificate of appropriateness in accordance with IC 36-7-11.1-9(f);
- (103) Powers and duties conferred on the metropolitan planning department of metropolitan development under section 7-2 of the Code of Indianapolis and Marion County, Indiana;

- ~~(11) Enforce provisions of state law or city ordinance relating to the development, condition, maintenance or use of real estate, as required by ordinance or assigned by the mayor;~~
- (124) Receive or process applications or documents for other departments, divisions or agencies of local government relative to the development or use of real estate when an agreement for such service is made; and
- (135) Any other powers and duties granted by statute or ordinance or delegated by the mayor.

Sec. 231-201. ~~Planning division.~~ Division of planning.

(a) The ~~planning~~ division of planning is responsible ~~for economic development~~ and for planning activities throughout the county that will secure orderly growth, encourage effective use of municipal facilities and resources and provide a desirable quality of life for its citizens.

(b) Powers and duties of the division include:

- (1) Accomplishing land use and housing planning, economic and fiscal planning (including the preparation of a capital expenditure program), transportation planning, environment and energy planning, and urban design and planning for projects, neighborhoods, and open space and leisure systems;
- (2) Accomplishing technical work in support of preparation of a comprehensive plan described in the 500 series of IC 36-7-4;
- (3) Accomplishing technical work in support of preparation of a thoroughfare plan as described in IC 36-9-6.1-3, 4, 7 and 8; and
- (4) Any other powers and duties granted by statute or ordinance or delegated by the mayor.

Sec. 231-401. ~~Financial services division.~~ Division of administrative services.

(a) The ~~financial services~~ division of administrative services is responsible for providing administrative support for the department, ~~and the deputy mayor of neighborhoods.~~

(b) This division shall have other powers and duties granted by statute or ordinance or delegated by the mayor or department director.

Sec. 231-501. Division of community development and human services.

(a) The division of community development and human services is responsible for providing affordable housing, development and rehabilitation opportunities, encouraging economic opportunities, building neighborhood capacity, providing homeless assistance and human services, administering an unsafe building program, providing real estate services to the department, and administering various federal programs.

(b) Powers and duties of the division include:

- (1) On behalf of the director, designating and authorizing the receipt and distribution of all funds received by the department pursuant to acts of the United States Congress including but not limited to the Housing and Community Development Act of 1974, as amended, the National Affordable Housing Act of 1990, as amended, and the Stewart B. McKinney Homeless Assistance Act of 1987, as amended. The granting of this power shall not limit the power of the mayor to execute agreements with the United States Government to receive those funds.
- (2) Facilitating the creation of affordable housing opportunities for low income households, including the homeless and persons with special needs, through the provision of programs including, but not limited to, Community Development Block Grant Program, Home Investment Partnerships Program, Home Ownership Opportunity for People Everywhere Program (Hope 3), Housing Opportunities for People with Aids, Emergency Shelter Grants, Section 108 Loan Guarantee Program, Section 312 Program, Rental Rehabilitation Program, Resolution Trust Corporation, Affordable Housing Program, Urban Housing Reinvestment Program.

- (3) Facilitating the economic growth and revitalization of the City, through various local economic development programs including, but not limited to Real Property Tax Abatement, Residential Distress Tax Abatement, Industrial Revenue Bonds, Tax Increment Financing, Community Development Block Grant Program, Section 108 Loan Guarantee Program, Commercial Facade Program, Urban Development Action Grant Program, Commercial Facade Program, Urban Development Action Grant Program, support for the Indianapolis Enterprise zone, and Enterprise Community.
- (4) Powers and duties granted to the division under section 231-511 through section 231-515 of this Code and continuing the administration and compliance monitoring of the previously established Urban Homesteading Programs for the Consolidated City of Indianapolis as provided by HUD guidelines and section 231-511 through 231-515 of this Code.
- (5) The provision of public services and facilities including but not limited to those concerned with employment, crime prevention, child care, health, drug abuse, education, fair housing, energy conservation, welfare, recreational or special needs.
- (6) Acquiring or disposing of any interest in real or personal property, leasing or renting any buildings, structures or facilities included with a housing, economic development, other development or redevelopment project or public safety initiative.
- (7) Powers and duties conferred on the enforcement authority by IC 36-7-9.
- (8) Conducting or contracting with an enforcement entity to conduct a program to issue orders to repair, board or demolish hazardous, unsafe or problem structures which contribute to urban blight including but not limited to the powers and duties in chapter 14 of the Code of Indianapolis and Marion County.
- (9) Powers and duties conferred on the department of metropolitan development by IC 36-7-15.1.
- (10) The division shall have other powers and duties granted by statute or ordinance or delegated by the mayor or department director.

