

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

**REGULAR MEETINGS
MONDAY, AUGUST 7, 2000**

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 7:12 p.m. on Monday, August 7, 2000, with President SerVaas presiding.

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

ROLL CALL

President SerVaas 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:

27 PRESENT: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Douglas, Dowden, Gibson, Gray, Hinkle, Horseman, Knox, Langsford, Moriarty, Adams, Nytes, Sanders, Schneider, SerVaas, Short, Smith, Soards, Talley, Tilford
2 ABSENT: Conley, Massie

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

INTRODUCTION OF GUESTS AND VISITORS

Councillor Langsford recognized State Representative Larry Buell; Paul Browne, director of the Children's Guardian Home; and Indianapolis Fire Department co-workers. Councillor Short introduced Caterina Cregor, former Deputy Mayor and director of the International Center of Indianapolis. He also introduced Ashan Kotobakas, who is the project manager of the National Housing Development Company, which is a governmental agency dealing with housing from the island of Maricius. He stated that Maricius is an island off the coast of Madagascar with a population of 1.2 million, and tourism is their biggest attraction. He added that Mr. Kotobakas will be in Indianapolis for five weeks learning from the Neighborhood Housing Partnership and talking to Community Development Corporations. Councillor Gibson recognized State Representatives Bill Crawford and Billie Breaux. Councillor Gray recognized Reverend Charles Williams from the Indiana Black Expo and members of the Concerned Clergy.

OFFICIAL COMMUNICATIONS

President SerVaas called for the reading of Official Communications. He recognized Mayor Bart Peterson and asked him to present his communication regarding the 2001 budget. Mr. Peterson recognized his wife Amy and thanked the administrative staff for all their hard work in putting together a quality budget. He then read the following communication:

City budgets aren't just about numbers; they're about people and priorities. How we allocate the taxpayers' money reveals our vision for Indianapolis in the months and years to come. I want Indianapolis to be truly world-class. My vision is of safe streets, neighborhoods people feel proud to call home, and parks, arts and cultural opportunities that make our lives richer, healthier, and more enjoyable.

Like most large cities, though, we face some serious financial challenges. We've identified \$16 million in spending increases that are basically beyond our control due to price increases, inevitable expenditures, and prior commitments. Also, the 2000 budget was missing \$3.3 million to support planned operations in public safety and parks, which we've had to put back in. My proposed budget includes \$7.5 million in program expansions funded by increased state and federal grants. It also includes \$3.8 million in new initiatives of my administration. But we've tightened our belts and generated several million dollars in savings to pay for our new initiatives and to maintain healthy fund balances that exceed the balances projected in the 2000 budget. Thus, despite the challenges before us, I believe we've put together a budget that achieves our goals by keeping our eyes firmly fixed on what matters most.

Public safety must be the first priority of any local government. Already, in the past seven months, we've begun making Indianapolis safer. We obtained a grant of more than \$10 million from the United States Department of Justice to hire more community police officers over the next three years. We're stepping up the war on drugs with increased police training to fight methamphetamine and a new Criminal Interdiction Unit to get tough on dealers. We're helping to create more shelter space for domestic violence victims. And our police department is working as a partner with citizens to help bring down our crime rates.

This new budget helps make Indianapolis safer by adding 50 new police officers to the rolls next year. That's more officers - on bikes, on foot, and in patrol cars - using community policing strategies to fight crime and drugs in our neighborhoods. When I committed to adding 200 police to Indianapolis streets, I didn't do it lightly. I didn't say I'd only add 200 police if our record-breaking crime rates continued to climb. Just because crime is down doesn't mean we should feel sorry for it!

Now is the time to step up the attack on crime in our city - to break the backs of the drug dealers - to stop the cycle of domestic violence - to give people in all our neighborhoods the freedom they deserve to unlock their deadbolts, walk outside, and enjoy life, free of fear. We cannot sink into complacency - waiting till things once again reach their all-time worst. We cannot sit by till the crack wars re-flare or the methamphetamine wars erupt in their place. We cannot wait for these things before we put more resources into fighting crime. And we cannot fight crime effectively with a police force that's no larger than it was 30 years ago, before Columbine and crack cocaine and corporate-style gangs.

Any police officer will tell you: prevention is vital to controlling crime. That's why community policing is so successful: it cuts crime off at the root - before it can infest a neighborhood. But community policing is officer-intensive: you need enough officers both to handle emergencies and to get involved with schools, churches, and community groups. My promise to put 200 more police on the street - to make community policing really work in Indianapolis - is as strong today as the day I made it - because it's the right thing to do for our city.

The federal grant we received covers about half the cost of hiring these new officers over the next three years; but we still have to chip in about \$1.6 million next year. \$1.6 million is a lot of money - especially when compared to the cost of buying a home or a new car. But compared to the overall costs of running a city, \$1.6 million is a small price to pay for safety, peace of mind, and our city's

good reputation. Actually, it's the same as the cost of repairing the city-county building elevators next year.

If public safety is a city's heart, then great neighborhoods are its lifeblood. My vision for our city – at its most basic – is to make life better where people actually live. That means clean streets and smooth sidewalks. Parks and trails where families can swim, run, and play. It means enforcing our health and safety codes and ending the flow of raw sewage into our rivers. To be world-class, our neighborhoods must be clean, safe, and healthy - places people feel proud to call home.

Already, in the past seven months, we've increased to two the number of city attorneys prosecuting code enforcement cases full-time. We've beefed up the Mayor's Action Center and we're seeing the first signs of progress there. Within the budget we inherited, we're already offering free lunches for children in our parks this summer - thanks to another federal grant we sought out - and young people are golfing at two of our public courses for a dollar a round. We've also begun plans to stop the dumping of raw sewage into our rivers, creeks, and streams. This dumping is unhealthy, unsightly, and foul smelling. It's a condition unworthy of a world-class city. We simply cannot tolerate it anymore.

This budget is about quality of life. It promotes what I believe is our shared vision for making life better where people actually live. If you listen to our neighborhoods, you've heard it countless times: we need more code inspectors. This budget includes \$350,000 to hire more inspectors and to pay for technology projects to coordinate better our code enforcement efforts.

Although we've begun to reduce wait times at the Mayor's Action Center, we have a long way to go. To respond effectively to our citizens and better enforce our codes we must add more customer service representatives to the Center and enhance the technology between it and the agencies that do the public's work. This budget does that too, at a cost of \$193,000.

But quality of life means more than improving our physical environment. To be world class, our city must continually improve our cultural opportunities- the things that attract visitors to Indianapolis and make living here more enjoyable. Arts and culture enrich our lives, but they also affect the bottom line, especially where high-tech, high-wage businesses are concerned. That's why this budget includes \$ 1 million in direct arts funding - a \$250,000 increase over last year. We will also ask the Capital Improvement Board to increase its commitment to \$1 million, for a total increase in city arts funding of 33%.

We also decided against omitting 25% of the summer parks programs like the original 2000 budget did. Instead, we based the parks budget on the actual amount spent last year, rather than relying on later appropriations to meet their anticipated needs. Hundreds of thousands of children and their families visit our parks and participate in parks programs annually. These programs help shape our young people - and feed them too, thanks to that federal grant we've secured to expand the summer food service program. Similarly, past initial budgets have excluded police overtime hours and other routine IPD expenditures. Because IPD's overtime hours have remained constant for many years, we know these costs now. So we've decided to budget for them now, since we'll have to pay them later anyway.

There's something this budget doesn't do, however. **IT DOESN'T RAISE YOUR TAXES.** Instead, it keeps tax rates the same while maintaining healthy fund balances. In fact, it leaves more in the fund balances than the 2000 proposed budget did.

In developing this no-tax-increase budget, we faced \$16 million in spending increases beyond our control. For example, gas prices have increased 50 percent over the 2000 budget, costing us \$1.8 million. Health insurance costs have increased 10 percent and life insurance costs have increased five percent for a combined increase of \$1.5 million. There were other unavoidable commitments like the city-county computer network and the city-county building elevators. The prior administration mandated spending increases including improvements to the animal control facility of \$1 million, raises in collective bargaining agreements with police officers and firefighters of \$3.3 million, and automatic increases in payments on public works contracts of \$1.2 million. All these things cost money, no matter how justified they may be.

As I said, the spending increases beyond our control total \$16 million. We've paid for our \$3.8 million in new initiatives with the several million dollars we're saving through our budget-

tightening measures. We're budgeting less for projected legal settlements. We're eliminating the solid waste disposal contingency fund, which was created to buffer revenue fluctuations that have not materialized. We're also shifting two existing positions within the Department of Metropolitan Development to help offset the cost of adding inspectors and customer service representatives. I've lowered my own office budget. And we've reduced consultant costs, outside lawyers' fees, and salaries for temporary employees. All told, measures like these have saved us several million dollars - more than the cost of my new initiatives. And this budget doesn't take into account that we've begun the process of ending the \$ 1 million we're losing each year on Union Station.

But our biggest fiscal challenge is finding the revenue to keep our promise to our retired heroes - the men and women from our police and fire departments. The city already sets aside money to cover the pensions of public safety officers who joined the force after 1977, but for the next several decades we have the problem of funding pre-1977 plan retirees. In 1992, the city stopped adding money to a special fund used to cover the pension shortfall. At the same time, the number of pre-1977 retirees began to increase. The 2000 budget, as you are all well aware, depleted the last \$8 million in that special fund, leaving about a \$14 million shortfall in 2001, which we estimate will increase by about \$3 million per year.

First, I want to reiterate my pledge that as long as I'm mayor, we will make good on these payments. We owe it to our retired heroes. Think - for a moment - what it's like to be on duty at 3 a.m., responding to a fire, a shooting, or a robbery. Your spouse and children home asleep - while you're out protecting other people. These men and women risked their lives for our safety. Now it's our turn to protect their future.

That's why we're hoping the State of Indiana - our past partner in pension relief - will respond to this need. In January, we'll join other cities in seeking additional pension relief from the General Assembly. For now though, we must budget for these pensions without state help. So I recommend to the council that the Capital Improvement Board and the Indianapolis Airport Authority help cover this shortfall by compensating the city for public services they receive. In 1992, the General Assembly passed legislation that now authorizes the city to seek these payments from the Capital Improvement Board, the airport, the building authority, and the wastewater treatment plants. For the past five years, you have approved charging the wastewater treatment plants over \$ 4 million annually for the public services they receive from the city. Under my plan, the Capital Improvement Board would pay \$4.9 million to the city for public services it currently receives for free, and the airport would pay \$ 9.3 million. The payments are calculated to reflect the amount these entities would pay in property tax, just as the city does with the wastewater treatment plants.

Despite the costs beyond our control - the price increases, the expenditures mandated by the prior administration, and the other unavoidable commitments, we're paying for our new initiatives. We're doing this not with a tax increase, but with belt-tightening to use our resources more effectively. And we're keeping fund balances healthy - and higher than the 2000 budget's projected balances. Most importantly, we have our eyes firmly fixed on what matters most for our city's future.

Paying the pensions of our retired public safety personnel. Putting more police on the streets to fight crime today. Working with the people of Indianapolis to improve their neighborhoods. Supporting the arts, culture, and parks to enhance our quality of life and promote tourism and economic development. Giving our young people positive things to do next summer. These are the opportunities we seize with this budget.

In the end, all these numbers come down to two things: people and priorities. Working together, with cooperation and creativity, I know we can make life even better in Indianapolis, despite our fiscal constraints. If we keep our eyes firmly fixed on what matters most - we will make Indianapolis a world-class city.

I look forward to working with you to make that happen.

President SerVaas recognized Marty Womacks, County Auditor, and asked her to present her budget communication. Ms. Womacks read the following:

Mr. President, Members of the City-County Council, and Citizens of Marion County:

After much diligence and hard work by my staff, I am presenting to you a budget for the county for 2001 that will be funded without a tax increase. We have had the difficult job of telling county agencies they will need to curb any new spending for 2001 except for certain items.

My primary objective for any new spending in the 2001 County Budget, as it was for 2000, is to give employees a cost of living increase. As you are aware, our work force is terribly underpaid and keeping our loyal employees is of utmost importance to me. Agencies will have 2.5% for salary increases as well as an additional 1% to help them with the disparity between our employees and those at the city. We will continue to pay both the employees' and the county's contributions to PERF (Public Employees' Retirement Fund).

There are substantial allocations from the Reassessment Fund. The next general Reassessment of all real estate is now scheduled for 2002 with taxes payable in 2003. That means most of the energy and work for that Reassessment will begin in 2001. Although it is not budgeted yet, we are anticipating an enormous drain on the Reassessment Fund for the development of a new property system. Our current system is over twenty (20) years old. It is important to have an appropriate means for calculating property assessed values from which we establish tax rates and send tax bills to be able to collect the dollars needed to provide all the services needed in Marion County.

The Forensic Services Agency (Crime Lab) will receive long overdue funding for the supplies and equipment they need and for the services they provide. These services aid our entire criminal justice system.

When grants expire, the county is faced with assuming the funding. Such is the case with the grant that provided fifteen (15) Sheriff's deputies. Although we plan to transfer some funds from the Sheriff's portion of the Deferral Fee Fund, the price tag to the county is just under \$700,000. We are also including increasing the number of beds in Jail II by twenty (20).

Marion County must fund a new statutorily required court in January of 2001. Other budgets affected by a new court include the Prosecutor, Public Defender and Clerk for a total impact of \$700,000.

We are budgeting \$10,700,000 next year for our Department of Correction commitment for the incarceration of juveniles. We also continue to try to find ways of reducing that commitment or eliminating it completely.

As you can see from the previously mentioned items, our criminal justice system takes its toll on the budget. We had numerous requests from all of those agencies but we could not fund all of it.

The elevators in the center tower will undergo extensive modernization beginning this fall at a cost of \$1,000,000 to the county. I am sure you would all agree that it is money well spent.

Revenue growth from assessed valuation is expected to increase at least 2 ½ % (percent) above what it was for 2000. The County Option Income Tax is expected to grow by 5.1% over 2000 which is indicative of our strong economy. The COIT rate of 0.7% will remain unchanged.

There will be a one time savings of \$1,500,000 in 2001 from the Election Board budget since there are no elections next year.

We have paid off the bond for the old jail so the drain on our cumulative and general funds will not be as great in 2001. We have renewed our lease with CCA for another five years. We are continuing to be aggressive in dealing with the jail population problem. I have appreciated the cooperation of the Justice Agency, Sheriff's Department, Prosecutor and Public Defender's Offices and the Judiciary in dealing with this issue.

In 2001, I will continue to encourage county agencies to secure grant funds for projects they would like to pursue and to find private dollars when possible.

I will take this opportunity to point out to you that we have experimented with a separate ordinance proposing monies for grants. We hope this will save the council members time from having to listen to explanations for dollars unnecessarily. Granted, it will be a time savings for me and my staff, as well.

Although many of the technological changes we would like to make in our offices are financially infeasible, we are making progress in some areas. Our website contains valuable information for Marion County's citizens. Our budget will be available for anyone after tonight's meeting.

I look forward to working with all county agencies regarding budgetary measures in 2001 and with all of you. Thank you for your attention.

President SerVaas invited Dr. Virginia Caine, Health and Hospital Corporation, to share an update with the Council regarding the syphilis outbreak in Marion County.

Dr. Caine thanked President SerVaas for the opportunity to present an update on the Marion County syphilis epidemic to the Council. She said that an increase in syphilis cases was first detected in the latter half of 1998, and 161 cases of early infectious diseases was subsequently reported during that year. Syphilis is a preventable and curable sexually transmitted disease. In 1999, those cases increased to 407 cases and it is anticipated that Marion County will be in the top three, and possibly number one, in the country in syphilis cases. Dr. Caine stated that 94% of the syphilis cases occurred among African Americans, with 4% in white, and 1% in hispanic and other ethnic groups. Nearly 40% of cases have been related to crack cocaine use and people trading sex for drugs. There has been a parallel increase in illegal narcotic arrests and syphilis cases. A significant number of syphilis patients have a history of incarceration. In 1999, the syphilis epidemic affected nearly 10% of the county's adolescent population. Teenagers affected by this disease make up about 18% of total cases.

