

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

**REGULAR MEETINGS  
MONDAY, JUNE 24, 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 7:11 p.m. on Monday, June 24, 1996, with Councillor SerVaas presiding.

Councillor Golc introduced Father Kenneth Taylor with Holy Trinity Catholic Church, and holds the office of Multicultural Ministry who led the opening prayer. Councillor Golc 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:

*28 PRESENT: 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 ABSENT: Moriarty Adams*

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

**INTRODUCTION OF GUESTS AND VISITORS**

Councillor Dowden introduced Ward Kennedy, member of Boy Scout Troop 441, and his mother Diane Kennedy. Councillor Tilford recognized Warren Township Trustee, Tom Marendt. Councillor Black introduced Steve Quick, president of DPW Local Union 725. Councillor Borst acknowledged the presence of Perry Township School Board member, Carolyn Neehouse. Councillor McClamroch recognized Boy Scout Troop 174. Councillor O'Dell introduced Doug and Helen VanBumble, Warren Township constituents. Councillor SerVaas congratulated Councillor O'Dell on the birth of his son, Samuel.

**OFFICIAL COMMUNICATIONS**

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

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

Ladies And Gentlemen :

You are hereby notified 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 24, 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

June 11, 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, June 13, 1996, a copy of a PUBLIC NOTICE TO TAXPAYERS of a Public Hearing on Proposal Nos. 363, 420, 423, 424, and 425, 1996 to be held on June 24, 1996 at 7:00 p.m., in the City-County Building.

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

June 14, 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. 55, 1996: 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

FISCAL ORDINANCE NO. 58, 1996: an appropriation of \$12,710 for supplies for the Cable Communications Agency financed by a transfer within the agency's Consolidated County Fund

GENERAL ORDINANCE NO. 84, 1996: reorganizes the Department of Metropolitan Development

GENERAL ORDINANCE NO. 87, 1996: authorizes a traffic signal at County Line Road and Emerson Avenue (Districts 23, 24)

GENERAL ORDINANCE NO. 88 1996: authorizes a traffic signal on Illinois Street at the driveway entrance to the visitors parking lot at the Children's Museum (District 9)

GENERAL ORDINANCE NO. 89, 1996: authorizes a traffic signal for Washington Street at the entrance to the new White River State Park (District 16)

GENERAL ORDINANCE NO. 90, 1996: authorizes intersection controls for Allison Heights, Section 1, Subdivision (District 4)

June 24, 1996

GENERAL ORDINANCE NO. 91, 1996: authorizes intersection controls for Warren Addition Building Trades, Section 2 (District 12)

GENERAL ORDINANCE NO. 92, 1996: authorizes intersection controls for New Augusta Woods Subdivision (District 1)

GENERAL ORDINANCE NO. 93, 1996: authorizes intersection controls for Liberty Village Subdivision, Section 1 (District 1)

GENERAL ORDINANCE NO. 94, 1996: authorizes intersection controls for Eagles Watch Subdivision (District 1)

GENERAL ORDINANCE NO. 95, 1996: authorizes multi-way stops at Irvington Avenue and 11th Street and at Irvington Avenue and Wayne Drive (District 15)

GENERAL ORDINANCE NO. 96, 1996: authorizes a multi-way stop at 14th Street and Shortridge Road (District 12)

GENERAL ORDINANCE NO. 97, 1996: authorizes a multi-way stop at Fletcher Avenue and Spruce Street (District 21)

GENERAL ORDINANCE NO. 98, 1996: authorizes a weight restriction for Concord Street from Banta Road to Epler Avenue (District 25)

SPECIAL RESOLUTION NO. 41, 1996: determines the need to lease space at 151 South East Street for customer service for the Department of Public Works

SPECIAL RESOLUTION NO. 44, 1996: congratulates Key Renaissance Middle School

SPECIAL RESOLUTION NO. 45, 1996: recognizes the Secondhand Prose book sale program of the Indianapolis-Marion County Public Library

SPECIAL RESOLUTION NO. 46, 1996: recognizes the Marion County Sheriff's Citizen Academy and instructor Sgt. Michael "Mick" Reddick

SPECIAL RESOLUTION NO. 47, 1996: 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

Respectfully,  
s/Stephen Goldsmith, Mayor

[Clerk's Note: General Ordinance No. 85, 1996 - establishes a Board of Asset Management and Public Works and abolished the Board of Capital Asset Management and Board of Public Works. This ordinance was signed by the Mayor on June 7, 1996.]

### **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 June 10, 1996. There being no additions or corrections, the minutes were approved as distributed.

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

Councillor McClamroch asked if Proposal Nos. 474 and 475, 1996 could be heard together. Consent was given.

PROPOSAL NO. 474, 1996. The proposal appoints Charles Hunter to the Common Construction Wage Committee for the City of Beech Grove or the Beech Grove School District. PROPOSAL NO. 475, 1996. The proposal appoints James Adams to the Common Construction Wage Committee for the Lawrence Township School District.

Councillor Williams asked if resumes were included in the packets. Councillor McClamroch answered that these appointments were submitted the morning of council meeting.

Councillor Golc asked for background on the appointments. Councillor McClamroch replied that Mr. Hunter has an accounting background with the Federal Government and has also been involved with wage and school issues. Councillor McClamroch stated that Mr. Adams is an businessman in Lawrence Township.

Councillor McClamroch moved for a voice vote, seconded by Councillor Hinkle. Division ruled, and a roll call vote was taken. Proposal Nos. 474 and 475, 1996 were adopted on the following roll call vote; viz:

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

Proposal No. 474, 1996 was retitled COUNCIL RESOLUTION NO. 46, 1996, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 46, 1996

A COUNCIL RESOLUTION appointing Charles Hunter to the Common Construction Wage Committee for the City of Beech Grove or the Beech Grove School District.

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 Common Construction Wage Committee approved by the City of Beech Grove or the Beech Grove School District, the Council appoints:

Charles Hunter

SECTION 2. 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. 475, 1996 was retitled COUNCIL RESOLUTION NO. 47, 1996, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 47, 1996

A COUNCIL RESOLUTION appointing James Adams to the Common Construction Wage Committee for the Lawrence Township School District.

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 Common Construction Wage Committee approved by the Lawrence Township School District, the Council appoints:

June 24, 1996

James Adams

SECTION 2. 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. 324, 1996. The proposal reappoints Robert S. Daly, M.D. to the Air Pollution Control Board. Councillor McClamroch moved, seconded by Councillor Gilmer, for adoption. Proposal No. 324, 1996 was adopted by unanimous voice vote.

Proposal No. 324, 1996 was retitled COUNCIL RESOLUTION NO. 48, 1996, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 48, 1996

A COUNCIL RESOLUTION reappointing Robert S. Daly, M.D. to the Air Pollution Control 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 Air Pollution Control Board, the Council appoints:

Robert S. Daly, M.D.

SECTION 2. The appointment made by this resolution is for a term ending June 4, 2000. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

Councillor Schneider asked for a special hearing by Committee of the Whole for Proposal 328, 1996. President SerVaas replied that Proposal No. 328, 1996 would be heard after the Introduction of Proposals.

PROPOSAL NO. 449, 1996. The proposal, introduced by Councillor Curry, 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. Councillor Curry moved, seconded by Councillor Gilmer, for adoption. Proposal No. 449, 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  
0 NAYS  
1 ABSENT: Moriarty Adams

Proposal No. 449, 1996 was retitled GENERAL ORDINANCE NO. 99, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 99, 1996

A GENERAL ORDINANCE approving 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 amending Sec. 285-121 of the Revised Code with respect to cable franchises.

