

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

**REGULAR MEETINGS
MONDAY, DECEMBER 18, 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 7:11 p.m. on Monday, December 18, 2000, with President SerVaas presiding.

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

ROLL CALL

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

29 PRESENT: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Gibson, Gray, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Scheider, SerVaas, Short, Smith, Soards, Talley, Tilford

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

OFFICIAL COMMUNICATIONS

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

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

Ladies And Gentlemen :

You are hereby notified the REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers, on Monday, December 18, 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/Beurt SerVaas
President, City-County Council

November 28, 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, December 1, 2000, a copy of a Notice of Public Hearing on Proposal Nos. 621, 729, 762, 763, and 778, 2000, said hearing to be held on Monday, December 18, 2000, at 7:00 p.m. in the City-County Building.

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

December 13, 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 Monday, December 18, 2000, a copy of a Legal Notice of General Ordinance No. 149, 2000.

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

December 7, 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. 150, 2000 - authorizes tax anticipation borrowing for the City for the Consolidated City Police Force Account, the Police Pension Fund, the Consolidated City Fire Force Account, and the Firemen's Pension Fund during the period from January 1, 2001, through December 31, 2001

FISCAL ORDINANCE NO. 151, 2000 - authorizes tax anticipation borrowing for the County for the County General Fund and the County Family and Children Fund during the period from January 1, 2001, through December 31, 2001

FISCAL ORDINANCE NO. 153, 2000 - increases the salaries of certain elected county officers

GENERAL ORDINANCE NO. 149, 2000 - amends the Revised Code authorizing the operation of human-powered vehicles (pedal cabs) within the city and establishing requirements and regulations for such programs

GENERAL ORDINANCE NO. 150, 2000 - establishes a Conditional Release Fee and Fund that would replace the existing Pre-Trial Release Fee and Fund

GENERAL RESOLUTION NO. 12, 2000 - approves the issuance of special taxing district bonds of the Redevelopment District of the City of Indianapolis, Indiana

GENERAL RESOLUTION NO. 13, 2000 - approves certain public purpose grants totaling \$750,000 to various organizations and entities for calendar year 2001 from the Marion County Drug Community Fund

SPECIAL RESOLUTION NO. 79, 2000 - congratulates Parks Director Joseph Wynns for his induction as a fellow into the American Academy for Parks and Recreation Administration

SPECIAL RESOLUTION NO. 80, 2000 - recognizes the public service of Ron Griewe

SPECIAL RESOLUTION NO. 81, 2000 - recognizes the public service of Lori Miser

POLICE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 5, 2000 - approves an increase of \$126,143 in the 2000 Budget of the Department of Public Safety, Police Division (Federal Grants Fund) to purchase computers, radio equipment, and law enforcement vehicles, funded by federal grants

Respectfully,
s/Bart Peterson, Mayor

ADOPTION OF THE AGENDA

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

APPROVAL OF THE JOURNAL

The President called for additions or corrections to the Journal of November 27, 2000. There being no additions or corrections, the minutes were approved as distributed.

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

PROPOSAL NO. 830, 2000. The proposal, sponsored by Councillors SerVaas, Borst, and Boyd, recognizes the dedicated service of 13 Marion County Superior Court judges. President SerVaas read the proposal and presented copies of the document and Council pins to the judges. Judge Richard Huston thanked the Council for the recognition. Councillor Borst moved, seconded by Councillor Boyd, for adoption. Proposal No. 830, 2000 was adopted by a unanimous voice vote.

Proposal No. 830, 2000 was retitled SPECIAL RESOLUTION NO. 82, 2000, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 82, 2000

A SPECIAL RESOLUTION recognizing the dedicated service of 13 Marion County Superior Court judges.

WHEREAS, the pillar of a free nation rests upon the integrity of the judicial branch of government to maintain the judiciary as an independent and equal branch of government; and

WHEREAS, patience, understanding, compassion, and adherence to the laws of the land must be a part of an able jurist; and

WHEREAS, Judges Taylor Baker, Clarence Bolden, John Downer, Steven Eichholtz, David Hensel, Richard Huston, David Jester, Susan Macey, William Mercuri, John Price, Ruth Reichard, Richard Salee, and Charles Wiles brought honor and dedication to the bench; and

WHEREAS, these judicial officers, now leaving the bench, helped lead the Marion County Superior Courts into a new era of unity and progress, and have served the citizens of Marion County well for a cumulative period of 337 years;

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, in behalf of the citizens of Indianapolis and Marion County, extends its appreciation and gratitude to these judges and wishes them well as they move into new challenges and opportunities.

SECTION 2. The Mayor is invited to join in this resolution by affixing his signature hereto.

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

PROPOSAL NO. 831, 2000. The proposal, sponsored by Councillors Langsford, Borst, SerVaas, Black, Brents, and Sanders, recognizes IBEW Local #481 and others for their work on the annual Monument Circle holiday lights. Councillor Langsford read the proposal and presented copies of the document and Council pins to representatives. Councillors Black, Sanders, and Brents thanked the union workers for volunteering their time. Councillor Langsford moved, seconded by Councillor Black, for adoption. Proposal No. 831, 2000 was adopted by a unanimous voice vote.

Proposal No. 831, 2000 was retitled SPECIAL RESOLUTION NO. 83, 2000, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 83, 2000

A SPECIAL RESOLUTION recognizing IBEW Local #481 and others for their work on the annual Monument Circle holiday lights.

WHEREAS, for the past 30 years members of the International Brotherhood of Electrical Workers Union Local #481 have given of their time and skills to create the "World's Largest Christmas Tree" for the December "Celebration of Lights" holiday season; and

WHEREAS, each November, hundreds of man-hours are given to the task of making the 284-foot Soldiers' and Sailors' Monument a centerpiece for the Holiday Season in downtown Indianapolis; and

WHEREAS, countless hours are given by the retirees of IBEW Local #481 throughout the year restringing, testing and checking 4,600 lights to insure that they are ready for hanging, and on an often-cold Saturday morning in November, journeymen wiremen—some with their sons and daughters, and many with more than one generation of family electricians—begin the arduous task of raising the 52 strands of 242-foot long steel cable that decorate the "Tree"; and

WHEREAS, dedicated members, retirees and apprentices of IBEW Local #481 donate 2,240 hours to install, 600 hours to remove, and an untold number of hours to check and test the wires and bulbs that light up Monument Circle; and

WHEREAS, in addition, equipment and nearly 6,000 man-hours are volunteered by Barth Electric, ERMCO, Long Electric and Miller Eads contractors to maintain the twinkle lights on the 64 trees around Monument Circle that contribute to a more beautiful city for Indianapolis' local citizens and out-of-town visitors; now, therefore

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

SECTION 1. The Indianapolis City-County Council recognizes and thanks the electricians of IBEW #481 and the major electrical contractor companies who step forward each year to brighten downtown for the festive season.

SECTION 2. Indianapolis is blessed to have such community spirited citizens and companies which make our city a much better—and brighter—place to call home.

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. 832, 2000. The proposal, sponsored by Councillors Boyd, Black, Brents, Conley, Douglas, Gibson, Gray, Horseman, Knox, Moriarty Adams, Nytes, Sanders, Short, and Talley, recognizes and congratulates Aaron Haith for being the first recipient of the Pro Bono Award sponsored by the Indianapolis and Marion County Bar Associations. Councillor Short read the proposal and presented Mr. Haith with a copy of the document and a Council pin. Mr.

Haith thanked the Council for the recognition. Councillor Boyd moved, seconded by Councillor Talley, for adoption. Proposal No. 832, 2000 was adopted by a unanimous voice vote.

Proposal No. 832, 2000 was retitled SPECIAL RESOLUTION NO. 84, 2000, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 84, 2000

A SPECIAL RESOLUTION recognizing and congratulating Aaron Haith for being the first recipient of the Pro Bono Award sponsored by the Indianapolis and Marion County Bar Associations.

WHEREAS, the Indianapolis and Marion County Bar Associations have reaffirmed that the whole community should have equal access to the justice system and that such access is largely determined by the consistent availability of quality legal representation; and

WHEREAS, it has been further determined that in many instances, citizens in the Indianapolis community do not always have this access because of inability to pay, unfamiliarity with the justice system or apprehensions about interfacing with it; and

WHEREAS, the Indianapolis and Marion County Bar Associations decided that it would be appropriate to recognize a member of the local law profession who has helped citizens overcome these barriers; and

WHEREAS, at the November 15, 2000 Indianapolis Bar Association Annual Luncheon, attorney Aaron Haith received recognition and accolades as he was named the first recipient of the Pro Bono Award; and

WHEREAS, such recognition was borne out of an awareness by his profession and the community that attorney Haith has consistently provided pro bono services to civic and community groups as well as to religious-based organizations; and

WHEREAS, Aaron Haith's service has not been restricted to providing legal counsel, but has included active participation in many of the organizations that he has helped; 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 joins with the Indianapolis and Marion County Bar Associations in recognizing and congratulating Aaron Haith for being the first recipient of the Pro Bono Award.