Dr. Caine said that one of the new programs initiated in the Marion County jail system since 1999 is a new screening program. Health and Hospital has tested over 3,000 individuals, with over 10% of syphilis cases detected through the jail screening program. Clinical and laboratory services have increased by the hiring of 11 new staff and diverting other staff to the clinics. She said that a "Stamp Out Syphilis" coalition has been mobilized with the help of Senator Billie Breaux, Concerned Clergy, Indianapolis Black Expo, Urban League, and other partners. An aggressive effort is underway working with churches and neighborhood groups to combat this epidemic. She encouraged Councillors to help support getting this message out to respective communities and providing input into this plan to combat the syphilis epidemic.

President SerVaas thanked Dr. Caine for her presentation.

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, August 7, 2000, 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/Burt SerVaas
President, City-County Council

July 11, 2000

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

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in the *Court & Commercial Record* and in the *Indianapolis Star* on Friday, July 14, 2000, a copy of a Notice of Public Hearing on Proposal Nos. 396, 404, 405, 446, 449, 452, 453, 462, 2000, said hearing to be held on Monday, August 7, 2000, at 7:00 p.m. in the City-County Building.

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

July 17, 2000

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

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in the *Court & Commercial Record* and in the *Indianapolis Star* on Friday, July 21, 2000, a copy of a Notice of Public Hearing on Cable Franchise Applications said hearing to be held on Tuesday, August 1, at 5:30 p.m. in Room 260 of the City-County Building.

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

July 20, 2000

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

FISCAL ORDINANCE NO. 62, 2000 - approves an increase of \$59,450 in the 2000 Budget of the Prosecuting Attorney (State and Federal Grants Fund) to provide for the start-up costs of the Community Court, financed by transfers of U.S. Department of Justice funds from the County Auditor, Clerk of the Circuit Court, Marion County Public Defender Agency, and the Marion County Superior Court

FISCAL ORDINANCE NO. 63, 2000 - approves an increase of \$100,000 in the 2000 Budgets of the County Auditor and Forensic Services Agency (County General Fund) to pay part of the salary of an additional chemist for six months and to purchase additional supplies/chemicals and services, financed by fund balances

FISCAL ORDINANCE NO. 72, 2000 - approves an increase of \$202,093 in the 2000 Budgets of the County Auditor and Community Corrections (State and Federal Grants Fund) to fund a Juvenile Court Intensive Probation Services Program for fiscal year 2000-2001, funded by a grant from the Indiana Department of Corrections

FISCAL ORDINANCE NO. 73, 2000 - approves an increase of \$1,612,079 in the 2000 Budgets of the County Auditor and Community Corrections (State and Federal Grants Fund) to cover the operational expenses for fiscal year 2000-2001, funded by a grant from the Indiana Department of Corrections

FISCAL ORDINANCE NO. 74, 2000 - approves an increase of \$461,849 in the 2000 Budgets of the County Auditor and Community Corrections (Home Detention User Fee Fund) to fund personnel positions, home detention equipment and office supplies for the first half of fiscal year 2000-2001, financed by the fund balances

FISCAL ORDINANCE NO. 75, 2000 - approves an increase of \$30,400 in the 2000 Budgets of the County Auditor and Community Corrections (Pre-Trial Release Fund) to increase the salaries of two home detention officers and to provide for an additional home detention officer to supervise the Pre-Trial Release Home Detention Program, financed by fund balances

FISCAL ORDINANCE NO. 77, 2000 - approves an increase of \$4,938,270 in the 2000 Budget of the Department of Metropolitan Development (State Grants, Federal Grants and City Cumulative Capital Development Funds) for administering state and federal grants which provide affordable and supportive housing opportunities, brownfield assessment and remediation, ozone awareness programs and economic development, financed with state and federal grants and a transfer between characters

FISCAL ORDINANCE NO. 78, 2000 - approves an increase of \$6,313,240 in the 2000 Budget of the Department of Capital Asset Management, Asset Management Division (Transportation General Fund) to undertake various transportation improvement projects, road resurfacing and curb and sidewalk repairs throughout Marion County, financed from fund balances

FISCAL ORDINANCE NO. 79, 2000 - approves an increase of \$900,000 in the 2000 Budget of the Department of Capital Asset Management, Asset Management Division (Sanitation Liquid Waste Fund) to make necessary repairs and improvements at the Belmont advanced wastewater treatment facility, financed by a reduction of fund balances

GENERAL ORDINANCE NO. 72, 2000 - restricts access to amusement machines and/or video games which are deemed harmful to minors and children, and to prohibit such amusement machines and/or video games on public property

GENERAL ORDINANCE NO. 74, 2000 - concerns the Law Enforcement Fund

GENERAL ORDINANCE NO. 75, 2000 - authorizes parking restrictions on St. Clair Street and on Westmore Drive (District 18)

GENERAL ORDINANCE NO. 76, 2000 - authorizes intersection controls for the Pine Crest Subdivision (District 14)

GENERAL ORDINANCE NO. 77, 2000 - authorizes a multi-way stop at Spencer Avenue and 19th Street (District 15)

GENERAL ORDINANCE NO. 78, 2000 - authorizes a multi-way stop at Leland Avenue and 19th Street (District 15)

GENERAL ORDINANCE NO. 79, 2000 - authorizes a multi-way stop at Reisner Street and Vermont Street (District 17)

GENERAL ORDINANCE NO. 80, 2000 - authorizes a yield sign at 23rd Street and Butler Avenue (District 10)

GENERAL ORDINANCE NO. 81, 2000 - authorizes a change in parking restrictions surrounding the Indiana War Memorial Plaza on Michigan Street and North Street (District 16)

GENERAL ORDINANCE NO. 82, 2000 - allows restaurant sidewalk cafe activity on Monument Circle

SPECIAL ORDINANCE NO. 7, 2000 - a special ordinance for Web Industries, Inc. in an amount not to exceed \$3,395,000 to be used for the new construction of a 60,000 sq. ft. manufacturing plant, 24 ft. clear height, with an 8 ft. high masonry block wall/architectural steel panel above, plus 5,000 sq. ft. office space of masonry construction, for a total of 65,000 square feet located on 7.4 acres in Pike Township on 54th Street (District 2)

GENERAL RESOLUTION NO. 5, 2000 - provides for a contingency salary range allowing the Information Technology Board to pay a salary to the Chief Information Officer that exceeds the current maximum county employee salary

SPECIAL RESOLUTION NO. 57, 2000 - thanks the Indiana Pacers for an outstanding basketball season

SPECIAL RESOLUTION NO. 58, 2000 - recognizes Lawrence North skilled sign language student Marsheana Lee-Ann Moore

SPECIAL RESOLUTION NO. 59, 2000 - recognizes Eastside institution Harold's Steer-In Restaurant, and its retiring proprietor Harold Phillips

SOLID WASTE COLLECTION SERVICE DISTRICT FISCAL ORDINANCE NO. 1 - approves a reduction of \$46,000 in the 2000 Budget of the Department of Public Works, Environmental Resources Management Division (Solid Waste Collection Service District Fund) to correct an error in the original budget for 2000

Respectfully,
s/Bart Peterson, Mayor

Councillor Horseman stated that she provided a letter to the Clerk of the Council to read as an Official Communication. President SerVaas stated that in the past, correspondence from fellow Councillors has not been classified as Official Communications. He ruled that the letter should

not be read during this meeting, but that the substance of the letter be referred to the Rules and Public Policy Committee for further review and possible action. Councillor Horseman stated that she would like to appeal that ruling, and have the letter read into the record of this meeting as an Official Communication from an elected official. President SerVaas stated that there are not enough Council members in the chamber to take an official vote on Councillor Horseman's appeal. He called for a five-minute recess so that members could be called back into the chamber.

Upon reconvening, President SerVaas stated that he did receive a letter from Councillor Horseman regarding her concerns about the General Counsel having a conflict of interest in both representing the Council as a whole and the Republican Caucus. He said that he has referred this matter to the Rules and Public Policy Committee for further review, as all members of the Council have received copies of this letter, and Official Communications are reserved for other officers of the City and County. He stated that funds for a minority counsel are included in the budget and asked if the Democrat Caucus has a counselor. Councillor Boyd stated that the minority caucus does have an attorney. He added that this is not a complicated issue, and a vote should simply be taken on Councillor Horseman's appeal regarding reading her letter into the record this evening. He said that Councillor Horseman presented this matter before the Rules and Public Policy Committee already for a hearing, and was denied that hearing. She was asked by the leadership of that Committee to put the matter in writing as a Communication to the Council, which is exactly what she did. She simply wants the letter read into the record this evening.

Councillor Horseman stated that her appeal is based upon President SerVaas' decision not to allow her letter to be read into the record. She said that she is not asking for debate on the subject matter of her letter this evening, but that her appeal is simply to overturn President SerVaas' ruling to have the letter read into the record. She added that she does not understand why President SerVaas is denying her the opportunity to have this issue heard.

President SerVaas stated that to set a precedent of reading letters of controversy provided by Council members into the public record of every full Council meeting could become overburdening. Councillor Horseman stated that Chapter 151 of the Rules of the Council allows a communication to be entered in this matter, and until this ordinance is amended, she has a right to expect that it be heard. She said that this is the reason for her appeal of President SerVaas' ruling. President SerVaas asked General Counsel Robert Elrod if he interprets the rules of the Council in the same way as Councillor Horseman.

Councillor Talley stated that because the subject of the letter involves Mr. Elrod, he should not be consulted regarding this ruling. President SerVaas stated that Mr. Elrod is the appointed General Counsel for the Council, and until any ruling on this matter has been made, he serves as the official legal opinion with regards to the rules of the Council. Mr. Elrod stated that it is an attack against his personal and professional reputation to say that he cannot render a fair interpretation of the rules of the Council, which he has done for many years. Councillor Talley said that he is not attacking Mr. Elrod's reputation, but he does not think it is fair for him to rule on this matter, as he is the principal involved in the subject matter of the letter.

Councillor Horseman said that Mr. Elrod should not be allowed to rule on this matter, as this is the exact conflict that she addresses in her letter. President SerVaas stated that Councillor Horseman is very good at creating controversies, but a legal opinion on the rules of the Council has nothing to do with her letter. Councillor Horseman stated that she simply raises questions that need to be answered by this body.

Councillor Coughenour stated that she feels this entire discussion is out of order, and she feels it is out of order for Councillors to refuse to allow Mr. Elrod to perform the duty he was elected by this body to do. She said that Mr. Elrod is simply being asked for his professional legal opinion as to whether or not the rules allows a letter from a Councillor to be included under Official Communications. She said that this ruling has nothing to do with the subject matter of the letter.

Councillor Black stated that as Mr. Elrod is the person challenged in this letter, he cannot be called upon for an objective opinion regarding Councillor Horseman's interpretation of the rules.

President SerVaas asked if the purpose of Councillor Horseman's letter is to solicit a public hearing on the matter. He said if this is the case, he has already referred the matter to the Rules and Public Policy Committee for review. Councillor Horseman stated that she wants her letter read into the record, and she is suggesting that a special committee consisting of the President, Councillors Borst and Boyd, and herself to review this matter and offer an amendment to the ordinance if so needed, because a legal conflict of interest is involved.

President SerVaas stated that he is asking for the opinion of Mr. Elrod in his capacity as General Counsel as to whether or not Councillor Horseman's letter should be considered an Official Communication. Councillor Horseman stated that the opinion Mr. Elrod is about to give is not legally recognized. President SerVaas ruled that Councillor Horseman is out of order and asked Mr. Elrod for his legal opinion. Mr. Elrod stated that this body has never ruled specifically on whether or not correspondence from Councillors should be considered Official Communications. He said that Official Communications has not historically been used to read communications from Councillors. He stated that a majority of "no" votes is needed to overrule the Chair's ruling. President SerVaas stated that he is going to overturn his own ruling and allow Councillor Horseman to read her letter into the record.

Councillor Horseman read the following letter:

August 3, 2000

AN OFFICIAL COMMUNICATION TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Dear Ladies and Gentlemen:

I am writing to apprise you of a very important situation that has developed and which requires the immediate attention of the council and am submitting this matter in writing at the request of Dr. Borst.

City ordinance § 151-101 governs the duties of the general counsel and provides in part:

(a) The general counsel shall be responsible to see that all ordinances and resolutions requested by members of the council are drafted, shall review and approve all proposed ordinances and resolutions as to form and legality, shall advise the clerk as to all matters regarding publication and codification of ordinances, and shall give legal advice as requested by the councils [sic], their committees and their members.

(b) The general counsel shall be responsible for editing and supervising of the codification of the ordinances and is authorized to renumber and rearrange sections of ordinances or the codification as deemed appropriate.

(c) The general counsel shall also attend meetings of the majority caucus and advise such caucus unless the majority caucus requests other legal representation or if the general counsel determines that an ethical conflict requires withdrawal from such representation.

In the present case, attorney, Robert Elrod, is representing both the city-county council as a whole and the Republican caucus. This is in conflict with the Rules of Professional Conduct which provides the ethical requirements for the practice of law in Indiana. For example, Rule 1.13 applies to the representation of an organization such as our council and provides in part:

(e) A lawyer representing an organization may also represent any of its directors, officers, employees, members, shareholders or other constituents, subject to the provisions of Rule 1.7. If the organization's

August 7, 2000

consent to the dual representation is required by Rule 1.7, the consent shall be given by an appropriate official of the organization other than the individual who is to be represented, or by the shareholders.

Rule 1.7(b) of the Rules of Professional Conduct provides:

(b) A lawyer shall not represent a client if the representation of that client may be materially limited by the lawyer's responsibilities to another client or to a third person, or by the lawyer's own interests unless:

(1) the lawyer reasonably believes the representation will not be adversely affected; and

(2) the client consents after consultation. When representation of multiple clients in a single matter is undertaken, the consultation shall include explanation of the implications of the common representation and the advantages and risks involved.

No lawyer could reasonably believe that an attorney could represent the interests of the Republican caucus and at the same time fairly and objectively serve the Democratic members of the council as a whole. Further, at the time the council was asked to approve the appointment of attorney Elrod pursuant to § 151-100, no explanation was provided to the council of the advantages and risks of the representation involved.

A conflict of interest is one of the most serious ethical challenges which can be raised regarding the practice of law. Indeed, our own municipal ordinances governing ethics stress the importance of remaining free of a conflict of interest. In a bipartisan spirit, I would like to suggest that Dr. SerVaas, as president of the council and pursuant to city ordinance § 151-32, create a committee comprised of Dr. SerVaas, Dr. Borst, Dr. Boyd and myself (as the only attorney on the council) for the express purpose of drafting an amended version of § 151-101 that comports with the ethical code governing the practice of law. In the interim, attorney Elrod must stop his representation of the council as a whole. A new general counsel who satisfies the ethical rules governing the practice of law can be selected by the process currently set forth in § 151-100.

The current situation is very grave. Certainly, attorney Elrod must desire a resolution of this situation in a manner that comports with the Rules of Professional Conduct.

Councillor Boyd or myself will hope to hear from Dr. SerVaas and/or Dr. Borst on or before August 4, 2000. I thank you in advance for your cooperation in this matter.

Sincerely,
s/Karen Celestino Horseman
Councillor, At Large

President SerVaas stated that he will take this letter into consideration and give Councillor Horseman an answer in the near future. Councillor Boyd encouraged President SerVaas to abide by the suggestion in the letter regarding forming a small committee to review this matter, before bringing it as a formal matter to a standing committee. President SerVaas stated that he will consult Councillor Boyd when making his decision on this matter.

Councillor Smith stated that Councillor Horseman's letter does not rise to a charge, and does not necessarily indicate there is truly a legal matter. This is simply a letter from a fellow Councillor. He said that Mr. Elrod has served this Council and this City with distinction for over 30 years. He added that Mr. Elrod has aided members of both parties and has seen this Council through some very challenging times and substantial issues over those years. He said that he finds it appalling that a Councillor would raise this conflict and cast aspersions on Mr. Elrod's fine reputation.

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 July 10, 2000. There being no additions or corrections, the minutes were approved as distributed.

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

PROPOSAL NO. 530, 2000. The proposal, sponsored by Councillors Gibson, Horseman, and Sanders, recognizes the 30th Anniversary of Indiana Black Expo, Inc. Councillor Gibson read the proposal and presented Reverend Charles Williams, executive director of the Indiana Black Expo, with a copy of the document and a Council pin. State Representative Bill Crawford thanked Rev. Williams for his efforts and stated that the Expo helps to build bridges between the races in Indianapolis. President SerVaas thanked Rev. Williams for his many contributions to this community. Councillor Gibson moved, seconded by Councillor Sanders, for adoption. Proposal No. 530, 2000 was adopted by a unanimous voice vote.

