

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

**REGULAR MEETINGS
MONDAY, MARCH 15, 1999**

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 7:15 p.m. on Monday, March 15, 1999, with Councillor SerVaas presiding.

Councillor Gilmer introduced Reverend Laurin Vance of the Salem Lutheran Church, established in 1836, who led the opening prayer. Councillor Gilmer 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, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams
1 ABSENT: Massie

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

INTRODUCTION OF GUESTS AND VISITORS

Councillor Hinkle recognized Girl Scout Troop 656.

OFFICIAL COMMUNICATIONS

Pat Early, President of the Capital Improvements Board (CIB), presented a brief update and status report on the renovation of the RCA Dome. The cost of the project is estimated between \$20 to \$25 million, with the cost of the project being paid from a combination of sources including CIB reserves, capital financing, and a contribution from the Indianapolis Colts. The

CIB also expects to refinance approximately \$95 million of current debt with bond issues of approximately \$105 million. The new refunded bonds will not exceed the maturity period of the current debt. This refunding will provide additional funds needed to complete the RCA Dome renovations. The renovation will include updating luxury suites, constructing new club lounges, relocating the press box to the upper level, constructing new super suites in the current press box location, and adding a new entrance from the south parking lots with additional elevators.

Councillor Golc asked if the refunding will be for the same number of years at a reduced rate. Mr. Early stated that the maturity of the bonds will remain at 2028, and the refunding will insure a reduced interest rate.

Councillor Golc asked why this public hearing and update did not take place in the Municipal Corporations Committee, and asked if this presentation is in lieu or in addition to a presentation in that committee. Mr. Early stated that it is the CIB's understanding that these status report public hearings must come before the full Council. The President added that the CIB had originally planned to come before the Council at the last meeting, but the schedule did not allow it. He added that the CIB wants to take advantage of opportunities while the interest rates are still so low. Bypassing the regular committee process was an appropriate measure since no action is involved, and the hearing is for information purposes only.

Councillor Hinkle asked if a summary of this update was sent to Councillors previous to this meeting. Mr. Early stated that the Council staff was given material to place on Councillors' desks for this meeting.

Councillor Gilmer asked when the convention center expansion will be complete. Mr. Early stated that it will be complete by the summer of 2000.

Mr. Early said that the CIB is not sure of all the regulations regarding this type of public hearing and since this is only the second time they have made this type of presentation, they assumed it must be made before the full Council. He stated that the CIB will follow whatever regulations the Council feels are more appropriate in the future.

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, March 15, 1999, 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

February 23, 1999

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:

March 15, 1999

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in the *Court & Commercial Record* and in the *Indianapolis Star* or the *Indianapolis News* on Friday, February 26, 1999, a copy of a Notice of Public Hearing on Proposal Nos. 157, 160, and 167, 1999, said hearing to be held on Monday, March 15, 1999, at 7:00 p.m. in the City-County Building.

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

February 26, 1999

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 and resolutions:

FISCAL ORDINANCE NO. 20, 1999 - approves an increase of \$30,000 in the 1999 Budgets of the Cooperative Extension Service and the County Auditor (County Grants Fund) to provide funds for High Hopes, an after-school tutoring program, funded by a grant from the Marion County 4-H Clubs

FISCAL ORDINANCE NO. 21, 1999 - approves an increase of \$45,456 in the 1999 Budget of Community Corrections (State and Federal Grants Fund) to fund the prevention grant for the Community Action of Greater Indianapolis financed by a state grant

FISCAL ORDINANCE NO. 22, 1999 - approves an increase of \$44,150 In the 1999 Budgets of the County Auditor and the Prosecuting Attorney (State and Federal Grants Fund) to fund a domestic violence prosecutor financed by a grant from Department of Justice and the Indianapolis Police Department

FISCAL ORDINANCE NO. 23, 1999 - approves an increase of \$79,000 In the 1999 Budgets of the County Auditor and the Marion County Justice Agency (State and Federal Grants Fund) to provide technical and support services for the Arrestee Drug Abuse Monitoring Program funded by a federal grant

FISCAL ORDINANCE NO. 24, 1999 - approves an increase of \$37,840 In the 1999 Budget of the Marion County Justice Agency (State and Federal Grants Fund) to provide funds for the New Path for Victims program which teaches victims the skills to overcome abuse and to break the cycle of violence funded by a state grant

FISCAL ORDINANCE NO. 26, 1999 - approves an increase of \$2,547,664 in the 1999 Budget of the Department of Capital Asset Management, Asset Management Division (State Grants Fund) to complete the widening of Harding Street south from I-465 to Hanna Avenue financed by a Build Indiana Grant

FISCAL ORDINANCE NO. 27, 1999 - approves the reallocation of \$800,000 in the 1999 Budget of the Department of Capital Asset Management, Asset Management Division, from the City Cumulative Capital Improvement Fund to the Consolidated County Cumulative Capital Development Fund to allow the City to construct the Sahn pool without bond financing

FISCAL ORDINANCE NO. 28, 1999 - approves a transfer of \$11,000 in the 1999 Budgets of the Cooperative Extension Service and the County Auditor (County General Fund) to fund the transfer of a contractual 4-H program assistant to a part-time employee

GENERAL ORDINANCE NO. 21, 1999 - authorizes a change in the one-way southbound to a one-way northbound restriction for Hudson Street from Ohio Street to New York Street (District 16)

GENERAL ORDINANCE NO. 22, 1999 - amends the Rules of the Council concerning regulatory review procedures

GENERAL ORDINANCE NO. 23, 1999 - authorizes intersection controls for Alabama Street and Wabash Street (District 16)

GENERAL ORDINANCE NO. 24, 1999 - authorizes a multi-way stop at Green Braes Drive and Potters Pike (District 1)

GENERAL ORDINANCE NO. 25, 1999 - authorizes a multi-way stop at 62nd Street and Cooper Road (Districts 1, 9)

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GENERAL ORDINANCE NO. 26, 1999 - authorizes a multi-way stop at Fishback Road and Wilson Road (District 1)

GENERAL ORDINANCE NO. 27, 1999 - authorizes intersection controls for Candle Court and Flame Way (District 1)

GENERAL ORDINANCE NO. 28, 1999 - authorizes a multi-way stop at Audubon Road and Beechwood Avenue (District 13)

GENERAL ORDINANCE NO. 29, 1999 - authorizes a multi-way stop at 18th Street and Winfield Avenue (District 16)

GENERAL ORDINANCE NO. 30, 1999 - authorizes a multi-way stop at Doris Drive and Furman Avenue (District 18)

GENERAL ORDINANCE NO. 31, 1999 - authorizes a multi-way stop at 58th Street and Manning Road (District 9)

GENERAL ORDINANCE NO. 32, 1999 - authorizes a multi-way stop at 12th Street and Somerset Avenue (District 17)

GENERAL ORDINANCE NO. 33, 1999 - authorizes parking restrictions for the Indiana State Fairgrounds (District 6)

GENERAL ORDINANCE NO. 34, 1999 - authorizes two-hour parking meters on St. Clair Street from Illinois Street to Pierson Street and no parking anytime on St. Clair Street between Meridian Street and Pierson Street (District 16)

GENERAL RESOLUTION NO. 1, 1999 - approves the issuance of Refunding Bonds in an aggregate original issued amount not to exceed \$47,500,000 and the execution and delivery of the Taxpayer Agreement Amendments (Harding Street Project)

SPECIAL RESOLUTION NO. 11, 1999 - congratulates Anna Glenn Bass on her 100th birthday

SPECIAL RESOLUTION NO. 12, 1999 - recognizes George and Karen Wheatley of Wheatley's Market in Wanamaker

SPECIAL RESOLUTION NO. 13, 1999 - congratulates Greater St. Mark Missionary Baptist Church on its 72nd anniversary

SPECIAL RESOLUTION NO. 14, 1999 - an inducement resolution for Covered Bridge Associates or a not-for-profit entity to be formed or designated in an amount not to exceed \$9,700,000 to be used for the acquisition and renovation of the existing Covered Bridge Apartments located at 68th and Georgetown Road (Covered Bridge Associates Project) (District 1)

SPECIAL RESOLUTION NO. 15, 1999 - amends Special Resolution No. 39, 1998, by extending the expiration date in the inducement resolution through August 31, 1999, for Indiana IV, LLP in an amount not to exceed \$7,000,000 to be used for the acquisition and rehabilitation of the existing 248-unit Greystone Village Apartment complex located at 5505A Scarlett Drive (Northeast and Northwest quadrants of Moeller Road and 34th Streets) (Greystone Village Apartments Project) (District 8)

POLICE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 1, 1999 - approves an increase of \$14,500 in the 1999 Budget of the Department of Public Safety, Police Division (Police Service District Fund) for developing "Wake Up Clubs" for IPS 7th and 8th grade students financed by a grant from Conesco Services, LLC

Respectfully,
s/Stephen Goldsmith, Mayor

Councillor Curry made the following motion:

Mr. President:

I move to reconsider Proposal No. 106, 1999, adopted at our last meeting and renumbered General Resolution No. 1, 1999.