SECTION 2. The Council commends the Indianapolis legal community for encouraging community involvement.

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. 841, 2000. The proposal, sponsored by Councillors Boyd and Coughenour, recognizes members of the Mayor's Youth Council who participated in the Year 2000 National League of Cities Annual Conference. Councillor Boyd read the proposal and presented representatives with copies of the document and Council pins. Darryl Lockett, Mayor's Youth Council representative, thanked the Council for the recognition. Councillor Boyd moved, seconded by Councillor Coughenour, for adoption. Proposal No. 841, 2000 was adopted by a unanimous voice vote.

Proposal No. 841, 2000 was retitled SPECIAL RESOLUTION NO. 85, 2000, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 85, 2000

A SPECIAL RESOLUTION recognizing members of the Mayor's Youth Council who participated in the Year 2000 National League of Cities Annual Conference.

WHEREAS, the National League of Cities has determined that our country and our nation's cities can be better served when young people are able to witness and participate in the genesis and development of policy issues that impact our urban areas; and

WHEREAS, such determination has resulted in a special emphasis being placed upon having more youth involved in NLC conferences and meetings; and

WHEREAS, Phyllisia Gant, Senior, Bishop Chatard High School, Matt Holbreich, Senior, North Central High School, Darryl Lockett, Senior, North Central High School, Lindsey Mustard, Senior, Seccina High School, and Isabel Rodriguez, Junior, Roncalli High School did all attend the Year 2000 National League of Cities Annual Conference held in Boston, Massachusetts, December 5 through 9; and

WHEREAS, as representatives of the City of Indianapolis, these students did join with other youth attendees from across the nation as participants in the full conference program of the NLC; and

WHEREAS, such participation included youth orientation sessions, general and special workshops, structured and informal interaction with other youth and local officials, and attendance at conference plenary sessions during which presentations were made by nationally and internationally known personages; now, therefore:

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

SECTION 1. The Indianapolis City-County Council recognizes, encourages, and applauds the initiative and efforts of members of the Mayor's Youth Council who participated in the Year 2000 national League of Cities Annual Conference.

SECTION 2. The Council recognizes the value of this type of experience as a very positive complement to, and enlargement and enhancement of, traditional educational experiences.

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.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 789, 2000. Introduced by Councillor Smith. The Clerk read the proposal entitled: "A Proposal for a Special Resolution which is an inducement resolution for Keeneland Crest Apartments in an amount not to exceed \$26,000,000 to be used for the acquisition and rehabilitation of the existing 424-unit apartment complex located on approximately 36.5 acre parcel of land at 5540 Ashview Drive (District 23)"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 792, 2000. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Curt Coonrod to the Audit Committee"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 793, 2000. Introduced by Councillor Coonrod. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Lawrence M. Ness, CPA to the Audit Committee"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 794, 2000. Introduced by Councillor Coonrod. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Carlton Curry to the Cable Franchise Board"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 795, 2000. Introduced by Councillor Coonrod. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Charles Hiltunen to the Cable Franchise Board"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 796, 2000. Introduced by Councillor Coonrod. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints James Art to the City-County Administrative Board"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 797, 2000. Introduced by Councillor Coonrod. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Paul Ricketts to the City-County Administrative Board"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 798, 2000. Introduced by Councillor Coonrod. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Steve Ajamie to the County Property Tax Assessment Board of Appeals"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 799, 2000. Introduced by Councillor Coonrod. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Mary Gillum to the County Property Tax Assessment Board of Appeals"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 800, 2000. Introduced by Councillor Coonrod. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Nellie J. Daniels to the Equal Opportunity Advisory Board"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 801, 2000. Introduced by Councillor Coonrod. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Rebecca S. Lightle to the Equal Opportunity Advisory Board"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 802, 2000. Introduced by Councillor Coonrod. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Ernestine Nicholson to the Equal Opportunity Advisory Board"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 803, 2000. Introduced by Councillor Coonrod. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Sarah Taylor to the Information Technology Board"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 804, 2000. Introduced by Councillor Coonrod. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Edward B. Tunstall to the Information Technology Board"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 805, 2000. Introduced by Councillor Coonrod. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Martha A. Womacks to the

Information Technology Board”; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 806, 2000. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: “A Proposal for a Council Resolution which reappoints Tony A. Buford to the Board of Asset Management and Public Works”; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 807, 2000. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: “A Proposal for a Council Resolution which reappoints Jacqueline Joyner Cissell to the Board of Asset Management and Public Works”; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 808, 2000. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: “A Proposal for a Council Resolution which reappoints Arno W. Haupt to the Board of Asset Management and Public Works”; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 809, 2000. Introduced by Councillor Bradford. The Clerk read the proposal entitled: “A Proposal for a Council Resolution which reappoints Monty Combs to the Community Centers of Indianapolis Board”; and the President referred it to the Community Affairs Committee.

PROPOSAL NO. 810, 2000. Introduced by Councillor Smith. The Clerk read the proposal entitled: “A Proposal for a Council Resolution which reappoints Pamela Knox Hammersley to the Indianapolis City Market Corporation Board”; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 811, 2000. Introduced by Councillor Smith. The Clerk read the proposal entitled: “A Proposal for a Council Resolution which reappoints Randolph L. Snyder to the Metropolitan Development Commission”; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 812, 2000. Introduced by Councillor Smith. The Clerk read the proposal entitled: “A Proposal for a Council Resolution which reappoints C. Eugene Hendricks to the Metropolitan Development Commission”; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 813, 2000. Introduced by Councillor Smith. The Clerk read the proposal entitled: “A Proposal for a Council Resolution which reappoints Joanna Walker to the Metropolitan Board of Zoning Appeals Division I”; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 814, 2000. Introduced by Councillor Smith. The Clerk read the proposal entitled: “A Proposal for a Council Resolution which reappoints Alan Retherford to the Metropolitan Board of Zoning Appeals Division I”; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 815, 2000. Introduced by Councillor Smith. The Clerk read the proposal entitled: “A Proposal for a Council Resolution which reappoints Jason Alexander Gaines to the

Metropolitan Board of Zoning Appeals Division II"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 816, 2000. Introduced by Councillor Smith. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints J. Darrell Bakken to the Metropolitan Board of Zoning Appeals Division III"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 817, 2000. Introduced by Councillor Smith. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Lincoln Plowman to the Metropolitan Board of Zoning Appeals Division III"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 818, 2000. Introduced by Councillor Massie. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Robert Spear to the Alcoholic Beverage Board of Marion County"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 819, 2000. Introduced by Councillor Cockrum. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Diana Wilson Hall to the Board of Parks and Recreation"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 820, 2000. Introduced by Councillor Cockrum. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints Alan Wiseman to the Board of Parks and Recreation"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 821, 2000. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Lucinda Meyer to the Animal Care and Control Board"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 822, 2000. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Carol Ryan to the Animal Care and Control Board"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 823, 2000. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Ken Giffin to the Board of Public Safety"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 824, 2000. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints William Schneider to the Board of Public Safety"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 825, 2000. Introduced by Councillor Bainbridge. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints Katy Behan to the Citizens Police Complaint Board"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 826, 2000. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Sabrina Phillips to the Citizens Police Complaint Board"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 827, 2000. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Dennis Nicholas to the Indianapolis-Marion County Forensic Board"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 828, 2000. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints Brian Tuohy to the Marion County Public Defender Board"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 829, 2000. Introduced by Councillor Coonrod. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at Shorewalk Drive and Strathdon Place (District 5)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 833, 2000. Introduced by Councillor Smith. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints Alan W. Dowd to the Metropolitan Board of Zoning Appeals II"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 842, 2000. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Patricia M. Nickell to the Marion County Public Defender Board"; and the President referred it to the Public Safety and Criminal Justice Committee.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NOS. 834-839, 2000 and PROPOSAL NO. 840, 2000. Introduced by Councillor Smith. Proposal Nos. 834-839, 2000 and Proposal No. 840, 2000 are proposals for Rezoning Ordinances certified by the Metropolitan Development Commission on December 13, 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. 212-218, 2000, the original copies of which ordinances are on file with the Metropolitan Development Commission, which were certified as follows:

REZONING ORDINANCE NO. 212, 2000.