Proposal No. 530, 2000 was retitled SPECIAL RESOLUTION NO. 60, 2000, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 60, 2000

A SPECIAL RESOLUTION recognizing the 30th Anniversary of Indiana Black Expo, Inc.

WHEREAS, thirty years ago, in 1970, Riverside Amusement Park closed, Channel 20 public television went on the air, the city experienced its first year of Unigov, and a group of visionary Indianapolis religious and civic leaders planned what would become a successful three-day exposition at the Indiana State Fairgrounds that would showcase the achievements of African-Americans; and

WHEREAS, in the 30 years since that time, Indiana Black Expo has long since outgrown the State Fairgrounds, grown to international recognition, expanded to several year-around programs, granted scholarships, conducted computer training classes, has its own Black Expo license plates, and nurtured its showcase events of "Circle City Classic" football games and the week long "Summer Celebration" expo; and

WHEREAS, Black Expo held each July has grown to become the largest African-American cultural event in the nation, and this year's expo attracted an estimated 300,000 people, and included such programs as several sessions of music, the Jalen Rose Free Basketball Clinic, a circus, a Job Fair, a Black & Minority Health Fair, the Muhammad Ali Invitational Amateur Boxing Tournament, a massive consumer exposition, and many other events and attractions; now, therefore:

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

SECTION 1. The Indianapolis City-County Council pauses to recognize and congratulate all of those who have worked during the past 30 years to make Indiana Black Expo, Inc. a viable and valuable community asset of international reputation.

SECTION 2. The Council specifically commends Black Expo's volunteer Directors, its staff of 19, its President, Reverend Charles Williams, and wishes them well in their new emphasis upon youth and families.

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. 481, 2000. President SerVaas reported that the Administration and Finance Committee heard Proposal No. 481, 2000 on July 18, 2000. The proposal, sponsored by Councillor Coonrod, appoints James Art to the City-County Administrative Board. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Coonrod moved, seconded by Councillor Tilford, for adoption. Proposal No. 481, 2000 was adopted by a unanimous voice vote.

Proposal No. 481, 2000 was retitled COUNCIL RESOLUTION NO. 66, 2000, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 66, 2000

A COUNCIL RESOLUTION appointing James Art to the City-County Administrative 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 City-County Administrative Board, the Council appoints:

James Art

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. 482, 2000. President SerVaas reported that the Administration and Finance Committee heard Proposal No. 482, 2000 on July 18, 2000. The proposal, sponsored by Councillor Coonrod, appoints Rebecca Lightle to the Equal Opportunity Advisory Board. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Coonrod moved, seconded by Councillor Cockrum, for adoption. Proposal No. 482, 2000 was adopted by a unanimous voice vote.

Proposal No. 482, 2000 was retitled COUNCIL RESOLUTION NO. 67, 2000, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 67, 2000

A COUNCIL RESOLUTION appointing Rebecca Lytle to the Equal Opportunity Advisory Board.

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

SECTION 1. As a member of the Equal Opportunity Advisory Board, the Council appoints:

Rebecca Lytle

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.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 506, 2000. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Police Special Service District Fiscal Ordinance which is the annual budget for the Police Special Service District for 2001"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 507, 2000. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fire Special Service District Fiscal Ordinance which is the annual budget for the Fire Special Service District for 2001"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 508, 2000. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a Solid Waste Collection Special Service District Fiscal Ordinance

which is the annual budget for the Solid Waste Collection Special Service District for 2001"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 509, 2000. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is the annual budget for the Revenue Bonds Debt Service Funds for 2001"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 510, 2000. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is the annual budget for the Marion County Office of Family and Children for 2001"; and the President referred it to the Community Affairs Committee.

PROPOSAL NO. 511, 2000. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is the annual budget for the Metropolitan Emergency Communications Agency for 2001"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 512, 2000. Introduced by Councillors Boyd and Borst. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which is the annual budget for Indianapolis and Marion County for 2001"; and the President referred it to the Administration and Finance, Capital Asset Management, Community Affairs, Metropolitan Development, Parks and Recreation, Public Safety and Criminal Justice, and Public Works Committees.

PROPOSAL NO. 513, 2000. Introduced by Councillors Coonrod and Sanders. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which retains in the Office of Corporation Counsel the powers and duties regarding collections, but not as a separate division, and makes technical corrections to the Code regarding the Ordinance Violations Bureau"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 514, 2000. Introduced by Councillor Coonrod. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which amends the Code concerning benefit leave"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 515, 2000. Introduced by Councillors Dowden, Moriarty Adams, Short, Smith, and Schneider. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which establishes curfew hours for minors in Marion County, and provides for the enforcement of those hours"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 516, 2000. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$241,313 in the 2000 Budget of the Prosecuting Attorney (State and Federal Grants Fund) to provide funding for sexual assault examinations by the Centers of Hope (St. Francis, Wishard, Community East, St. Vincent, and Methodist Hospitals) and to pay 5% of the grant manager's salary, funded by a grant from the Indiana Criminal Justice Institute"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 517, 2000. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$122,932 in the 2000 Budget of the Prosecuting Attorney (State and Federal Grants Fund) to provide continued funding for the operation of the Marion County Family Advocacy Center's Domestic Violence and

Protective Order Advocates and to pay 5% of the grant manager's salary, funded by a grant from the Indiana Criminal Justice Institute"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 518, 2000. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$117,674 in the 2000 Budget of the Prosecuting Attorney (State and Federal Grants Fund) to provide continued funding for the Family Advocacy Center child interviewer position and the family resource coordinator position; to continue funding for Project Safe Families Program; and to pay 5% of the grant manager's salary, funded by a grant from the Indiana Criminal Justice Institute"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 519, 2000. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$100,061 in the 2000 Budget of the Prosecuting Attorney (State and Federal Grants Fund) to provide continued funding for the Salvation Army Victim Assistance Program and to pay 5% of the grant manager's salary, funded by a grant from the Indiana Criminal Justice Institute"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 520, 2000. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$53,333 in the 2000 Budget of the Prosecuting Attorney (State and Federal Grants Fund) to continue funding for the Julian Center's domestic violence shelter programs and to pay 5% of the grant manager's salary, funded by an Indiana Criminal Justice Institute grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 521, 2000. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$13,476 in the 2000 Budget of the Prosecuting Attorney (State and Federal Grants Fund) to continue funding of the Family Advocacy Center's Domestic Violence Coordinating Council and to pay 5% of the grant manager's salary, funded by Indiana Criminal Justice Institute's Victim Services"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 522, 2000. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$335,346 in the 2000 Budgets of the County Auditor and the Prosecuting Attorney (State and Federal Grants Fund) to provide continued funding for the operation of the Prosecutor's Office Victim Advocate and Adult Protective Services Programs, funded by a grant from the Indiana Criminal Justice Institute"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 523, 2000. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$102,944 in the 2000 Budgets of the County Auditor and the Prosecuting Attorney (State and Federal Grants Fund) to continue the Adult Protective Services for Marion, Hamilton, Boone, and Hendricks Counties, funded by a federal grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 524, 2000. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$10,000 in the 2000 Budgets of the County Auditor and the Prosecuting Attorney (State and Federal Grants Fund) to provide funding for a part-time position to assist with the Street Level Advocacy Program

through the Byrne Court/East Washington Street New Approach Anti-Drug Program, funded by a grant from the U.S. Department of Housing and Urban Development"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 525, 2000. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$50,106 in the 2000 Budget of the Prosecuting Attorney (State and Federal Grants Fund) to continue funding the operation of the County Prosecutor's Office "A Child's Haven" (a waiting room for children), funded by a grant from Indiana Criminal Justice Institute"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 526, 2000. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$57,300 in the 2000 Budgets of the County Auditor and the Prosecuting Attorney (State and Federal Grants Fund) to continue funding for a prosecutor and part-time investigator for the Regional Gang Interdiction Program, funded by a grant from the Indiana Criminal Justice Institute"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 528, 2000. Introduced by Councillor Coonrod. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which amends the Code to require that certain directional and informational signs located in the common areas of the City-County Building include translation into Spanish"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 531, 2000. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which amends the Code concerning leave allowances for firefighters or police officers"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 532, 2000. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an appropriation of \$4,678,500 in the State and Federal Grants Fund and \$22,294 in the County Grants Fund to fund the Expedited Case Management 2, Juvenile Assessment Project, Juvenile Support Services Project, Representation for Juveniles, Juvenile Teen Court, Adolescent sexual Adjustment Program, Access Visitation, Community Corrections, Adult Services., Fugitive Task Force, Failed Chances, Juvenile Accountability Incentive Block Grant 2 and 3, Task Force for Safe Streets, Child Advocates Expansion Program, Parent-Child Visitation, Victim Assistance and Youth Emergency Services for fiscal year 2001"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 549, 2000. Introduced by Councillor Massie. The Clerk read the proposal entitled: "A Proposal for a Special Ordinance which approves the transfer of control of ownership of Time Warner Entertainment-Advance Newhouse Partnership, a cable system franchise, from Time Warner, Inc. to AOL-TimeWarner, Inc."; and the President referred it to the Rules and Public Policy Committee.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NO. 533, 2000, PROPOSAL NOS. 534-539, 2000 and PROPOSAL NOS. 540-548, 2000. Introduced by Councillor Hinkle. Proposal No. 533, 2000, Proposal Nos. 534-539, 2000, and Proposal Nos. 540-548, 2000 are proposals for Rezoning Ordinances certified by the

Metropolitan Development Commission on August 3, 2000. 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. 141-156, 2000, the original copies of which ordinances are on file with the Metropolitan Development Commission, which were certified as follows:

REZONING ORDINANCE NO. 141, 2000.

2000-ZON-057

6660 EAST 34th STREET (approximate address), INDIANAPOLIS.

WARREN TOWNSHIP, COUNCILMANIC DISTRICT # 10

TRAVELER'S REST MISSIONARY BAPTIST CHURCH requests a rezoning of 2.0 acres, being in the D-3 District, to the SU-1 classification to provide for the construction of a church with off-street parking.

REZONING ORDINANCE NO. 142, 2000.

99-Z-218

3110 SOUTH POST ROAD (approximate address), INDIANAPOLIS.

FRANKLIN TOWNSHIP, COUNCILMANIC DISTRICT # 23

C.I.L., INC., by Michael J. Kias, requests a rezoning of 0.99 acre, being in the C-S District, to the C-S classification to provide for C-5 uses except for recovery services, go-cart raceways, flea markets, drive-in theatres, boat and canoe rental, fishing lake operation, and railroads; and to permit auctioneering services, including motor vehicle auctions with related uses such as washing and repair of vehicles.

REZONING ORDINANCE NO. 143, 2000.

2000-ZON-054

7823 BROOKVILLE ROAD (approximate address), INDIANAPOLIS.

WARREN TOWNSHIP, COUNCILMANIC DISTRICT # 13

FIRST INDUSTRIAL, REALTY TRUST, INC., by Philip A. Nicely, requests a rezoning of 52.35 acres, being in the D-A District, to the C-S classification to provide for an office, commercial, and industrial business park with an emphasis on office-storage service centers, manufacturing, and warehousing.

REZONING ORDINANCE NO. 144, 2000.

2000-ZON-066 (2000-DP-012) (Amended)

412 EAST COUNTY LINE ROAD (approximate address), INDIANAPOLIS

PERRY TOWNSHIP, COUNCILMANIC DISTRICT # 25

MAINSTAY, INC., by Philip A. Nicely, requests a rezoning of 4.0 acres, being in the D-A District, to the D-P classification to provide for the construction of 36 townhouse condominiums (9.0 units per acre).

REZONING ORDINANCE NO. 145, 2000.

2000-ZON-072

3110 SOUTH POST ROAD (approximate address), INDIANAPOLIS

FRANKLIN TOWNSHIP, COUNCILMANIC DISTRICT # 23

C.I.L., INC., by Michael J. Kias, requests a rezoning of 13.473 acres, being in the C-S District, to the C-S classification to provide for C-5 uses except for recovery services, go-cart raceways, flea markets, drive-in theatres, boat and canoe rental, fishing lake operation, and railroads; and to permit auctioneering services, including motor vehicle auctions with related uses such as washing and repair of vehicles.

REZONING ORDINANCE NO. 146, 2000.

2000-ZON-080 (2000-DP-015)

2200 SOUTH RACEWAY ROAD (approximate address), INDIANAPOLIS

WAYNE TOWNSHIP, COUNCILMANIC DISTRICT # 19.

C.P. MORGAN COMMUNITIES, L.P., by Brian Tuohy, requests a rezoning of 69.94 acres, in the I-3-S District, to the DP classification to provide for a maximum of 375 single-family dwellings (5.36 units per acre).

REZONING ORDINANCE NO. 147, 2000.

2000-ZON-820

3801 NORTH FOREST MANOR AVENUE (approximate address), INDIANAPOLIS.

WASHINGTON TOWNSHIP, COUNCILMANIC DISTRICT # 14.

SHILOH MISSIONARY BAPTIST CHURCH, INC., by Aaron E. Haith, requests a rezoning of 2.44 acres, being in the D-7, D-3, and C-1 Districts, to the SU-1 classification to provide for an existing church, with accessory daycare and school facilities.

REZONING ORDINANCE NO. 148, 2000.

2000-ZON-070

7765 AMETHYST AVENUE (approximate address), INDIANAPOLIS.

PIKE TOWNSHIP, COUNCILMANIC DISTRICT # 2

LAND DEVELOPMENT SERVICES, INC., by David Gilman, requests a rezoning of 0.36 acres, being in the D-5 District, to the D-3 classification to provide for the construction of a single-family dwelling with a private septic system.

REZONING ORDINANCE NO. 149, 2000.

2000-ZON-076

1302-1328 STURM AVENUE (approximate address), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 22

METROPOLITAN DEVELOPMENT COMMISSION requests a rezoning of 0.70 acre, being in the C-2 District, to the D-5 classification to legally establish seven residential lots and six single-family dwellings.

REZONING ORDINANCE NO. 150, 2000.

2000-ZON-078

17 and 25 SOUTH SHERIDAN AVENUE (approximate address), INDIANAPOLIS.

WARREN TOWNSHIP, COUNCILMANIC DISTRICT # 13

DEPARTMENT OF PUBLIC SAFETY requests a rezoning of 0.44 acre, being in the D-5 District, to the SU-9 classification to provide for the development of an off-street parking lot for an existing fire station.

REZONING ORDINANCE NO. 151, 2000.

2000-ZON-079

8739 SOUTH SHERMAN DRIVE (approximate address), INDIANAPOLIS.

PERRY TOWNSHIP, COUNCILMANIC DISTRICT # 24

THE DEPARTMENT OF PARKS AND RECREATION requests a rezoning of 1 acre, being in the PK-1 District, to the D-3 classification to legally establish a single-family residence.

REZONING ORDINANCE NO. 152, 2000.

2000-ZON-082

1660 KESSLER BOULEVARD, EAST DRIVE (approximate address), INDIANAPOLIS.

WASHINGTON TOWNSHIP, COUNCILMANIC DISTRICT # 7

NORTHMINSTER PRESBYTERIAN CHURCH, by Wilson S. Stober, requests a rezoning of 2.6 acres, being in the D-5 District, to the SU-1 classification to legally establish an existing church and associated pre-school, and to provide for parking, landscaping, and signage revisions.

REZONING ORDINANCE NO. 153, 2000.

2000-ZON-083

2401 SOUTH RACEWAY ROAD (approximate addresses), INDIANAPOLIS.

WAYNE TOWNSHIP, COUNCILMANIC DISTRICT # 19

NATIONAL CREEK REALTY, by Brian Tuohy, requests a rezoning of 7.2 acres, being in the 1-2-S District, to the C-7 classification.

REZONING ORDINANCE NO. 154, 2000.