Councillor Borst seconded the motion, and the motion carried by a unanimous voice vote.

PROPOSAL NO. 106, 1999. The proposal approves the issuance of Refunding Bonds in an aggregate original issued amount not to exceed \$47,500,000 and the execution and delivery of the Taxpayer Agreement Amendments (Harding Street Project).

Councillor Curry made the following motion:

Mr. President:

I move to amend Proposal No. 106, 1999, by deleting the date "February 17, 1999" and inserting in lieu thereof the date "March 3, 1999."

Councillor Short seconded the motion, and Proposal No. 106, 1999 was amended by a unanimous voice vote.

Councillor Curry moved, seconded by Councillor Borst, for adoption. Proposal No. 106, 1999, as amended, 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, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams

0 NAYS:

1 NOT VOTING: McClamroch

1 ABSENT: Massie

Proposal No. 106, 1999, as amended, was retitled GENERAL RESOLUTION NO. 1, 1999, and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 1, 1999

A GENERAL RESOLUTION (i) approving the issuance of special taxing district bonds of the Redevelopment District of the City of Indianapolis, Indiana, in one or more series or issues, payable solely from (a) taxes on real property located in the Harding Street Redevelopment Project Allocation Area, as expanded from time to time, allocated and deposited into the Harding Street Redevelopment Project Allocation Area Fund pursuant to the provisions of Indiana Code 36-7-15.1-26, (b) payments from Eli Lilly and Company under a Taxpayer Agreement, dated as of April 24, 1991, as amended from time to time, and (c) other revenues of the Metropolitan Development Commission of Marion County, Indiana, acting as the Redevelopment Commission of the City of Indianapolis, Indiana, pledged for the purposes as provided in Indiana Code 36-7-15.1-17(h) and (ii) approving other matters related thereto.

WHEREAS, on March 3, 1999, the Metropolitan Development Commission of Marion County, Indiana, acting as the Redevelopment Commission of the City of Indianapolis, Indiana (the "Commission"), being the governing body of the Redevelopment District of the City of Indianapolis, Indiana (the "District"), adopted a Preliminary Bond Resolution (Resolution No. 99-D-010) (the "Preliminary Bond Resolution") authorizing:

(i) the issuance of special taxing district bonds of the District, in one or more series or issues, payable solely from (a) taxes on real property located in the Harding Street Redevelopment Project Allocation Area, as expanded from time to time, allocated and deposited into the Harding Street Redevelopment Project Allocation Area Fund pursuant to the provisions of Indiana Code 36-7-15.1-26, (b) payments from Eli Lilly and Company under a Taxpayer Agreement, dated as of April 24, 1991, as amended from time to time, and (c) other revenues of the Metropolitan Development Commission of Marion County, Indiana, acting as the Redevelopment Commission of the City of Indianapolis, Indiana, pledged for the purposes as provided in Indiana Code 36-7-15.1-17(h) (the "Refunding Bonds"), for the purpose of procuring funds to be applied to the cost of refunding all or a portion of the City of Indianapolis Redevelopment District Tax Increment Revenue Bonds of 1991 (Harding Street Project) issued on April 24, 1991 (the "1991 Bonds"), in the original aggregate issued amount of \$35,451,321,

with a final maturity amount of \$51,490,000, together with the expenses in connection with or on account of the issuance of the Refunding Bonds authorized therein (collectively, the "Refunding Costs"), in an aggregate original issued amount not to exceed \$47,500,000; and

(ii) the execution and delivery of one or more amendments to the Taxpayer Agreement, dated as of April 24, 1991, as amended from time to time (the "Taxpayer Agreement") by and between the Commission and Eli Lilly and Company (the "Company"), which amendments are considered by the Commission to be best for the City of Indianapolis, Indiana (the "City"), and its inhabitants (the "Taxpayer Agreement Amendments"); and

WHEREAS, the Commission has requested the approval of the City-County Council for the issuance of the Refunding Bonds and the execution and delivery of the Taxpayer Agreement Amendments pursuant to Indiana Code 36-3-5-8, and the City-County Council now finds that the issuance of the Refunding Bonds and the execution and delivery of the Taxpayer Agreement Amendments should be approved; now therefore:

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

SECTION 1. The City-County Council does hereby approve (i) the Preliminary Bond Resolution, (ii) the issuance of the Refunding Bonds of the District, in one or more series or issues, payable solely from (a) taxes on real property located in the Harding Street Redevelopment Project Allocation Area, as expanded from time to time, allocated and deposited into the Harding Street Redevelopment Project Allocation Area Fund pursuant to the provisions of Indiana Code 36-7-15.1-26, (b) payments from Eli Lilly and Company under a Taxpayer Agreement, dated as of April 24, 1991, as amended from time to time, and (c) other revenues of the Metropolitan Development Commission of Marion County, Indiana, acting as the Redevelopment Commission of the City of Indianapolis, Indiana, pledged for the purposes as provided in Indiana Code 36-7-15.1-17(h), in an aggregate original issued amount not to exceed \$47,500,000, and (iii) the execution and delivery of the Taxpayer Agreement Amendments.

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with Indiana Code 36-3-4-14, 36-3-4-15 and 36-6-4-16.

Councillor Boyd asked if reports can be made at the next Council meeting by those who attended the National League of Cities. The President asked Councillor Boyd to work with the Majority Leader to prepare a presentation for the next meeting.

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 February 22, 1999. There being no additions or corrections, the minutes were approved as distributed.

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

PROPOSAL NO. 207, 1999. The proposal, sponsored by Councillors Hinkle and Williams, recognizes the public service of Kimberly Didier. Councillor Hinkle read the proposal and presented Ms. Didier with a copy of the document and a Council pin. Eugene Lausch, Director of the Department of Metropolitan Development, stated that Ms. Didier has done an outstanding job in the department and the staff will miss her both professionally and personally. Deputy Mayor John Hall gave Ms. Didier best wishes for her new venture. Ms. Didier stated that she

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appreciates this honor and it has been a pleasure working for the City. She thanked the Mayor, the Council, her staff, and her family for the help and support they have given her in her various positions. Councillor Hinkle moved, seconded by Councillor Williams, for adoption. Proposal No. 207, 1999 was adopted by a unanimous voice vote.

Proposal No. 207, 1999 was retitled SPECIAL RESOLUTION NO. 16, 1999, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 16, 1999

A SPECIAL RESOLUTION recognizing the public service of Kimberly Didier.

WHEREAS, Kimberly, or Kim, Didier came to Indianapolis city government as the Deputy Director of the Information Services Agency, was promoted to become the Administrator/Chief Financial Officer of the Department of Metropolitan Development, and was assigned the additional role of Director of the Front Porch Alliance; and

WHEREAS, Kim is a native of Denison, Iowa, earned her undergraduate degree at the University of Minnesota her graduate work at Indiana University, and she did research work for the Minnesota and Illinois legislatures before coming to Indianapolis local government; and

WHEREAS, at the Indianapolis Department of Metropolitan Development, Kim created an efficient and accountable management system for Indianapolis' federal grants, merged two divisions into one, and managed federal grants in a proactive manner; now, therefore

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

SECTION 1. The Indianapolis City County-Council expresses its appreciation for the outstanding work of the Department of Metropolitan Development's Kim Didier.

SECTION 2. The Council wishes Kim, her husband John, and son Duncan well as they move from downtown Indianapolis to her new job in economic development as the Assistant City Manager of Newton, Iowa, the headquarters city of Maytag Corporation.