2000-ZON-071 (Amended)

5025 WEST 71st STREET (approximate address), INDIANAPOLIS

PIKE TOWNSHIP, COUNCILMANIC DISTRICT # 1

THE KROGER CO., by Thomas Michael Quinn, requests a rezoning of 6.707 acres, being in the C-S District, to the C-S classification to provide for gasoline sales, within an existing parking lot.

REZONING ORDINANCE NO. 213, 2000.

2000-ZON-149

1850 CUMBERLAND ROAD (approximate addresses), INDIANAPOLIS.

WARREN TOWNSHIP, COUNCILMANIC DISTRICT # 12

JUSTUS HOMES, INC., by Thomas Michael Quinn, requests a rezoning of 40.63 acres, being in the D-P District, to the D-3 classification to provide for 109 residential lots.

REZONING ORDINANCE NO. 214, 2000.

2000-ZON-151 (2000-DP-023)

3201 WHITE RIVER PARKWAY (approximate address), INDIANAPOLIS

CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 9

DURA BUILDERS, INC., by Joseph M. Scimia, requests a rezoning of 1.39 acres, being in the D-P District, to the D-P classification to provide for seven, two-family dwelling (10 units/acre).

REZONING ORDINANCE NO. 215, 2000.

2000-ZON-153

1625 EAST WASHINGTON STREET and 20, 24 and 38 SOUTH STATE STREET (approximate addresses), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 21

SHEPHERD COMMUNITY, INC., by David Kingen, requests the rezoning of one acre, being in the SU-7 and C-3 Districts, to the SU-1 classification to provide for religious uses.

REZONING ORDINANCE NO. 216, 2000.

2000-ZON-854

8446 COLONIAL DRIVE (approximate address), INDIANAPOLIS.

DECATUR TOWNSHIP, COUNCILMANIC DISTRICT # 19.

MIDWEST LOGISTICS PARTNERS LP, by Joseph M. Scimia, requests a rezoning of 6.35 acres, being in the D-3 District, to the C-S classification to provide for the expansion of a technology and commerce park.

REZONING ORDINANCE NO. 217, 2000.

2000-ZON-858

9701 PARK DAVIS DRIVE (approximate address), INDIANAPOLIS.

WARREN TOWNSHIP, COUNCILMANIC DISTRICT # 5.

REBHOLZ PROPERTIES, LLC, by Cameron F. Clark, requests a rezoning of 1.98 acres, being in the I-3-S and I-2-S Districts, to the I-3-S classification to provide for a heating duct metal fabrication plant.

REZONING ORDINANCE NO. 218, 2000.

2000-ZON-145

3600 NORTH MITTHOEFFER ROAD (approximate address), INDIANAPOLIS.

WARREN TOWNSHIP, COUNCILMANIC DISTRICT # 5

GOD'S GRACE COMMUNITY CHURCH requests a rezoning of 4.7 acres, being in the D-6II District, to the SU-1 classification to provide for the construction of a church.

PROPOSAL NO. 788, 2000. Councillor Smith reported that the Metropolitan Development Committee heard Proposal No. 788, 2000 on December 11, 2000. The proposal is an inducement resolution for the Archdiocese of Indianapolis seeking economic development revenue bonds in an amount not to exceed \$30,000,000 to be used for the acquisition of land, site improvements, infrastructure improvements, buildings, or structures, the rehabilitation, renovation, enlargement of buildings and structures, machinery, equipment, furnishings, or facilities (or any combination of these) and refinancing for education facilities and certain Catholic Charities of the Archdiocese located at various sites within Indianapolis and Marion County, all of which are under the supervision of the Archdiocese. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Smith moved, seconded by Councillor Langsford, for adoption. Proposal No. 788, 2000 was adopted on the following roll call vote; viz:

25 YEAS: *Bainbridge, Black, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Gray, Knox, Langsford, Massie, McWhirter, Nytes, Sanders, Schneider, SerVaas, Short, Smith, Soards, Talley, Tilford*
0 NAYS:

4 NOT VOTING: *Borst, Gibson, Horseman, Moriarty Adams*

Proposal No. 788, 2000 was retitled SPECIAL ORDINANCE NO. 21, 2000, and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 21, 2000

A SPECIAL ORDINANCE authorizing the City of Indianapolis, Indiana to issue up to \$30,000,000 in revenue bonds for the financing of economic development facilities, the funds from said financing to be used for the acquisition, construction, renovation, 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 Code Title 36, Article 7, Chapters 11.9 and 12 (collectively, the "Act") declares that the financing and refinancing of economic development facilities constitutes a public purpose; and

WHEREAS, the Act provides that an issuer may, pursuant to the Act, issue revenue bonds and lend the proceeds thereof to a corporation, partnership or individual for the purpose of financing costs of acquisition, renovation, installation and equipping of facilities, including real and personal property, for diversification of economic development and promotion of job opportunities in or near such issuer, and;

WHEREAS, the Act provides that such bonds may be secured by a trust indenture between an issuer and a corporate trustee; and

WHEREAS, a representative of The Archdiocese (the "Applicant") has requested that the City of Indianapolis, Indiana (the "Issuer") issue bonds and lend the proceeds thereof to the Company in order to enable the Applicant to undertake and complete the acquisition, site improvements, infrastructure improvements and the renovation and rehabilitation of buildings and structures, machinery, equipment, furnishings and other facilities located throughout Marion County, Indiana (the "Project"); and

WHEREAS, the Indianapolis Economic Development Commission has rendered a report concerning the proposed financing of economic development facilities for The Archdiocese

WHEREAS, The Archdiocese of Indianapolis (the "Applicant"), has advised the Indianapolis Economic Development Commission and the Issuer that it proposed that the Issuer either acquire certain economic development facilities and sell or lease the same to the Applicant or loan the proceeds of an economic development financing to the Applicant for the same, said economic development facilities consists of the acquisition of land, site improvements, infrastructure improvements, buildings, or structures, the rehabilitation, renovation, enlargement of buildings and structures, machinery, equipment, furnishings, or facilities (or any combination of these) and refinancing for education facilities in Indianapolis and Marion County under the supervision of The Archdiocese;

WHEREAS, the diversification of industry and the creation and retention of opportunities for gainful employment to be achieved by the acquisition and rehabilitation 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, it would appear that the financing of the Project would be of benefit to the health or general welfare of the Issuer and its citizens; and

WHEREAS, the acquisition and rehabilitation 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 ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY INDIANA;**

SECTION 1. It finds, determines, ratifies and confirms that the diversification of industry and the creation and retention of opportunities for gainful employment within the jurisdiction of the Issuer; and 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 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 \$30,000,000 under the Act to be privately placed or publicly offered if permitted by current policy of the Commission for the acquisition and rehabilitation 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 rehabilitation 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 rehabilitation of the Project, this Commission requests the City-County Council of the Issuer to (i) 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 the proposed inducement resolution expires on May 31, 2001, unless such bonds have been issued or an Ordinance authorizing the issuance of such bonds has been adopted by the City-County Council of the issuer prior to the aforesaid date or unless, upon a showing of good cause by the Applicant, the Issuer, by official action extends the term of the inducement resolution; and (ii) it will adopt such resolutions and authorize the execution and delivery of such instruments and the taking of such action as 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) the inducement resolution is still in effect and (b) if applicable, the aggregate amount of private activity bonds previously issued during the 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 an aggregate amount in excess of the private activity bond limit may, and in all probability will, be adopted; (2) the proposed Project will have no priority over other projects which have applied for such private activity bonds and have received inducement resolutions; and (3) no portion of such private 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 the 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 the special resolution to be adopted by the City-County Council of the Issuer 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 and equipping of the Project will be permitted to be included as part of the bond issue to finance said Project, and the Issuer will thereafter sell the 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 this inducement resolution 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.

PROPOSAL NO. 790, 2000. Councillor Smith reported that the Metropolitan Development Committee heard Proposal No. 790, 2000 on December 11, 2000. The proposal is an inducement resolution for Campus Apartments and Pleasant Run Apartments in an amount not to exceed \$14,100,000 to be used for the acquisition and renovation of two existing apartment complexes, a 105-unit apartment complex located at 735 W. 11th Street (District 16), and a 252-unit apartment complex located at 1366 North Arlington Street (District 12). By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Moriarty Adams stated that she will abstain from voting on Proposal No. 790, 2000 to avoid the appearance of a conflict of interest with her employer.