WHEREAS, the current cable franchises of Time-Warner Entertainment-Advance/Newhouse Partnership, d.b.a. American-Cablevision of Indianapolis (American) and Comcast Cablevision of Indianapolis, L.P. (Comcast) will expire on July 1, 1996; and

WHEREAS, formal renewal proceedings under Federal Law have been suspended while informal negotiations are proceeding between the City and American and Comcast; and

WHEREAS, the proposed extension will allow the parties time to conclude informal renewal negotiations and provide for review of the proposed renewal agreements by the City-County Council and the Cable Franchise Board or, if informal negotiations can not be concluded, to resume formal proceedings under Federal Law prior to expiration of the current cable franchises; now, therefore:

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

SECTION 1. The Chairman of the Cable Franchise Board and the Mayor are authorized to execute extensions of American's and Comcast's cable franchises until August 9, 1996, in the form attached to this Special Resolution as Exhibits A and B.

SECTION 2. Section 285-121 of Article I of Chapter 285 of the Revised Code of the Consolidated City and County be and is hereby amended by deleting the last sentence of subsection (a) and all of subsection (b).

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

EXHIBIT A

FOURTH AMENDMENT TO FRANCHISE CONTRACT  
BETWEEN CITY OF INDIANAPOLIS, INDIANA  
AND TIME WARNER ENTERTAINMENT-ADVANCE/NEWHOUSE PARTNERSHIP

This Fourth Amendment (Fourth Amendment) to Franchise Contract, made and entered into this \_\_\_\_\_ day of June, 1996, by and between the City of Indianapolis, Indiana (City) and Time Warner Entertainment Advance/Newhouse Partnership, d.b.a. American Cablevision of Indianapolis, a New York general partnership with its principal place of business at 300 First Stamford Place, Stamford, Connecticut 06902-6732 (Operator).

WITNESSETH THAT:

WHEREAS, on February 19, 1981, the City and Operator's predecessor, American Cablevision of Indianapolis, Inc. (American) entered into a Franchise Contract whereby American was granted a non-exclusive fifteen (15) year franchise to provide cable television service within its franchise territory for the City; and

WHEREAS, during January 1989, the City and American amended the Franchise Contract with respect to certain public access requirements; and

WHEREAS, during March 1992, the City approved the transfer of the franchise to Time Warner Entertainment Company, L.P. (TWE); and

WHEREAS, on March 16, 1993, TWE duly filed a notice requesting commencement of formal renewal proceedings under Section 626 of the Cable Communications Policy Act of 1984, as amended by the Cable Television Consumer Protection and Competition Act of 1992, an amendment to the Communications Act of 1934 (47 U.S.C. Section 521 et seq.) (the Act); and

WHEREAS, on July 12, 1993, the City, through its Cable Franchise Board, commenced proceedings under 626 of the Act and conducted public hearings and mail surveys, and engaged consultants to perform studies to identify future cable-related community needs and interests and to review the performance of the cable operator under its franchise during the current franchise term; and

WHEREAS, during December 1994, the City approved the transfer of the franchise to Operator; and

June 24, 1996

WHEREAS, on December 29, 1995, the City and Operator entered into a Second Amendment to the Franchise Contract, extending the Franchise Contract's term through June 1, 1996, to allow the parties to continue to pursue renewal informally; and

WHEREAS, on May 28, 1996, the City and Operator entered into a Third Amendment to the Franchise Contract, extending the Franchise Contract's term through July 1, 1996, to allow the parties to continue to pursue renewal informally; and

WHEREAS, as provided by Section 626(h) of the Act, the parties have been conducting informal negotiations concerning possible terms and conditions of a renewal franchise and have mutually agreed to pursue renewal informally rather than formally without a waiver or surrender of any rights, claims, actions, remedies or defenses available to either the City or the Operator under the applicable local, state or federal law; and

WHEREAS, parties desire to extend the current Franchise Contract term from July 1, 1996, through and including August 9, 1996, to enable the parties to continue to pursue renewal informally or, if informal negotiations cannot be concluded, to resume formal proceedings under the Act prior to the expiration of the current cable franchise; and

NOW, THEREFORE, in consideration of the mutual agreements hereinafter set forth, the City and the Operator do hereby agree as follows:

SECTION 1. Section 10.01 of the Franchise Contract, as amended, is hereby extended from July 1, 1996, through and including August 9, 1996.

SECTION 2. The parties agree to this extension to allow them to pursue informal renewal of the Operator's franchise pursuant to Section 626(h) of the Act, and this extension shall not be deemed a waiver or surrender of (and both parties expressly reserve) any rights, claims, actions, remedies or defenses available to either the City or the Operator under applicable local, state or federal law, including but not limited to the Act, as amended.

SECTION 3. The City and the Operator agree that any notice of alleged non-compliance or quality of service deficiencies which is delivered on or before July 16, 1996, shall be deemed to have been given on July 17, 1995; provided, however, any applicable period of time for cure or correction shall commence upon the date notice is actually given to the Operator.

SECTION 4. All other terms and provisions of the Franchise Contract which are not amended or modified by this Fourth Amendment shall remain in full force and effect.

IN WITNESS WHEREOF, the parties to this Fourth Amendment to Franchise contract have executed this Fourth Amendment on the dates shown below.

TIME WARNER ENTERTAINMENT-  
ADVANCE/NEWHOUSE PARTNERSHIP  
(OPERATOR)

CITY OF INDIANAPOLIS, INDIANA

By: \_\_\_\_\_

By: \_\_\_\_\_

Carlton E. Curry, Chair of the  
Indianapolis-Marion County Cable Board

Title: \_\_\_\_\_

Date: \_\_\_\_\_

Date: \_\_\_\_\_

APPROVED:

\_\_\_\_\_  
Stephen Goldsmith, Mayor

Date: \_\_\_\_\_

APPROVED AS TO LEGAL FORM:  
Sue A. Beesley, Corporation Counsel

By: \_\_\_\_\_

Margaret E. Piety  
Assistant Corporation Counsel

Date: \_\_\_\_\_

EXHIBIT B

THIRD AMENDMENT TO FRANCHISE  
BETWEEN CITY OF INDIANAPOLIS, INDIANA  
AND COMCAST CABLEVISION OF INDIANAPOLIS, L.P.

This Third Amendment (Third Amendment) to Franchise made and entered into this \_\_\_\_ day of June 1996, by and between the City of Indianapolis, Indiana (City) and Comcast Cablevision of Indianapolis, L.P., a Delaware limited partnership with its principal place of business at 5300 East 65th Street, Indianapolis, Indiana 46220-0911 (Operator).