Sec. 231-~~44~~511. Urban homesteading program established.

An urban homesteading program for the consolidated City of Indianapolis is hereby authorized and established, subject to the approval of such program by the mayor and director of the department of metropolitan development.

Sec. 231-~~44~~2512. Preparation and administration.

The ~~neighborhood and development services~~ division of community development and human services of the department of metropolitan development shall prepare such urban homesteading program and is hereby designated by council pursuant to IC 36-7-17 to administer such urban homesteading program.

Sec. 231-~~44~~3513. Authority to prescribe regulations for administration.

The ~~neighborhood and development services~~ division of community development and human services of the department of metropolitan development shall prescribe rules and regulations, as provided in IC 36-7-17, for administering the urban homesteading program.

Sec. 231-~~44~~514. Conformity with community development program and metropolitan comprehensive plan.

The urban homesteading program of Indianapolis shall be an integral component of and in conformity with the annual community development program operated by the City of Indianapolis under the Housing and Community Development Act of 1974. The urban homesteading program, and all administration and implementation thereof, shall be in accordance with the procedures, requirements and criteria of IC 36-7-17 and shall be in conformity with the official metropolitan comprehensive plan adopted by the metropolitan development commission pursuant to IC 36-7-4. The administration and implementation of the urban homesteading program shall not be subject to the provisions of IC 36-7-15.1.

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Sec. 231-~~445~~515. Cooperation and participation of other city departments.

The various departments of the city shall, appropriately within their respective jurisdictions, powers and duties, cooperate and participate as necessary in the administration of such urban homesteading program and shall further its implementation.

Sec. 231-601. Division of permits.

(a) The division of permits is responsible for enforcing land use requirements and promoting responsible development through inspections and issuance of permits.

(b) Powers and duties of the division include:

- (1) Powers and duties which the division of code enforcement is authorized or required to carry out under this Code and the Code of Indianapolis and Marion County, Indiana, including but not limited to powers and duties found in chapters 14 and 17;
- (2) Powers and duties which the division of buildings is authorized or required to carry out under this Code and the Code of Indianapolis and Marion County, Indiana, including but not limited to powers and duties found in chapters 8, 10 1/2, 19 and 27;
- (3) License persons and business organizations engaged in construction activity, issue building permits, make building inspections and take other appropriate actions for the purpose of securing safe construction and assuring proper maintenance of existing structures;
- (4) Enforce building regulations established by the Fire Prevention and Building Safety Commission of the State of Indiana;
- (5) Enforce provisions of state law or city ordinance relating to the development, condition, maintenance or use of real estate, as required by ordinance or assigned by the mayor; and
- (6) Any other powers and duties granted by statute or ordinance or delegated by the mayor.

SECTION 2. The express 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.

PROPOSAL NO. 326, 1996. Councillor Coughenour reported that the Public Works Committee heard Proposal No. 326, 1996 on May 30, 1996. The proposal establishes a Board of Asset Management and Public Works and abolishes the Board of Capital Asset Management and Board of Public Works. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Coughenour moved, seconded by Councillor Gilmer, for adoption. Proposal No. 326, 1996 was adopted on the following roll call; viz:

26 YEAS: *Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Smith, Talley, Tilford*

0 NAYS:

3 NOT VOTING: *Golc, Short, Williams*

Proposal No. 326, 1996 was retitled GENERAL ORDINANCE NO. 85, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 85, 1996

A GENERAL ORDINANCE establishing a Board of Assets Management and Public Works and abolishing the Board of Public Works and the Board of Capital Asset Management.

WHEREAS, functions of the Department of Public Works and the Department of Capital Asset Management (successor to some of the functions of the Department of Transportation) have been substantially re-aligned and many privatized, and

WHEREAS, the same person serves as Director of both departments, and

WHEREAS, the Council has determined that there would be increased efficiency and coordination if a new board assumed the duties of the separate boards; now, therefore:

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 City and County be and is hereby amended by adopting a new chapter 272 to read as follows:

CHAPTER 272. Board of Asset Management and Public Works.

Sec. 272-101. Board of asset management and public works established.

There is hereby established a board of asset management and public works pursuant to IC 36-3-4-23.

Sec. 272-102. Members.