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

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

PROPOSAL NO. 208, 1999. The proposal, sponsored by Councillor O'Dell, recognizes the Indianapolis Municipal Band. Councillor O'Dell read the proposal and presented representatives with copies of the document and Council pins. Ed Axsom and Andy Seiwert, members of the band, thanked the Council for this recognition. Councillor Coughenour asked if Council members could get a schedule of performances. Mr. Axsom agreed to provide one. Councillor O'Dell moved, seconded by Councillor Gilmer, for adoption. Proposal No. 208, 1999 was adopted by a unanimous voice vote.

Proposal No. 208, 1999 was retitled SPECIAL RESOLUTION NO. 17, 1999, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 17, 1999

A SPECIAL RESOLUTION recognizing the Indianapolis Municipal Band.

WHEREAS, The Indianapolis Municipal Band was first established as the Allison Military Band which later evolved into the Detroit Diesel Allison Band, and after General Motors discontinued the

program for its employees, a group of members who simply love music organized the Indianapolis Municipal Band; and

WHEREAS, the members of the not-for-profit band are amateur musicians who practice every week and operate the band on a modest \$2,500 annual income from memberships and donations; and

WHEREAS, under the direction of volunteer conductor Ed Axsom, the Indianapolis Municipal Band will perform the remainder of this year in such venues as the Warren Performing Arts Center, Marian College, Indianapolis Museum of Art, Garfield Park Amphitheater, Robin Run Retirement Community, Military Park, and the Indianapolis Artsgarden as well as other locations; now, therefore:

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

SECTION 1. The Indianapolis City-County Council recognizes and congratulates the officers, directors, conductor, members, and supporters of the Indianapolis Municipal Band for all of their volunteer time and talent in bringing great music to the people of Indianapolis.

SECTION 2. It is individuals and groups like the Indianapolis Municipal Band that make this city more of an enlightened, cultured, and exciting place in which to live--and the Council wishes the Band well in the future.

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

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

Councillor McClamroch stated that Proposal Nos. 18, 143, 145-151, 155, 156, and 161, 1999 are all board and director appointments which have passed out of their respective committees with unanimous recommendations that they do pass. He asked for consent to vote on these proposals together. Consent was given.

PROPOSAL NO. 18, 1999. The proposal reappoints Joe M. Rink to the Metropolitan Board of Zoning Appeals Division II. PROPOSAL NO. 143, 1999. The proposal reappoints Tony A. Buford to the Board of Asset Management and Public Works. PROPOSAL NO. 145, 1999. The proposal reappoints George L. Wiley to the Board of Asset Management and Public Works. PROPOSAL NO. 146, 1999. The proposal reappoints Pamela Knox Hammersley to the Indianapolis City-Market Corporation Board. PROPOSAL NO. 147, 1999. The proposal appoints Susan J. Powers to the Indianapolis City-Market Corporation Board. PROPOSAL NO. 148, 1999. The proposal reappoints Diana Wilson Hall to the Board of Parks and Recreation. PROPOSAL NO. 149, 1999. The proposal reappoints Ann Curry to the Animal Control Board. PROPOSAL NO. 150, 1999. The proposal reappoints David McClure to the Animal Control Board. PROPOSAL NO. 151, 1999. The proposal reappoints Dennis Nicholas to the Indianapolis-Marion County Forensic Services Board. PROPOSAL NO. 155, 1999. The proposal, sponsored by Councillor Schneider, approves the Mayor's appointment of James J. Glynn as hearing officer to preside over the administrative adjudication of parking citations. PROPOSAL NO. 156, 1999. The proposal, sponsored by Councillor Schneider, approves the Mayor's appointment of Peter A. Bisbecos as hearing officer to preside over the administrative adjudication of parking citations. PROPOSAL NO. 161, 1999. The proposal, sponsored by Councillor Dowden, confirms the Marion County Public Defender Board's nomination of David E. Cook as Marion County Chief Public Defender. Councillor McClamroch moved, seconded by Councillor Schneider, for adoption. Proposal Nos. 18, 143, 145-151, 155, 156, and 161, 1999 were adopted by a unanimous voice vote.

Proposal No. 18, 1999 was retitled COUNCIL RESOLUTION NO. 33, 1999, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 33, 1999

A COUNCIL RESOLUTION reappointing Joe M. Rink to the Metropolitan Board of Zoning Appeals Division II.

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 Metropolitan Board of Zoning Appeals Division II, the Council appoints:

Joe M. Rink

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1999. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

Proposal No. 143, 1999 was retitled COUNCIL RESOLUTION NO. 34, 1999, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 34, 1999

A COUNCIL RESOLUTION reappointing Tony A. Buford to the Board of Asset Management and Public Works.

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 Board of Asset Management and Public Works, the Council appoints:

Tony A. Buford

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1999. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

Proposal No. 145, 1999 was retitled COUNCIL RESOLUTION NO. 35, 1999, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 35, 1999

A COUNCIL RESOLUTION reappointing George L. Wiley to the Board of Asset Management and Public Works.

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 Board of Asset Management and Public Works, the Council appoints:

George L. Wiley

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1999. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

Proposal No. 146, 1999 was retitled COUNCIL RESOLUTION NO. 36, 1999, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 36, 1999

A COUNCIL RESOLUTION reappointing Pamela Knox Hammersley to the Indianapolis City-Market Corporation 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 Indianapolis City-Market Corporation Board, the Council appoints:

Pamela Knox Hammersley

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2000. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

Proposal No. 147, 1999 was retitled COUNCIL RESOLUTION NO. 37, 1999, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 37, 1999

A COUNCIL RESOLUTION appointing Susan J. Powers to the Indianapolis City-Market Corporation 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 Indianapolis City-Market Corporation Board, the Council appoints:

Susan J. Powers

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2000. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

Proposal No. 148, 1999 was retitled COUNCIL RESOLUTION NO. 38, 1999, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 38, 1999

A COUNCIL RESOLUTION reappointing Diana Wilson Hall to the Board of Parks and Recreation.

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 Board of Parks and Recreation, the Council appoints:

Diana Wilson Hall

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1999. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

Proposal No. 149, 1999 was retitled COUNCIL RESOLUTION NO. 39, 1999, and reads as follows:

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CITY-COUNTY COUNCIL RESOLUTION NO. 39, 1999

A COUNCIL RESOLUTION reappointing Ann Curry to the Animal 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 Animal Control Board, the Council appoints:

Ann Curry

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1999. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

Proposal No. 150, 1999 was retitled COUNCIL RESOLUTION NO. 40, 1999, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 40, 1999

A COUNCIL RESOLUTION reappointing David McClure to the Animal 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 Animal Control Board, the Council appoints:

David McClure

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1999. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

Proposal No. 151, 1999 was retitled COUNCIL RESOLUTION NO. 41, 1999, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 41, 1999

A COUNCIL RESOLUTION reappointing Dennis Nicholas to the Indianapolis-Marion County Forensic Services 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 Indianapolis-Marion County Forensic Services Board, the Council appoints:

Dennis Nicholas

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2000. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

Proposal No. 155, 1999 was retitled COUNCIL RESOLUTION NO. 42, 1999, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 42, 1999

A COUNCIL RESOLUTION approving the Mayor's appointment of James J. Glynn as hearing officer to preside over the administrative adjudication of parking citations on behalf of the Consolidated City

of Indianapolis and Marion County for a term of one (1) year and until a successor is appointed, at the pleasure of the Mayor.

WHEREAS, pursuant to IC 36-3-3-8 and Section 103-73 of the "Revised Code of the Consolidated City and County, Indiana", a mayoral appointment of hearing officer to preside over the administrative adjudication of parking citations on behalf of the Consolidated City of Indianapolis and Marion County is subject to the approval of the City-County Council; and

WHEREAS, the Mayor of the City of Indianapolis has submitted to this Council the name of James J. Glynn to serve as hearing officer at his pleasure for a term of one (1) year, now, therefore:

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

SECTION 1. James J. Glynn is approved and confirmed by the City-County Council to serve as hearing officer at the pleasure of the Mayor for the term of one (1) year.

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

Proposal No. 156, 1999 was retitled COUNCIL RESOLUTION NO. 43, 1999, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 43, 1999

A COUNCIL RESOLUTION approving the Mayor's appointment of Peter A. Bisbecos as hearing officer to preside over the administrative adjudication of parking citations on behalf of the Consolidated City of Indianapolis and Marion County for a term of one (1) year and until a successor is appointed, at the pleasure of the Mayor.