WITNESSETH THAT:

WHEREAS, on May 19, 1967, the Marion County, Indiana, County Commissioners and Operator's predecessor, Metropolitan Cablevision Corporation, (Metropolitan) entered into a Franchise, whereby Metropolitan was granted a twenty-five (25) year franchise to provide cable television service to the unincorporated areas within Marion County; and

WHEREAS, from and after December 31, 1969, the Franchise became an agreement of the City of Indianapolis pursuant to the provisions of the UNIGOV Act, which created the Consolidated City of Indianapolis; and

WHEREAS, on or about August 10, 1978, Metropolitan assigned the Franchise to Indianapolis Cablevision Company, Ltd., with the consent of the Mayor of the City; and

WHEREAS, on or about November 21, 1984, the City approved the transfer of the Franchise from Indianapolis Cablevision Company, Ltd., to Indianapolis Cablevision, Inc., and an amendment to the Franchise clarifying the expiration date as May 19, 1992; and

WHEREAS, on or about December 22, 1986, the City approved the transfer of the Franchise from Indianapolis Cablevision, Inc., to Comcast Leasing Partners, L.P., and authorized the lease of the Franchise by Comcast Leasing Partners, L.P., to Comcast Cablevision of Indianapolis, Inc., upon notice to the Cable Franchise Board, as well as the execution, upon the transfer, of an amendment to the Franchise renewing the franchise for an additional term of four (4) years, through and including May 18, 1996, and adding certain provisions to the Franchise, including but not limited to, a line extension policy, public, educational and governmental access channels and facilities requirements, complaint and service procedures, a citizen's advisory committee, administration and enforcement procedures, and reporting requirements; and

WHEREAS, on June 29, 1993, Operator duly filed a notice requesting commencement of formal renewal proceedings under Section 626 of the Cable Communications Policy Act of 1984, as amended by the Cable Television Consumer Protection and Competition Act of 1992, an amendment to the Communications Act of 1934 (47 U.S.C. Section 521 et seq.) (the Act); and

WHEREAS, on July 12, 1993, the City, through its Cable Franchise Board, commenced proceedings under 626 of the Act and conducted public hearings and mail surveys, and engaged consultants to perform studies to identify future cable-related community needs and interests and to review the performance of the cable operators under its franchise during the current franchise term; and

WHEREAS, on May 28, 1996, the City and Operator entered into a Second Amendment to the Franchise, extending the Franchise term through July 1, 1996, to allow the parties to continue to pursue renewal informally; and

WHEREAS, as provided by Section 626(h) of the Act, the parties have been conducting informal negotiations concerning possible terms and conditions of a renewal franchise and have mutually agreed to pursue renewal informally rather than formally without a waiver or surrender of any rights, claims, actions, remedies or defenses available to either the City or the Operator under the applicable local, state or federal law; and



June 24, 1996

WHEREAS, the parties desire to extend the current Franchise term from July 1, 1996, through and including August 9, 1996, to enable the parties to continue to pursue renewal informally or if informal negotiations cannot be concluded, to resume formal proceedings under the Act prior to the expiration of the current cable franchise.

NOW, THEREFORE, in consideration of the mutual agreements hereinafter set forth, the City and the Operator do hereby agree as follows:

SECTION 1. Section III of the Franchise, as amended, is hereby extended from July 1, 1996, through and including August 9, 1996.

SECTION 2. The parties agree to this extension to allow them to pursue informal renewal of the Operator's franchise pursuant to Section 626(h) of the Act, and this extension shall not be deemed a waiver or surrender of (and both parties expressly reserve) any rights, claims, actions, remedies or defenses available to either the City or the Operator under applicable local, state or federal law, including but not limited to the Act, as amended.

SECTION 3. The City and the Operator agree that any notice of alleged non-compliance or quality of service deficiencies which is delivered on or before July 16, 1996, shall be deemed to have been given on July 17, 1995; provided, however, any applicable period of time for cure or correction shall commence upon the date notice is actually given to the Operator.

SECTION 4. All other terms and provisions of the Franchise Contract which are not amended or modified by this Third Amendment shall remain in full force and effect.

IN WITNESS WHEREOF, the parties to this Third Amendment to Franchise have executed this Third Amendment on the dates shown below.

COMCAST CABLEVISION OF  
INDIANAPOLIS, L.P.  
(OPERATOR)

CITY OF INDIANAPOLIS, INDIANA

By: \_\_\_\_\_

By: \_\_\_\_\_

Carlton E. Curry, Chair of the  
Indianapolis-Marion County Cable Board

Title: \_\_\_\_\_

Date: \_\_\_\_\_

Date: \_\_\_\_\_

APPROVED:

\_\_\_\_\_  
Stephen Goldsmith, Mayor

Date: \_\_\_\_\_

APPROVED AS TO LEGAL FORM:  
Sue A. Beesley, Corporation Counsel

By: \_\_\_\_\_

Margaret E. Piety  
Assistant Corporation Counsel

Date: \_\_\_\_\_

### INTRODUCTION OF PROPOSALS

PROPOSAL NO. 450, 1996. Introduced by Councillor Hinkle. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which amends the Industrial Zoning Ordinance of Marion County"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 451, 1996. Introduced by Councillor McClamroch. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints Pamela Knox Hammersley to the Indianapolis City-Market Corporation Board"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 452, 1996. Introduced by Councillors Dowden, Moriarty Adams. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$3,675,000 for the County Auditor to purchase the Service Supply Building for use as a jail, and to pay relocation and engineering costs and other expenses associated with the purchase financed by balances in the County General Fund, Contingency and Jail Reserve Accounts"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 453, 1996. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is an appropriation of \$59,000 for the Forensic Services Agency to purchase chemicals, reagents, and supplies for DNA analysis and to provide monies for training and the initiation of the laboratory accreditation process financed by a reimbursement of \$24,000 from Abu Dhabi, United Arab Emirates, and a transfer of \$35,000 within the agency's County General Fund"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 454, 1996. Introduced by Councillor McClamroch. The Clerk read the proposal entitled: "A Proposal for a Special Resolution which calls on the citizens of Marion County to support the Indianapolis Rebuilding Families initiative which will strengthen families by encouraging responsible fatherhood, discouraging teen pregnancy, and improving support for teenage mothers and economic opportunities for young families"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 455, 1996. Introduced by Councillors Coughenour, Curry. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which amends the Code concerning Capital Improvement Plans"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 456, 1996. Introduced by Councillor SerVaas. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes multi-way stops at Cornell Avenue and 64th Street and at Cornell Avenue and 65th Street (District 2)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 457, 1996. Introduced by Councillors SerVaas, Bradford. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes 55 degree parking meter zones on Westfield Boulevard, on the north side, from College Avenue to Guilford Avenue (Districts 2, 7)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 458, 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 Whistler Drive from German Church Road to Mutz Drive (District 12)"; Capital Asset Management Committee.

June 24, 1996

PROPOSAL NO. 459, 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 Tapp Drive from Winding Hart Drive to County Line (District 12)"; and the President referred it to the Capital Asset Management Committee

PROPOSAL NO. 460, 1996. Introduced by Councillors Short, Williams. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes the deletion of a.m. and p.m. peak hour parking restrictions on State Street between Michigan Street and Pleasant Run parkway North Drive (Districts 21, 22)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 461, 1996. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which establishes a nonreverting fund to be known as the "Victim Witness Support Services Fund" to be administered by the County Prosecutor"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 462, 1996. Introduced by Councillor Hinkle. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which requests the Metropolitan Development Commission to initiate and adopt amendments to the Commercial and the Special Use Zoning Ordinance so as to require that race tracks authorized to conduct pari-mutuel wagering on horse races would be permitted only in a special use district established for premises the primary or dominate use of which is for gambling activities"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 473, 1996. Introduced by Councillor Shambaugh. The Clerk read the proposal entitled: "A Proposal for a General Resolution which approves certain public purpose grants for support of the arts"; and the President referred it to the Parks and Recreation Committee.

Councillor Shambaugh moved to suspend the rules to hear Proposal 473, 1996 at this time. Councillor Shambaugh stated that the Arts Council usually receives the first payment of grant money at the end of June or early July. With the next Council meeting scheduled in late July, he feels that Proposal No. 473, 1996 needs to be acted upon prior to the next meeting.

Councillor Shambaugh moved, seconded by Councillor O'Dell, for adoption. Proposal No. 473, 1996 was adopted on the following roll call vote; viz:

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

Proposal No. 473, 1996 was retitled GENERAL ORDINANCE NO. 7, 1996, and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 7, 1996

A GENERAL RESOLUTION approving certain public purpose grants for support of the arts.