Councillor Smith moved, seconded by Councillor Black, for adoption. Proposal No. 790, 2000 was adopted on the following roll call vote; viz:

26 YEAS: *Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Gray, Knox, Langsford, Massie, McWhirter, Nytes, Sanders, Schneider, SerVaas, Short, Smith, Soards, Talley, Tilford*

0 NAYS:

3 NOT VOTING: *Gibson, Horseman, Moriarty Adams*

Proposal No. 790, 2000 was retitled SPECIAL RESOLUTION NO. 86, 2000, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 86, 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 36-7-11.9 and 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, rehabilitation 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 a company; and

WHEREAS, The Community Builders, Inc., on behalf of one or more to-be-formed Indiana limited partnerships, or its designees (collectively, the "Applicant"), has advised the Indianapolis Economic Development Commission and the Issuer that it proposes that the Issuer either acquire certain economic development facilities and sell or lease the same to the Applicant or loan the proceeds of an economic development financing to the Applicant for the same. The Applicant will use the proceeds of the financing to: (i) proceed with the acquisition, rehabilitation and equipping of an apartment complex with a total of 252 apartment units, in 58 buildings, located at 1366 North Arlington Street, in the City of Indianapolis, Indiana (the "Pleasant Run Project"); and (ii) the acquisition, rehabilitation and equipping of an apartment complex with a total of 105 apartment units, in 11 buildings, located at 735 West 11th Street, in the City of Indianapolis, Indiana (the "Campus Project" and, together with the Pleasant Run Project, the "Projects"); and

WHEREAS, the diversification of industry and creation of opportunities for gainful employment, plus the creation of a rehabilitation job and service provider payroll, and the creation of business opportunities to be achieved by the acquisition, rehabilitation and equipping of the Projects will serve a public purpose and be of benefit to the health or general welfare of the Issuer and its citizens; and

WHEREAS, it is tentatively found that the acquisition, rehabilitation and equipping of the Projects will not have an adverse competitive effect on any similar facility 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 creation 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 the Issuer take such action as it lawfully may to encourage the diversification of industry, the creation of business opportunities and 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 \$4,500,000 under the Act to be privately placed or publicly offered with credit enhancement for the acquisition, rehabilitation and equipping of the Pleasant Run Project, and the sale or leasing of the Pleasant Run Project to the Applicant or the loan of the proceeds of the revenue bonds to the Applicant for the acquisition, rehabilitation and equipping of the Pleasant Run Project will serve the public purposes referred to above, in accordance with the Act.

SECTION 3. It further finds, determines, ratifies and confirms that the issuance and sale of revenue bonds of the Issuer in an amount not to exceed \$2,900,000 under the Act to be privately placed or publicly offered with credit enhancement for the acquisition, rehabilitation and equipping of the Campus Project, and the sale or leasing of the Campus Project to the Applicant or the loan of the proceeds of the revenue bonds to the Applicant for the acquisition, rehabilitation and equipping of the Campus Project will serve the public purposes referred to above, in accordance with the Act.

SECTION 4. The Bonds referred to in Section 2 hereof with respect to the Pleasant Run Project and the Bonds referred to in Section 3 hereof with respect to the Campus Project may be issued by the Issuer as one or more bond issues, or as one or more series of bonds within a single issue, in an aggregate principal amount not to exceed \$7,400,000.

SECTION 5. In order to induce the Applicant to proceed with the acquisition, rehabilitation and equipping of the Projects, 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 June 30, 2001, unless such bonds have been issued or an Ordinance authorizing the issuance of such bonds has been adopted by the governing body of the Issuer prior to the aforesaid date or unless, upon a showing of good cause by the Applicant, the Issuer, by official action, extends the term of this inducement resolution; and (ii) it will adopt such 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 this inducement resolution is still in effect; and (iii) it will use its best efforts at the request of the Applicant to authorize the issuance of additional bonds for refunding or refinancing the outstanding principal amount of the bonds, for completion of the Projects and for additions to the Projects, including the costs of issuance (providing that the financing of such addition or additions to the Projects 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 6. All costs of the respective Projects incurred after the date which is (sixty) 60 days prior to the date of adoption of this resolution, including reimbursement or repayment to the Applicant of moneys expended by the Applicant for application fees, planning, engineering, a portion of the interest paid during acquisition and rehabilitation, underwriting expenses, attorney and bond counsel fees, and acquisition, rehabilitation and equipping of the respective Projects will be permitted to be included as part of the bond issue to finance the respective Projects, and the Issuer will lend the proceeds from the sale of the bonds to the Applicant for the same purposes. Also, certain indirect expenses incurred prior to this inducement resolution will be permitted to be included as part of the bond issue to finance the respective Projects in accordance with the Final Regulations J 8476) on Arbitrage Restrictions on Tax-Exempt Bonds, in particular Section 1. 150-2.

SECTION 7. Based solely upon representations of the Applicant and materials filed by the Applicant, the Issuer hereby preliminarily finds and determines that the amount of tax credits to be allocated to the Pleasant Run Project under Section 42 of the Code does not exceed the amount necessary for the financial feasibility of the Pleasant Run Project and its viability as a qualified housing project throughout the credit period for the Pleasant Run Project and that the Pleasant Run Project satisfies the requirements for the allocation of a housing credit dollar amount under the qualified allocation plan applicable to the area in which the Pleasant Run Project is located. The foregoing determinations shall not be construed to be a representation or warranty by the Issuer as to the feasibility or viability of the Pleasant Run Project. The Issuer shall also make the foregoing determinations again, at the request of the Borrower, following review of the Pleasant Run Project and supporting materials by the Indiana Housing Finance Authority ("IHFA"), the credit agency for the State of Indiana, and the recommendation by IHFA of approval of such determinations in connection with IHFA's awarding of volume cap and the four percent tax credit allocation. Such Issuer determinations shall occur (i) upon the sale of the Bonds to the initial purchasers thereof, and (ii) thereafter by the Department of Metropolitan Development on or about the date that each building in the Pleasant Run Project is placed in service.

SECTION 8. Based solely upon representations of the Applicant and materials filed by the Applicant, the Issuer hereby preliminarily finds and determines that the amount of tax credits to be allocated to the Campus Project under Section 42 of the Code does not exceed the amount necessary for the financial feasibility of the Campus Project and its viability as a qualified housing project throughout the credit period for the Campus Project and that the Campus Project satisfies the requirements for the allocation of a housing credit dollar amount under the qualified allocation plan applicable to the area in which the Campus Project is located. The foregoing determinations shall not be construed to be a representation or warranty by the Issuer as to the feasibility or viability of the Campus Project. The Issuer shall also make the foregoing determinations again, at the request of the Borrower, following review of the Campus Project and supporting materials by the Indiana Housing Finance Authority ("IHFA"), the credit agency for the State of Indiana, and the recommendation by IHFA of approval of such determinations in connection with IHFA's awarding of volume cap and the four percent tax credit allocation. Such Issuer determinations shall occur (i) upon the sale of the Bonds to the initial purchasers thereof, and (ii) thereafter by the Department of Metropolitan Development on or about the date that each building in the Campus Project is placed in service.

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

PROPOSAL NO. 791, 2000. Councillor Smith reported that the Metropolitan Development Committee heard Proposal No. 791, 2000 on December 11, 2000. The proposal is a final action for Braeburn Village Apartments in an amount not to exceed \$24,000,000 to be used for the acquisition, development and light rehabilitation of the existing 402-unit apartment complex and the construction of a new daycare facility, located at 8200 E. 21st Street (District 12). By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Smith moved, seconded by Councillor Coughenour, for adoption. Proposal No. 791, 2000 was adopted on the following roll call vote; viz:

28 YEAS: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Gibson, Gray, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, SerVaas, Short, Smith, Soards, Talley, Tilford
0 NAYS:

1 NOT VOTING: Horseman

Proposal No. 791, 2000 was retitled SPECIAL ORDINANCE NO. 22, 2000, and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 22, 2000

A SPECIAL ORDINANCE authorizing the City of Indianapolis to issue up to \$24,000,000 City of Indianapolis, Indiana Multifamily Housing Revenue Bonds, Series 2001 (Braeburn Village Apartments), in one or more series, including its Multifamily Housing Revenue Bonds, Series 2001A (Ginnie Mae Collateralized Mortgage Loan - Braeburn Village Apartments) (the "Series 2001A Bonds"), its Subordinate Multifamily Housing Revenue Bonds, Series 2001B (Braeburn Village Apartments) (the "Series 2001B Bonds") and its Taxable Subordinate Multifamily Housing Revenue Bonds, Series 2001C (Braeburn Village Apartments) (the "Series 2001C Bonds") (collectively, the "Bonds") and approving and authorizing other actions in respect thereto.