WHEREAS, pursuant to IC 36-3-3-8 and Section 103-73 of the "Revised Code of the Consolidated City and County, Indiana", a mayoral appointment of hearing officer to preside over the administrative adjudication of parking citations on behalf of the Consolidated City of Indianapolis and Marion County is subject to the approval of the City-County Council; and

WHEREAS, the Mayor of the City of Indianapolis has submitted to this Council the name of Peter A. Bisbecos to serve as hearing officer at his pleasure for a term of one (1) year, now, therefore:

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

SECTION 1. Peter A. Bisbecos is approved and confirmed by the City-County Council to serve as hearing officer at the pleasure of the Mayor for the term of one (1) year.

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

Proposal No. 161, 1999 was retitled COUNCIL RESOLUTION NO. 44, 1999, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 44, 1999

A COUNCIL RESOLUTION confirming the Marion County Public Defender Board's nomination of David Cook as Marion County Chief Public Defender.

WHEREAS, pursuant to Sec. 286-4 of the "Revised Code of the Consolidated City and County," a Marion County Public Defender Board nomination of the Marion County Chief Public Defender is subject to the annual confirmation of the City-County Council; and

WHEREAS, the Marion County Public Defender Board has submitted to this Council the name of David Cook to serve as Marion County Chief Public Defender; now, therefore:

March 15, 1999

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

SECTION 1. David Cook is approved and reconfirmed by the City-County Council to serve as Marion County Chief Public Defender.

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

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 193, 1999. Introduced by Councillor Schneider. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$286,000 in the 1999 Budget of the Office of the Controller (Consolidated County Fund) to implement the formulation of Internet resources to support the production of content and services offered on the City-County Internet websites, financed by fund balances"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 194, 1999. Introduced by Councillor Hinkle. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$600,000 in the 1999 Budget of the Department of Metropolitan Development, Division of Permits (Consolidated County Fund) to implement a digital permitting environment in order to improve the process of issuing permits financed by fund balances"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 195, 1999. Introduced by Councillor O'Dell. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints David A. Scott to the Indianapolis Public Transportation Corporation Board"; and the President referred it to the Municipal Corporations Committee.

PROPOSAL NO. 196, 1999. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$23,895 In the 1999 Budgets of the Prosecuting Attorney and County Auditor (State and Federal Grants Fund) to continue funding half the salary of a deputy prosecutor to work with landlords and law enforcement targeting crime in the Meadows area funded by a federal grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 197, 1999. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$300 In the 1999 Budget of the Prosecuting Attorney (State and Federal Grants Fund) to pay for a training seminar for the Indianapolis Bar Women in the Law Division funded by a federal grant through the Indiana Criminal Justice Institute"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 198, 1999. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves a transfer of \$15,833 in the 1999 Budget of the Prosecuting Attorney (Deferral Program Fee Fund) to correct Fiscal Ordinance No. 11, 1999, which appropriated funds in the wrong character"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 199, 1999. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$3,300,000 in the 1998 Budget of the Department of Public Works, Contract Compliance Division (Solid Waste Disposal Fund) to make retrofit improvements on the emission control systems of the Indianapolis Resource Recovery Facility as required by the Clean Air Act Amendments of 1990, financed by surplus revenues from the Indianapolis Resource Recovery Facility"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 200, 1999. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$2,000,000 in the 1999 Budget of the Department of Capital Asset Management, Asset Management Division (Redevelopment Tax Increment Financing Fund) to make intersection and other road improvements to the intersection of 71st Street and Marsh Road, financed by fund balances"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 202, 1999. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$250,000 in the 1999 Budget of the Department of Capital Asset Management, Asset Management Division (Sanitation General Fund) to undertake repairs to the Southport and Belmont Wastewater Treatment facilities, financed by fund balances"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 203, 1999. Introduced by Councillor SerVaas. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a traffic signal at College Avenue and Park Tudor High School (District 2)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 204, 1999. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at Rucker Road and Orchard Hill; and a weight restriction on Rucker Road between Fall Creek Road and 62nd Street (District 4)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 205, 1999. Introduced by Councillor McClamroch. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Curtis Coonrod to the Audit Committee"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 206, 1999. Introduced by Councillor McClamroch. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints John M. Mallers to the Audit Committee"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 209, 1999. Introduced by Councillor O'Dell. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which supports public schools"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 210, 1999. Introduced by Councillor Talley. The Clerk read the proposal entitled: "A Proposal for a Special Resolution which urges the Indiana General Assembly to require the State Board of Accounts to audit the City of Indianapolis"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 211, 1999. Introduced by Councillor McClamroch. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints John Purcell to the Indianapolis City-Market Corporation Board"; and the President referred it to the Metropolitan Development Committee.

SPECIAL ORDERS - PRIORITY BUSINESS

RESOLUTION NO. 2, 1999 THROUGH AND INCLUDING RESOLUTION NO. 72, 1999, adopted by the Board of Capital Asset Management and Public Works, establishing vehicle loading zones in the Regional Center, which resolutions were certified to the Council on February 17, 1999, pursuant to Sec. 621-423 of the Revised Code of the Consolidated City and County.

Councillor Gilmer made the following motion:

Mr. President:

I move to stay the effective date of Resolution No. 2, 1999 through and including Resolution No. 72, 1999, of the Board of Capital Asset Management and Public Works for a period of forty-five (45) days as provided in Sec. 621-423 of the Revised Code of the Consolidated City and County, and that such resolutions be referred to the Capital Asset Management Committee for a hearing.

Councillor Boyd asked why it is necessary that these zones come before the Council. Councillor Gilmer stated that the new process makes the loading zones the property of everyone and it is a new two-year process. He stated that the resolutions need to go to the Capital Asset Management Committee for further detail to be presented.

Councillor Coughenour seconded the motion, and Loading Zone Resolution No. 2, 1999 through and including Loading Zone Resolution No. 72, 1999 were referred to the Capital Asset Management Committee.

Councillor Talley made the following motion:

Mr. President:

I move that Proposal No. 221, 1999 (Rezoning Case 98-Z-212) be scheduled for a hearing before this Council at its next regular meeting on April 5, 1999, at 7:00 p.m. and that the Clerk read the announcement of such hearing and enter same in the minutes of this meeting.

Councillor Boyd asked why Councillor Talley is scheduling this proposal for a public hearing. Councillor Talley stated that the residents are opposed to a light industrial development so close to a residential area.

Councillor Gray seconded the motion, and Proposal No. 221, 1999 was scheduled for a public hearing on April 5, 1999. Proposal No. 221, 1999 is identified as follows:

98-Z-212

3801 NORTH FRANKLIN ROAD (approximate address), INDIANAPOLIS.

LAWRENCE TOWNSHIP, COUNCILMANIC DISTRICT # 14

MARTIN FAMILY TRUST, by Joseph D. Calderon, requests a rezoning of 63.52 acres, being in the D-A and C-3 Districts, to the C-S classification to provide for an integrated business park and retail shopping center development.

PROPOSAL NO. 212, 1999 and PROPOSAL NOS. 213-220, 1999. Introduced by Councillor Hinkle. Proposal No. 212, 1999 and Proposal Nos. 213-220, 1999 are proposals for Rezoning Ordinances certified by the Metropolitan Development Commission on March 11, 1999. The President called for any motions for public hearings on any of those zoning maps changes. There being no motions for public hearings, the proposed ordinances, pursuant to IC 36-7-4-608, took effect as if adopted by the City-County Council, were retitled for identification as REZONING ORDINANCE NOS. 48-56, 1999, the original copies of which ordinances are on file with the Metropolitan Development Commission, which were certified as follows:

REZONING ORDINANCE NO. 48, 1999.

99-Z-29

6102 SOUTH HARDING STREET (approximate address), INDIANAPOLIS.

PERRY TOWNSHIP, COUNCILMANIC DISTRICT #25

GARY W. & KELLIE HENDRICKSON and SUPREME, INC., by Michael J. Kias, requests a rezoning of 2.0 acres, being in the D-A(FF)(W-1) District, to the I-2-S(FF)(W-1) classification to provide for light industrial development.

REZONING ORDINANCE NO. 49, 1999.