The board of asset management and public works shall be composed of seven (7) members; the director of the Department of Public Works, who serves as presiding officer of the board, three (3) members appointed by the mayor and three (3) members appointed by the city-county council. Each appointed member shall serve a one-year term and until the member's successor is appointed and qualified but serves at the pleasure of the appointing authority. In the event of a vacancy prior to the expiration of a term, the appointing authority shall appoint a member for the remainder of the unexpired term.

Sec. 272-103. Meetings.

The board shall hold regular meetings at least once a month at times and places prescribed by its rules or established by resolution. No notice to members is required for holding or taking any action at a regular meeting. A special meeting of the board may be called by the presiding officer or by three members at any place in the county designated in the call. Each member shall be notified of the time and place of such a meeting by written notice which must be delivered, mailed or sent by telegram so that each member has at least seventy-two (72) hours' notice of the meeting. The notice requirement may be waived as to a member if the member attends the meeting or executes a written waiver of notice. The waiver may be executed either before or after the meeting, but if executed after, it must state in general terms the purpose of the meeting.

Sec. 272-104. Board action.

A majority of all members of the board constitutes a quorum. A majority vote of all board members is required to pass a resolution.

Sec. 272-105. Powers.

The board of asset management and public works shall:

- (1) To review all budgets prepared by the department of public works and department of capital asset management and recommend to the city-county council any revisions the board feels desirable;

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- (2) Review all budgets of the metropolitan thoroughfare district and recommend to the city-county council any revisions or adjustments as the board deems desirable.
- (3) Hold any hearings to be held following public notice and make such findings and determinations required by applicable law to be made after such hearing, including but not limited to the issuance of special taxing district bonds
- (4) Approve the award and amendment of contracts by the department for the purchase or lease of capital equipment, supplies, materials, services, or other property where the contract is required to be bid under IC 36-1-9.
- (5) Approve the award and amendment of public construction contracts required to be bid under IC 36-1-12.
- (6) Approve the acquisition of and leases for real estate.
- (7) Approve the disposal of property by the department of public works and department of capital asset management as specified in IC 36-1-11.
- (8) Approve the employment of persons engaged by contract to render professional or consulting services.
- (9) Accept streets and roads into the public road system after dedication pursuant to the procedure set forth in chapter 28 of the 1975 Code of Indianapolis and Marion County. Hold hearings on appeal from denial of permits or waivers under the jurisdiction of the department of capital asset management.
- (10) Exercise waste collection and disposal powers as described in IC 36-9-31;
- (11) Exercise the powers given to the board of public works in chapters 17 1/2, 19 and 671, articles I, III, IV and VI, of the Code of Indianapolis and Marion County, Indiana;
- (12) Exercise all powers not specifically stated herein formerly granted to the board of public works;
- (13) Contract with any individual or corporation for supplying the city with gas, water, steam, power, heat or electricity, but any such contract shall be submitted to the city-county council for approval. No such contract shall be for a term of longer than twenty-five (25) years. This power shall not interfere with the exclusive power of the board of capital asset management to enter into contracts for the lighting of public streets pursuant to chapter 271;
- (14) Hold hearings on appeal from denial of permits or waivers under the jurisdiction of the department of capital asset management.
- (15) Exercise the powers granted to the board of public works by IC 36-9-18, IC 36-9-19 and IC 36-9-20, IC 36-9-21 and IC 36-9-22, IC 36-9-37, IC 36-9-38 and IC 36-9-39.
- (16) Exercise all powers granted to the transportation board or capital asset management board by IC 36-9-6.5 and IC 36-9-II.1.
- (17) Contract with any individual or corporation for providing streetlights, maintenance for streetlights and lighting for streets, alleys or public places, but any such contract shall be submitted to the city-county council for approval. No such contract shall be for a term of longer than twenty-five (25) years.
- (18) Exercise flood control power as described in IC 36-9-29.1, and drainage power as described in IC 36-9-27.
- (19) Exercise all powers not specifically stated herein formerly granted to the board of transportation or the board of capital asset management.

- (20) Exercise the powers given to the board of public works or transportation or capital asset management in chapters 7, 10 1/2, 28, 29 (except article IV, division 3), 31, and 671, articles II, V, and VII.
- (21) Promulgate rules and regulations with respect to contract administration and compliance of public construction pursuant to contracts awarded by the board or department of capital asset management with regard to cost reduction incentives; provided the provisions to amend and promulgate rules and regulations herein granted shall expire on December 31, 1997, unless otherwise extended by the city-county council.
- (22) Any other powers granted by statute or ordinance or delegated by the mayor.