2000-ZON-085

8255 CRAIG STREET (approximate address), INDIANAPOLIS.

LAWRENCE TOWNSHIP, COUNCILMANIC DISTRICT # 4

WILLIAMS REALTY 17, LLC, by Thomas Michael Quinn, requests a rezoning of 3 acres, being in the C-S District, to the C-3 classification to provide for C-3 uses, except the following: oil change and lube shop, coupon or trading stamp redemption service, gasoline service station, or tattoo parlors.

REZONING ORDINANCE NO. 155, 2000.
2000-ZON-086

1417 EAST OHIO STREET (approximate address), INDIANAPOLIS.
CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 22
ROMAN CATHOLIC ARCHDIOCESE OF INDIANAPOLIS PROPERTIES, INC., by James L. Tuohy, requests a rezoning of 0.4 acre, being in the D-8 District, to the SU-1 classification to provide for classrooms and related church and school uses, within an existing building.

REZONING ORDINANCE NO. 156, 2000.
2000-ZON-093

5348 ELMWOOD AVENUE (approximate address), CITY OF BEECH GROVE.
FRANKLIN TOWNSHIP, COUNCILMANIC DISTRICT # 23.
DONALD L. GRIFFIN, by Michael J. Kias, requests a rezoning of 1.79 acres, being in the D-3 District, to the I-2-S classification to provide for an insulation contractor and other I-2-S uses.

PROPOSAL NO. 505, 2000. Councillor Hinkle reported that the Metropolitan Development Committee heard Proposal No. 505, 2000 on July 17, 2000. The proposal is an inducement resolution for Indiana Veneers Corp. in an amount not to exceed \$1,500,000 for the acquisition and installation of machinery and equipment to be utilized in an existing manufacturing facility located at 1121 East 24th Street (District 22). By a 4-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Hinkle moved, seconded by Councillor Langsford, for adoption. Proposal No. 505, 2000 was adopted on the following roll call vote; viz:

24 YEAS: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Coughenour, Douglas, Dowden, Gray, Hinkle, Knox, Langsford, Moriarty Adams, Nytes, Sanders, Schneider, SerVaas, Short, Smith, Soards, Talley, Tilford
0 NAYS:
3 NOT VOTING: Coonrod, Gibson, Horseman
2 ABSENT: Conley, Massie

Proposal No. 505, 2000 was retitled SPECIAL RESOLUTION NO. 61, 2000, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 61, 2000

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

WHEREAS, the City of Indianapolis, Indiana (the "Issuer") is authorized by IC 36-7-1.9 and IC 36-7-12 (collectively, the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for the acquisition, renovation, construction, installation and equipping of said facilities, and said facilities to be either sold or leased to a company or the proceeds of the revenue bond issue may be loaned to the company and said facilities directly owned by the Company; and

WHEREAS, Indiana Veneers Corp., an Indiana corporation (the "Applicant"), has advised the Indianapolis Economic Development Commission (the "Commission") and the Issuer that it proposes that the Issuer either acquire certain economic development facilities and sell or lease the same to Applicant or loan the proceeds of an economic development financing to the Applicant for the same, said economic development facilities consist of the acquisition and installation of machinery and equipment to be utilized in an existing manufacturing facility located at 1121 East 24th Street, Indianapolis, Indiana 46205 (the "Project"); and

WHEREAS, the diversification of industry and the creation and retention of opportunities for gainful employment and the creation of business opportunities to be achieved by the acquisition and installation of the Project will serve a public purpose and be of benefit to the health or general welfare of the Issuer and its citizens; and

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

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

SECTION 1. It finds, determines, ratifies and confirms that the diversification of industry and the retention of opportunities for gainful employment within the jurisdiction of the Issuer, is desirable, serves a public purpose, and is of benefit to the health or general welfare of the Issuer; and that it is in the public interest that this Issuer take such action as it lawfully may to encourage the diversification of industry, the creation of business opportunities, and the creation and retention of opportunities for gainful employment within the jurisdiction of the Issuer.

SECTION 2. It further finds, determines, ratifies and confirms that the issuance and sale of revenue bonds of the Issuer in an amount not to exceed \$1,500,000 under the Act to be privately placed or publicly offered if permitted under current Commission policy for the acquisition and construction of the Project and the sale or leasing of the Project to the Applicant or the loan of the proceeds of the revenue bonds to the Applicant for the acquisition and installation of the Project will serve the public purposes referred to above in accordance with the Act.

SECTION 3. In order to induce the Applicant to proceed with the acquisition and installation of the Project, this Council hereby finds, determines, ratifies and confirms that (i) it will take or cause to be taken such actions pursuant to the Act as may be required to implement the aforesaid financing, or as it may deem appropriate in pursuance thereof; provided (a) that all of the foregoing shall be mutually acceptable to the Issuer and the Applicant and (b) subject to the further caveat that this inducement resolution expires on January 31, 2001, unless such bonds have been issued or an Ordinance authorizing the issuance of such bonds has been adopted by this Council prior to the aforesaid date or unless, upon a showing of good cause by the Applicant, the Issuer, by official action, extends the term of this inducement resolution; and (ii) it will adopt such ordinances and resolutions and authorize the execution and delivery of such instruments and the taking of such action as may be necessary and advisable for the authorization, issuance and sale of said economic development revenue bonds, provided that at the time of the proposed issuance of such bonds (a) this inducement resolution is still in effect and (b) if applicable, the aggregate amount of private activity bonds previously issued during that calendar year will not exceed the private activity bond limit for such calendar year, it being understood that the Issuer, by taking this action, is not making any representation nor any assurances that (1) any such allocable limit will be available, because inducement resolutions in the aggregate amount in excess of the private activity bond limit may, and in all probability will, be adopted; (2) the proposed Project will have no priority over other projects which have applied for such private activity bonds and have received inducement resolutions; and (3) no portion of such activity bond limit has been guaranteed for the proposed Project; and (iii) it will use its best efforts at the request of the Applicant to authorize the issuance of additional bonds for refunding and refinancing the outstanding principal amount of the bonds, for completion of the Project and for additions to the Project, including the costs of issuance (providing that the financing of such addition or additions to the Project is found to have a public purpose [as defined in the Act] at the time of authorization of such additional bonds), and that the aforementioned purposes comply with the provisions of the Act.

SECTION 4. All costs of the Project incurred after the date which is sixty (60) days prior to the adoption of this resolution, including reimbursement or repayment to the Applicant of monies expended by the Applicant for application fees, planning, engineering, underwriting expenses, attorney and bond counsel fees, and acquisition and construction of the Project will be permitted to be included as part of the bond issue to finance said Project, and the Issuer will thereafter sell the Project to the Applicant or loan the proceeds of the revenue bonds to the Applicant for the Project. Also certain indirect expenses incurred prior to such date will be permitted to be included as part of the bond issue to finance the Project in accordance with the Final Regulations (T 8476) on Arbitrage Restrictions on Tax-Exempt Bonds in particular Section 1.150-2.

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

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 396, 2000. Councillor Bradford reported that the Community Affairs Committee heard Proposal No. 396, 2000 on June 27, 2000. The proposal, sponsored by Councillor Langsford, approves an increase of \$550,000 in the 2000 Budget of the Marion

County Children's Guardian Home (County General Fund) to continue with the Vision 2000 renovations at the Guardian Home, financed by Build Indiana funds. Councillor Langsford recognized Senator Larry Buell and Guardian Home Director Paul Browne for all their efforts in helping to secure and utilize these grant funds. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

President SerVaas called for public testimony at 9:00 p.m. There being no one present to testify, Councillor Langsford moved, seconded by Councillor Bradford, for adoption. Proposal No. 396, 2000 was adopted on the following roll call vote; viz:

- 24 YEAS: *Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Coughenour, Douglas, Dowden, Gibson, Gray, Horseman, Knox, Langsford, Nytes, Sanders, Schneider, SerVaas, Short, Smith, Soards, Talley, Tilford*
- 0 NAYS:
- 3 NOT VOTING: *Coonrod, Hinkle, Moriarty Adams*
- 2 ABSENT: *Conley, Massie*

Proposal No. 396, 2000 was retitled FISCAL ORDINANCE NO. 80, 2000, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 80, 2000

A FISCAL ORDINANCE amending the City-County Annual Budget for 2000 (City-County Fiscal Ordinance No. 98, 1999) appropriating an additional Five Hundred Fifty Thousand Dollars (\$550,000) in the County General Fund for purposes of the Marion County Children's Guardian Home and reducing the unappropriated and unencumbered balance in the County General Fund.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02(ee) of the City-County Annual Budget for 2000 be, and is hereby amended by the increases and reductions hereinafter stated for purposes of the Marion County Children's Guardian Home to continue with the Vision 2000 Guardian Home renovations.

SECTION 2. The sum of Five Hundred Fifty Thousand Dollars (\$550,000) be, and the same is hereby appropriated the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>MARION COUNTY CHILDREN'S GUARDIAN HOME</u>	<u>COUNTY GENERAL FUND</u>
4. Capital Outlay	550,000
TOTAL INCREASE	550,000

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

	<u>COUNTY GENERAL FUND</u>
Unappropriated and Unencumbered	
County General Fund	550,000
TOTAL REDUCTION	550,000

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

PROPOSAL NO. 404, 2000. The proposal approves an increase of \$337,865 in the 2000 Budgets of the County Auditor, Prosecuting Attorney, Marion County Superior Court, and Marion County Public Defender Agency (County General Fund) to increase the Initial Hearing Court staff to alleviate caseload backlogs and jail overcrowding as ordered by the Indiana Supreme Court, financed by fund balances. Councillor Dowden moved, seconded by Councillor Smith, to

postpone Proposal No. 404, 2000 until August 28, 2000. Proposal No. 404, 2000 was postponed by a unanimous voice vote.

PROPOSAL NO. 405, 2000. The proposal approves an increase of \$330,576 in the 2000 Budgets of the County Auditor, Prosecuting Attorney, Marion County Superior Court, and Marion County Public Defender Agency (County General Fund) to fund the transfer of cases from D Felony Courts to the other Major Felony Courts to assist in diminishing the caseload disparity among the courts as ordered by the Indiana Supreme Court, financed by fund balances. Councillor Dowden moved, seconded by Councillor Schneider, to postpone Proposal No. 405, 2000 until August 28, 2000. Proposal No. 405, 2000 was postponed by a unanimous voice vote.

PROPOSAL NO. 446, 2000. Councillor Cockrum reported that the Parks and Recreation Committee heard Proposal No. 446, 2000 on July 13, 2000. The proposal, sponsored by Councillors Cockrum and Gray, approves an increase of \$1,196,000 in the 2000 Budget of the Department of Parks and Recreation (Park General Fund) to cover the increased operating costs for various parks and recreation programs and facilities through the end of 2000, financed by fund balances. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

President SerVaas called for public testimony at 9:03 p.m. There being no one present to testify, Councillor Cockrum moved, seconded by Councillor Talley, for adoption. Proposal No. 446, 2000 was adopted on the following roll call vote; viz:

21 YEAS: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Coughenour, Douglas, Dowden, Gibson, Langsford, Moriarty Adams, Nytes, Sanders, SerVaas, Short, Smith, Soards, Talley, Tilford

0 NAYS:

6 NOT VOTING: Coonrod, Gray, Hinkle, Horseman, Knox, Schneider

2 ABSENT: Conley, Massie

Proposal No. 446, 2000 was retitled FISCAL ORDINANCE NO. 81, 2000, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 81, 2000

A FISCAL ORDINANCE amending the City-County Annual Budget for 2000 (City-County Fiscal Ordinance No. 98, 1999) appropriating an additional One Million One Hundred Ninety-six Thousand Dollars (\$1,196,000) in the Park General Fund for purposes of the Department of Parks and Recreation and reducing certain other appropriations for 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 2000 be, and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Parks and Recreation to cover increased operating costs for parks and recreation programs and facilities through the end of 2000.

SECTION 2. The sum of One Million One Hundred Ninety Six Thousand Dollars (\$1,196,000) be, and the same is hereby appropriated 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>DEPARTMENT OF PARKS AND RECREATION</u>	<u>PARK GENERAL FUND</u>
1. Personal Services	940,000
2. Supplies	125,000
3. Other Services and Charges	<u>131,000</u>
TOTAL INCREASE	1,196,000

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

	<u>PARK GENERAL FUND</u>
Unappropriated and Unencumbered	
Park General Fund	<u>1,196,000</u>
TOTAL REDUCTION	1,196,000

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

PROPOSAL NO. 449, 2000. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 449, 2000 on July 12, 2000. The proposal approves an increase of \$4,371 in the 2000 Budget of Marion County Superior Court, Juvenile Division (Guardian Ad Litem Fund) to appropriate additional state grant funds for Child Advocates, Inc.. By a 9-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

President SerVaas called for public testimony at 9:04 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Bradford, for adoption. Proposal No. 449, 2000 was adopted on the following roll call vote; viz:

- 21 YEAS: *Bainbridge, Black, Borst, Boyd, Bradford, Cockrum, Coughenour, Douglas, Dowden, Gibson, Gray, Langsford, Moriarty Adams, Nytes, Sanders, Schneider, SerVaas, Smith, Soards, Talley, Tilford*
- 0 NAYS:
- 6 NOT VOTING: *Brents, Coonrod, Hinkle, Horseman, Knox, Short*
- 2 ABSENT: *Conley, Massie*

Proposal No. 449, 2000 was retitled FISCAL ORDINANCE NO. 82, 2000, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 82, 2000

A FISCAL ORDINANCE amending the City-County Annual Budget for 2000 (City-County Fiscal Ordinance No. 98, 1999) appropriating an additional Four Thousand Three Hundred Seventy-one Dollars (\$4,371) in the Guardian Ad Litem Fund for purposes of the Marion Superior Court, Juvenile Division and reducing the unappropriated and unencumbered balance in the Guardian Ad Litem Fund.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02(cc) of the City-County Annual Budget for 2000 be, and is hereby amended by the increases and reductions hereinafter stated for purposes of the Marion Superior Court, Juvenile Division, to appropriate additional funds from the State of Indiana for Child Advocates, Inc.

SECTION 2. The sum of Four Thousand Three Hundred Seventy-one Dollars (\$4,371) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>MARION COUNTY SUPERIOR COURT, JUVENILE DIVISION</u>	<u>GUARDIAN AD LITEM FUND</u>
3. Other Services and Charges	4,371
TOTAL INCREASE	4,371

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

	<u>GUARDIAN AD LITEM FUND</u>
Unappropriated and Unencumbered	
Guardian Ad Litem Fund	4,371
TOTAL REDUCTION	4,371

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

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

PROPOSAL NO. 452, 2000. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 452, 2000 on July 12, 2000. The proposal approves an increase of \$273,086 in the 2000 Budgets of the County Auditor and Marion Superior Court, Probation Division (Alcohol and Drug Services Fund) to provide partial funding for eight new probation officers, financed by fund balances. By a 9-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

President SerVaas called for public testimony at 9:06 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Smith, for adoption. Proposal No. 452, 2000 was adopted on the following roll call vote; viz:

- 22 YEAS: *Bainbridge, Borst, Boyd, Brents, Cockrum, Coonrod, Coughenour, Douglas, Dowden, Gibson, Gray, Langsford, Moriarty Adams, Nytes, Sanders, Schneider, SerVaas, Short, Smith, Soards, Talley, Tilford*
- 0 NAYS:
- 5 NOT VOTING: *Black, Bradford, Hinkle, Horseman, Knox*
- 2 ABSENT: *Conley, Massie*

Proposal No. 452, 2000 was retitled FISCAL ORDINANCE NO. 83, 2000, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 83, 2000

A FISCAL ORDINANCE amending the City-County Annual Budget for 2000 (City-County Fiscal Ordinance No. 98, 1999) appropriating an additional Two Hundred Seventy-three Thousand Eighty-six Dollars (\$273,086) in the Alcohol and Drug Services Fund for purposes of the County Auditor and Marion County Superior Court, Probation Division.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget. Section 1.02(b, cc) of the City-County Annual Budget for 2000 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the County Auditor and the Marion County Superior Court, Probation Division, to provide partial funding for eight new probation officers in order to comply with supervision standards set forth by the Indiana Judicial Conference.