WHEREAS, Indiana Code Title 3 6, Article 7, Chapters 11.9 and 12 (collectively, the "Act") declares that the financing and refinancing of economic development facilities constitutes a public purpose; and

WHEREAS, the Act provides that an issuer may, pursuant to the Act, issue revenue bonds and lend the proceeds thereof to a corporation, partnership or individual for the purpose of financing costs of acquisition or construction of facilities, including real and personal property, for diversification of economic development and promotion of job opportunities in or near such issuer, and

WHEREAS, the Act provides that such bonds may be secured by a trust indenture between an issuer and a corporate trustee; and

WHEREAS, a representative of Affordable Housing Partners 1, LLC (the "Company") has requested that the City of Indianapolis, Indiana (the "Issuer") issue bonds and lend the proceeds thereof to the Company in order to enable the Company to undertake and complete the acquisition, development and light rehabilitation of a 402-unit apartment complex to be known as Braeburn Village Apartments, together with the construction of a new daycare facility, located at 8200 East 21st Street, Indianapolis, Indiana (the "Project"); and

WHEREAS, the Indianapolis Economic Development Commission has rendered a report concerning the proposed financing of economic development facilities for Affordable Housing Partners, Inc. ("AHP"), the sole member of the Company and the Metropolitan Development Commission of Marion County has commented thereon; and

WHEREAS, AHP has created the Company as a single-asset entity to enable the financing of the Project; and

WHEREAS, pursuant to and in accordance with the Act, the Issuer desires to provide funds to finance the acquisition, development and light rehabilitation of the Project by issuing the Bonds in one or more series in the aggregate principal amount not to exceed \$24,000,000, including the Series 2001A Bonds, the Series 2001B Bonds and the Series 2001C Bonds; and

WHEREAS, the Indianapolis Economic Development Commission, after a public hearing conducted on December 6, 2000 pursuant to Indiana Code Title 36, Article 7, Chapter 12, Section 24 and Section 147(f) of the Internal Revenue Code of 1986, as amended (the "Code"), found that the financing of the Project complies with the purposes and provisions of the Act and that such financing will be of benefit to the health and welfare of the Issuer and its citizens; and

WHEREAS, the Issuer intends to issue the Bonds in an aggregate principal amount not to exceed \$24,000,000, in one or more series as follows: (a) the Series 2001A Bonds in an aggregate principal amount not to exceed \$20,000,000, pursuant to an Indenture of Trust (the "Series 2001A Indenture"); and (b) the Series 2001B Bonds in an aggregate principal amount not to exceed \$4,000,000, and the Series 2001 C Bonds in an aggregate principal amount not to exceed \$ 1,000,000, both pursuant to a Trust Indenture (the "Series 2001B/2001 C Indenture" and, together with the Series 2001 A Indenture, the "Indentures"), each dated as of March 1, 200 1, by and between the Issuer and Bank One Trust Company, National Association, as Trustee (the "Trustee") in order to obtain funds to lend to the Company pursuant to a Financing Agreement with respect to the Series 2001 A Bonds by and among the Issuer, the Company and P/R Mortgage & Investment Corp. (the "Series 2001A Financing Agreement") and a Loan Agreement with respect to the Series 2001B Bonds and Series 2001C Bonds by and between the Issuer and the Company (the "Series 2001B/2001C Loan Agreement" and, together with the Series 2001 A Financing Agreement, the "Loan Agreements"), each dated as of March 1, 2001, provided, however, that the aggregate principal amount of the Bonds shall not exceed \$24,000,000, for the purpose of financing or providing reimbursement for the cost of the Project and to pay a portion of the costs of issuance of the Bonds; and

WHEREAS, the Loan Agreements provide for the repayment by the Company of the loan of the proceeds of the Bonds pursuant to which the Company will agree to make payments sufficient to pay the principal and interest on the Bonds as the same become due and payable and to pay administrative expenses in connection with the Bonds; and

WHEREAS, the financing will not have an adverse competitive effect or impact on any similar facility or facility of the same kind already constructed or operating in the same market area or in or about Marion County, Indiana; and

WHEREAS, there has been submitted to the Commission for its approval substantially final forms of the Series 2001A Indenture, Series 2001A Financing Agreement, Series 2001B/2001C Indenture, Series 2001B/2001C Loan Agreement, Land Use Restriction Agreement, Bond Purchase Agreements and Preliminary Official Statement, and forms of the Bonds (hereinafter referred to collectively as the "Financing Documents") and this proposed form of special ordinance which are by this reference incorporated herein by Resolution adopted prior in time to this date, which Resolution has been transmitted hereto; now, therefore:

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

SECTION 1. It is hereby found that the financing of the economic development facilities referred to in the Financing Documents consisting of the Project, the issuance and sale of the Bonds, the loan of the net proceeds thereof to the Company for the purposes of financing or providing reimbursement for a portion of the cost of the Project, and the repayment of said loan by the Company will be of benefit to the health or general welfare of the Issuer and its citizens and does comply with the purposes and provisions of the Act, including in particular, the requirement of promoting a substantial likelihood of creating or retaining opportunities for gainful employment. Furthermore, it is hereby found that the Project, which consists of the acquisition of Braeburn Village Apartments by the Company, minimal rehabilitation, and the construction of a new daycare facility, will further a public purpose of the Issuer through, among other things, the provision of quality, affordable, multifamily housing and services to the tenants.

SECTION 2. The forms of the Financing Documents presented herewith are hereby approved and all such documents shall be kept on file by the Clerk of the Council or City-Controller. In compliance with Indiana Code Title 36, Article 1, Chapter 5, Section 4, two (2) copies of the Financing Documents are on file in the office of the Clerk of the Council for public inspection.

SECTION 3. The Issuer shall issue its Bonds in one or more series, as described above, including the Series 2001A Bonds, the Series 2001B Bonds and the Series 2001C Bonds, in the aggregate principal amount not to exceed \$24,000,000, for the purpose of procuring funds to loan to the Company in order to finance or provide reimbursement for a portion of the cost of the Project which Bonds will be payable as to principal and interest solely from the payments made by the Company pursuant to the Financing Documents to evidence and secure said loan and as otherwise provided in the above-described Financing

Documents. The Bonds shall never constitute a general obligation of, an indebtedness of, or charge against the general credit of the Issuer.

SECTION 4. The City Clerk and City Controller are authorized and directed to sell such Bonds to the purchasers thereof at a price not less than 97% of the aggregate principal amount thereof plus accrued interest, if any, and at a rate of interest not to exceed 12% percent per annum. The Bonds will mature no later than 40 years from their date of issuance.

SECTION 5. The Mayor and City Clerk are authorized and directed to execute those Financing Documents approved herein which require the signature of the Mayor and City Clerk and any other document which may be necessary or desirable to consummate the transaction, and their execution is hereby confirmed on behalf of the Issuer. The signatures of the Mayor and the City Clerk on the Bonds may be necessary or desirable to consummate the transaction, and their execution is hereby confirmed on behalf of the Issuer. The signatures of the Mayor and the City Clerk on the Bonds may be facsimile signatures. The City Clerk and City Controller are authorized to arrange for the delivery of such Bonds to the purchaser, payment for which will be made in the manner set forth in the Financing Documents. The Mayor and City Clerk may, by their execution of the Financing Documents requiring their signatures and imprinting of their facsimile signatures thereon, approve changes therein and also in those Financing Documents which do not require the signature of the Mayor and/or City Clerk without further approval of this City-County Council or the Commission if such changes do not affect terms set forth in Indiana Code Title 36, Article 7, Chapter 12, Section 27(a)(1) through (a)(10).

SECTION 6. The provisions of this special ordinance and the Financing Documents shall constitute a contract binding between the Issuer and the holder or holders of the Bonds and after the issuance of said Bonds, this special ordinance shall not be repealed or amended in any respect which would adversely affect the right of such holder or holders so long as said Bonds or the interest thereon remains unpaid.

SECTION 7. Rule 15c2-12(b)(1) of the Securities Exchange Act of 1934, as amended (the "SEC Rule"), provides that, prior to the time a participating underwriter or placement agent bids for, purchases, offers or sells municipal securities, the participating underwriter or placement agent shall obtain and review an official statement that an issuer of such securities deems a "near final" official statement. The Preliminary Official Statement is hereby deemed final as of its date, except for the omission of no more than the following information: the offering price(s), interest rate(s), selling compensation, aggregate principal amount, principal amount per maturity, delivery dates, ratings and other terms of the securities depending on such matters. The Mayor, the City Clerk or any other officer of the Issuer familiar with the matters with respect to the Issuer set forth in the Preliminary Official Statement is hereby authorized to certify to the underwriter, that the information in the Preliminary Official Statement with respect to the Issuer is deemed to be final within the meaning of the SEC Rule prior to the distribution of the Preliminary Official Statement.

SECTION 8. This special ordinance shall be in full force and effect upon adoption and compliance with Indiana Code Title 36, Article 3, Chapter 4, Section 14.

SPECIAL ORDERS - PUBLIC HEARING

President SerVaas passed the gavel to Vice President Borst.