Sec. 271-31. Promulgation of rules and regulations.

(a) *Notice of hearing.* Before any rule, regulation or standard is adopted by the board of asset management and public works as authorized by this Code, it shall use the procedures in this section unless otherwise provided for by state law. The board shall cause a notice to be published in a newspaper of general circulation printed and published in the county at least ten (10) days prior to the date set for a hearing. The notice shall include a statement of the time and place of the hearing, a reference to the subject matter of the proposed rule or regulation and reference to the fact that a copy of the proposed rule or regulation is on file in the office of the department of capital asset management and in the office of the city clerk where it may be examined; however, no rule or regulation shall be invalid because the reference to the subject matter thereof in such notice is inadequate or insufficient.

(b) *Filing of proposal.* At least five (5) copies of a proposed rule or regulation shall be on file in the office of the department of capital asset management and in the office of the city clerk from the date of publication of the notice required by subsection (a) continuously to the time of the hearing. Any interested persons shall be given an adequate opportunity to examine a copy of the proposed rule or regulations. The city clerk shall furnish to each member of the city-county council a copy of each proposed rule or regulation filed in the office of the city clerk.

(c) *Hearing.* On the date set for a hearing on a proposed rule or regulation, any interested party shall be afforded an adequate opportunity to participate in the formulation of the proposed rule or regulation through the presentation of facts or arguments or the submission of written data or facts. All relevant matters presented shall be given full consideration by the board. All hearings conducted by such board shall be open to the public. Any person may appear and testify at a hearing, either in person or by a duly authorized representative or attorney.

(d) *Publication of adopted rules and regulations and review by the city-county council.* At the conclusion of a public hearing held pursuant to this section, the above board of capital asset management may adopt such rules and regulations or may provide for the continuation of the hearing as the board may deem appropriate, which further hearing may be held without the requirement of publication notice.

After adoption of such rules and regulations, the secretary of the board shall file a copy of the same with the clerk of the city-county council. The board shall publish a notice once a week for two (2) consecutive weeks after each board meeting at which rules and regulations were adopted, that the board has adopted certain rules and regulations, giving the number of the same and the general title thereof and stating that copies are available for examination in the office of the department of capital asset management and the office of the city clerk. The rules and regulations shall not become effective or enforceable until thirty (30) days after the date upon which the regulations are filed with the clerk. During such thirty-day period, the city-county council may further stay, up to a maximum of ninety (90) days, the taking effect of such rules and regulations for review by the city-county council or for legislation by the city-county council within the subject matter of the rules and regulations or may by resolution or ordinance disapprove or reject such rules or regulations, in which latter case the action of the board in adopting such rules and regulations shall be of no effect. After complying with the requirements for publication, and if the city-county council has not stayed the taking effect of such rules and regulations or disapproved or rejected them, such rules and regulations as are adopted by the above board shall become effective.

(e) *Alteration of existing rules or regulations.* In case the board desires to repeal, rescind or amend any rule or regulation, the same procedures shall be followed as are provided in this section for the promulgation of rules or regulations.



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(f) *Enforcement of rules and regulations promulgated under this section.* A violation of any rule or regulation promulgated under this section constitutes a municipal violation. Any person convicted of violating any rule or regulation promulgated under this section shall be subject to the general penalty provisions contained in section 101-3 of this Code.

SECTION 2. Sec. 261-21 through Sec. 261-25 and Sec. 271-21 through Sec. 271-31 of the Revised Code of the City and County are hereby repealed.

SECTION 3. Upon the effective date of this ordinance, those persons appointed to the board of public works or the board of capital asset management by the council or mayor shall become members of the board of asset management and public works, provided if either the mayor or council shall have more than three persons who would become members of the board, the appointing authority shall designate what three shall become members.