SECTION 2. The sum of Two Hundred Seventy-three Thousand Eighty-six Dollars (\$273,086) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COUNTY AUDITOR</u>	<u>ALCOHOL AND DRUG SERVICES FUND</u>
1. Personal Services-fringes	48,604
<u>MARION SUPERIOR COURT, PROBATION DIVISION</u>	
1. Personal Services	190,602
2. Services	2,480
3. Other Services	8,800
4. Capital Outlay	22,600
TOTAL INCREASE	273,086

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

	<u>ALCOHOL AND DRUG SERVICES FUND</u>
Unappropriated and Unencumbered	
Alcohol and Drug Services Fund	273,086
TOTAL REDUCTION	273,086

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

PROPOSAL NO. 462, 2000. The proposal, sponsored by Councillors Coonrod and Talley, approves an increase of \$974,000 and a transfer of \$1,862,000 in the 2000 Budget of the Department of Administration, Fleet Services Division (Consolidated County Fund) to cover increased fuel costs, financed by a transfer and a reduction in fund balances. Councillor Coonrod moved, seconded by Councillor Tilford, to postpone Proposal No. 462, 2000 until August 28, 2000. Proposal No. 462, 2000 was postponed by a unanimous voice vote.

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 443, 2000. Councillor Coonrod reported that the Administration and Finance Committee heard Proposal No. 443, 2000 on July 18, 2000. The proposal, sponsored by Councillor Massie, authorizes and approves the investment of public funds in money-market mutual funds by the County Treasurer and City Controller. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Coonrod moved, seconded by Councillor Cockrum, for adoption. Proposal No. 443, 2000 was adopted on the following roll call vote; viz:

21 YEAS: Bainbridge, Boyd, Brents, Cockrum, Coonrod, Coughenour, Douglas, Dowden, Gibson, Gray, Knox, Langsford, Moriarty Adams, Nytes, Sanders, Schneider, Short, Smith, Soards, Talley, Tilford

0 NAYS:

6 NOT VOTING: Black, Borst, Bradford, Hinkle, Horseman, SerVaas

2 ABSENT: Conley, Massie

Proposal No. 443, 2000 was retitled COUNCIL RESOLUTION NO. 68, 2000, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 68, 2000

A COUNCIL RESOLUTION of the City-County Council of the City of Indianapolis and the County of Marion, Indiana, authorizing and approving the investment of public funds in money market mutual funds.

WHEREAS, IC 5-13-9-1 *et seq.* authorizes county treasurers and the fiscal officers of political subdivisions to invest public funds; and

WHEREAS, the City of Indianapolis and Marion County, Indiana ("the City" and "the County," respectively) have public funds which are eligible for investment pursuant to the provisions of IC 5-13 by the City Controller and the County Treasurer, respectively, and regularly exercise their powers to invest such funds pursuant to the provisions thereof; and

WHEREAS, IC 5-13-9-2.4 requires that any investment of public funds in money market mutual funds be approved and authorized annually by the fiscal body of such political subdivision; and

WHEREAS, the City-County Council of the City of Indianapolis and Marion County, Indiana (the "Council"), is the fiscal body of the City and the County and desires to authorize the City and the County to invest public funds in money-market mutual funds, subject to the limitations of IC 5-13-9-2.5; now, therefore:

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

SECTION 1. The Council does hereby authorize and approve the investment of public funds by the City and the County in investments commonly known as "money market mutual funds."

SECTION 2. Pursuant to IC 5-13-9-1, the County Treasurer is the investing officer of the County and the City Controller is the investing officer of the City.

SECTION 3. Investments authorized by this Resolution may not exceed fifty percent (50%) of the funds held by the investing officer and available for investment. This limitation does not apply to investments made by the County Treasurer between the date that is ten (10) days before each property tax installment is due, and the property tax settlement distribution date.

SECTION 4. The money market mutual funds must be in the form of securities of or interests in an open-end, no-load, management-type investment company or investment trust registered under the provisions of the federal Investment Company Act of 1940, as amended (i.e., 15 U.S.C. Sec. 80a et seq.).

SECTION 5. The portfolio of the investment company or investment trust described in Section 4 of this Resolution must be limited to the following: (1) direct obligations of the United States; (2) obligations issued by a federal agency, a federal instrumentality, or an enterprise sponsored by the federal government; or (3) repurchase agreements fully collateralized by obligations described in (1) or (2).

SECTION 6. The form of securities of or interests in an investment company or investment trust described in Section 4 of this Resolution must be rated as either: (1) AAA, or its equivalent, by Standard and Poor's Corporation or its successor; or (2) AAA or its equivalent, by Moody's Investors Service, Inc., or its successor.

SECTION 7. Investments made pursuant to this Resolution shall be made through depositories designated by the Indiana Board of Finance as depositories for state deposits.

SECTION 8. This Resolution shall expire one (1) calendar year from its adoption.

SECTION 9. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 444, 2000. Councillor Cockrum reported that the Parks and Recreation Committee heard Proposal No. 444, 2000 on July 13, 2000. The proposal determines that the lease of office and warehouse space at 5940 Michigan Road is needed for the Department of Parks and Recreation. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

President SerVaas asked what will happen to the 29th Street former Parks facility. Joseph Wynns, Parks Department director, stated that this facility has already been deeded over to the Department of Metropolitan Development and was sold to a private developer. The City no longer owns this property.

Councillor Cockrum moved, seconded by Councillor Soards, for adoption. Proposal No. 444, 2000 was adopted on the following roll call vote; viz:

25 YEAS: *Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Coughenour, Douglas, Dowden, Gibson, Gray, Hinkle, Knox, Langsford, Moriarty Adams, Nytes, Sanders, Schneider, SerVaas, Short, Smith, Soards, Talley, Tilford*
1 NAY: *Coonrod*
1 NOT VOTING: *Horseman*
2 ABSENT: *Conley, Massie*

Proposal No. 444, 2000 was retitled SPECIAL RESOLUTION NO. 62, 2000, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 62, 2000

A PROPOSAL FOR A SPECIAL RESOLUTION determining that the lease of 4,500 square feet of office space; 23,330 square feet of warehouse space at 5940 Michigan Road, Indianapolis, Indiana, is needed for the Department of Parks and Recreation.

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

SECTION 1. The City-County Council, pursuant to IC 36-1-10-7 and Sec. 151-66 of the Revised Code, has investigated the conditions requiring the subject lease and hereby determines the lease of office and warehouse space for the Department of Parks and Recreation is necessary.

SECTION 2. The property located at 5940 Michigan Road, Indianapolis, Indiana is owned by Wynnewood Development Company, LLC. Persons with a 10% or greater interest in the property are the following: Mr. Gary Merritt, Mr. Charles Garcia and Mr. Andrew Crowe.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-1-14.

PROPOSAL NO. 445, 2000. Councillor Cockrum reported that the Parks and Recreation Committee heard Proposal No. 445, 2000 on July 13, 2000. The proposal amends Chapter 241 of the Revised Code as it pertains to the make up of the divisions within the Department of Parks and Recreation. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor Cockrum moved, seconded by Councillor Langsford, to further amend Proposal No. 445, 2000, as per the following:

Mr. President:

I move that Secs. 241-302(3); 241-303(8); 241-306(a); 241-307(4), (4a), (4c); and 241-309(7) of Proposal No. 445, 2000, Committee report, be amended by deleting the text that is stricken through and inserting the text that is underlined, to read as follows:

Sec. 241-302.

(3) Provide physical resources to construct park beautification, forestry, and land improvement services for the departments;

Sec. 241-303.

(8) Draw patrons from more than a county-wide demographic area and have a revenue enhancement focus, except in areas of limited resources;

Sec. 241-306.

(a) Employees of the department who are park rangers ~~in the division of support services~~ shall serve a one-year probationary period. During this period, rangers shall be subject to termination with or without cause and without right to a hearing. This probationary period shall

consist of time actually worked, and any periods of time during which a ranger is absent from work beyond paid leave shall not be counted toward the completion of the one-year period. After completion of the one-year probationary period, rangers shall be merit employees and subject to discipline or termination only pursuant to rules adopted by the department director.

Sec. 241-307.

- (4) With respect to land improvement: design:
 - a. Provide, coordinate and management improvements to park properties such as playgrounds;
 - b. Construct trails;
 - c. ~~Conduce~~ Conduct general site improvements/repairs;

Sec. 241-309.

- (7) Draw patrons from more than a county-wide demographic area, except in areas of limited resources; and.

Councillor Soards encouraged members to support the motion, as all outstanding concerns have been addressed in this amendment.

Proposal No. 445, 2000 was amended by the following roll call vote; viz:

20 YEAS: Bainbridge, Black, Brens, Cockrum, Coughenour, Douglas, Dowden, Gray, Hinkle, Horseman, Knox, Langsford, Nytes, Schneider, SerVaas, Short, Smith, Soards, Talley, Tilford
0 NAYS:
7 NOT VOTING: Borst, Boyd, Bradford, Coonrod, Gibson, Moriarty Adams, Sanders
2 ABSENT: Conley, Massie

Councillor Borst thanked Mr. Wynns for all his hard work on this proposal and congratulated him on his success with the department.

Councillor Cockrum moved, seconded by Councillor Soards, for adoption. Proposal No. 445, 2000, as amended, was adopted on the following roll call vote; viz:

22 YEAS: Bainbridge, Black, Borst, Boyd, Brens, Cockrum, Coughenour, Douglas, Dowden, Gray, Hinkle, Knox, Langsford, Moriarty Adams, Nytes, Sanders, Schneider, SerVaas, Smith, Soards, Talley, Tilford
0 NAYS:
5 NOT VOTING: Bradford, Coonrod, Gibson, Horseman, Short
2 ABSENT: Conley, Massie

Proposal No. 445, 2000, as amended, was retitled GENERAL ORDINANCE NO. 83, 2000, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 83, 2000

A GENERAL ORDINANCE amending Chapter 241 of the Revised Code concerning the powers, duties, and organization 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. Chapter 241 of the "Revised Code of the Consolidated City and County," regarding Department of Parks and Recreation, hereby is amended by the deletion of the language which is stricken-through, and by the addition of the language which is underscored, to read as follows:

Chapter 241

DEPARTMENT OF PARKS AND RECREATION

ARTICLE I. DEPARTMENT ESTABLISHED

Sec. 241-101. Department established.

Pursuant to IC 36-10-3-3 there is hereby established a department of parks and recreation for the park district pursuant to IC 36-3-5-4 subject to IC 36-3-4-23. The department's official name will be Indianapolis Department of Parks and Recreation (a/k/a Indy Parks).

Sec. 241-102. Duties, powers.

It shall be the responsibility of the department of parks and recreation to operate and maintain parks and sports and recreational facilities owned by the consolidated city or the county or the park district. The department shall exercise powers granted by this chapter, any additional powers granted the department of parks and recreation of a consolidated city by the city-county council, and any other powers and duties granted by statute or ordinance or delegated by the mayor.

ARTICLE II. ORGANIZATION

Sec. 241-201. Director.

The director of the department of parks and recreation shall be appointed by the mayor subject to the approval of the city-county council as required by IC 36-3-5-2. The director shall be appointed for a term ending December thirty-first of the year appointed and until his successor is appointed and qualifies, but serves at the pleasure of the mayor.

Sec. 241-202. Duties of the director.

The director shall:

- (1) Manage the divisions within the department, provide policy direction and develop strategic management and capital improvement plans;
- (2) Oversee the daily operations of the department;
- (3) Prepare and submit the department's budget to the fiscal officer as required by IC 36-3-6-4(b)(1);
- (4) Appoint division administrators, assistant division administrators and an executive officer subject to the approval of the mayor as provided in IC 36-3-5-5;
- (5) Approve the hiring and dismissal of the personnel of the department subject to limitations prescribed by law and rules adopted by the mayor as provided in IC 36-3-5-5;
- (6) Provide administrative support to the department;
- (7) Delegate to the personnel employed in the department authority to act in his behalf, as provided in IC 36-3-5-5(c);
- (8) Execute contracts on behalf of the department subject to the powers of the mayor and the board of parks and recreation; and.
- (9) Exercise any other powers, which may be granted by statute or ordinance or delegated by the city-county council or the mayor.

Sec. 241-203. Divisions.

The department of parks and recreation shall be composed of the following divisions:

- (1) Administration division;
- (2) ~~Support services~~ Park maintenance division;
- (3) ~~Recreation and leisure services~~ Community recreation division;
- (4) Golf division;
- (5) Greenways division;
- (6) Park rangers division;
- (7) Resource development division;
- (8) Environmental and interpretive services division; and
- (9) Sports and special revenue facilities division.

Sec. 241-204. Board of parks and recreation.

(a) *Established.* There is hereby established a board of parks and recreation pursuant to IC 36-3-5-6 and IC 36-3-4-23.

(b) *Members.* The board shall be composed of five (5) members; the department director, who serves as presiding officer of the board; two (2) members appointed by the mayor, and two (2) members appointed by the city-county council. Each appointed member shall serve a one-year term and until his successor is appointed and qualified, but serves at the pleasure of the appointing authority. In the event of a vacancy prior to the expiration of a term, the appointing authority shall appoint a member for the remainder of the unexpired term.

(c) *Meetings.* The board shall hold regular meetings at least once a month, at times and places prescribed by its rules or established by resolution. No notice to members is required for holding or taking any action at a regular meeting. A special meeting of the board may be called by the presiding officer or by two-fifths (2/5) of the members, at any place in the county designated in the call. Each member shall be notified of the time and place of such a meeting by written notice which must be delivered, mailed or sent by other expedient means so that each member has at least seventy-two (72) hours' notice of the meeting. The notice requirements may be waived as to a member if he attends the meeting or executes a written waiver of notice. The waiver may be executed either before or after the meeting, but if executed after, it must state in general terms the purpose of the meeting.

(d) *Board action.* A majority of all the members of the board constitutes a quorum. A majority vote of all the board members is required to pass a resolution.

(e) *Powers.* The board of parks and recreation shall have the following powers:

- (1) To review all budgets prepared by the department and recommend to the city-county council any revisions the board feels desirable;
- (2) To hold any hearings to be held following public notice and make findings and determinations required by applicable law;
- (3) To approve the award and amendment of contracts let by the department for the purchase or lease of capital equipment or other property where the contract is required to be bid under IC 5-22;
- (4) To approve the award and amendment of public construction contracts let by the department which are required to be bid under IC 36-1-12;
- (5) To approve the acquisition of and leases for real estate by the department;
- (6) To approve the employment of persons engaged by the department by contract to render professional or consulting services;
- (7) To establish a cumulative building and sinking fund pursuant to IC 36-10-4-36;

- (8) To approve the disposal of property by the department as specified in IC 36-1-11, excluding leases of real property, pursuant to IC 36-1-11, for the siting of cellular, digital personal communications systems, or other wireless communications systems towers and related equipment; and.
- (9) In addition, the board shall have the powers granted to the board of parks and recreation of a consolidated city by IC 36-10-4, by ordinance or by the mayor.

Sec. 241-211. Committee established.

There is hereby established the Indianapolis Greenways Development Committee.

Sec. 241-212. Objective.

The Indianapolis Greenways Development Committee shall counsel and advise the Board of Indianapolis Department of Parks and Recreation to encourage use, preservation and improvement of the Indianapolis greenways with regard to present and future operations, development, recreation and its natural environment.

Sec. 241-213. Duties.

The Indianapolis Greenways Development Committee shall perform the following duties:

- (1) To request grants and in-kind support from the White River Greenways Foundation, Inc., and other support organizations for selected greenways-related projects;
- (2) To review greenways projects, guidelines and grants, and provide comments to the Indianapolis Department of Parks and Recreation, the Indianapolis Department of Parks and Recreation Board, and other appropriate agencies and organizations;
- (3) To assist in identifying appropriate groups for adoption of segments of the Indianapolis greenways, matching appropriate adoptive groups to the interest and needs of neighborhoods and communities for stewardship of adoptive areas;
- (4) To assist in determining and developing appropriate recreation and event usage guidelines for the Indianapolis greenways system; and,
- (5) To advocate and promote the Indianapolis greenways system based upon the Indianapolis Greenways Master Plan.

Sec. 241-214. Members.

(a) The committee shall consist of fifteen (15) voting members and one (1) nonvoting member appointed as follows:

- (1) Five (5) members of the committee shall be appointed by the mayor, one (1) of whom shall be designated as vice-chairperson;
- (2) Five (5) members of the committee shall be appointed by the city-county council, one (1) of whom shall be designated as secretary;
- (3) Four (4) members of the committee shall be appointed by the Board of Indianapolis Department of Parks and Recreation, one (1) of whom shall be designated as chairperson;
- (4) One (1) member of the committee shall be appointed by the director of the Indianapolis Department of Parks and Recreation to represent a not-for-profit local greenways 501(c)(3) organization; and.
- (5) The director of the Indianapolis Department of Parks and Recreation or his or her designee shall be a nonvoting member.