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

SECTION 1. The following grants totaling Seven Hundred Twenty-one Thousand Nine Hundred Eighty (\$721,980) approved by General Resolution No. 87, 1996 of the Board of Parks and Recreation, for support of the arts are approved for the following organizations in the amounts set opposite their respective names:

1996 General Operating Support Grants:

American Pianists Association	\$ 5,590
Arts Indiana	12,960
Cathedral Arts	13,900
The Children's Museum of Indianapolis	119,980
Dance Kaleidoscope	8,190
Edyvean Repertory Theater at CTS	8,450
Eiteljorg Museum	39,680
Freetown Village	5,390
Indiana Repertory Theater	41,210
Indianapolis Art Center	14,920
Indianapolis Ballet Theater	18,120
Indianapolis Chamber Orchestra	7,310
Indianapolis Children's Choir	8,610
Indianapolis Civic Theater	13,710
Indianapolis Museum of Art	118,750
Indianapolis Opera	17,930
Indianapolis Symphonic Choir	3,330
Indianapolis Symphony Orchestra	140,940
Madame Walker Urban Life Center	17,740
Phoenix Theater	6,470
Very Special Arts Indiana	8,870
WFYI TV20/FM 90.1	58,600
Writers' Center of Indianapolis	3,380
Young Audiences of Indiana	9,950
Subtotal \$703,980	

1996 Special Project Support Grants

Clowes Hall	2,000
Community centers of Indianapolis	2,000
Crossroads Performing Arts	2,000
Ensemble Music Society	2,000
Indiana Black Expo	2,000
Indiana Opera Theater	2,000
Indiana Performing Arts Academy	2,000
New World Chamber Orchestra	2,000
Stories, Inc	2,000
Subtotal	18,000

Grand Total \$721,980

SECTION 2. This resolution is adopted in satisfaction of the requirements of Sec 4.01.(c) of the Annual Budget for 1996, Fiscal Ordinance No. 86, 1995.

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

PROPOSAL NO. 328, 1996.. The proposal, introduced by Councillors Coonrod, Dowden, Cockrum, and Tilford, abolishes Marion County Board of Tax Adjustment. Councillor Schneider stated that Proposal 328, 1996 was scheduled to be heard in the Administration and Finance Committee on June 18, 1996, but the meeting was cancelled. Councillor Schneider asked for consent for Proposal No. 328, 1996 to be heard by the Committee of the Whole. Consent was given.

June 24, 1996

Councillor Coonrod stated that the County Tax Adjustment Board reviews all of the budgets adopted by elected officials in the County. He feels that this is a duplication of the work by the State Board of Tax Commissioners which also reviews all of the budgets. The State Board has superior control over the local board of Tax Adjustment.

Councillor Hinkle stated that he has been on the Marion County Tax Adjustment Board the last four years. He feels the Board is important because it can show comparisons between the different jurisdictions. Councillor Hinkle moved, seconded by Councillor Black, to table Proposal No. 328, 1996.

Councillor Smith stated that he does not agree that government always knows best, the people of the County know best, he feels that the County Tax Adjustment Board should be abolished.

Councillor Cockrum stated that he agreed to co-sponsor Proposal No. 328, 1996 because of his experience on the Board for three years and two years as chairman of the Board. Councillor Cockrum stated that the Board by statute does not have authority to increase any budget submitted, it only has authority to approve as submitted or reduce it. Recently the local board recommended a reduction to the State Board of Tax Adjustment, who in turn overuled the recommendation.

The President passed the gavel to Vice President McClamroch.

President SerVaas stated that there is merit in Councillors Coonrod and Cockrum's statements, but he feels the Board is the only forum present to look at all other budgets and comparisons in the County. He also believes that the Board supports the proposal, but the fact remains that it is the only forum for the reviews.

Vice President McClamroch returned the gavel to President SerVaas.

The motion to table carried by a voice vote.

Councillor Dowden moved to suspend the requirements of Sec. 151-76 of the Council Rules as to Proposal 452, 1996, and authorize the Clerk to advertise the same for public hearing before this Council at its meeting on July 22, 1996. He explained that the proposal would miss the July hearing if the 30 day rule was not suspended. Councillor Tilford seconded, and the motion carried by a unanimous voice vote.

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

PROPOSAL NOS. 463, 464, 465 and 466 - 472, 1996. Introduced by Councillor Hinkle. The Clerk read the proposal entitled: "REZONING ORDINANCES certified by the Metropolitan Development Commission on June 20, 1996. The Council did not schedule Proposal Nos. 463, 464, 465 and 466 - 472, 1996 for hearing pursuant to IC 36-7-4-608. Proposal Nos. 463, 464, 465 and 466 - 472, 1996 were retitled REZONING ORDINANCES NOS. 129, 130, 131, and 132 - 138 and are identified as follows:

REZONING ORDINANCE NO. 129, 1996. 94-Z-21  
10603 PENDLETON PIKE (approximate address), LAWRENCE  
LAWRENCE TOWNSHIP, COUNCILMANIC DISTRICT #5.

SANDERS DEVELOPMENT GROUP, INC., by Thomas Michael Quinn, requests the rezoning of 15.29 acres, being in the D-A, D-5II, and C-1 Districts, to the C-4 classification to provide for commercial use.

REZONING ORDINANCE NO. 130, 1996. 94-Z-173  
10750 and 10810 EAST PROSPECT STREET (approximate address), INDIANAPOLIS  
WARREN TOWNSHIP, COUNCILMANIC DISTRICT #13.  
HOWARD and PATRICIA MCCARTY request the rezoning of 1.64 acres, being in the D-A district, to the D-1 classification to provide for single-family residential development.

REZONING ORDINANCE NO. 131, 1996. 96-Z-45  
7101 EAST 10TH STREET (approximate address), INDIANAPOLIS  
WARREN TOWNSHIP, COUNCILMANIC DISTRICT # 13.  
THE KROGER COMPANY, by Thomas M. Quinn, requests a rezoning of 7.7 acres, being in the C-S and SU-1 Districts, to the C-4 classification to provide for the expansion of an existing grocery store.

REZONING ORDINANCE NO. 132, 1996. 96-Z-88  
11575 FOX ROAD (rear) and 11610 EAST 79th STREET (approximate address),  
CITY OF LAWRENCE  
LAWRENCE TOWNSHIP, COUNCILMANIC DISTRICT # 5  
BASIC AMERICAN INDUSTRIES, by Philip Nicely, requests a rezoning of 10.142 acres, being in the C-1 and C-4 Districts, to the C-S classification to provide for the construction of mini-warehouses. The details of this petition are on file.

REZONING ORDINANCE NO. 133, 1996. 96-Z-59A  
6102 EAST 86TH STREET (approximate address), INDIANAPOLIS  
LAWRENCE TOWNSHIP, COUNCILMANIC DISTRICT # 3.  
SUNBEAM DEVELOPMENT CORPORATION, by Thomas Michael Quinn, requests a rezoning of 26.63 acres, being in the C-2 District, to the C-4 classification to provide for commercial development.

REZONING ORDINANCE NO. 134, 1996. 96-Z-59B  
5902 EAST 86TH STREET (approximate address), INDIANAPOLIS  
LAWRENCE TOWNSHIP, COUNCILMANIC DISTRICT # 3.  
SUNBEAM DEVELOPMENT CORPORATION, by Thomas Michael Quinn, requests a rezoning of 5.1 acres, being in the C-2 District, to the C-3 classification to provide for commercial development.