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

PROPOSAL NO. 330, 1996 Councillor Curry reported that the Rules and Public Policy Committee heard Proposal No. 330, 1996 on June 4, 1996. The proposal is an appropriation of \$12,710 for supplies for the Cable Communications Agency financed by a transfer within the agency's Consolidated County Fund. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Curry moved, seconded by Councillor Short, for adoption. Proposal No. 330, 1996 was adopted on the following roll call; viz:

25 YEAS: *Black, Borst, Boyd, Bradford, Brents, Cockrum, Coughenour, Curry, Dowden, Franklin, Gilmer, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Smith, Talley, Tilford*  
1 NAYS: *Coonrod*  
3 NOT VOTING: *Golc, Short, Williams*

Proposal No. 330, 1996 was retitled FISCAL ORDINANCE NO. 58, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 58, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) transferring and appropriating an additional Twelve Thousand Seven Hundred Ten Dollars (\$12,710) in the Consolidated County Fund for purposes of the Cable Communications Agency and reducing certain other appropriations for that agency.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 (d) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Cable Communications Agency to purchase supplies.

SECTION 2. The sum of Twelve Thousand Seven Hundred Ten Dollars (\$12,710) be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>CABLE COMMUNICATIONS AGENCY</u>	<u>CONSOLIDATED COUNTY FUND</u>
2. Supplies 12,710	
TOTAL INCREASE	12,710

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

CABLE COMMUNICATIONS AGENCY

CONSOLIDATED COUNTY FUND

4. Capital Outlays  
TOTAL DECREASE

12,710  
12,710

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

PROPOSAL NO. 362, 1996. Councillor Hinkle reported that the Metropolitan Development Committee heard Proposal No. 362, 1996 on June 3, 1996. The proposal amends the Comprehensive Zoning Maps of Marion County by updating base maps #7D, #14C, and #50C (96-AO-2). Councillor Hinkle stated that the Committee will receive a formal report on the Wellfield Protection Regulation in July, 1996. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Hinkle moved, seconded by Councillor Smith, for adoption. Proposal No. 362, 1996 was adopted on the following roll call vote; viz:

*26 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Tilford*

*0 NAYS:*

*3 NOT VOTING: Gray, Talley, Williams*

Proposal No. 362, 1996 was retitled GENERAL ORDINANCE NO. 86, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 86, 1996

Metropolitan Development Commission  
Docket No. 96-AO-2

AN ORDINANCE to amend the Code of Indianapolis and Marion County, Appendix D, Part 21, as amended, the Zoning Ordinance for Marion County, Indiana which Ordinance includes the Comprehensive Zoning Maps Of Marion County, Indiana, as amended, and fixing a time when the same shall take effect.

WHEREAS, IC 36-7-4, establishes the Metropolitan Development Commission (MDC) of Marion County, Indiana as the single planning and zoning authority for Marion County, Indiana, and empowers the MDC to approve and recommend to the City-County Council of the City of Indianapolis and of Marion County, Indiana Ordinances for the zoning or districting of all lands within the County for the purposes of securing adequate light, air, convenience of access, and safety from fire, flood and other danger; lessening or avoiding congestion in public ways; promoting the public health, safety, comfort, morals, convenience, and general public welfare; securing the conservation of property values; and securing responsible development and growth; and,

WHEREAS, the City of Lawrence, Indiana, has informed the Department of Metropolitan Development of Indianapolis/Marion County, Indiana, that the municipality has abandoned two of its wellfields, specifically the "59th Street wellfield" and the "Oaklandon Road wellfield". Due to this abandonment, the City of Lawrence has requested that wellfield protection strategies cease in these specific locations, now, therefore:

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

SECTION 1. The Comprehensive Zoning Maps of Marion County, Indiana, adopted under Metropolitan Development Commission Docket Number 70-AO-4, as amended, pursuant to IC 36-7-4, be further amended to modify specifically base maps #7D, #14C, and #50C of said maps to delete two specific Wellfield Protection Zoning District classifications from the zoning base maps within the City

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of Lawrence due to abandonment of the wellfields by the City's water utility (which Comprehensive Zoning Maps, as amended, are attached hereto, incorporated herein by reference and made a part of this Ordinance). This action thereby updates said Comprehensive Zoning Maps.

SECTION 2. The adoption of the Comprehensive Zoning Maps, as amended, shall not supersede, amend or repeal any individually initiated rezoning ordinances approved by the City-County Council subsequent to:

- a. August 1, 1995 (base map #7D)
- b. October 23, 1994 (base map #14C)
- c. October 23, 1994 (base map #50C),

and thereafter legally effective (which rezoning by individual legal description have not been mapped and included upon the Comprehensive Zoning Maps, as amended, but shall be so included upon said MAPS in a subsequent map updating amendment hereto).

SECTION 3. The adoption of the Comprehensive Zoning Maps, as amended, shall not supersede, amend or repeal Airport Zoning Ordinance (94-AO-2, which includes the language of the former Airspace District Zoning Ordinance [62-AO-2] as amended) and the Airspace District Map adopted as a part thereof, establishing the Airspace District as a secondary zoning district of Marion County, Indiana.