(b) A committee member who is eligible to vote but who attends fewer than fifty (50) percent of the regular meetings during the member's appointment shall not be eligible for reappointment to the committee for twelve (12) months after the expiration of his or her term.

(c) Only persons who are at least eighteen (18) years of age and residents of Marion County shall be eligible for membership on the committee.

(d) Members shall represent the interests of the community, businesses and property owners.

(e) At least one (1) member appointed by each appointing authority shall represent one (1) of the following greenway corridors:

(1) B & O Rail Corridor;

(2) Buck Creek;

(3) Crooked Creek;

(4) Eagle Creek;

(5) Fall Creek;

(6) Grassy Creek;

(7) Indianapolis Water Company Canal;

(8) Indian Creek;

(9) Monon Rail Corridor;

(10) Mud Creek;

(11) Pleasant Run;

(12) White Lick Creek; and.

(13) White River.

Sec. 241-215. Terms of appointment.

(a) In the making of initial appointments, three (3) of the mayor's appointees, two (2) of the city-county council's appointees' terms, and two (2) of the parks and recreation board's appointees shall be appointed for terms ending December 31, 1997. All other initial appointments shall be appointed for terms ending December 31, 1999.

(b) After the initial appointments, members shall be appointed for terms of four (4) years and shall serve at the pleasure of the appointing authority.

(c) A committee member may resign from the committee at any time.

(d) The committee shall request the authority who appointed any member who does not attend fifty (50) percent of the committee meetings in any calendar year to have that member replaced.

Sec. 241-216. Vacancies.

(a) Vacancies occurring on the committee shall be filled in a timely manner by the authority who appointed the member whose vacancy must be filled.

(b) A committee member appointed to fill a vacancy shall be appointed for the remainder of the unexpired term.

Sec. 241-217. Officers.

(a) The officers of the committee shall be a chairperson, a vice-chairperson and a secretary.

(b) A vacancy in any office shall be filled by the appointing authority under section 241-214.

Sec. 241-218. Officer duties.

(a) *The chairperson:*

- (1) The chairperson shall preside over all committee meetings.
- (2) The chairperson shall be recognized as the chief representative of the committee, but when speaking on the committee's behalf, shall express only the positions specifically determined by the committee.

(b) *The vice-chairperson:* The vice-chairperson shall assume the responsibilities of the chairperson and/or the secretary in either's absence.

(c) *The secretary:*

- (1) The secretary, with the assistance of an employee of the Indianapolis Department of Parks and Recreation appointed by the director, will keep a true and complete record of the minutes of each committee meeting.
- (2) The secretary shall sign the minutes and make them available for inclusion in the next general mailing to all committee members.
- (3) The secretary shall be responsible for keeping all committee members apprised of the actions and official positions taken by the committee.
- (4) The secretary shall keep a current roll of all members, which shall consist of members' names, current addresses and telephone numbers and appointing authority.
- (5) The secretary shall keep attendance records of members at committee meetings, and such attendance records shall be presented to the committee at the last scheduled regular meeting of each calendar year.

Sec. 241-219. Meetings.

- (a) Regular meetings of the committee shall be held regularly, at least once monthly.
- (b) Special meetings of the committee may be called by the executive committee.

(c) A written notice of the location, date, time and agenda of each meeting shall be mailed to each committee member at least forty-eight (48) hours (excluding Saturdays, Sundays and holidays) prior to a scheduled regular meeting, and ten (10) days before a special meeting.

Sec. 241-220. Quorum and voting.

(a) The presence of nine (9) voting members shall constitute a quorum at any meeting.

(b) Each voting member shall be entitled to one (1) vote on each matter submitted for the committee's determination.

(c) All voting must be in person, and no proxy shall be recognized.

(d) A quorum must exist for any valid vote. If a quorum is present, the vote of a majority of the voting members present shall be deemed action by the committee. A tie vote shall not be deemed action taken by the committee.

Sec. 241-221. Subcommittees.

(a) Executive subcommittee:

- (1) The executive subcommittee shall be comprised of the three (3) officers of the board.
- (2) The executive subcommittee shall provide for continuity between meetings of the committee and may take any appropriate action as necessary.
- (3) To be valid as an expression of the committee, actions of the executive subcommittee must be ratified by a majority vote of the committee at its next meeting.

(b) The committee may designate other subcommittees and delegate to such subcommittees such responsibilities and powers of the committee as the committee may specify.

ARTICLE III. DIVISIONS

Sec. 241-301. Administration division.

The administration division shall:

- (1) Provide management and support to the department's lines of business;
- (2) Provide support in areas of human resources and staff development, training, payroll administration, personnel policy and procedures, employee relations and labor negotiations;
- (3) Oversee the administration of all grants;
- (4) Manage all aspects of the department's management information systems;
- (5) Provide all marketing, promotion and communication needs of the department, including public and media relations, printing, photography, market research, ~~volunteer coordination, and sponsorships, partnerships, and grants;~~
- (6) Provide a customer service and community relations operation which includes the issuance of permits and centralized registration;
- (7) Provide support in areas of purchasing, procurement, stock inventory, and fleet management;
- (8) Be responsible for the preparation of the budget and fiscal ordinances, as well as financial planning and analysis for the department;
- (9) Be responsible for the management of all aspects of the department's accounting and auditing systems, including the monitoring of all cash control systems; ~~and~~
- (10) Administer and coordinate the preparation of all contracts within the department;
- (11) Develop, implement and manage partnership programs for the department;
- (12) Coordinate department relations with the Indianapolis Parks Foundation;
- (13) Develop, implement and manage recreational program initiatives instituted through the mayor or the department director; and
- (14) Develop, implement and manage volunteer services for the department.

Sec. 241-302. ~~Support services~~ Park maintenance division.

The ~~support services~~ park maintenance division shall:

- ~~(1) Coordinate all property transactions for the park district;~~
- ~~(2) Provide stewardship of natural resource areas within the park district;~~
- ~~(3) Manage the planning, design, and construction of parks and facilities and administer the capital improvement program and the resource development model;~~
- ~~(4) Before any city-owned park land (defined herein as real estate which is currently being used as a public park or is designated for such use in the comprehensive plan approved by the parks board, but excluding park land legally designated as surplus property) is disposed of for any purpose other than its intended use as a park, there shall be a special notice and mailing to residents in the area around the park, and a special public hearing shall be held with no less than four (4) weeks' advance notice to citizens in the park's vicinity. Such notice shall be given by first class mail addressed to the owners of real estate adjacent to the park in question to a depth of two (2) ownerships or six hundred (600) feet, whichever is less, as determined from the records of the township assessor, and by publication as required under IC 5-3-1-2(b). The~~

~~foregoing notice and public hearing requirements shall not apply, however, to disposals of city-owned park land as a result of the following:~~

- ~~a. Grants of rights-of-way, easements, rights of entry, use permits, licenses and the like;~~
- ~~b. Exchanges with or transfers to other governmental entities; or~~
- ~~c. Leases;~~

- (52) Manage and execute maintenance plans for park assets, and other properties;
- (63) Provide physical resources to construct park beautification, forestry, and land improvement services for the departments;
- (74) Provide for the building and grounds maintenance of parks and facilities within the parks district; and
- (8) ~~Provide for the safety and security of all park and recreation facilities customers.~~
- (3) Coordinate, manage, and conduct all installation and maintenance of athletic field resources of the department.

Sec. 241-303. ~~Recreation and leisure services~~ Community recreation division.

The community recreation and leisure services division shall:

- (1) Establish and monitor baseline quality maintenance standards for all regional, community, and neighborhood parks;
- (2) Implement an enhancement program to work with organized neighborhood entities to enhance their local parks;
- (3) Provide every neighborhood the opportunity and responsibility to reclaim stewardship of their public spaces;
- (4) Generate significant opportunities for neighborhoods to utilize parks close in proximity to their home that have major amenities not available in a neighborhood park;
- (5) Generate sufficient fee revenue to help offset the cost of the enhanced programs and facilities;
- (6) Coordinate all amenities of the park from a resource management perspective to create additional positive, collaborative, and interactive synergies for program and customer satisfaction;
- (7) Manage and operate programs, services, and facilities at regional, community, and neighborhood parks;
- (8) Draw patrons from more than a county-wide demographic area and have a revenue enhancement focus, except in areas of limited resources;
- (9) Create programs and events to provide leisure opportunities in a safe and enjoyable environment for all people;
- (10) Plan, develop, and provide community recreation opportunities for individuals, families, and groups of Indianapolis and Marion County of varied age and backgrounds;
- (11) Organize activities that represent a wide range of offerings in sports, arts, play, social, environmental, self-improvement, travel, and more; and
- (12) Offer quality recreation programs to those who seek to improve their lives and the greater community good, through participation in physical, social and creative endeavors, regardless of their ability, economic status, or residence.

Sec. 241-304. Golf division.

The golf division shall:

- (1) Create meaningful and enjoyable golfing opportunities for people of all ages and playing abilities;
- (2) Provide competitive playing conditions that meet customer expectations at fair market pricing;
- (3) Provide ancillary golf amenities like driving ranges, pro shops, golf carts, and concessions that meet quality standards; and
- (4) Ensure the golfing customer, the City of Indianapolis, and the golf operators are receiving value for dollars spent.

Sec. 241-305. Greenways division.

The greenways division shall:

- (1) Develop, manage, improve and maintain the greenways system within Marion County;
- (2) Provide recreation and fitness opportunities;
- (3) Promote open space conservation;
- (4) Link neighborhoods with each other and parks and other community assets; and
- (5) Provide environmental education for the public concerning the greenways system.

Sec. 241-306. ~~Additional powers~~ Park rangers division.

~~In addition, each division shall have all powers, duties and responsibilities granted by statute or ordinance or delegated by the mayor.~~

(a) Employees of the department who are park rangers shall serve a one-year probationary period. During this period, rangers shall be subject to termination with or without cause and without right to a hearing. This probationary period shall consist of time actually worked, and any periods of time during which a ranger is absent from work beyond paid leave shall not be counted toward the completion of the one-year period. After completion of the one-year probationary period, rangers shall be merit employees and subject to discipline or termination only pursuant to rules adopted by the department director.

(b) The ranks of corporal, sergeant, lieutenant, captain, and major shall be appointed ranks. Rangers appointed to serve in these ranks shall serve at the pleasure of the department director and may be reassigned to the rank of ranger without cause.

(c) The park rangers division shall:

- (1) Provide for the safety and security of all park and recreation facilities, services, and customers;
- (2) Manage the park ranger program;
- (3) Manage the park ranger Weed & Seed program;
- (4) Develop and manage the educational safety programs of the department;
- (5) Develop, manage and execute safety policy and procedures at department parks and facilities;
- (6) Implement and manage OSHA standards and monitor department compliance;
- (7) Enforce city, state, and park and recreation department ordinances/statutes/rules on park properties;
- (8) Develop and perform environmental and safety programs for school and civic groups; and
- (9) Develop and implement community policing strategies for park properties.

Sec. 241-307. Park rangers Resource development division.

~~Employees of the department who are park rangers in the division of support services shall serve a one-year probationary period. During this period, rangers shall be subject to termination with or without cause and without right to a hearing. This probationary period shall consist of time actually worked, and any periods of time during which a ranger is absent from work beyond paid leave shall not be counted toward the completion of the one-year period.~~

~~After completion of the one-year probationary period, rangers shall be merit employees and subject to discipline or termination only pursuant to rules adopted by the department director.~~

~~The ranks of corporal, sergeant, lieutenant, captain, and major shall be appointed ranks. Rangers appointed to serve in these ranks shall serve at the pleasure of the department director and may be reassigned to the rank of ranger without cause.~~

The resource development division shall:

(1) With respect to project/asset management:

- a. Manage the scoping, planning, design and construction of parks and facilities and administer the Capital Improvement Program;
- b. Utilize knowledge of the construction industry and requirement of the city bidding process to manage the design, bidding and construction of parks facilities; and
- c. Protect and maintain the investment of parks and greenways by setting high standards for design, construction, project management and adherence to safety and ADA issues.

(2) With respect to planning:

- a. Ensure a comprehensive cycle of planning and development which combines public input, professional standards, responsible use of public investment, and process evaluation to promote constant improvement;
- b. Coordinate the input of all citizens in the planning process and communication of the plan for future park development; and
- c. Develop comprehensive/park master planning:
 - i. Provide long-range and short-term evaluations of guidelines, park improvements, property acquisitions and county-wide park and recreation needs;
 - ii. Coordinate development of parks based on physical resources and identified community needs; and
 - iii. Define park functions and proposed uses.

(3) With respect to real-estate/land acquisition:

- a. Manage inventory of all park properties;
- b. Coordinate all property transactions for the department;
- c. Coordinate governmental grants of right-of-way, easement, rights-of-entry and leases; and
- d. Before any city-owned park land (defined herein as real estate which is currently being used as a public park or is designated for such use in the comprehensive plan approved by the parks board, but including park land legally designated as surplus property) is disposed of for any purpose other than its intended use as a park, there shall be a special notice and mailing to residents in the area around the park, and a special public hearing shall be held with no less than four (4) weeks advance notice to citizens in the park's vicinity. Such notice shall be given by first class mail addressed to the owners of real estate adjacent to the park in question to a depth of two (2) ownerships or six hundred (600) feet, whichever is less, as determined from the records of the township assessor, and by publication as required under IC 5-3-1-2 (b). The foregoing notice and public

hearing requirements shall not apply, however, to disposals of city-owned park land as a result of the following:

- i. Grants of rights-of-way, easements, rights-of-entry, use permits, licenses and the like;
 - ii. Exchanges with or transfers to other governmental entities; or
 - iii. Leases.
- (4) With respect to land improvement design:
- a. Provide, coordinate and manage improvements to park properties such as playgrounds;
 - b. Construct trails;
 - c. Conduct general site improvements/repairs;
 - d. Demolish hazardous facilities;
 - e. Perform concrete repairs at facilities;
 - f. Rebuild athletic fields; and
 - g. Provide heavy equipment support for departmental needs.

Sec. 241-308. Environmental and interpretive services division.

The environmental and interpretive services division shall:

- (1) Manage and operate nature programs, services, and facilities at nature parks;
- (2) Create and offer quality nature programs, events and services in a safe and enjoyable environment for all people;
- (3) Plan, develop, and provide nature programs and services for individuals, families and groups of Indianapolis and Marion County of varied ages and backgrounds;
- (4) Establish and monitor baseline quality standards for all nature parks;
- (5) Implement an enhancement program to work with organized neighborhood entities to enhance nature parks and program services;
- (6) Provide every neighborhood the opportunity and responsibility to reclaim stewardship of their public spaces; and
- (7) Generate sufficient fee revenue to help offset the cost of the enhanced programs and facilities.

Sec. 241-309. Sports and special revenue facilities division.

The sports and special revenue facilities division shall:

- (1) Manage and operate programs and services at sports and special facilities;
- (2) Create and offer quality sports, aquatic programs, special events, and services in a safe and enjoyable environment for all people;
- (3) Plan, develop, and provide sports and aquatic programs and services for individuals, families and groups of Indianapolis and Marion County of varied ages and backgrounds;
- (4) Establish and monitor baseline quality standards for all sports, aquatic and special facilities;
- (5) Work with organized neighborhood entities to enhance sports, aquatic and special facilities, and program services;

- (6) Provide every neighborhood the opportunity and responsibility to reclaim stewardship of their public spaces;
- (7) Draw patrons from more than a county-wide demographic area, except in areas of limited resources; and
- (8) Generate sufficient fee revenue to help offset the cost of programs and facilities.

Sec. 241-310. Additional powers.

In addition, each division shall have all powers, duties and responsibilities granted by statute or ordinance or delegated by the mayor.

SECTION 2. The expressed and implied repeal or amendment by this ordinance of any other ordinance or part of any other ordinance does not affect any rights or liabilities accrued, penalties incurred, or proceedings begun prior to the effective date of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance had not been adopted.