98-Z-187

3801 SOUTH HARDING STREET (approximate address), INDIANAPOLIS.

PERRY TOWNSHIP, COUNCILMANIC DISTRICT # 25

PAUL AUFDERHEIDE, by Thomas Blankenship, requests a rezoning of 27.30 acres, being in the D-3 (FF) Districts, to the I-3-S (FF) classification to provide for medium industrial suburban uses.

REZONING ORDINANCE NO. 50, 1999.

98-Z-229

2120 WEST SOUTHPORT ROAD (approximate address), INDIANAPOLIS.

PERRY TOWNSHIP, COUNCILMANIC DISTRICT # 25

DAVID JOHNSTON, by Thomas Michael Quinn, requests a rezoning of 31.31 acres, being in the D-A and SU-3 (FW) (FF) District, to the C-4 (FW) (FF) classification to provide for community-regional commercial uses.

REZONING ORDINANCE NO. 51, 1999.

98-Z-246 (99-DP-7)

1302 WEST EPLER AVENUE (approximate address), INDIANAPOLIS.

PERRY TOWNSHIP, COUNCILMANIC DISTRICT # 25

GEORGE F. KOPETSKY, by G. Thomas Blankenship, requests a rezoning of 24.057 acres, being in the D-A (FF) District, to the D-P (FF) classification to provide for a single-family residential development, consisting of 82 units.

REZONING ORDINANCE NO. 52, 1999.

98-Z-254 (Amended)

209 EAST RAYMOND STREET (approximate address), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 20

METROPOLITAN DEVELOPMENT COMMISSION requests a rezoning of 2.05 acres, being in the D-5 District, to the SU-1 classification to legally establish an existing church.

REZONING ORDINANCE NO. 53, 1999.

99-Z-13

1235 WEST THOMPSON ROAD (approximate address), INDIANAPOLIS.

PERRY TOWNSHIP, COUNCILMANIC DISTRICT # 25

PATRICIA KOPETSKY & KATHRYN HOWARD, by G. Thomas Blankenship, request a rezoning of 12.432 acres, being in the I-3-S District, to the C-7 classification to provide for high intensity commercial development.

March 15, 1999

REZONING ORDINANCE NO. 54, 1999.

99-Z-27

8501 MASTERS ROAD (approximate address), INDIANAPOLIS.

LAWRENCE TOWNSHIP, COUNCILMANIC DISTRICT # 4

D.B. MANN DEVELOPMENT COMPANY, by Stephen D. Mears, requests a rezoning of 2.98 acres, being in the SU-9 District, to the I-3-S classification to provide for medium suburban industrial development.

REZONING ORDINANCE NO. 55, 1999.

99-Z-30

2425 LILAC DRIVE (approximate address), INDIANAPOLIS.

PERRY TOWNSHIP, COUNCILMANIC DISTRICT # 24

RAMON L. & MARTHA E. MOBLEY, by David A. Retherford, requests a rezoning of 0.67 acre, being in the D-3 District, to the C-1 classification to provide for use as an appraisal office.

REZONING ORDINANCE NO. 56, 1999.

99-CP-4Z

3201 EAST HANNA AVENUE (approximate address), INDIANAPOLIS.

PERRY TOWNSHIP, COUNCILMANIC DISTRICT # 24

DANIEL and SHARON ANNEE, by Michael D. Keele, requests a rezoning of 3.16 acres being in the D-6 District, to the C-S classification to provide for a self-storage mini-warehouse facility.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 94, 1999. Councillor Hinkle reported that the Metropolitan Development Committee heard Proposal No. 94, 1999 on March 1, 1999. The proposal approves an increase of \$8,554,351 in the 1999 Budget of the Department of Metropolitan Development, Division of Community Development and Financial Services (Federal Grants Fund) to provide affordable housing and economic development opportunities for the citizens of Indianapolis financed by federal grants. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Schneider asked what other dollars are being leveraged. Councillor Hinkle stated that it is a combination of public and private dollars. Councillor Schneider asked if there are accountability standards or performance measures in place for how these grant dollars are used. Ms. Didier stated that the City is the fiduciary agent of these dollars and that the dollars are awarded in performance based contracts. The City also must report to Housing and Urban Development as to how these dollars are used on a quarterly basis.

The President called for public testimony at 8:23 p.m. There being no one present to testify, Councillor Hinkle moved, seconded by Councillor Coughenour, for adoption. Proposal No. 94, 1999 was adopted on the following roll call vote; viz:

21 YEAS: Borst, Boyd, Brents, Coughenour, Curry, Franklin, Gilmer, Golc, Gray, Hinkle, Jones, McClamroch, Moores, Moriarty Adams, O'Dell, SerVaas, Short, Smith, Talley, Tilford, Williams

4 NAYS: Bradford, Cockrum, Schneider, Shambaugh

3 NOT VOTING: Black, Coonrod, Dowden

1 ABSENT: Massie

Proposal No. 94, 1999 was retitled FISCAL ORDINANCE NO. 29, 1999, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 29, 1999

A FISCAL ORDINANCE amending the City-County Annual Budget for 1999 (City-County Fiscal Ordinance No. 124, 1998) appropriating an additional Eight Million Five Hundred Fifty-four Thousand Three Hundred and Fifty-one Dollars (\$8,554,351) in the Federal Grants Fund for purposes of the Department of Metropolitan Development, Division of Community Development and Financial Services, 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 1.01(m) of the City-County Annual Budget for 1999 be, and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Metropolitan Development, Division of Community Development and Financial Services, to provide affordable housing and economic development opportunities for the citizens of Indianapolis.

SECTION 2. The sum of Eight Million Five Hundred Fifty-four Thousand Three Hundred and Fifty-one Dollars (\$8,554,351) 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 METROPOLITAN DEVELOPMENT</u> <u>DIVISION OF COMMUNITY DEVELOPMENT</u> <u>AND FINANCIAL SERVICES</u>	<u>FEDERAL GRANTS FUND</u>
3. Other Services and Charges	7,554,351
4. Capital	<u>1,000,000</u>
TOTAL INCREASE	8,554,351

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

	<u>FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered Federal Grants Fund	<u>8,554,351</u>
TOTAL REDUCTION	8,554,351

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

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

PROPOSAL NO. 96, 1999. Councillor Shambaugh reported that the Parks and Recreation Committee heard Proposal No. 96, 1999 on February 22, 1999. The proposal approves an increase of \$2,000,000 in the 1999 Budget of the Department of Parks and Recreation (City Cumulative Capital Development Fund) to construct a new family aquatic center in William S. Sahn Park financed by fund balances. By a 5-0-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President asked Councillor Schneider, in whose district the park is located, what percentage of visitors to Sahn Park come from outside of the county. Councillor Schneider stated that it is hard to estimate. The President stated that parks that are close to the boundaries of contiguous counties, possibilities should be considered to encourage such contiguous counties to help fund large developments or improvements. Councillor Schneider stated that many parks across the

country charge extra admission fees for those vehicles with license plates outside of the immediate county. He added that he would not have a problem with instituting such a fee.

Councillor Golc asked if the surrounding community was a partner in this development by helping to raise funds or provide in-kind contributions. Councillor Schneider stated that the community was in on a number of meetings that took place, but that providing parks is one of the five functions of local government. He added that he does not know if the community came to the table with dollars in their hands, but like all other county citizens they pay taxes for these types of projects.

The President called for public testimony at 8:31 p.m. There being no one present to testify, Councillor Shambaugh moved, seconded by Councillor Cockrum, for adoption. Proposal No. 96, 1999 was adopted on the following roll call vote; viz:

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

Proposal No. 96, 1999 was retitled FISCAL ORDINANCE NO. 30, 1999, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 30, 1999

A FISCAL ORDINANCE amending the City-County Annual Budget for 1999 (City-County Fiscal Ordinance No. 124, 1998) appropriating an additional Two Million Dollars (\$2,000,000) in the City Cumulative Capital Development Fund for purposes of the Department of Parks and Recreation and reducing the unappropriated and unencumbered balance in the City Cumulative Capital Development 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 1999 be, and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Parks and Recreation constructing a new family aquatic center in William S. Sahn Park.