SECTION 4. The adoption of the Comprehensive Zoning Maps, as amended, shall not supersede, amend or repeal the Floodway and Floodway District Fringe zoning district boundaries, as adopted under Metropolitan Development Commission docket number 92-AO-7.

SECTION 5. If any provision of this Ordinance shall be held invalid, its invalidity shall not affect any other provisions of this Ordinance that can be given effect without the invalid provision, and for this purpose the provisions of this Ordinance are hereby declared to be severable.

PROPOSAL NO. 366, 1996. Councillor Coughenour reported that the Public Works Committee heard Proposal No. 366, 1996 on May 30, 1996. The proposal determines the need to lease space at 151 South East Street for customer service for the Department of Public Works. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Tilford asked if the new contractor does not elect to locate at 21st and Sherman, does the City have any plans for that property. Councillor Coughenour replied that it is her understanding that the Brookside agency would move to 21st and Sherman.

Councillor Coughenour moved, seconded by Councillor Gilmer, for adoption. Proposal No. 366, 1996 was adopted on the following roll call; viz:

29 YEAS: *Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams*  
0 NAYS:

Proposal No. 366, 1996 was retitled SPECIAL RESOLUTION NO. 41, 1996, and reads as follows:

CITY COUNTY SPECIAL RESOLUTION NO. 41, 1996

A Proposal for a Special Resolution determining the need to lease approximately six acres of gross area and approximately 25,000 square feet building at 151 South East Street, Indianapolis, Indiana 46202, for the Department of Public Works.

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

SECTION 1. The City-County Council, pursuant to IC 36-1-10-7, has investigated the conditions requiring the subject lease and hereby determines the lease for the use of the Department of Public Works is necessary.

SECTION 2. The property located at 151 South East Street, Indianapolis, Indiana 46202, is owned by MG and B Partnership.

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

PROPOSAL NO. 369, 1996. Councillor Curry reported that the Rules and Public Policy Committee heard Proposal No. 369, 1996 on June 4, 1996. The proposal approves a public purpose grant in the amount of \$50,000 to Indiana University for the purpose of financing educational access cable television programming in Marion County. By a 6-0-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Curry moved, seconded by Councillor Short, for adoption. Proposal No. 369, 1996 was adopted on the following roll call; viz:

*28 YEAS: Black, Borst, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams*

*0 NAYS:*

*1 NOT VOTING: Boyd*

Proposal No. 369, 1996 was retitled SPECIAL RESOLUTION NO. 47, 1996, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 47, 1996

A SPECIAL RESOLUTION approving a public purpose grant to Indiana University in the amount of \$50,000 for the purpose of financing educational access cable television programming in Marion County, Indiana.

WHEREAS, the City-County Council for the City of Indianapolis and Marion County proposes to authorize a public purpose grant in the amount of \$50,000 to Indiana University for the purpose of financing educational access programming over the educational access channels of the two franchised cable television systems within Marion County, Indiana (the Grant); and

WHEREAS, Section 2-428 of the Code of Indianapolis and Marion County, Indiana, requires that all public purpose grants shall be subject to appropriation by the City-County Council; and

WHEREAS, Section 4.01(c) of City-County Fiscal Ordinance No. 86, 1995, Annual Budget and Tax Levies for the Consolidated City of Indianapolis and for Marion County, Indiana, requires that sums appropriated therein for public purpose grants shall not be spent until the City-County Council of the City of Indianapolis and of Marion County, Indiana, approves the amount and identity of the recipient of each grant; and

WHEREAS, the Council now finds that the Grant should be approved; now, therefore:

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

SECTION 1. The Grant in the amount of \$50,000 to Indiana University is hereby approved. No grant funds shall be used in whole or in part to fund any program which endorses a political candidate or which attempts to promote or influence legislation.

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

Councillor Gilmer reported that the Capital Asset Management Committee heard Proposal Nos. 371, 372, 373, 374, 375, 376, 377, 378, 379, 380, 381, and 386, 1996 on May 29, 1996.