SECTION 3. Should any provision (section, paragraph, sentence, clause, or any other portion) of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provisions shall not be affected, if and only if such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the Council in adopting this ordinance. To this end the provisions of this ordinance are severable.

SECTION 4. This ordinance shall be in effect from and after its passage by the Council and compliance with IC 36-3-4-14.

PROPOSAL NO. 448, 2000. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 448, 2000 on July 12, 2000. The proposal approves a transfer of \$75,000 in the 2000 Budget of the Metropolitan Emergency Communications Agency (MECA Fund) to meet mission requirements. By a 9-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Borst, for adoption. Proposal No. 448, 2000 was adopted on the following roll call vote; viz:

22 YEAS: Bainbridge, Black, Borst, Boyd, Brents, Cockrum, Coughenour, Douglas, Dowden, Gibson, Hinkle, Langsford, Moriarty Adams, Nytes, Sanders, Schneider, ServVaas, Short, Smith, Soards, Talley, Tilford
0 NAYS:
5 NOT VOTING: Bradford, Coonrod, Gray, Horseman, Knox
2 ABSENT: Conley, Massie

Proposal No. 448, 2000 was retitled FISCAL ORDINANCE NO. 84, 2000, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 84, 2000

A FISCAL ORDINANCE amending the City-County Annual Budget for 2000 (City-County Fiscal Ordinance No. 97, 1999) transferring and appropriating an additional Seventy-five Thousand Dollars (\$75,000) in the Metropolitan Emergency Communications Agency Fund for purposes of the Metropolitan Emergency Communications Agency and reducing certain other appropriations for that agency.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1 of the Metropolitan Emergency Communications Agency Annual Budget for 2000 be, and is hereby amended by the increases and reductions hereinafter stated for purposes of the Metropolitan Emergency Communications Agency to meet mission requirements.

SECTION 2. The sum of Seventy-five Thousand Dollars (\$75,000) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>METROPOLITAN EMERGENCY COMMUNICATIONS AGENCY</u>	<u>METROPOLITAN EMERGENCY COMMUNICATIONS AGENCY FUND</u>
3. Other Services and Charges	75,000
TOTAL INCREASE	75,000

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

<u>METROPOLITAN EMERGENCY COMMUNICATIONS AGENCY</u>	<u>METROPOLITAN EMERGENCY COMMUNICATIONS AGENCY FUND</u>
2. Supplies	75,000
TOTAL DECREASE	75,000

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

PROPOSAL NO. 450, 2000. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 450, 2000 on July 12, 2000. The proposal approves a transfer of \$225,000 in the 2000 Budget of the Marion County Superior Court, Juvenile Division (County General Fund) to pay the cleaning services contract for the Juvenile Center and to purchase a telecommunications video. By a 9-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Smith, for adoption. Proposal No. 450, 2000 was adopted on the following roll call vote; viz:

- 22 YEAS: *Bainbridge, Black, Borst, Boyd, Brents, Cockrum, Coughenour, Douglas, Dowden, Gibson, Hinkle, Horseman, Langsford, Moriarty Adams, Nytes, Sanders, Schneider, SerVaas, Smith, Soards, Talley, Tilford*
- 0 NAYS:
- 5 NOT VOTING: *Bradford, Coonrod, Gray, Knox, Short*
- 2 ABSENT: *Conley, Massie*

Proposal No. 450, 2000 was retitled FISCAL ORDINANCE NO. 85, 2000, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 85, 2000

A FISCAL ORDINANCE amending the City-County Annual Budget for 2000 (City-County Fiscal Ordinance No. 98, 1999) transferring and appropriating an additional Two Hundred Twenty-five Thousand Dollars (\$225,000) in the County General Fund for purposes of the Marion Superior Court, Juvenile Division, and reducing certain other appropriations for that agency.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02(y) of the City-County Annual Budget for 2000 be, and is hereby amended by the increases and reductions hereinafter stated for purposes of the Marion Superior Court, Juvenile Division, to pay for the privatization of cleaning services for the Juvenile Center and for the purchase of a telecommunication video.

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

SECTION 3. The following increased appropriation is hereby approved:

<u>MARION SUPERIOR COURT, JUVENILE DIVISION</u>	<u>COUNTY GENERAL FUND</u>
3. Other Services and Charges	<u>225,000</u>
TOTAL INCREASE	225,000

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

<u>MARION SUPERIOR COURT, JUVENILE DIVISION</u>	<u>COUNTY GENERAL FUND</u>
1. Personal Services	<u>225,000</u>
TOTAL DECREASE	225,000

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

PROPOSAL NO. 456, 2000. Councillors Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 456, 2000 on July 12, 2000. The proposal, sponsored by Councillors Dowden and Talley, approves transfers totaling \$31,600 in the 2000 Budget of the Department of Public Safety, in its divisions of Animal Control, Weights and Measures, and Emergency Management Planning (Consolidated County Fund) to meet current fuel cost projections and to reprioritize other current appropriations within the existing budget. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Talley, for adoption. Proposal No. 456, 2000 was adopted on the following roll call vote; viz:

- 19 YEAS: *Bainbridge, Borst, Boyd, Brents, Cockrum, Coughenour, Douglas, Dowden, Gibson, Hinkle, Langsford, Moriarty Adams, Nytes, Sanders, Schneider, Smith, Soards, Talley, Tilford*
- 0 NAYS:
- 8 NOT VOTING: *Black, Bradford, Coonrod, Gray, Horseman, Knox, SerVaas, Short*
- 2 ABSENT: *Conley, Massie*

Proposal No. 456, 2000 was retitled FISCAL ORDINANCE NO. 86, 2000, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 86, 2000

A FISCAL ORDINANCE amending the City-County Annual Budget for 2000 (City-County Fiscal Ordinance No. 98, 1999) transferring and appropriating Thirty-one Thousand Six Hundred Dollars (\$31,600) in the Consolidated County Fund for purposes of the Department of Public Safety (Divisions of Animal Control, Weights and Measures, and Emergency Management Planning) and reducing certain other appropriations in the Consolidated County Fund for those divisions.

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 2000 be, and is hereby amended by the increases and reductions hereinafter stated for the purposes of the Department of Public Safety (Divisions of Animal Control, Weights and Measures, and Emergency Management Planning) to meet current fuel cost projections and to reprioritize other current appropriations within the existing budget.

SECTION 2. The sum of Thirty-one Thousand Six Hundred Dollars (\$31,600) 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 appropriations are hereby approved:

<u>DEPARTMENT OF PUBLIC SAFETY</u> <u>ANIMAL CARE AND CONTROL DIVISION</u>	<u>CONSOLIDATED COUNTY FUND</u>
5. Internal Charges	<u>26,500</u>
TOTAL INCREASE	26,500

<u>DEPARTMENT OF PUBLIC SAFETY</u>	
<u>WEIGHTS AND MEASURES DIVISION</u>	<u>CONSOLIDATED COUNTY FUND</u>
5. Internal Charges	2,100
TOTAL INCREASE	2,100

<u>DEPARTMENT OF PUBLIC SAFETY</u>	
<u>EMERGENCY MANAGEMENT PLANNING DIVISION</u>	<u>CONSOLIDATED COUNTY FUND</u>
5. Internal Charges	3,000
TOTAL INCREASE	3,000

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

<u>DEPARTMENT OF PUBLIC SAFETY</u>	
<u>ANIMAL CARE AND CONTROL DIVISION</u>	<u>CONSOLIDATED COUNTY FUND</u>
1. Personal Services	26,500
TOTAL DECREASE	26,500

<u>DEPARTMENT OF PUBLIC SAFETY</u>	
<u>WEIGHTS AND MEASURES DIVISION</u>	<u>CONSOLIDATED COUNTY FUND</u>
4. Capital Outlay	2,100
TOTAL DECREASE	2,100

<u>DEPARTMENT OF PUBLIC SAFETY</u>	
<u>EMERGENCY MANAGEMENT PLANNING DIVISION</u>	<u>CONSOLIDATED COUNTY FUND</u>
3. Other Services and Charges	1,900
TOTAL DECREASE	1,900

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

PROPOSAL NO. 457, 2000. Councillors Coughenour reported that the Public Works Committee heard Proposal No. 457, 2000 on July 20, 2000. The proposal, sponsored by Councillors Coughenour and Moriarty Adams, approves a transfer of \$301,700 in the 2000 Budget of Department of Public Works, Administration Division, Maintenance Operations Division, and Environmental Resources Management Division (Consolidated County Fund, Maintenance Operations General Fund, and Sanitation Liquid Waste Fund) to cover the increased cost of vehicle fuels for 2000. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Coughenour moved, seconded by Councillor Moriarty Adams, for adoption. Proposal No. 457, 2000 was adopted on the following roll call vote; viz:

- 20 YEAS: *Bainbridge, Borst, Boyd, Brents, Cockrum, Coughenour, Douglas, Dowden, Gibson, Hinkle, Langsford, Moriarty Adams, Nytes, Sanders, Schneider, SerVaas, Smith, Soards, Talley, Tilford*
- 0 NAYS:
- 7 NOT VOTING: *Black, Bradford, Coonrod, Gray, Horseman, Knox, Short*
- 2 ABSENT: *Conley, Massie*

Proposal No. 457, 2000 was retitled FISCAL ORDINANCE NO. 87, 2000, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 87, 2000

A FISCAL ORDINANCE amending the City-County Annual Budget for 2000 (City-County Fiscal Ordinance No. 98, 1999) transferring and appropriating an additional Two Thousand Three Hundred Dollars (\$2,300) in the Consolidated County Fund, Two Thousand Dollars (\$2,000) in the Sanitation Liquid Waste Fund and Two Hundred Ninety Seven Thousand Four Hundred (\$297,400) in the Maintenance Operations General Fund for purposes of the Department of Public Works, Administration Division, Maintenance Operations Division, and Environmental Resources Management Division and reducing certain other appropriations and 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(k) of the City-County Annual Budget for 2000 be, and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Public Works, Administration Division, Maintenance Operations Division, and Environmental Resources Management Division to cover the increased cost of vehicle fuels for 2000.

SECTION 2. The sum of Three Hundred One Thousand Seven Hundred Dollars (\$301,700) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances and the accounts as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>DEPARTMENT OF PUBLIC WORKS</u>		
<u>ADMINISTRATION DIVISION</u>		<u>CONSOLIDATED COUNTY FUND</u>
5. Internal Charges		800
TOTAL INCREASE		800
<u>ENVIRONMENTAL RESOURCE MANAGEMENT DIV.</u>		<u>CONSOLIDATED COUNTY FUND</u>
5. Internal Charges		1,500
TOTAL INCREASE		1,500
<u>ENVIRONMENTAL RESOURCE MANAGEMENT DIV.</u>		<u>SANITATION LIQUID WASTE FUND</u>
5. Internal Charges		2,000
TOTAL INCREASE		2,000
<u>MAINTENANCE OPERATIONS DIVISION</u>		<u>MAINTENANCE OPERATIONS FUND</u>
5. Internal Charges		297,400
TOTAL INCREASE		297,400

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

<u>DEPARTMENT OF PUBLIC WORKS</u>		
<u>ADMINISTRATION DIVISION</u>		<u>CONSOLIDATED COUNTY FUND</u>
3. Other Services and Charges		800
TOTAL DECREASE		800
<u>ENVIRONMENTAL RESOURCE MANAGEMENT DIV.</u>		<u>CONSOLIDATED COUNTY FUND</u>
1. Personal Services		1,500
TOTAL DECREASE		1,500
<u>ENVIRONMENTAL RESOURCE MANAGEMENT DIV.</u>		<u>SANITATION LIQUID WASTE FUND</u>
1. Personal Services		2,000
TOTAL DECREASE		2,000
<u>MAINTENANCE OPERATIONS DIVISION</u>		<u>MAINTENANCE OPERATIONS FUND</u>
2. Supplies		24,450
3. Other Services and Charges		252,150
4. Capital Outlay		20,800
TOTAL DECREASE		297,400

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

Councillor Smith reported that the Capital Asset Management Committee heard Proposal Nos. 464-480, 2000 on July 19, 2000. He asked for consent to vote on these proposals together. Consent was given.

PROPOSAL NO. 464, 2000. The proposal, sponsored by Councillor Coughenour, authorizes a traffic signal at the Mary Bryan Elementary School and Stop 11 Road (District 24). PROPOSAL

NO. 465, 2000. The proposal, sponsored by Councillor Borst, authorizes a traffic signal at Meridian School Road and Perry Meridian High School East Drive (District 25). PROPOSAL NO. 466, 2000. The proposal, sponsored by Councillor Brents, authorizes a traffic signal at 10th Street and Elmwood Street (District 16). PROPOSAL NO. 467, 2000. The proposal, sponsored by Councillor Soards, authorizes a traffic signal at 86th Street and Moore Road (District 1). PROPOSAL NO. 468, 2000. The proposal, sponsored by Councillor Soards, authorizes multi-way stops in Trees II Subdivision (District 1). PROPOSAL NO. 469, 2000. The proposal, sponsored by Councillor Coughenour, authorizes intersection controls for Richmond Hill Subdivision (District 24). PROPOSAL NO. 470, 2000. The proposal, sponsored by Councillors Massie and Coughenour, authorizes a multi-way stop at Norton Avenue and State Avenue (Districts 20, 24). PROPOSAL NO. 471, 2000. The proposal, sponsored by Councillor Dowden, authorizes multi-way stops at Castle Lake Road and Clearwater Drive; and at Clearwater Drive and Springwater Drive (District 4). PROPOSAL NO. 472, 2000. The proposal, sponsored by Councillor Bainbridge, authorizes a multi-way stop at Cordwood Lane, Riverwood Drive, and Waterwood Parkway (District 8). PROPOSAL NO. 473, 2000. The proposal, sponsored by Councillor SerVaas, authorizes a multi-way stop at 67th Street and Ferguson Street (District 2). PROPOSAL NO. 474, 2000. The proposal, sponsored by Councillor Borst, authorizes a multi-way stop at Concord Street and Epler Avenue (District 25). PROPOSAL NO. 475, 2000. The proposal, sponsored by Councillor Borst, authorizes a multi-way stop at Capitol Avenue and Gimber Street (District 25). PROPOSAL NO. 476, 2000. The proposal, sponsored by Councillor Soards and Bainbridge, authorizes parking restrictions on Eagle Creek Parkway between 34th Street and 46th Street (Districts 1, 8). PROPOSAL NO. 477, 2000. The proposal, sponsored by Councillor Hinkle, authorizes a weight limit restriction on Glen Arm Road between 10th Street and 11th Street (District 18). PROPOSAL NO. 478, 2000. The proposal, sponsored by Councillor Cockrum, authorizes a weight limit restriction on Milhouse Road between State Road 67 and Decatur Boulevard (District 19). PROPOSAL NO. 479, 2000. The proposal, sponsored by Councillor Cockrum, authorizes a weight limit restriction on Gatwick Drive between State Road 67 and Decatur Boulevard (District 19). PROPOSAL NO. 480, 2000. The proposal, sponsored by Councillor Cockrum, authorizes a weight limit restriction on Lynhurst Drive from Mooresville Road to dead end (District 19). By 8-0 votes, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Smith moved, seconded by Councillor Soards, for adoption. Proposal Nos. 464-480, 2000 were adopted on the following roll call vote; viz:

22 YEAS: Bainbridge, Borst, Boyd, Cockrum, Coughenour, Douglas, Dowden, Gibson, Gray, Hinkle, Horseman, Knox, Langsford, Moriarty Adams, Sanders, Schneider, SerVaas, Short, Smith, Soards, Talley, Tilford

0 NAYS:

5 NOT VOTING: Black, Bradford, Brents, Coonrod, Nytes

2 ABSENT: Conley, Massie

Proposal No. 464, 2000 was retitled GENERAL ORDINANCE NO. 84, 2000, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 84, 2000

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>
47	Mary Bryan Elementary School (4355 E Stop 11 Rd) Stop 11 Rd	None	Signal

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

Proposal No. 465, 2000 was retitled GENERAL ORDINANCE NO. 85, 2000, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 85, 2000

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>
46	Meridian High School Rd Perry Meridian High School East Drive (401 W. Meridian High School Rd)	None	Signal

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

Proposal No. 466, 2000 was retitled GENERAL ORDINANCE NO. 86, 2000, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 86, 2000