PROPOSAL NO. 661, 2000. The proposal, sponsored by Councillor Hinkle, proposes to rezone 7.5 acres at 6600 East Westfield Boulevard in Washington Township, being in the C-S District, to the C-S classification to provide for a restaurant and tavern (2000-ZON-074) (District 2).

Councillor SerVaas made the following motion:

Mr. Vice President:

The petitioners and remonstrators continue to negotiate a resolution of the rezoning case of 2000-ZON-074 (6600 East Westfield Boulevard) and petitioner has consented to a continuance of the hearing scheduled for this meeting.

I, therefore, move that the public hearing on Proposal No. 661, 2000 (Rezoning Docket No. 2000-ZON-074) be postponed and rescheduled for January 8, 2001.

Councillor Soards seconded the motion, and Proposal No. 661, 2000 was postponed by a unanimous voice vote.

Vice President Borst returned the gavel to President SerVaas.

PROPOSAL NO. 778, 2000. The proposal, sponsored by Councillor Coughenour, proposes to rezone 15.2 acres at 8601 South Raceway Road in Decatur Township, being in the D-P District, to the D-P classification to permit use options previously approved under rezoning case 98-Z-85A or an additional 81-unit single-family residential option consisting of "Courtyard Homes" (District 19) (2000-ZON-099/2000-DP-017).

Councillor Cockrum made the following motion:

Mr. President:

The petitioners and remonstrators have agreed to a settlement of the rezoning case of 8601 South Raceway Road, Indianapolis, Indiana, but have not completed the details, and petitioner has consented to a continuance of the hearing scheduled for this meeting.

I, therefore, move that the public hearing on Proposal No. 778, 2000 (Rezoning Docket No. 2000-ZON-099/2000-DP-017) be postponed and rescheduled for January 8, 2001.

Councillor Coughenour seconded the motion, and Proposal No. 778, 2000 was postponed by a unanimous voice vote.

PROPOSAL NO. 404, 2000. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 404, 2000 on June 21, 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.

President SerVaas called for public testimony at 8:15 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Schneider, to strike Proposal No. 404, 2000. Proposal No. 404, 2000 was stricken by a unanimous voice vote.

PROPOSAL NO. 451, 2000. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 451, 2000 on July 12, 2000. The proposal approves an increase of \$332,764 in the 2000 Budgets of the County Auditor and Marion Superior Court, Probation Division (County General Fund) to provide partial funding for 20 new probation officers, financed by fund balances.

President SerVaas called for public testimony at 8:15 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Borst, to strike Proposal No. 451, 2000. Proposal No. 451, 2000 was stricken by a unanimous voice vote.

Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 621, 2000 on October 25, 2000, Proposal No. 729, 2000 on November 14, 2000, and Proposal Nos. 762, 763, and 771, 2000 on November 29, 2000. He asked for consent to vote on these proposals together. Consent was given.

PROPOSAL NO. 621, 2000. The proposal approves an increase of \$20,000 in the 2000 Budgets of the County Auditor and the Prosecuting Attorney (County General Fund) which is a reimbursement for salary dollars expended on prosecution in the Antcliff case, financed by a check from the Estate of Charlene Kincaid Antcliff. PROPOSAL NO. 729, 2000. The proposal approves an increase of \$550,000 and a transfer of \$203,660 in the 2000 Budget of the County Sheriff (County General Fund) to cover the increased rise in fuel costs for this year, financed by a transfer and a reduction in fund balances. PROPOSAL NO. 762, 2000. The proposal approves an increase of \$58,327 in the 2000 Budget of the County Sheriff (State and Federal Grants Fund) to pay overtime for six officers assigned to the Indianapolis Metropolitan Gang Safe Streets Task Force, funded by an F.B.I. grant. PROPOSAL NO. 763, 2000. The proposal approves an increase of \$10,150 in the 2000 Budget of the Marion County Superior Court (County Grants Fund) to appropriate a grant from the Indianapolis Bar Foundation for the Juror Appreciation Program and Teach the Teachers Program. PROPOSAL NO. 771, 2000. The proposal approves a transfer of \$6,000 in the 2000 Budget of the Marion County Public Defender Agency (County General Fund) to cover the expenses resulting from an increase in appeals cases and an increase in death penalty costs. By unanimous votes, the Committee reported the proposals to the Council with the recommendation that they do pass.

President SerVaas called for public testimony at 8:19 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Smith, for adoption. Proposal Nos. 621, 729, 762, 763, and 771, 2000 were adopted on the following roll call vote; viz:

28 YEAS: *Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Gibson, Gray, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, SerVaas, Short, Smith, Soards, Talley, Tilford*

0 NAYS:

1 NOT VOTING: *Horseman*

Proposal No. 621, 2000 was retitled FISCAL ORDINANCE NO. 136, 2000, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 136, 2000

A FISCAL ORDINANCE amending the City-County Annual Budget for 2000 (City-County Fiscal Ordinance No. 98, 1999) appropriating an additional Twenty Thousand Dollars (\$20,000) in the County General Fund for purposes of the County Auditor and the Prosecuting Attorney, 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(v) of the City-County Annual Budget for 2000 be, and is hereby amended by the increases and reductions hereinafter stated for purposes the County Auditor and the Prosecuting Attorney to be reimbursed salary dollars expended on prosecution of the Antcliff case.

SECTION 2. The sum of Twenty Thousand Dollars (\$20,000) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COUNTY AUDITOR</u>	<u>COUNTY GENERAL FUND</u>
1. Personal Services - fringes	4,000
<u>COUNTY PROSECUTOR</u>	
1. Personal Services	16,000
TOTAL INCREASE	20,000

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

	<u>COUNTY GENERAL FUND</u>
Unappropriated and Unencumbered	
County General Fund	<u>20,000</u>
TOTAL REDUCTION	20,000

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

Proposal No. 729, 2000 was retitled FISCAL ORDINANCE NO. 157, 2000, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 157, 2000

A FISCAL ORDINANCE amending the City-County Annual Budget for 2000 (City-County Fiscal Ordinance No. 98, 1999) transferring and appropriating an additional Seven Hundred Fifty-three Thousand Six Hundred Sixty Dollars (\$753,660) in the County General Fund for purposes of the County Sheriff and reducing certain other appropriations for that department 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(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 County Sheriff to cover the increased rise in fuel costs.

SECTION 2. The sum of Seven Hundred Fifty-three Thousand Six Hundred Sixty Dollars (\$753,660) be, and the same is hereby transferred and appropriated for the purposes as shown in Section 3 by reducing the accounts and the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COUNTY SHERIFF</u>	<u>COUNTY GENERAL FUND</u>
2. Supplies	<u>753,660</u>
TOTAL INCREASE	753,660

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

<u>COUNTY SHERIFF</u>	<u>COUNTY GENERAL FUND</u>
3. Other Services and Charges	203,660
Unappropriated and Unencumbered	
County General Fund	<u>550,000</u>
TOTAL REDUCTION	753,660

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

Proposal No. 762, 2000 was retitled FISCAL ORDINANCE NO. 158, 2000, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 158, 2000

A FISCAL ORDINANCE amending the City-County Annual Budget for 2000 (City-County Fiscal Ordinance No. 98, 1999) appropriating an additional Fifty-eight Thousand Three Hundred Twenty-seven Dollars (\$58,327) in the State and Federal Grants Fund for purposes of the County Sheriff and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02(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 County Sheriff to pay overtime for six officers assigned to the Indianapolis Metropolitan Gang Safe Streets Task Force.

SECTION 2. The sum of Fifty-eight Thousand Three Hundred Twenty-seven Dollars (\$58,327) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COUNTY SHERIFF</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services	58,327
TOTAL INCREASE	58,327

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

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered State and Federal Grants Fund	58,327
TOTAL REDUCTION	58,327

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. 763, 2000 was retitled FISCAL ORDINANCE NO. 159, 2000, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 159, 2000

A FISCAL ORDINANCE amending the City-County Annual Budget for 2000 (City-County Fiscal Ordinance No. 98, 1999) appropriating an additional Ten Thousand One Hundred Fifty Dollars (\$10,150) in the County Grants Fund for purposes of the Marion County Superior Court and reducing the unappropriated and unencumbered balance in the County Grants Fund.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.02(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 County Superior Court to appropriate a grant from the Indianapolis Bar Foundation for the Juror Appreciation Program and Teach the Teachers Program.