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

SECTION 3. The following additional appropriation is hereby approved:

<u>DEPARTMENT OF PARKS AND RECREATION</u>	<u>CITY CUMULATIVE CAPITAL DEVELOPMENT FUND</u>
4. Properties and Equipment	<u>2,000,000</u>
TOTAL INCREASE	2,000,000

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

	<u>CITY CUMULATIVE CAPITAL DEVELOPMENT FUND</u>
Unappropriated and Unencumbered	
City Cumulative Capital Development Fund	<u>2,000,000</u>
TOTAL REDUCTION	2,000,000

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

PROPOSAL NO. 157, 1999. Councillor Schneider reported that the Administration and Finance Committee had Proposal No. 157, 1999 on March 9, 1999. The proposal, sponsored by Councillor Curry, approves an increase of \$70,950 in the 1999 Budget of the Cable Communications Agency (Consolidated County Fund) to replace outdated video playback equipment for Channel 16, funded by a Public/Educational/Government (PEG) grant. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:34 p.m. There being no one present to testify, Councillor Schneider moved, seconded by Councillor Curry, for adoption. Proposal No. 157, 1999 was adopted on the following roll call vote; viz:

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

Proposal No. 157, 1999 was retitled FISCAL ORDINANCE NO. 31, 1999, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 31, 1999

A FISCAL ORDINANCE amending the City-County Annual Budget for 1999 (City-County Fiscal Ordinance No. 124, 1998) appropriating an additional Seventy Thousand Nine Hundred Fifty Dollars (\$70,950) in the Consolidated County Fund for purposes of the Cable Communications Agency and reducing the unappropriated and unencumbered balance in the Consolidated County 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(d) of the City-County Annual Budget for 1999 be, and is hereby amended by the increases and reductions hereinafter stated for purposes of the Cable Communications Agency to replace outdated video playback equipment for Channel 16.

SECTION 2. The sum of Seventy Thousand Nine Hundred Fifty Dollars (\$70,950) 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>CABLE COMMUNICATIONS AGENCY</u>	<u>CONSOLIDATED COUNTY FUND</u>
4. Capital Outlay	<u>70,950</u>
TOTAL INCREASE	70,950

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

	<u>CONSOLIDATED COUNTY FUND</u>
Unappropriated and Unencumbered	
Consolidated County Fund	<u>70,950</u>
TOTAL REDUCTION	70,950

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the

appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the controller are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

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

PROPOSAL NO. 160, 1999. Councillor Shambaugh reported that the Parks and Recreation Committee heard Proposal No. 160, 1999 on February 22, 1999. The proposal approves an increase of \$2,157,308 in the 1999 Budget of the Department of Parks and Recreation (Park General Fund) to complete various park improvements including the Indianapolis Housing Agency sport courts, Greenways trails, Garfield Park Conservatory facade, and Juan Solomon Park low water crossing, financed by grants from Lilly Endowment, Inc. 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 8:35 p.m. There being no one present to testify, Councillor Shambaugh moved, seconded by Councillor Golc, for adoption. Proposal No. 160, 1999 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, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams*

0 NAYS:

1 NOT VOTING: *Black*

1 ABSENT: *Massie*

Proposal No. 160, 1999 was retitled FISCAL ORDINANCE NO. 32, 1999, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 32, 1999

A FISCAL ORDINANCE amending the City-County Annual Budget for 1999 (City-County Fiscal Ordinance No. 124, 1998) appropriating an additional Two Million One Hundred Fifty-seven Thousand Three Hundred Eight Dollars (\$2,157,308) in the Park General Fund for purposes of the Department of Parks and Recreation and reducing the unappropriated and unencumbered balance in the Park General Fund.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01(n) of the City-County Annual Budget for 1999 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Department of Parks and Recreation to complete various park improvements including the Indianapolis Housing Agency sport courts, Greenways trails, Garfield Park Conservatory facade, and Juan Solomon Park low water crossing.

SECTION 2. The sum of Two Million One Hundred Fifty Seven Thousand Three Hundred Eight Dollars (\$2,157,308) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>DEPARTMENT OF PARKS AND RECREATION</u>	<u>PARK GENERAL FUND</u>
2. Supplies and Materials	74,000
3. Other Services and Charges	225,845
4. Capital Outlay	<u>1,857,463</u>
TOTAL INCREASE	2,157,308

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

	<u>PARK GENERAL FUND</u>
Unappropriated and Unencumbered	
Park General Fund	<u>2,157,308</u>
TOTAL REDUCTION	2,157,308

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 - UNFINISHED BUSINESS

PROPOSAL NO. 111, 1999. Councillor Gilmer reported that the Capital Asset Management Committee heard Proposal No. 111, 1999 on February 16, 1999 and March 3, 1999. The proposal was postponed in Council on February 22, 1999 due to some unanswered questions. The proposal, sponsored by Councillor Brents, authorizes a traffic signal for the Indiana Convention Center Drive and West Street (District 16). Councillor Gilmer stated that this signal will serve trucks coming in and out of the convention center and will be a loop construction lane and will not affect other traffic. 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 Brents, for adoption. Proposal No. 111, 1999 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, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, Shambaugh, Short, Smith, Talley, Tilford, Williams
- 0 NAYS:
- 1 NOT VOTING: SerVaas
- 1 ABSENT: Massie

Proposal No. 111, 1999 was retitled GENERAL ORDINANCE NO. 35, 1999, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 35, 1999

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 441-416, 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 "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
25	Indiana Convention Center Dr West St	None	Signal

SECTION 2. 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. 95, 1999. Councillor Shambaugh reported that the Parks and Recreation Committee heard Proposal No. 95, 1999 on February 22, 1999. The proposal amends the Revised Code concerning possession and use of alcoholic beverages or controlled substances on properties under the jurisdiction or control of the Department of Parks and Recreation. By a 5-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Gray stated that he opposes the proposal because alcohol should not be allowed in public parks at any time. Councillor Bradford asked if Councillor Gray is also opposed to alcohol being served on the golf courses. Councillor Gray stated that he voted against this also.

Councillor Cockrum stated that this proposal was generated in order to give the police the authority to better handle use of alcohol in a park setting due to some specific incidents at a particular park.

Councillor Short stated that, while he understands the intent, an important message is being sent and the authority and discretion of when and where alcohol can be served should not be abdicated to another authority.

Councillor Shambaugh moved, seconded by Councillor Schneider, for adoption. Proposal No. 95, 1999 was adopted on the following roll call vote; viz:

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

Proposal No. 95, 1999 was retitled GENERAL ORDINANCES NO. 36, 1999, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 36, 1999

A PROPOSAL FOR A GENERAL ORDINANCE amending Section 631-109 of the Revised Code concerning possession and use of alcoholic beverages or controlled substances on properties under the jurisdiction or control of the Department of Parks and Recreation.

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

SECTION 1. Section 631-109 of Article I, Chapter 631 of the Revised Code of the Consolidated City and County be and is hereby amended by deleting the stricken-through text and inserting the underlined text as follows:

Sec. 631-109. ~~Intoxication; narcotics.~~ Alcoholic beverages; controlled substances.

(a) Definitions.

(1) Alcoholic beverage is used as the term is defined by IC 7.1-1-3-5 and as that statute may be amended or supplemented from time to time.

(2) Controlled substances is used as the term is defined by IC 35-48-1-9 and as that statute may be amended or supplemented from time to time.

(b) It shall be unlawful for any person to bring a controlled substance into or use a controlled substance in any park or other premises or place under the jurisdiction or control of the department of parks and recreation.

(ac)(1) It shall be unlawful for any person to be ~~intoxicated or be~~ under the influence or effect of an alcoholic beverage or controlled substances ~~narcotics, or to use alcohol or narcotics in any park, playground, community building, golf clubhouse, swimming or wading pool or beach, in any park~~ or other premises or places under the jurisdiction or control of the department of parks and recreation, ~~without permission of such board.~~

(2) It shall be unlawful for any person to bring an alcoholic beverage into or use an alcoholic beverage in any park, premises or place under the jurisdiction or control of the department of parks and recreation unless the board of parks and recreation has approved the sale and/or use of alcoholic beverages at a specific location or event in a park or other premises or place.

(bd) The first violation in any calendar year shall be subject to admission of violation and payment of the designated civil penalty through the ordinance violations bureau in accordance with Chapter 103 of this Code. All second and subsequent violations in the calendar year are subject to the enforcement procedures and penalties provided in section 103-3 of this Code.