REZONING ORDINANCE NO. 135, 1996. 96-Z-99 (Amended)  
4730 NORTH FRANKLIN ROAD (approximate address), CITY OF LAWRENCE  
LAWRENCE TOWNSHIP, COUNCILMANIC DISTRICT # 5  
HAWTHORNE INDIANA, by Thomas Michael Quinn, requests a rezoning of 7.263 acres, being in the D-7 and C-1 District, to the D-8 classification to provide for multi-family residential development.

REZONING ORDINANCE NO. 136, 1996. 96-Z-92  
512-514 EAST PERRY STREET (approximate address), INDIANAPOLIS  
PERRY TOWNSHIP, COUNCILMANIC DISTRICT # 20  
ASSOCIATED MATERIALS, INC., by Edward Williams, requests a rezoning of 0.3526 acre, being in the D-5 District, to the C-5 classification to provide for commercial use including the operation of an automobile display and repair business.

REZONING ORDINANCE NO. 137, 1996. 96-Z-94  
5604-5640 EAST 38TH STREET (approximate address), INDIANAPOLIS  
LAWRENCE TOWNSHIP, COUNCILMANIC DISTRICT # 14  
LIGHT OF THE WORLD CHRISTIAN CHURCH, by Stephen D. Mears, requests a rezoning of 0.8 acre, being in the D-5 District, to the SU-1 classification to conform the zoning classification for an existing church use and to provide for additional parking.

REZONING ORDINANCE NO. 138, 1996. 96-Z-96  
5215 NORTH COLLEGE AVENUE (approximate address), INDIANAPOLIS  
WASHINGTON TOWNSHIP, COUNCILMANIC DISTRICT # 7  
GLENDALE PARTNERS, by Thomas Michael Quinn, requests a rezoning of 0.456 acre, being in the C-3(W-5) and D-5(W-5) Districts, to the C-3(W-5) classification to provide for the continued commercial use including the operation of an existing video store.

**SPECIAL ORDERS - PUBLIC HEARING**

PROPOSAL NO. 309, 1996. The proposal is an appropriation of \$785,327 for various County agencies to pay Information Service Agency charges financed by transfers of \$576,806 within certain agencies' County General Fund and an appropriation of \$208,521 from the County General Fund balances. Councillor Schneider asked for consent to postpone Proposal No. 309, 1996 until the July 22, 1996 Council meeting. Consent was given.

PROPOSAL NO. 317, 1996. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 317, 1996 on June 12, 1996. The proposal is an appropriation of \$64,500 for the Prosecuting Attorney to assist the "Circle of Hope" sexual assault response team centers in conjunction with St. Vincent Health Network and Wishard Memorial Hospital financed by a federal grant. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:04 p.m.. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Talley, for adoption. Proposal No. 317, 1996 was adopted on the following roll call vote; viz:

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

Proposal No. 317, 1996 was retitled FISCAL ORDINANCE NO. 59, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 59, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an addition Sixty-four Thousand Five Hundred Dollars (\$64,500) in the State Federal Grant Fund for purpose of the Prosecution Attorney and County Auditor and reducing the unappropriated and unencumbered balance in the State and Federal Grant Fund.

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

SECTION 1. To provide for expenditures the necessity of which has arisen since the adoption of the annual budget, Section 1.02(b,v) of the City-County Annual Budget for 1996 be, and is hereby amended by the increases and reductions hereinafter stated for purposes of the Prosecution Attorney and County Auditor to increase the funding from the Indiana Criminal Justice institute to assist the "Circle of Hope" Sexual Assault Response Team Centers and provide training in coordination with St. Vincent Health Network and Wishard Memorial Hospital.

SECTION 2. The sum of Sixty-four Thousand Five Hundred Dollars (\$64,500) be, and the same is hereby , transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>PROSECUTING ATTORNEY</u>	<u>STATE AND FEDERAL GRANT FUND</u>
1. Personal Services	10,000
3. Other Services and Charges	52,000

COUNTY AUDITOR

1. Personal Services-fringes	<u>2,500</u>
TOTAL INCREASE	64,500

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

	<u>STATE AND FEDERAL GRANT FUND</u>
Unappropriated and Unencumbered	
State and Federal Grant Fund	<u>64,500</u>
TOTAL REDUCTION	64,500

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. Councillor Coughenour reported that the Public Works Committee heard Proposal No. 325, 1996 on June 13, 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. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor Coughenour moved, seconded by Councillor Gilmer, for adoption. Proposal No. 325, 1996 was adopted on the following roll call vote; viz:

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

Councillor Williams asked for consent to explain her vote. Consent was given. She stated that she is not in favor of contracting outside the City the sewer maintenance and mowing.

Proposal No. 325, 1996 was retitled FISCAL ORDINANCE NO. 60, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 60, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) transferring and appropriating an additional Three Million Six Hundred Thousand Dollars (\$3,600,000) in the Sanitation General Fund for the purposes of the Department of Public Works (DPW), Contract Compliance Division, and reducing certain other appropriations for DPW, Maintenance Operation Division, and the Department of Capital Asset Management (DCAM), Asset Management Division.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 (l) 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 Public Works, Contract Compliance Division, for sewer maintenance.

SECTION 2. The sum of Three Million Six Hundred Thousand Dollars (\$3,600,000) 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:



June 24, 1996

DEPARTMENT OF PUBLIC WORKS  
CONTRACT COMPLIANCE DIVISION

3. Other Services and Charges  
TOTAL INCREASE

SANITATION GENERAL FUND

3,600,000  
3,600,000

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

DEPARTMENT OF PUBLIC WORKS  
MAINTENANCE OPERATION DIVISION

1. Personal Services  
2. Supplies  
3. Other Services and Charges  
4. Capital Outlays  
5. Internal Charges  
TOTAL DECREASE

MAINTENANCE OPERATION  
GENERAL FUND

1,000,000  
650,000  
0  
2,100,000  
850,000  
4,600,000

DEPARTMENT OF CAPITAL ASSET MANAGEMENT  
ASSET MANAGEMENT DIVISION

4. Capital Outlay  
TOTAL DECREASE

SANITATION GENERAL FUND

200,000  
200,000

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

PROPOSAL NO. 363, 1996. The proposal is an appropriation of \$94,500 for the Cooperative Extension Service to pay for two high-speed copy machines financed from the County General Fund balances. Councillor Franklin moved, seconded by Councillor Black, to postpone Proposal No. 363, 1996 until the July 22, 1996 Council meeting. This motion passed by a unanimous voice vote.

PROPOSAL NO. 364, 1996. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 364, 1996 on June 12, 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. 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 8:13 p.m. Shawnta Jones an employee of the Julian Center for ten years spoke concerning the grant. She believes the funding is needed to continue her specific work with the children at the Julian Center.

Councillor Dowden moved, seconded by Councillor Curry, for adoption. Proposal No. 364, 1996 was adopted on the following roll call vote; viz:

*27 YEAS: 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*

*0 NAYS*

*1 NOT VOTING: Black*

*1 ABSENT: Moriarty Adams*

Proposal No. 364, 1996 was retitled FISCAL ORDINANCE NO. 61, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 61, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an additional Eleven Thousand Three Hundred Eighty-five Dollars (\$11,385) for purposes of the Marion County Justice Agency and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02(bb) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Marion County Justice Agency to provide holistic and creative activities for children of abused mothers and respite care services for their mothers through the Julian Center.