SECTION 2. The sum of be Ten Thousand One Hundred Fifty Dollars (\$10,150) 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</u>	<u>COUNTY GRANTS FUND</u>
2. Supplies	2,500
3. Other Services and Charges	7,650
TOTAL INCREASE	10,150

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

	<u>COUNTY GRANTS FUND</u>
Unappropriated and Unencumbered	
County Grants Fund	10,150
TOTAL REDUCTION	10,150

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. 771, 2000 was retitled FISCAL ORDINANCE NO. 156, 2000, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 156, 2000

A FISCAL ORDINANCE amending the City-County Annual Budget for 2000 (City-County Fiscal Ordinance No. 98, 1999) transferring and appropriating an additional Six Thousand Dollars (\$6,000) in the County General Fund for purposes of the Marion County Public Defender Agency and reducing certain other appropriations for the County Auditor and the Marion County Public Defender Agency.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01(b,u) 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 Public Defender Agency to cover the expenses resulting from an increase in appeals cases and an increase in death penalty costs.

SECTION 2. The sum of Six Thousand Dollars (\$6,000) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>MARION COUNTY PUBLIC DEFENDER AGENCY</u>	<u>COUNTY GENERAL FUND</u>
3. Other Services and Charges	6,000
TOTAL INCREASE	6,000

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

<u>MARION COUNTY PUBLIC DEFENDER AGENCY</u>	<u>COUNTY GENERAL FUND</u>
4. Capital Outlay	6,000
TOTAL DECREASE	6,000

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

SPECIAL ORDERS - FINAL ADOPTION

Councillor Smith stated that the Capital Asset Management Committee heard Proposal Nos. 734-751 and 766-770, 2000 on November 29, 2000.

PROPOSAL NO. 743, 2000. The proposal, sponsored by Councillor Nytes, authorizes parking restrictions on Park Avenue from Massachusetts Avenue to St. Clair Street (District 22). Councillor Nytes moved, seconded by Councillor Smith, to return Proposal No. 743, 2000 to the

Capital Asset Management Committee for further review. Proposal No. 743, 2000 was returned to Committee by a unanimous voice vote.

Councillor Smith asked for consent to vote on Proposal Nos. 734-742, 744-751, and 766-770, 2000 together. Consent was given.

PROPOSAL NO. 734, 2000. The proposal, sponsored by Councillor SerVaas, authorizes a traffic signal at 71st Street and Rodebaugh Road (District 2). PROPOSAL NO. 735, 2000. The proposal, sponsored by Councillor Talley, authorizes a traffic signal at 42nd Street and Mitthoefer Road (District 14). PROPOSAL NO. 736, 2000. The proposal, sponsored by Councillors Coonrod and Talley, authorizes a traffic signal at 38th Street and German Church Road (Districts 5, 14). PROPOSAL NO. 737, 2000. The proposal, sponsored by Councillor Schneider, authorizes a traffic signal at Real Street and Westfield Boulevard (District 3). PROPOSAL NO. 738, 2000. The proposal, sponsored by Councillor Brents, authorizes a traffic signal at Blackford Street and Indiana Avenue (District 16). PROPOSAL NO. 739, 2000. The proposal, sponsored by Councillor Brents, authorizes a multi-way stop at 14th Street and Montcalm Street (District 16). PROPOSAL NO. 740, 2000. The proposal, sponsored by Councillor Massie, authorizes intersection controls for the Homestead Neighborhood (District 20). PROPOSAL NO. 741, 2000. The proposal, sponsored by Councillor Schneider, authorizes a multi-way stop at Broadway Street and 95th Street (District 3). PROPOSAL NO. 742, 2000. The proposal, sponsored by Councillor Coonrod, authorizes a change in the speed limit from 35 mph to 40 mph on Fox Road from Sunnyside Road to Oaklandon Road (District 5). PROPOSAL NO. 744, 2000. The proposal, sponsored by Councillor Nytes, authorizes parking restrictions on Massachusetts Avenue from College Avenue to Edison Avenue; and authorizes angled parking on Massachusetts Avenue from Edison Avenue to Bellefontaine Street (District 22). PROPOSAL NO. 745, 2000. The proposal, sponsored by Councillors Black and Bradford, authorizes parking restrictions on 52nd Street near Meridian Street (Districts 6, 7). PROPOSAL NO. 746, 2000. The proposal, sponsored by Councillor Brents, authorizes a change in parking restrictions on various segments of Virginia Avenue and Alabama Street (District 16). PROPOSAL NO. 747, 2000. The proposal, sponsored by Councillor Brents, authorizes a change in parking restrictions on Jackson Place between McCreia Street and Meridian Street (District 16). PROPOSAL NO. 748, 2000. The proposal, sponsored by Councillor Brents, authorizes parking restrictions on Meridian Street, on the west side, from Merrill Street to a point 92 feet north of Henry Street (District 16). PROPOSAL NO. 749, 2000. The proposal, sponsored by Councillor Brents, authorizes a weight limit restriction on Capitol Avenue from Ray Street to Morris Street (District 16). PROPOSAL NO. 750, 2000. The proposal, sponsored by Councillor Brents, authorizes changes in bus stop zones on Capitol Street and Ohio Street (District 16). PROPOSAL NO. 751, 2000. The proposal, sponsored by Councillor Brents, authorizes a change in bus stop zones on Maryland Street near Scioto Street (District 16). PROPOSAL NO. 766, 2000. The proposal, sponsored by Councillor Coonrod, authorizes a traffic signal for 56th Street and Harrison Commerce Park Drive (District 5). PROPOSAL NO. 767, 2000. The proposal, sponsored by Councillor Bainbridge, authorizes a multi-way stop at Eagledale Drive, Thrush Drive, Milan Court, and Milan Street (District 8). PROPOSAL NO. 768, 2000. The proposal, sponsored by Councillor Douglas, authorizes parking restrictions on 11th Street from Beville Avenue to Rural Street (District 10). PROPOSAL NO. 769, 2000. The proposal, sponsored by Councillor Black, authorizes parking restrictions on 33rd Street near Pennsylvania Avenue (District 6). PROPOSAL NO. 770, 2000. The proposal, sponsored by Councillor Nytes, authorizes the removal of rush hour parking restrictions on the east side of Talbott Street from 28th Street to 30th Street, the addition of no parking anytime on the west side of Talbott Street, and the deletion of one-way traffic northbound on Talbott from 28th Street to Pennsylvania Street (District 22). By 6-0 votes, the Committee reported Proposal No. 744, 2000 to the Council with the

recommendation that it do pass as amended and Proposal Nos. 734-742, 745-751, and 766-770, 2000 to the Council with the recommendation that they do pass.

Councillor Soards stated that the traffic signal referred to in Proposal No. 734, 2000 is already in place and has been in operation for several months. Councillor Smith stated that this often happens, and the proposal still needs to be acted on as a housekeeping issue.

Councillor Smith moved, seconded by Councillor Brents, for adoption. Proposal No. 744, 2000, as amended, and Proposal Nos. 734-742, 745-751, and 766-770, 2000 were adopted on the following roll call vote; viz:

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

Proposal No. 734, 2000 was retitled GENERAL ORDINANCE NO. 151, 2000, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 151, 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>
09	71 st St Rodebaugh Rd	71 st 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>
09	71 st St Rodebaugh 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. 735, 2000 was retitled GENERAL ORDINANCE NO. 152, 2000, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 152, 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>
21	Mitthoefer Rd 42 nd St	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>
21	Mitthoefer Rd 42 nd 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. 736, 2000 was retitled GENERAL ORDINANCE NO. 153, 2000, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 153, 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>
21	38 th St German Church 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>
21	38 th St German Church 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. 737, 2000 was retitled GENERAL ORDINANCE NO. 154, 2000, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 154, 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>
04	Real St Westfield Blvd	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. 738, 2000 was retitled GENERAL ORDINANCE NO. 155, 2000, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 155, 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	Blackford St Indiana Av	Indiana 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>
24	Blackford St Indiana Av	None	Signal

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

Proposal No. 739, 2000 was retitled GENERAL ORDINANCE NO. 156, 2000, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 156, 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	14 th St Montcalm St	Montcalm 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	14 th St Montcalm 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. 740, 2000 was retitled GENERAL ORDINANCE NO. 157, 2000, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 157, 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>
39	Fairhope Dr Homestead Dr	Homestead Dr	Stop
39	Forest Dr Homestead Dr	Homestead Dr	Stop
39	Cardinal Dr Homestead Dr	Homestead 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. 741, 2000 was retitled GENERAL ORDINANCE NO. 158, 2000, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 158, 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>
4	Broadway St 95 th St	Broadway 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>
4	Broadway St 95 th 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. 742, 2000 was retitled GENERAL ORDINANCE NO. 159, 2000, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 159, 2000

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 441-323, Alteration of prima facie speed limits.