PROPOSAL NO. 371, 1996. The proposal, sponsored by Councillor Smith, authorizes a traffic signal at County Line Road and Emerson Avenue (Districts 23, 24). By an 8-0 vote the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Gilmer moved, seconded by Councillor Smith, for adoption. Proposal No. 371, 1996 was adopted on the following roll call vote; viz:

29 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams  
0 NAYS:

Proposal No. 371, 1996 was retitled GENERAL ORDINANCE NO. 87, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 87, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 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, Sec. 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>
46	County Line Rd, Emerson Av	None	All Way Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 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>
46	County Line Rd, Emerson Av	None	Signal

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

PROPOSAL NO. 372, 1996. The proposal, sponsored by Councillor Gray, authorizes a traffic signal on Illinois Street at the driveway entrance to the visitors parking lot at the Children's Museum (District 9). By a 6-1-1 vote the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Gilmer moved, seconded by Councillor Gray, for adoption. Proposal No. 372, 1996 was adopted on the following roll call vote; viz:

28 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams  
1 NAYS: Moriarty Adams

Proposal No. 372, 1996 was retitled GENERAL ORDINANCE NO. 88, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 88, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 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, Sec. 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>
18	Illinois St (3100 W), Children's Museum driveway access	None	Signal

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

PROPOSAL NO. 373, 1996. The proposal, sponsored by Councillor Brents, authorizes a traffic signal for Washington Street at the entrance to the new White River State Park (District 16). By an 8-0 vote the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Gilmer, seconded by Councillor Brents, for adoption. Proposal No. 373, 1996 was adopted on the following roll call vote; viz:

29 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams  
0 NAYS:

Proposal No. 373, 1996 was retitled GENERAL ORDINANCE NO. 89, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 89, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 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, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

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<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
24	Washington St (700 W) at White River State Park driveway access	None	Signal

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

Councillor Gilmer asked for consent to vote on Proposal Nos. 374, 375, 376, 377, and 378, 1996 together. Consent was given

PROPOSAL NO. 374, 1996. The proposal, sponsored by Councillor Dowden, authorizes intersection controls for Allison Heights, Section 1, Subdivision (District 4). PROPOSAL NO. 375, 1996. The proposal, sponsored by Councillor Tilford, authorizes intersection controls for Warren Addition Building Trades, Section 2 (District 12). PROPOSAL NO. 376, 1996. The proposal, sponsored by Councillor Gilmer, authorizes intersection controls for New Augusta Woods Subdivision (District 1). PROPOSAL NO. 377, 1996. The proposal, sponsored by Councillor Gilmer, authorizes intersection controls for Liberty Village Subdivision, Section 1 (District 1). PROPOSAL NO. 378, 1996. The proposal, sponsored by Councillor Gilmer, authorizes intersection controls for Eagles Watch Subdivision (District 1). By 8-0 votes, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Gilmer moved, seconded by Councillor Dowden, for adoption. Proposal Nos. 374, 375, 376, 377, and 378, 1996 were adopted on the following roll call vote; viz:

28 YEAS: Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams  
0 NAYS:  
1 NOT VOTING: Black

Proposal No. 374, 1996 was retitled GENERAL ORDINANCE NO. 90, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 90, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 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, Sec. 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>
12	Mead Ct, Mead Dr	Mead Dr	Yield
12	Mead Dr, Periwinkle Ln	Periwinkle Ln	Stop

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

Proposal No. 375, 1996 was retitled GENERAL ORDINANCE NO. 91, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 91, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 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, Sec. 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>
28	Heather Cir, Warren Cir	Heather Cir	Yield

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

Proposal No. 376, 1996 was retitled GENERAL ORDINANCE NO. 92, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 92, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 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, Sec. 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>
10	Cawi Ct, Long Run Dr	Long Run Dr	Yield
10	Fox Pointe Ct, Long Run Dr	Long Run Dr	Yield
10	Hunt Master Ct, Long Run Dr	Long Run Dr	Yield
10	Long Run Dr, 71st St	71st 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. 377, 1996 was retitled GENERAL ORDINANCE NO. 93, 1996, and reads as follows:



June 10, 1996

CITY-COUNTY GENERAL ORDINANCE NO. 93, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 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, Sec. 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>
9	Blackley Ln, Vicksburg Ln	Vicksburg Ln	Stop
9	Brobeck Ct, Brobeck Ln	Brobeck Ln	Stop
9	Brobeck Ln Vicksburg Ln	Vicksburg Ln	Stop