SECTION 2. The sum of Eleven Thousand Three Hundred Eighty-five Dollars (\$11,385) 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>MARION COUNTY JUSTICE AGENCY</u>	<u>STATE AND FEDERAL GRANTS FUNDS</u>
3. Other Services and Charges	<u>11,385</u>
TOTAL INCREASE	11,385

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

	<u>STATE AND FEDERAL GRANTS FUNDS</u>
Unappropriated and Unencumbered State and Federal Grants Fund	<u>11,385</u>
TOTAL REDUCTION	11,385

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

PROPOSAL NO. 420, 1996. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 420, 1996 on June 12, 1996. The proposal 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. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

Councillor Curry stated that Section Six should be Section Five. The President stated that with consent of the Council a technical amendment would be made.

The President called for public testimony at 8:18 p.m.. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Curry, for adoption. Proposal No. 420, 1996 was adopted on the following roll call vote; viz:

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

June 24, 1996

President SerVaas asked if the Courts will continue the Expedited Trial Program once the new jail facility is operational. Councillor Dowden replied it is his hope that the program will continue so that court cases will not back log again. Councillor Dowden urged the Councillors to read the recent Crowe Chezak report on the Unified Court System.

Proposal No. 420, 1996 was retitled FISCAL ORDINANCE NO. 62, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 62, 1996

FISCAL ORDINANCE amending the City-County Annual Budget for 1996(City-County fiscal Ordinance No 86, 1995) transferring and appropriation an additional Three Hundred Nine Thousand, Three Hundred and Three Dollars (\$309,303) in the State and Federal Grants Fund for the purposes of the County Auditor, Marion County Public Defender Agency, Prosecuting Attorney and Marion County Superior Court and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund .

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

SECTION 1. To provide for expenditure the necessity for which has arisen since the adoption of the annual budget, Section 102 (b,u,v,cc) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reduction hereinafter stated for purposed of the Auditor, Marion County Public Defender Agency , Prosecuting Attorney and Marion County Superior Court to provide for the expedited court program.

SECTION 2. The sum of Three and Nine Thousand, Three Hundred and Three dollars (\$309,303) 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>COUNTY AUDITOR</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services-fringes	39,523
<u>MARION COUNTY PUBLIC DEFENDER AGENCY</u>	
1. Person Services	94,000
<u>PROSECUTING ATTORNEY</u>	
1. Personal Services	94,000
<u>MARION COUNTY SUPERIOR COURT</u>	
1. Personal Services	<u>81,780</u>
TOTAL INCREASE	309,303

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

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	<u>309,303</u>
TOTAL REDUCTION	309,303

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

PROPOSAL NO. 423, 1996. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 423, 1996 on June 13, 1996. The proposal is an appropriation of \$175,145 for Community Corrections to fund a Juvenile Court Intensive Probation Services Program financed by a state grant. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:23 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Smith, for adoption. Proposal No. 423, 1996 was adopted on the following roll call vote; viz:

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

Proposal No. 423, 1996 was retitled FISCAL ORDINANCE NO. 63, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 63, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an additional One Hundred Seventy-five Thousand One Hundred Forty-five Dollars (\$175,145) in the State and Federal Grants Fund for purposes of the County Auditor and Community Corrections and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02 (b,z) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the County Auditor and Community Corrections for the Juvenile Court Intensive Probation Services Program during fiscal year 1996/1997.

SECTION 2. The sum of One Hundred Seventy-five Thousand One Hundred Forty-five Dollars (\$175,145) 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 AUDITOR</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services - fringes	33,169
 <u>COMMUNITY CORRECTIONS</u>	
1. Personal Services	132,676
3. Other Services and Charges	<u>9,300</u>
 TOTAL INCREASE	 175,145

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

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered State and Federal Grants Fund	<u>175,145</u>
TOTAL REDUCTION	175,145

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 auditor 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.

June 24, 1996

PROPOSAL NO. 424, 1996. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 424, 1996 on June 12, 1996. The proposal is an appropriation of \$1,226,532 to fund the Marion County Community Corrections Program financed by a state grant. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:24 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Talley, for adoption. Proposal No. 424, 1996 was adopted on the following roll call vote; viz:

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

Proposal No. 424, 1996 was retitled FISCAL ORDINANCE NO. 64, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 64, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an additional One Million Two Hundred twenty-six Thousand Five Hundred Thirty-two Dollars (\$1,226,532) in the State and Federal Grants Fund for purposes of the County Auditor and Community Corrections and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02 (b,z) of the City-County Annual Budget for 1996 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the County Auditor and Community Corrections to cover operational expenses for the fiscal year 1996/1997.

SECTION 2. The sum of One Million Two Hundred Twenty-six Thousand Five Hundred Thirty-two Dollars (\$1,226,532) 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>COMMUNITY CORRECTIONS</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services	309,546
2. Supplies 19,000	
3. Other Services and Charges	824,727
 <u>COUNTY AUDITOR</u>	
1. Personal Services	<u>73,259</u>
 TOTAL INCREASE	 1,226,532

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

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered State and Federal Grants Fund	<u>1,226,532</u>
TOTAL REDUCTION	1,226,532

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 auditor 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. 425, 1996. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 425, 1996 on June 12, 1996. The proposal 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. 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 8:27 p.m.. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Curry, for adoption. Proposal No. 425, 1996 was adopted on the following roll call vote; viz:

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

Proposal No. 425, 1996 was retitled FISCAL ORDINANCE NO. 65, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 65, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) appropriating an additional Three Hundred Forty-one Thousand Eighteen Dollars (\$341,018) in the Federal Grants Fund for purposes of the Department of Public Safety, Emergency Management Planning Division and reducing the unappropriated and unencumbered balance in the Federal Grants 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 (n) 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 Public Safety, Emergency Management Planning Division to purchase rescue equipment and supplies.

SECTION 2. The sum of additional Three Hundred Forty-one Thousand Eighteen Dollars (\$341,018) 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 PUBLIC SAFETY</u>		<u>FEDERAL GRANTS FUND</u>
<u>EMERGENCY MANAGEMENT PLANNING DIVISION</u>		
2. Supplies		8,677
3. Other Services and Charges		59,088
4. Capital Outlays		<u>273,253</u>
TOTAL INCREASE		341,018

June 24, 1996

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

	<u>FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
Federal Grants Fund	341,018
TOTAL REDUCTION	341,018

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.

### SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 365, 1996. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 365, 1996 on June 12, 1996. The proposal codifies the payment to surviving children of deceased members of the 1937 Firefighters Pension Fund a benefit equal to 20% of the salary of a fully paid first class firefighter. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Black questioned the specific ages the proposal would cover. Lewis McQueen, Pension Secretary for IFD, answered that it would cover a child until its eighteenth birthday unless enrolled in secondary education; then the coverage would stop at the twenty-third birthday.

Councillor Dowden moved, seconded by Councillor Curry, for adoption. Proposal No. 365, 1996 was adopted on the following roll call vote; viz:

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

Proposal No. 365, 1996 was retitled GENERAL ORDINANCE NO. 100, 1996, and reads as follows:

#### CITY-COUNTY GENERAL ORDINANCE NO. 100, 1996

A PROPOSAL FOR A GENERAL ORDINANCE codifying the payment to surviving children of deceased members of the 1937 Firefighters Pension Fund a benefit equal to twenty percent (20%) of the salary of a fully paid first class firefighter.

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

SECTION 1. The "Code of the Consolidated City and County" be, and is hereby amended to add Section 23-78 to Article VII, Chapter 23 as follows:

#### ARTICLE VII. FIREFIGHTER PERSONNEL RULES

Sec. 23-78. Pension benefit payable to the surviving children of deceased members of the 1937 Firefighter's Pension Fund.