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

Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal Nos. 162 and 163, 1999 on February 24, 1999. He asked for consent to vote on these proposals together. Consent was given.

PROPOSAL NO. 162, 1999. The proposal authorizes the submission of the grant application to the Indiana Department of Corrections in order to renew the Community Corrections Program for the 1999-2000 fiscal year. PROPOSAL NO. 163, 1999. The proposal approves a transfer of \$155,761 in the 1999 Budget of the County Sheriff (County General Fund) to pay for an automatic call distributor to the 911 system. By 7-0 votes, the Committee reported the proposals to the Council with the recommendation that they do pass.

Councillor Curry asked if the memorandum of understanding has been signed on Proposal No. 163, 1999. Councillor Dowden stated that he has been informed that it has been signed and is being delivered to Councillor Curry.

Councillor Dowden moved, seconded by Councillor Smith, for adoption. Proposal Nos. 162 and 163, 1999 were adopted on the following roll call vote; viz:

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

0 NAYS:

3 NOT VOTING: Franklin, Golc, Jones

1 ABSENT: Massie

Proposal No. 162, 1999 was retitled COUNCIL RESOLUTION NO. 45, 1999, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 45, 1999

A COUNCIL RESOLUTION renewing the Marion County Community Corrections Program for fiscal year 1999-2000, and approving the actions of the Marion County Community corrections Advisory Board with respect to the Board's 1999-2000 grant application to the Department of Corrections for the State of Indiana.

WHEREAS, the Marion County Community Corrections Advisory Board was established by City-County Special Resolution No. 103, 1981, pursuant to IC 11-12-1; and

WHEREAS, Marion County received a grant from the State of Indiana to finance the Marion County Community Corrections Program for fiscal year 1998-1999, and is currently operating a Community Corrections Program funded by this grant; and

WHEREAS, the Marion County Community Corrections Advisory Board has approved the grant application for fiscal year 1999-2000, a copy of which is on file with the Clerk of the Council and incorporated herein by reference, and has submitted the grant application to the Department of Corrections for the State of Indiana for its consideration; now, therefore:

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

SECTION 1. The actions of the Marion County Community Corrections Advisory Board with respect to the Board's grant application to the Department of Corrections for the State of Indiana are hereby approved, and the Board is authorized to proceed in accordance with IC 11-12-2 and the terms of the application.

SECTION 2. In the event that the Department of Corrections for the State of Indiana approves the grant application for Marion County, the City-County Council of Indianapolis and Marion County hereby renews the Community Corrections Program for a period of one year, beginning on July 1, 1999.

SECTION 3. This City-County Council has no intention of supplementing or financing the projects contained in such grant application and approved herein by using revenues from any local tax regardless of source, except for some programs that the City-County Council wishes to fund. At any time that knowledge is received that the State or federal financing of this agency or project is, or will be, reduced or eliminated, the chairman of the Marion County Community Corrections Advisory Board or the County Auditor, or both, are directed to notify the City-County Council in writing of such proposed loss of revenue. Any contract, purchase order, or financial commitment by the Community Corrections Advisory Board shall be subject to available non-local revenues and void to the extent such funding is not received or available.

SECTION 4. Notwithstanding IC 11-12-1-3, any agreement or other contract contemplating the lease, purchase, or use of residential space for a Community Corrections Program in Marion County must be signed by the Mayor of Indianapolis as County Executive after approval of the City-County Council pursuant to IC 36-1-10-7 and IC 36-1-3.

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

Proposal No. 163, 1999 was retitled FISCAL ORDINANCE NO. 33, 1999, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 33, 1999

A FISCAL ORDINANCE amending the City-County Annual Budget for 1998 (City-County Fiscal Ordinance No. 124, 1998) transferring and appropriating an additional One Hundred Fifty-five Thousand Seven Hundred Sixty-one Dollars (\$155,761) in the County General Fund for purposes of the County Sheriff and reducing certain other appropriations for that agency.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section (y) of the City-County Annual Budget for 1999 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of a telephone upgrade, an automatic call distributor to the 911 system.

SECTION 2. The sum of One Hundred Fifty-five Thousand Seven Hundred Sixty-one Dollars (\$155,761) 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 SHERIFF</u>	<u>COUNTY GENERAL FUND</u>
4. Capital Outlay	<u>155,761</u>
TOTAL INCREASE	155,761

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

<u>COUNTY SHERIFF</u>	<u>COUNTY GENERAL FUND</u>
3. Other Services and Charges	<u>155,761</u>
TOTAL DECREASE	155,761

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

PROPOSAL NO. 168, 1999. Councillor Gilmer reported that the Capital Asset Management Committee heard Proposal No. 168, 1999 on March 3, 1999, and the Public Works Committee heard the proposal on March 4, 1999. The proposal, sponsored by Councillors Gilmer and Coughenour, amends the Revised Code concerning the Board of Asset Management and Public Works. By unanimous votes, the Committees reported the proposal to the Council with the recommendation that it do pass. Councillor Gilmer moved, seconded by Councillor Coughenour, for adoption. Proposal No. 168, 1999 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, Jones, McClamroch, Moriarty Adams, O'Dell, Schneider, Shambaugh, Short, Smith, Talley, Tilford, Williams

0 NAYS:

3 NOT VOTING: Black, Moores, SerVaas

1 ABSENT: Massie

Proposal No. 168, 1999 was retitled GENERAL ORDINANCE NO. 37, 1999, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 37, 1999

A GENERAL ORDINANCE amending Chapter 272 of the Revised Code concerning the Board of Asset Management and Public Works.

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

SECTION 1. Sec. 272-104 of the Revised Code of the Consolidated City and County be, and is hereby, amended by deleting the stricken-through text and inserting the underlined text to read as follows:

Sec. 272-104. Board action.

~~A majority of all~~ Four members of the board shall constitutes a quorum, and ~~Aa minimum~~ majority vote of ~~all~~ at least four board members ~~is~~ shall be required to pass a resolution.

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. 122, 169, 170, 172, and 174-176, 1999 on March 3, 1999.

PROPOSAL NO. 122, 1999. The proposal, sponsored by Councillor Williams, authorizes parking restrictions on College Avenue near North Street (District 22). 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 Williams, for adoption. Proposal No. 122, 1999 was adopted on the following roll call vote; viz:

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

Proposal No. 122, 1999 was retitled GENERAL ORDINANCE NO. 38, 1999, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 38, 1999

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 621-121, Parking prohibited at all times on certain streets.

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

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 621-121, Parking prohibited at all times on certain streets, be and the same is hereby amended by the deletion of the following, to wit:

*College Avenue, on the east side, from
Walnut Street to Thirteenth Street*

SECTION 2. The "Revised Code of the Consolidated City and County," specifically, Sec. 621-121, Parking prohibited at all times on certain streets, be and the same is hereby amended by the addition of the following, to wit:

*College Avenue, on the east side, from
a point 166 feet north of North Street to Thirteenth Street*

*College Avenue, on the west side, from a point 166 feet
north of North Street to a point 426 feet north of North Street*

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

PROPOSAL NO. 172, 1999. The proposal, sponsored by Councillor Brents, authorizes 55 degree parking on Vermont Street from Meridian Street to Pennsylvania Street (District 16). By

a 6-1 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. 172, 1999 was adopted on the following roll call vote; viz:

20 YEAS: Black, Boyd, Bradford, Brents, Cockrum, Coonrod, Curry, Golc, Gray, Hinkle, Jones, McClamroch, Moriarty Adams, O'Dell, SerVaas, Shambaugh, Smith, Talley, Tilford, Williams

0 NAYS:

8 NOT VOTING: Borst, Coughenour, Dowden, Franklin, Gilmer, Moores, Schneider, Short

1 ABSENT: Massie

Proposal No. 172, 1999 was retitled GENERAL ORDINANCE NO. 39, 1999, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 39, 1999

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 621-108, Manner of parking.

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

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 621-108, Manner of parking, be and the same is hereby amended by the addition of the following, to wit:

(e) *Fifty-five degree angles.* Whenever parking is permitted on any of the following streets or parts thereof, parking at an angle of fifty-five (55) degrees to the curb, or if there is no curb, then to the line of the traveled roadway, shall be used, and vehicles shall not park otherwise thereon:

Vermont Street, on the north side, from Meridian Street to a point 320 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. 174, 1999. The proposal, sponsored by Councillor Brents, authorizes a change in parking restrictions on Limestone Street near New York Street (District 16). By a 7-0 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. 174, 1999 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, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams

0 NAYS:

1 NOT VOTING: Jones

1 ABSENT: Massie

Proposal No. 174, 1999 was retitled GENERAL ORDINANCE NO. 40, 1999, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 40, 1999

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 621-121, Parking prohibited at all times on certain streets.