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

Proposal No. 378, 1996 was retitled GENERAL ORDINANCE NO. 94, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 94, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 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, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
15	Aerie Ln, Eagles Watch Ln	Eagles Watch Ln	Stop
15	Aspen Crest Ln, Aspen Talon Ct	Aspen Crest Ln	Stop
15	Aspen Crest Ln, Falcon Crescent	Falcon Crescent	Stop
15	Aspen Crest Ln, Hawks Crescent	Aspen Crest Ln	Yield
15	Crane Ct, Eagles Watch Dr	Eagles Watch Dr	Yield
15	Eagles Watch Dr, Eagles Watch Ln, Eagles Watch Ln	Eagles Watch Dr Eagles Watch Ln	Stop

15	Eagles Watch Dr, Eagles Watch Ln, Eagle Talon Ct	Eagles Watch Dr	Stop
15	Eagles Watch Dr, Falcon Talon Ct	Eagles Watch Dr	Stop
15	Eagles Watch Dr, Harrier Cir	Eagles Watch Dr	Stop
15	Eagles Watch Dr, Ringtail Ct	Eagles Watch Dr	Yield
15	Eagles Watch Dr, Sea Eagle Ct	Eagles Watch Dr	Yield
15	Eagles Watch Ln, Quail Ln	Eagles Watch Ln	Stop
15	Eagles Watch Ln, 46th St	46th St	Stop
15	Owls Nest Blvd, Owls Nest Ct,	Owls Nest Ct, Owls Nest Pl	Stop
15	Owls Nest Blvd, 46th St	46th St	Stop
15	Quail Crescent, Quail Ln	Quail Ln	Stop

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

Councillor Gilmer asked for consent to vote on Proposal Nos. 379, 380, 381, and 386, 1996 together. Consent was given

PROPOSAL NO. 379, 1996. The proposal, sponsored by Councillor Moriarty Adams, authorizes multi-way stops at Irvington Avenue and 11th Street and at Irvington Avenue and Wayne Drive (District 15). PROPOSAL NO. 380, 1996. The proposal, sponsored by Councillor Tilford, authorizes a multi-way stop at 14th Street and Shortridge Road (District 12). PROPOSAL NO. 381, 1996. The proposal, sponsored by Councillor Short, authorizes a multi-way stop at Fletcher Avenue and Spruce Street (District 21). PROPOSAL NO. 386, 1996. The proposal, sponsored by Councillor Borst, authorizes a weight restriction for Concord Street from Banta Road to Epler Avenue (District 25). By 8-0 votes, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Gilmer moved, seconded by Councillor Tilford, for adoption. Proposal Nos. 379, 380, 381 and 386, 1996 were adopted on the following roll call vote; viz:

*29 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Curry, Dowden, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, Massie, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams*

*0 NAYS:*

Proposal No. 379, 1996 was retitled GENERAL ORDINANCE NO. 95, 1996, and reads as follows:

June 10, 1996

CITY-COUNTY GENERAL ORDINANCE NO. 95, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 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, Sec. 29-92, Schedule of intersection controls, be, and the same is hereby, amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
26	Irvington Av, 11th St	Irvington Av	Stop
26	Irvington Av, Wayne Dr	Irvington Av	Stop

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

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
26	Irvington Av, 11th St	None	All Way Stop
26	Irvington Av, Wayne Dr	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. 380, 1996 was retitled GENERAL ORDINANCE NO. 96, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 96, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 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, Sec. 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>
27	14th St, Shortridge Rd	14th St	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 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>
27	14th St, Shortridge Rd	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. 381, 1996 was retitled GENERAL ORDINANCE NO. 97, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 97, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 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, Sec. 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>
32	Fletcher Av, Spruce St	Fletcher Av	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 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>
32	Fletcher Av, Spruce 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. 386, 1996 was retitled GENERAL ORDINANCE NO. 98, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 98, 1995

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 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, Sec. 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  
Concord Street, from  
Banta Road to Epler Avenue

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

June 10, 1996

### OLD BUSINESS

Councillor Coughenour stated that since she has not heard from any of the Councillors, Regulations 96-01 and 96-02 of the Board of Capital Asset Management will be effective June 13, 1996.

### ANNOUNCEMENTS AND ADJOURNMENT

The President said that the docketed agenda for this meeting of the Council having been completed, the Chair would entertain motions for adjournment.

Councillor Boyd stated that he had been asked to offer the following motion for adjournment by Councillor Franklin in memory of Louise Moore.

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 Louise Moore. He respectfully asked 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 advising of this action.

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 8:27 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 10th day of June, 1996.

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



President



Clerk of the Council

ATTEST:

(SEAL)