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>
24	10 th St Elmwood St	10 th 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>
24	10 th St Elmwood St	None	Signal

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

Proposal No. 467, 2000 was retitled GENERAL ORDINANCE NO. 87, 2000, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 87, 2000

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>
1	86 th St Moore Rd	None	All Way 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>
1	86 th St Moore Rd	None	Signal

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

Proposal No. 468, 2000 was retitled GENERAL ORDINANCE NO. 88, 2000, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 88, 2000

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>
15	Bramblewood Ln Fieldstone Trail	Bramblewood Ln	Stop
15	Cherryhill Dr Fieldstone Trail	Cherryhill 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>
15	Bramblewood Ln Fieldstone Trail	None	All Way Stop
15	Cherryhill Dr Fieldstone Trail	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. 469, 2000 was retitled GENERAL ORDINANCE NO. 89, 2000, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 89, 2000

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>
47	Andrusia Ln Towhees Dr	Towhees Dr	Stop
47	Fieldfare Way Towhees Dr	Towhees Dr	Stop
47	Flicker Ct Swift Ct Towhees Dr	Towhees Dr	Stop
47	Sherman Dr Towhees Dr	Sherman Dr	Stop

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

Proposal No. 470, 2000 was retitled GENERAL ORDINANCE NO. 90, 2000, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 90, 2000

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>
39	Norton Av State Av	State Av	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>
39	Norton Av State 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. 471, 2000 was retitled GENERAL ORDINANCE NO. 91, 2000, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 91, 2000

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>
06	Castle Lake Rd Clearwater Dr	Castle Lake Rd	Stop
06	Clearwater Dr Springwater Dr	Springwater 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>
06	Castle Lake Rd Clearwater Dr	None	All Way Stop
06	Clearwater Dr Springwater Dr	None	All Way Stop

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

Proposal No. 472, 2000 was retitled GENERAL ORDINANCE NO. 92, 2000, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 92, 2000

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>
15	Cordwood Ln Riverwood Dr Waterwood Pkwy	Waterwood Pkwy	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>
15	Cordwood Ln Riverwood Dr Waterwood Pkwy	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. 473, 2000 was retitled GENERAL ORDINANCE NO. 93, 2000, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 93, 2000

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>
11	67 th St Ferguson St	67 th 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>
11	67 th St Ferguson St	None	All Way Stop

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

Proposal No. 474, 2000 was retitled GENERAL ORDINANCE NO. 94, 2000, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 94, 2000

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 I. 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>
38	Concord St Epler Av	Epler Av	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>
38	Concord St Epler 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. 475, 2000 was retitled GENERAL ORDINANCE NO. 95, 2000, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 95, 2000

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 I. 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>
32	Capitol Av Gimber St	Gimber 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>
32	Capitol Av Gimber St	None	All Way Stop

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

Proposal No. 476, 2000 was retitled GENERAL ORDINANCE NO. 96, 2000, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 96, 2000

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 621-122, Stopping, standing or parking prohibited at all times on certain designated streets.

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

SECTION I. The "Revised Code of the Consolidated City and County," specifically, Sec. 621-122, Stopping, standing or parking prohibited at all times on certain designated streets, be and the same is hereby amended by the addition of the following, to wit:

Eagle Creek Parkway, on both sides, from 34th Street to 46th Street

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

Proposal No. 477, 2000 was retitled GENERAL ORDINANCE NO. 97, 2000, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 97, 2000

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 I. 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:

10,000 POUNDS GROSS WEIGHT

Glen Arm Road, from 10th Street to 11th Street

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

Proposal No. 478, 2000 was retitled GENERAL ORDINANCE NO. 98, 2000, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 98, 2000

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

Milhouse Road, between State Road 67 and Decatur Boulevard

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

Proposal No. 479, 2000 was retitled GENERAL ORDINANCE NO. 99, 2000, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 99, 2000

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

Gatwick Drive, between State Road 67 and Decatur Boulevard

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

Proposal No. 480, 2000 was retitled GENERAL ORDINANCE NO. 100, 2000, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 100, 2000

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:

10,000 POUNDS GROSS WEIGHT

Lynhurst Drive, from Mooresville Road to dead end

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

**SPECIAL SERVICE DISTRICT COUNCILS
POLICE SPECIAL SERVICE DISTRICT
SPECIAL ORDERS - PUBLIC HEARING**

President SerVaas convened the Police Special Service District Council.

PROPOSAL NO. 453, 2000. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 453, 2000 on July 12, 2000. The proposal, sponsored by Councillors Dowden and Talley, approves a increase of \$639,195 in the 2000 Budget of the Department of Public Safety, Police Division (Police Service District Fund and Federal Grants Fund) to fund various community policing initiatives, funded by federal and local grants. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

President SerVaas called for public testimony at 9:36 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Talley, for adoption. Proposal No. 453, 2000 was adopted on the following roll call vote; viz:

- 25 YEAS: *Bainbridge, Borst, Boyd, Brents, Cockrum, Coonrod, Coughenour, Douglas, Dowden, Gibson, Gray, Hinkle, Horseman, Knox, Langsford, Moriarty Adams, Nytes, Sanders, Schneider, SerVaas, Short, Smith, Soards, Talley, Tilford*
- 0 NAYS:
- 2 NOT VOTING: *Black, Bradford*
- 2 ABSENT: *Conley, Massie*

Proposal No. 453, 2000 was retitled POLICE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 1, 2000, and reads as follows:

POLICE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 1, 2000

A POLICE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE amending the City-County Police Special Service District Budget for 2000 (City-County Police Special Service District Fiscal Ordinance No. 4, 1999) transferring and appropriating Six Hundred Thirty Nine Thousand One Hundred Ninety-five Dollars (\$639,195) in the Police Service District Fund and Federal Grants Fund for purposes of the Department of Public Safety, Police Division, and reducing certain other appropriations for that division.

BE IT ORDAINED BY THE POLICE 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 I of the City-County Police Special Service District Budget for 2000 be, and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Public Safety, Police Division, to fund various community policing initiatives, covered by federal and local grants.

SECTION 2. The sum of Six Hundred Thirty Nine Thousand One Hundred Ninety-five Dollars (\$639,195) 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>DEPARTMENT OF PUBLIC SAFETY</u>		<u>POLICE SERVICE DISTRICT FUND</u>
<u>POLICE DIVISION</u>		
2. Supplies		8,550
3. Other Services and Charges		10,552
4. Capital Outlay		<u>5,225</u>
TOTAL INCREASE		24,627

DEPARTMENT OF PUBLIC SAFETY

POLICE DIVISON

1. Personal Services	
2. Supplies	
3. Other Services and Charges	
4. Capital Outlay	
TOTAL INCREASE	

FEDERAL GRANTS FUND

301,713
83,410
182,818
46,627
614,568

The said increased appropriation is funded by the following reductions:

POLICE SERVICE DISTRICT FUND

Unappropriated and Unencumbered	
Police General Fund	
TOTAL REDUCTION	

<u>24,627</u>
24,627

FEDERAL GRANTS FUND

Unappropriated and Unencumbered	
Federal Grants Fund	
TOTAL REDUCTION	

614,568
614,568

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. 454, 2000. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 454, 2000 on July 12, 2000. The proposal, sponsored by Councillors Dowden and Talley, approves a transfer of \$2,334,050 in the 2000 Budget of the Department of Public Safety, Police Division (Police Service District Fund) to fund police department overtime initiatives, supplies and materials, and fleet service fuel and maintenance. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

President SerVaas called for public testimony at 9:38 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Talley, for adoption. Proposal No. 454, 2000 was adopted on the following roll call vote; viz:

26 YEAS: *Bainbridge, Borst, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Douglas, Dowden, Gibson, Gray, Hinkle, Horseman, Knox, Langsford, Moriarty Adams, Nytes, Sanders, Schneider, SerVaas, Short, Smith, Soards, Talley, Tilford*

0 NAYS:

1 NOT VOTING: *Black*

2 ABSENT: *Conley, Massie*

Proposal No. 454, 2000 was retitled POLICE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 2, 2000, and reads as follows:

POLICE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 2, 2000

A POLICE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE amending the City-County Police Special Service District Budget for 2000 (City-County Police Special Service District Fiscal Ordinance No. 4, 1999) transferring and appropriating Two Million Three Hundred Thirty-four Thousand Fifty Dollars (\$2,334,050) in the Police Service District Fund for purposes of the Department of Public Safety, Police Division, and reducing certain other appropriations for that division.

BE IT ORDAINED BY THE POLICE 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 City-County Police Special Service District Budget for 2000 be, and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Public Safety, Police Division to fund police department overtime initiatives, supplies and materials, and fleet service fuel and maintenance.

SECTION 2. The sum of Two Million Three Hundred Thirty-four Thousand Fifty Dollars (\$2,334,050) 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>DEPARTMENT OF PUBLIC SAFETY</u>	
<u>POLICE DIVISION</u>	<u>POLICE SERVICE DISTRICT FUND</u>
1. Personal Services	1,084,480
2. Supplies	183,000
5. Internal Charges	1,066,570
TOTAL INCREASE	2,334,050

The said increased appropriation is funded by the following reductions:

<u>DEPARTMENT OF PUBLIC SAFETY</u>	
<u>POLICE DIVISION</u>	<u>POLICE SERVICE DISTRICT FUND</u>
3. Other Services and Charges	2,088,672
4. Capital Outlay	245,378
TOTAL DECREASE	2,334,050

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

**FIRE SPECIAL SERVICE DISTRICT
SPECIAL ORDERS – FINAL ADOPTION**

President SerVaas convened the Fire Special Service District Council.

PROPOSAL NO. 455, 2000. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 455, 2000 on July 12, 2000. The proposal, sponsored by Councillors Dowden and Talley, approves a transfer of \$180,000 in the 2000 Budget of the Department of Public Safety, Fire Division (Fire Service District Fund) to cover the increased cost of fuel and maintenance charges through the end of 2000. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Gray, for adoption. Proposal No. 455, 2000 was adopted on the following roll call vote; viz:

- 23 YEAS: *Bainbridge, Black, Bradford, Brents, Cockrum, Coonrod, Coughenour, Douglas, Dowden, Gibson, Gray, Hinkle, Horseman, Knox, Langsford, Moriarty Adams, Nytes, Sanders, SerVaas, Short, Smith, Soards, Tilford*
- 0 NAYS:
- 4 NOT VOTING: *Borst, Boyd, Schneider, Talley*
- 2 ABSENT: *Conley, Massie*

Proposal No. 455, 2000 was retitled FIRE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 1, 2000, and reads as follows:

FIRE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 1, 2000

A FIRE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE amending the Fire Special Service District Budget for 2000 (Fire Special Service District Fiscal Ordinance No. 1, 1999) transferring and appropriating an additional One Hundred Eighty Thousand Dollars (\$180,000) in the Fire Service District Fund for purposes of the Department of Public Safety, Fire Division, and reducing certain other appropriations for that division.

BE IT ORDAINED BY THE FIRE 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 City-County Fire Special Service District Budget for 1999 be, and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Public Safety, Fire Division, to cover the increased cost of fleet services fuel maintenance charges through the end of 2000.

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

SECTION 3. The following increased appropriation is hereby approved:

<u>DEPARTMENT OF PUBLIC SAFETY</u>		<u>FIRE SERVICE DISTRICT FUND</u>
<u>FIRE DIVISION</u>		
5. Internal Charges		180,000
TOTAL INCREASE		180,000

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

<u>DEPARTMENT OF PUBLIC SAFETY</u>		<u>FIRE SERVICE DISTRICT FUND</u>
<u>FIRE DIVISION</u>		
3. Other Services and Charges		135,000
4. Capital Outlay		45,000
TOTAL DECREASE		180,000

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

**SOLID WASTE SPECIAL SERVICE DISTRICT
SPECIAL ORDERS – FINAL ADOPTION**

President SerVaas convened the Solid Waste Collection Special Service District Council.

PROPOSAL NO. 458, 2000. Councillor Coughenour reported that the Public Works Committee heard Proposal No. 458, 2000 on July 20, 2000. The proposal, sponsored by Councillors Coughenour and Moriarty Adams, approves a transfer of \$133,300 in the 2000 Budget of the Department of Public Works, Contract Compliance Division and Solid Waste Management Division (Solid Waste Collection Service District Fund) to cover increased fuel costs. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Coughenour moved, seconded by Councillor Moriarty Adams, for adoption. Proposal No. 458, 2000 was adopted on the following roll call vote; viz:

- 25 YEAS: *Bainbridge, Black, Boyd, Bradford, Brents, Cockrum, Coonrod, Coughenour, Douglas, Dowden, Gibson, Gray, Hinkle, Horseman, Knox, Langsford, Moriarty Adams, Nytes, Sanders, Schneider, SerVaas, Short, Smith, Soards, Tilford*
- 0 NAYS:
- 2 NOT VOTING: *Borst, Talley*
- 2 ABSENT: *Conley, Massie*

Proposal No. 458, 2000 was retitled SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 2, 2000, and reads as follows:

SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 2, 2000

A SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT FISCAL ORDINANCE amending the Solid Waste Collection Special Service District Annual Budget for 2000 (Solid Waste Collection Special Service District Fiscal Ordinance No. 3, 1999) transferring and appropriating One Hundred Thirty-three Thousand Three Hundred Dollars (\$133,300) in the Solid Waste Collection Service District Fund for purposes of the Department of Public Works, Contract Compliance Division and Solid Waste Management Division, and reducing certain other appropriations in those divisions.

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 2000 be, and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Public Works, Contract Compliance Division and Solid Waste Management Division, to cover increased fuel costs for the balance of 2000.

SECTION 2. The sum of One Hundred Thirty-three Thousand Three Hundred Dollars (\$133,300) 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 appropriation is hereby increased:

<u>DEPARTMENT OF PUBLIC WORKS</u>	<u>SOLID WASTE COLLECTION</u>
<u>SOLID WASTE MANAGEMENT DIVISION</u>	<u>SERVICE DISTRICT FUND</u>
5. Internal Charges	127,400
TOTAL INCREASE	127,400

<u>DEPARTMENT OF PUBLIC WORKS</u>	<u>SOLID WASTE COLLECTION</u>
<u>CONTRACT COMPLIANCE DIVISION</u>	<u>SERVICE DISTRICT FUND</u>
5. Internal Charges	5,900
TOTAL INCREASE	5,900

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

<u>DEPARTMENT OF PUBLIC WORKS</u>	<u>SOLID WASTE COLLECTION</u>
<u>SOLID WASTE MANAGEMENT DIVISION</u>	<u>SERVICE DISTRICT FUND</u>
4. Capital Outlay	127,400
TOTAL DECREASE	127,400

<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	5,900
TOTAL DECREASE	5,900

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

President SerVaas reconvened the City-County Council.

NEW BUSINESS

Councillor Brents invited all Councillors to attend the All-City Parade and Drug March on September 16, 2000 from 9:00 a.m. to 12:00 p.m. The parade involves over 25 agencies and will begin at Michigan Street and Pennsylvania Avenue.

Councillor Gray invited all Council members to a breakfast and a program to see how firefighters prepare for fitness at the National Institute for Fitness at 7:30 a.m. tomorrow morning. Councillor

Gray stated that since the firefighters have been involved in this special fitness training, standards have been raised.

Councillor Cockrum stated that 19 of the 29 Councillors were involved this year in Peace Games activities. He thanked all of those who participated and encouraged them to return the follow-up reports to him for future planning.

Councillor Boyd asked when the Metropolitan Development Committee will hear Proposal No. 484, 2000. Councillor Hinkle stated that he was waiting for Councillor Boyd to contact Emerson Allen, the Council-approved appointee to this board, as previously discussed, before moving forward with action on this proposal. Councillor Boyd stated that he does not know how his contacting Mr. Allen has anything to do with a hearing of Proposal No. 484, 2000. Councillor Hinkle stated that he had discussed this with Councillor Boyd previously and he will talk to Councillor Boyd following the meeting to further discuss the issues surrounding this proposal.

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) Councillors Bradford and Soards in memory of Greg Shaffer; and
- (2) Councillor Gibson in memory of Raymond R. Webb, Jr.

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 Greg Shaffer and Raymond R. Webb, Jr. 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 9:45 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 7th day of August, 2000.

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)