Effective January 1, 1985, and as authorized by IC 36-8-7-12.1(b)(2)(B), surviving children of deceased members of the 1937 Firefighters' Pension Fund shall receive a benefit equal to twenty percent (20%) of the salary of a fully paid first class firefighter in the Consolidated City of Indianapolis at the time of the payment of the benefit.

SECTION 2. This ordinance 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. 220, 370, 382, 383, 385, 427, 428, 429, 430, 431, 432, 433, 434, 435, 436, 437, 438, 439, 440, and 441, 1996 on June 19, 1996.

PROPOSAL NO. 220, 1996. The proposal, sponsored by Councillor Massie, authorizes a traffic signal at Shelby Street and Sumner Avenue (District 20). By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Gilmer moved, seconded by Councillor Massie, for adoption. Proposal No. 220, 1996 was adopted on the following roll call vote; viz:

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

Proposal No. 220, 1996 was retitled GENERAL ORDINANCE NO. 101, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 101, 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>
39	Shelby St, Sumner Av	Shelby 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>
39	Shelby St, Sumner Av	None	Signal

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



June 24, 1996

PROPOSAL NO. 370, 1996. The proposal sponsored by Councillor Gilmer amends the Code concerning activities in the right-of-way. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

President SerVaas stated that he felt additional consideration is needed before suspension of all regulations concerning the right-of-way, especially with the new Department of Capital Asset Management and Department of Public Works Board in place.

Councillor Gilmer moved, seconded by Councillor Bradford, to return Proposal No. 370, 1996 to Committee. Proposal No. 370, 1996 was returned to committee 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  
0 NAYS  
1 ABSENT: Moriarty Adams

PROPOSAL NO. 382, 1996. The proposal, sponsored by Councillor Black, authorizes parking restrictions on a segment of 46th Street (District 6). By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor Gilmer moved, seconded by Councillor Black, for adoption. Proposal No. 382, 1996, as amended, was adopted on the following roll call vote; viz:

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

Proposal No. 382, 1996, as amended, was retitled GENERAL ORDINANCE NO. 102, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 102, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana," Sec. 29-267, Parking prohibited at all times on certain streets, and Sec. 29-271, Stopping, standing and parking prohibited at designated locations on certain days and hours.

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

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

Forty-sixth Street, on both sides, from  
Boulevard Place to first alley east of College Avenue

SECTION 2. The "Code of Indianapolis and Marion County, Indiana," specifically, Chapter 29, Sec. 29-267, Parking prohibited at all times on certain streets, be, and the same is hereby, amended by the addition of the following, to wit:

Forty-sixth Street, on both sides, from  
Boulevard Place to a point 60 feet east of College Avenue

SECTION 3. The "Code of Indianapolis and Marion County, Indiana," specifically, Chapter 29, Sec. 29-271, Stopping, standing and parking prohibited at designated locations on certain days and hours, be, and the same is hereby, amended by the addition of the following, to wit:

ON ANY DAY  
*from 6:00 a.m. to 9:00 a.m. and*  
*from 3:00 p.m. to 6:00 p.m.*  
Forty-sixth Street, on both sides,  
from 60 feet east of College Avenue to the first alley east of College Avenue

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

PROPOSAL NO. 383, 1996. The proposal, sponsored by Councillor Brents, authorizes a loading zone for the Indiana State Board of Health located at 20 North Meridian Street (District 16). By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

Councillor Williams stated that she is worried about not having a set policy or regulation as to who receives loading zones. She feels without a policy, the downtown area may be in danger of losing on-street parking.

Councillor Gilmer moved, seconded by Councillor Brents, for adoption. Proposal No. 383, 1996 was adopted on the following roll call vote; viz:

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

Proposal No. 383, 1996 was retitled GENERAL ORDINANCE NO. 103, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 103, 1995

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

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

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-331, Passenger and material loading zones, be, and the same is hereby, amended by the addition of the following, to wit:

ON ANY DAY EXCEPT  
SATURDAYS, SUNDAYS, AND HOLIDAYS  
*from 7:00 a.m. to 6:00 p.m.*  
Meridian Street, on the west side,  
from a point 55 feet north of Washington Street  
to a point 145 feet north of Washington Street

June 24, 1996

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

PROPOSAL NO. 385, 1996. The proposal, sponsored by Councillor Brents, authorizes a loading zone for the Indiana War Memorial located on Vermont Street (District 16). By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Gilmer moved, seconded by Councillor Brents, for adoption. Proposal No. 385, 1996 was adopted on the following roll call vote; viz:

27 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  
1 NAYS: Williams  
1 ABSENT: Moriarty Adams

Proposal No. 385, 1996 was retitled GENERAL ORDINANCE NO. 104, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 104, 1995

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

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

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-331, Passenger and material loading zones, be, and the same is hereby, amended by the addition of the following, to wit:

Vermont Street, on the north side, from a point 124 feet east of Meridian Street, to a point 168 feet east of Meridian Street

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

PROPOSAL NO. 427, 1996. The proposal is an appropriation of \$250,000 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. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor Gilmer moved, seconded by Councillor O'Dell, for adoption.

Jill Henry, DCAM, stated that the proposal is a transfer of money from the traffic division's local dollars to run the Metro busses. The traffic division will use the Federal grant money on traffic projects.

Proposal No. 427, 1996 was adopted on the following roll call vote; viz:

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

1 NOT VOTING: Short  
1 ABSENT: Moriarty Adams

Proposal No. 427, 1996 was retitled FISCAL ORDINANCE NO. 66, 1996, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 66, 1996

A FISCAL ORDINANCE amending the City-County Annual Budget for 1996 (City-County Fiscal Ordinance No. 86, 1995) transferring and appropriating an additional Two Hundred Fifty Thousand Dollars (\$250,000) in the Transportation General Fund for purposes of the Department of Capital Asset Management, Finance and Administration Division and reducing certain other appropriations for that agency, and de-appropriating Seven Hundred Sixty-three Thousand Two Hundred Dollars (\$763,200) in the Federal Grants 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 (m) 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 Capital Asset Management, Finance and Administration Division for public transportation services.

SECTION 2. The sum of Two Hundred Fifty Thousand Dollars (\$250,000) be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4 and de-appropriating Seven Hundred Sixty-three Thousand Two Hundred Dollars (\$763,200) in the Federal Grants Fund.

SECTION 3. The following increased appropriation is hereby approved:

<u>DEPARTMENT OF CAPITAL ASSET MANAGEMENT</u> <u>FINANCE AND ADMINISTRATION DIVISION</u>	<u>TRANSPORTATION GENERAL FUND</u>
3. Other Services and Charges	250,000
TOTAL INCREASE	250,000

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

<u>DEPARTMENT OF CAPITAL ASSET MANAGEMENT</u> <u>FINANCE AND ADMINISTRATION DIVISION</u>	<u>TRANSPORTATION GENERAL FUND</u>
4. Capital Outlays	250,000
TOTAL DECREASE	250,000

<u>DEPARTMENT OF CAPITAL ASSET MANAGEMENT</u> <u>FINANCE AND ADMINISTRATION DIVISION</u>	<u>FEDERAL GRANTS FUND</u>
2. Supplies	30,000
3. Other Services and Charges	663,200
4. Capital Outlay	70,000
TOTAL DECREASE	763,200

SECTION 5. 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. 428, 429, 430, 431, 432, 433, 434, 435, 436, and 437, 1996 together. Consent was given.

PROPOSAL NO. 428, 1996. The proposal, sponsored by Councillor Coughenour, authorizes intersection controls for Holly Meadows subdivision (District 24). PROPOSAL NO. 429, 1996. The proposal, sponsored by Councillor Gray, authorizes intersection controls for Deer Creek subdivision, section 4 (District 9). PROPOSAL NO. 430, 1996. The proposal, sponsored by Councillor Black, authorizes a multi-way stop at 48th Street and Guilford Avenue (District 6).