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

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 621-121, Parking prohibited at all times on certain streets, be and the same is hereby amended by the deletion of the following, to wit:

Limestone Street, on the east side, from Michigan Street to a point 275 feet south of Michigan Street

Limestone Street, on both sides, from New York Street to Porto Alegre Street

SECTION 2. The "Revised Code of the Consolidated City and County," specifically, Sec. 621-121, Parking prohibited at all times on certain streets, be and the same is hereby amended by the addition of the following, to wit:

Limestone Street, on both sides, from Michigan Street to New York Street

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

PROPOSAL NO. 175, 1999. The proposal, sponsored by Councillor Williams, authorizes a change in parking restrictions on Arsenal Avenue between Washington Street and Williams Street (Districts 21, 22). By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Gilmer moved, seconded by Councillor Williams, for adoption. Proposal No. 175, 1999 was adopted on the following roll call vote; viz:

19 YEAS: Boyd, Bradford, Cockrum, Coonrod, Coughenour, Curry, Franklin, Golc, Gray, Hinkle, McClamroch, Moriarty Adams, O'Dell, SerVaas, Shambaugh, Short, Talley, Tilford, Williams

0 NAYS:

9 NOT VOTING: Black, Borst, Brents, Dowden, Gilmer, Jones, Moores, Schneider, Smith

1 ABSENT: Massie

Proposal No. 175, 1999 was retitled GENERAL ORDINANCE NO. 41, 1999, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 41, 1999

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 621-121, Parking prohibited at all times on certain streets.

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

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 621-121, Parking prohibited at all times on certain streets, be and the same is hereby amended by the addition of the following, to wit:

Arsenal Avenue, on the east side, from Washington Street to Williams Avenue

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

PROPOSAL NO. 176, 1999. The proposal, sponsored by Councillor Williams, authorizes a weight limit restriction for Lockerbie Street from East Street to Park Avenue (District 22). By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do

pass. Councillor Gilmer moved, seconded by Councillor Williams, for adoption. Proposal No. 176, 1999 was adopted on the following roll call vote; viz:

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

0 NAYS:

2 NOT VOTING: Moores, Smith

1 ABSENT: Massie

Proposal No. 176, 1999 was retitled GENERAL ORDINANCE NO. 42, 1999, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 42, 1999

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 441-364, 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 "Revised Code of the Consolidated City and County," specifically, Sec. 441-364, Trucks on certain streets restricted, be and the same is hereby amended by the addition of the following, to wit:

11,000 POUNDS GROSS WEIGHT

Lockerbie Street, from East Street to Park Avenue

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

Councillor Gilmer asked for consent to vote on Proposal Nos. 169 and 170, 1999 together. Consent was given.

PROPOSAL NO. 169, 1999. The proposal, sponsored by Councillor Talley, authorizes a multi-way stop at 40th Street and Bolton Avenue (District 14). PROPOSAL NO. 170, 1999. The proposal, sponsored by Councillor Talley, authorizes a multi-way stop at Dry Den Drive, Epperson Drive, and Old Mill Drive (District 19). By unanimous votes, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Gilmer moved, seconded by Councillor Talley, for adoption. Proposal Nos. 169 and 170, 1999 were 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, McClamroch, Moores, Moriarty Adams, O'Dell, Schneider, SerVaas, Shambaugh, Short, Smith, Talley, Tilford, Williams

0 NAYS:

1 ABSENT: Massie

Proposal No. 169, 1999 was retitled GENERAL ORDINANCE NO. 43, 1999, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 43, 1999

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 44I-416, 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 "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, 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	40th St Bolton Av	40th St	Stop

SECTION 2. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, 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	40th St Bolton 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. 170, 1999 was retitled GENERALORDINANCE NO. 44, 1999, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 44, 1999

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 441-416, 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 "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, 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>
44	Dry Den Dr Epperson Dr Old Mill Dr	Old Mill Dr	Stop

SECTION 2. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, 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>
44	Dry Den Dr Epperson Dr Old Mill 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.

**SOLID WASTE SPECIAL SERVICE DISTRICT COUNCIL
SPECIAL ORDERS - PUBLIC HEARING**

The President convened the Solid Waste Special Service District Council.

PROPOSAL NO. 167, 1999. Councillor Coughenour reported that the Public Works Committee heard Proposal No. 167, 1999 on March 4, 1999. The proposal approves an increase of \$308,730 in the 1999 Budget of the Department of Public Works, Contract Compliance Division (Solid Waste Collection Service District Fund) to fund new street sweeping contracts financed by fund balances. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:59 p.m. There being no one present to testify, Councillor Coughenour moved, seconded by Councillor Hinkle, for adoption. Proposal No. 167, 1999 was adopted on the following roll call vote; viz:

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

Proposal No. 167, 1999 was retitled SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 1, 1999, and reads as follows:

SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 1, 1999

A SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT FISCAL ORDINANCE amending the Solid Waste Collection Special Service District Annual Budget for 1999 (Solid Waste Collection Special Service District Fiscal Ordinance No. 1, 1998) appropriating an additional Three Hundred Eight Thousand Seven Hundred Thirty Dollars (\$308,730) in the Solid Waste Collection Service District Fund for purposes of the Department of Public Works, Contract Compliance Division, and reducing the unappropriated and unencumbered balance in the Solid Waste Collection Service District Fund.

BE IT ORDAINED BY THE SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT 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 of the Solid Waste Collection Special Service District Annual Budget for 1999 be, and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Public Works, Contract Compliance Division, to fund new street sweeping contracts.

SECTION 2. The sum of Three Hundred Eight Thousand Seven Hundred Thirty Dollars (\$308,730) 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 WORKS</u>	<u>SOLID WASTE COLLECTION</u>
<u>CONTRACT COMPLIANCE DIVISION</u>	<u>SERVICE DISTRICT FUND</u>
3. Other Services and Charges	308,730
TOTAL INCREASE	308,730

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

	<u>SOLID WASTE COLLECTION</u> <u>SERVICE DISTRICT FUND</u>
Unappropriated and Unencumbered	
Solid Waste Collection Service District Fund	<u>308,730</u>
TOTAL REDUCTION	308,730

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

The President reconvened the City-County Council.

NEW BUSINESS

Councillor Williams stated that she would like for General Counsel to research how to bring the libraries and the tax board issue back before this body for further discussion. The President asked Counsel to confer with Councillor Williams as to how this can be accomplished.

Councillor Black stated that the City and County should look at how municipal employees are treated in regards to retirement insurance. He asked if it is possible to continue insurance coverage benefits for retired personnel. Councillor Hinkle stated that discussions have taken place and studies have been conducted regarding this issue. He stated that the City is making some progress and working toward a solution.

General Counsel Robert Elrod read the following:

Mr. President:

This Council will hold a public hearing on Rezoning Petition No. 98-Z-212, Council Proposal No. 221, 1999, at its next regular meeting on April 5, 1999, such meeting to convene at 7:00 p.m. in these Council Chambers in the City-County Building in Indianapolis. This petition proposes to rezone 63.52 acres at 3801 North Franklin Road from D-A and C-3 Districts to the C-S classification to provide for an integrated business park and retail shopping center development.

Written objections that are filed with the Clerk of the Council shall be heard at such time, or the hearing may be continued from time to time as found necessary by the Council.

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 Massie in memory of Dale M. Massie; and
- (2) Councillor Moriarty Adams in memory of William Newman, Dora E. Fralich, and Eugene Okon; and
- (3) Councillor Gilmer in memory of Lucille Orr Crooks; and
- (4) Councillor Talley in memory of Harvey Looper and Luella Gorden Graves.

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 Dale M. Massie, William

Newman, Dora E. Fralich, Eugene Okon, Lucille Orr Crooks, Harvey Looper, and Luella Gorden Graves. 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 9:10 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 15th day of March, 1999.

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



President

ATTEST:



Clerk of the Council

(SEAL)