PROPOSAL NO. 431, 1996. The proposal, sponsored by Councillor Black, authorizes a multi-way stop at 44th Street and Guilford Avenue (District 6). PROPOSAL NO. 432, 1996. The proposal, sponsored by Councillor Black, authorizes a multi-way stop at 51st Street and Crittenden Avenue (District 6). PROPOSAL NO. 433, 1996. The proposal, sponsored by Councillor Massie, authorizes a multi-way stop at Dudley Avenue and Randolph Street (District 20). PROPOSAL NO. 434, 1996. The proposal, sponsored by Councillor Bradford, authorizes a multi-way stop at 61st Street and Kingsley Drive (District 7). PROPOSAL NO. 435, 1996. The proposal, sponsored by Councillor Hinkle, authorizes a multi-way stop at Ohio Street and Sigsbee Street (District 18). PROPOSAL NO. 436, 1996. The proposal, sponsored by Councillor Talley, authorizes a multi-way stop at 37th Street and Forest Manor Avenue (Districts 11, 14). PROPOSAL NO. 437, 1996. The proposal, sponsored by Councillor Golc, authorizes a multi-way stop at Delmar Avenue and Norfolk Street (District 17). By 6-0 votes, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Gilmer moved, seconded by Councillor Bradford, for adoption. Proposal Nos. 428, 429, 430, 431, 432, 433, 434, 435, 436, and 437, 1996 were adopted on the following roll call vote; viz:

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

Proposal No. 428, 1996 was retitled GENERAL ORDINANCE NO. 106, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 106, 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>
47	Boxwood Dr, Broadview Dr	Broadview Dr	Stop
47	Boxwood Dr, McFarland Rd	McFarland Rd	Stop

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

Proposal No. 429, 1996 was retitled GENERAL ORDINANCE NO. 107, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 107, 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	Ochs Av, Thrasher Dr	Thrasher Dr	Stop

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

Proposal No. 430, 1996 was retitled GENERAL ORDINANCE NO. 108, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 108, 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>
18	48th St, Guilford Av	Guilford 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>TYPE OF CONTROL</u>	<u>PREFERENTIAL</u>	
18	48th St, Guilford Av	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. 431, 1996 was retitled GENERAL ORDINANCE NO. 109, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 109, 1996

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

June 24, 1996

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>
18	44th St, Guilford Av	Guilford 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>
18	44th St, Guilford Av	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. 432, 1996 was retitled GENERAL ORDINANCE NO. 110, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 110, 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>
II	51st St, Crittenden Av	None	All Way Stop

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

Proposal No. 433, 1996 was retitled GENERAL ORDINANCE NO. 111, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 111, 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 TYPE OF CONTROL</u>	<u>PREFERENTIAL</u>	
39	Dudley Av, Randolph St	Randolph 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>
39	Dudley Av, Randolph 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. 434, 1996 was retitled GENERAL ORDINANCE NO. 112, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 112, 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>
11	61st St, Kingsley Dr	Kingsley Dr	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>
11	61st St, Kingsley 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. 435, 1996 was retitled GENERAL ORDINANCE NO. 113, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 113, 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:



June 24, 1996

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>
22	Ohio St, Sigsbee St	Sigsbee 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>
22	Ohio St, Sigsbee 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. 436, 1996 was retitled GENERAL ORDINANCE NO. 114, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 114, 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>
19	37th St, Forest Manor Av	Forest Manor 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>
19	37th St, Forest Manor Av	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. 437, 1996 was retitled GENERAL ORDINANCE NO. 115, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 115, 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>
30	Delmar Av, Norfolk St	Delmar 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>
30	Delmar Av, Norfolk 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. 438, 1996. The proposal, sponsored by Councillor Borst, authorizes parking restrictions on Thompson Road from State Road 37 to a point 900 feet east of Thompson Road (District 25). By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Gilmer moved, seconded by Councillor Borst, for adoption. Proposal No. 438, 1996 was adopted on the following roll call vote; viz:

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

Proposal No. 438, 1996 was retitled GENERAL ORDINANCE NO. 105, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 105, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Sec. 29-268, Stopping, standing or parking prohibited at all times on certain designated streets.

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

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Sec. 29-268, Stopping, standing or parking prohibited at all times on certain designated streets, be, and the same is hereby, amended by the addition of the following, to wit:

Thompson Road, on both sides,  
from State Road 37 to a point 900 feet east of Thompson Road

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

PROPOSAL NO. 439. 1996. The proposal sponsored by Councillor Bradford authorizes a change in the parking meter zone on Westfield Boulevard from College Avenue to Guilford

June 24, 1996

Avenue (Districts 2, 7). By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it be stricken. Councillor Gilmer moved, seconded by Councillor Bradford, to strike. Proposal No. 439, 1996 was stricken by unanimous voice vote.

PROPOSAL NO. 440, 1996. The proposal, sponsored by Councillor Dowden, authorizes a weight limit restriction on Fall Creek Road from Shadeland Avenue to 96th Street (Districts 4, 5). By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Gilmer moved, seconded by Councillor Dowden, for adoption. Proposal No. 440, 1996 was adopted on the following roll call vote; viz:

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

*0 NAYS*

*4 NOT VOTING: Borst, Gray, Short, Talley*

*1 ABSENT: Moriarty Adams*

Proposal No. 440, 1996 was retitled GENERAL ORDINANCE NO. 116, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 116, 1996

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

Fall Creek Road, from  
Shadeland Avenue to Ninety-sixth Street

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

PROPOSAL NO. 441, 1996. The proposal, sponsored by Councillor Tilford, authorizes a 25 mph speed limit on Whenner Drive from 38th Street to dead end (District 12). By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Gilmer moved, seconded by Councillor Tilford, for adoption. Proposal No. 441, 1996 was adopted on the following roll call vote; viz:

*22 YEAS: Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Dowden, Gilmer, Golc, Gray, Hinkle, Jones, McClamroch, Moores, O'Dell, SerVaas, Shambaugh, Short, Smith, Tilford, Williams*

*3 NAYS: Coughenour, Curry, Franklin*

*3 NOT VOTING: Massie, Schneider, Talley*

*1 ABSENT: Moriarty Adams*

Proposal No. 441, 1996 was retitled GENERAL ORDINANCE NO. 117, 1996, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 117, 1996

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-136, Alteration of prima facie speed limit.

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

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-136, Alteration of prima facie speed limit, be, and the same is hereby amended by the addition of the following, to wit:

25 MPH  
Whenner Drive  
from Thirty-eighth Street to dead end

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

**OLD BUSINESS**

Councillor Boyd stated that recently he presented a resolution asking that the Council establish a committee to review some complaints concerning the Parks Department. The committee would have investigated for the Council the validity of the complaints. The Council denied the proposal. One of the concerns or complaints recently resulted in a settlement that could possibly cost over four hundred thousand dollars. He feels the Council has done the taxpaying voters of Indianapolis a disservice by not establishing an investigating committee to look into the problems.

**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:

- ( 1 ) Councillor Gilmer in memory of Harry Hollingsworth; and
- ( 2 ) Councillors SerVaas, Williams in memory of Daniel F. Evans.

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 Harry Hollingsworth and Daniel F. Evans. 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 families advising of this action.

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 8:42

June 24, 1996

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 24th 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.

*Burt Serwaas*

President

ATTEST:

*Sullen Hart*

Clerk of the Council

(SEAL)