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. 441-323, Alteration of prima facie speed limits, be and the same is hereby amended by the deletion of the following, to wit:

35 MPH

Fox Road, from Sunnyside Road to Oaklandon Road

SECTION 2. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-323, Alteration of prima facie speed limits, be and the same is hereby amended by the addition of the following, to wit:

40 MPH

Fox Road, from Sunnyside Road to Oaklandon Road

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

Proposal No. 744, 2000, as amended, was retitled GENERAL ORDINANCE NO. 160, 2000, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 160, 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; and Sec. 621-108, Manner of parking.

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

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 621-122, 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:

Massachusetts Avenue, on the north side, from College Avenue to Edison Avenue

SECTION 2. The "Revised Code of the Consolidated City and County," specifically, Sec. 621-108, Manner of parking, be and the same is hereby amended by the addition of the following, to wit:

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

Massachusetts Avenue, on the north side, from Edison Avenue to Bellefontaine Street

Massachusetts Avenue, on the south side, from College Avenue to Bellefontaine Street

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

Proposal No. 745, 2000 was retitled GENERAL ORDINANCE NO. 161, 2000, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 161, 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 1. 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:

52nd Street, on the north side, from Meridian Street to a point 222 feet west of Meridian Street

52nd Street, on the south side, from Meridian Street to a point 222 feet east of Meridian Street

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

Proposal No. 746, 2000 was retitled GENERAL ORDINANCE NO. 162, 2000, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 162, 2000

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 621-120, Special parking privileges for certain persons or vehicles in certain locations; Sec. 621-122, Stopping, standing or parking prohibited at all times on certain designated streets; and Sec. 621-202, Parking meter zones designated.

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

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 621-122, Stopping, standing or parking prohibited at all times on certain designated streets, be and the same is hereby amended by the deletion of the following, to wit:

Virginia Avenue, on both sides, from Louisiana Street to South Street

SECTION 2. The "Revised Code of the Consolidated City and County," specifically, Sec. 621-202, Parking meter zones designated, be and the same is hereby amended by the deletion of the following, to wit:

TWO HOUR METERS

Virginia Avenue, on both sides, from Conrail Railroad to Louisiana Street

SECTION 3. The "Revised Code of the Consolidated City and County," specifically, Sec. 621-120, Special parking privileges for certain persons or vehicles in certain locations, be, and the same is hereby amended by the deletion of the following, to wit:

- (1) Any vehicles, so marked, of the city police department, the county sheriff, the state police and the United States Marshal, and no others, may park at any time, from 6:00 a.m. to 6:00 p.m., in the following locations:

Alabama Street, on both sides, from Maryland Street to Virginia Avenue

SECTION 4. 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:

Virginia Avenue, on the south side, from Louisiana Street to South Street

Virginia Avenue, on the north side, from Louisiana Street to Alabama Street

SECTION 5. The "Revised Code of the Consolidated City and County," specifically, Sec. 621-202, Parking meter zones designated, be, and the same is hereby amended by the addition of the following, to wit:

TWO HOUR METERS

Virginia Avenue, on the south side, from Conrail Railroad to Louisiana Street

Virginia Avenue, on the north side, from Louisiana Street to South Street

Louisiana Street, on the north side, from Alabama Street to New Jersey Street

New Jersey Street, on the east side, from South Street to Louisiana Street

SECTION 6. The "Revised Code of the Consolidated City and County," specifically, Sec. 621-120, Special parking privileges for certain persons or vehicles in certain locations, be, and the same is hereby amended by the addition of the following, to wit:

- (1) Any vehicles, so marked, of the city police department, the county sheriff, the state police and the United States Marshal, and no others, may park at any time, from 6:00 a.m. to 6:00 p.m., in the following locations:

Alabama Street, on the west side, from Maryland Street to Virginia Avenue

SECTION 7. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 747, 2000 was retitled GENERAL ORDINANCE NO. 163, 2000, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 163, 2000

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 621-202, Parking meter zones designated; and 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 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 621-202, Parking meter zones designated, be and the same is hereby amended by the deletion of the following, to wit:

TWO HOUR PARKING METERS

Jackson Place, on the south side, from McCrea Street to Meridian Street

SECTION 2. 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:

Jackson Place, on the south side, from McCrea Street to Meridian Street

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

Proposal No. 748, 2000 was retitled GENERAL ORDINANCE NO. 164, 2000, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 164, 2000

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 621-120, Special parking privileges for certain persons or vehicles in certain locations.

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

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 621-120, Special parking privileges for certain persons or vehicles in certain locations, be and the same is hereby amended by the addition of the following, to wit:

(a) Notwithstanding any prohibitions or restrictions elsewhere in this chapter upon parking or temporary stops applicable to the general public, the following persons or vehicles are hereby granted the special parking privileges set out in this section, at and within the locations designated:

- (1) Any vehicles, so marked, of the city police department, the county sheriff, the state police and the United States Marshal, and no others, may park at any time, from 6:00 a.m. to 6:00 p.m., in the following locations:

Meridian Street, on the west side, from Merrill Street to a point 92 feet north of Henry Street

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

Proposal No. 749, 2000 was retitled GENERAL ORDINANCE NO. 165, 2000, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 165, 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 deletion of the following, to wit:

11,000 POUNDS GROSS

Capitol Avenue, from Ray Street to Morris Street

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

Proposal No. 750, 2000 was retitled GENERAL ORDINANCE NO. 166, 2000, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 166, 2000

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 621-402, Bus stop and trolley stop zones.

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

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 621-402, Bus stop and trolley stop zones, be and the same is hereby amended by the deletion of the following, to wit:

Capitol Avenue, on the west side, from a point 137 feet south of Ohio Street
to a point 380 feet south of Ohio Street (243 feet)

Ohio Street, on the north side, from Pennsylvania Street to a point 250 feet west of Pennsylvania Street

Ohio Street, on the south side, from Capitol Avenue to a point 85 feet west of Capitol Avenue (85 feet)

Ohio Street, on the south side, from Illinois Street to a point 80 feet east of Illinois Street (80 feet)

Ohio Street, on the south side, from Pennsylvania Street
to a point 112 feet west of Pennsylvania Street (112 feet)

SECTION 2. That the Revised Code of Indianapolis and Marion County, Indiana, specifically, Sec. 621-402, Bus stop and trolley stop zones, be and the same is hereby amended by the addition of the following, to wit:

Capitol Avenue, on the west side, from a point 15 feet north of Market Street,
to a point 323 feet north of Market Street (308 feet)

Ohio Street, on the north side, from a point 10 feet east of Pierson Street,
to a point 200 feet east of Pierson Street (190 feet)

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

Proposal No. 751, 2000 was retitled GENERAL ORDINANCE NO. 167, 2000, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 167, 2000

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 621-402, Bus stop and trolley stop zones.

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

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 621-402, Bus stop and trolley stop zones, be and the same is hereby amended by the deletion of the following, to wit:

BUS STOP ZONE

Maryland Street, on the south side, from a point 51 feet east of Scioto Street,
to a point 187 feet east of Scioto Street

SECTION 2. The "Revised Code of the Consolidated City and County," specifically, Sec. 621-402, Bus stop and trolley stop zones, be and the same is hereby amended by the addition of the following, to wit:

BUS STOP ZONE

Maryland Street, on the south side, from Scioto Street to Pennsylvania Street

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

Proposal No. 766, 2000 was retitled GENERAL ORDINANCE NO. 168, 2000, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 168, 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>
13	56 th St, Harrison Commerce Park Dr	56 th	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>
13	56 th St, Harrison Commerce Park Dr	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. 767, 2000 was retitled GENERAL ORDINANCE NO. 169, 2000, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 169, 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>
16	Eagledale Dr/ Thrush Dr/Milan St	Thrush Dr	Yield

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>
16	Eagledale Dr/Thrush Dr/ Milan St/Milan Ct	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. 768, 2000 was retitled GENERAL ORDINANCE NO. 170, 2000, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 170, 2000

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 621-119, Parking prohibited at all times on alleys and on narrow streets.

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

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 621-119, Parking prohibited at all times on alleys and on narrow streets, be and the same is hereby amended by the addition of the following, to wit:

11th Street, on the south side, from Beville Avenue to Rural Street

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

Proposal No. 769, 2000 was retitled GENERAL ORDINANCE NO. 171, 2000, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 171, 2000

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

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

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

Pennsylvania Street, on both sides, from a point 78 feet south of 33rd Street, to a point 78 feet north of 33rd Street

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

Proposal No. 770, 2000 was retitled GENERAL ORDINANCE NO. 172, 2000, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 172, 2000

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 621-125, Stopping, standing and parking prohibited at designated locations on certain days and hours, Sec. 441-

342, One-way streets and alleys designated; and Sec. 621-121, Parking prohibited at all times on certain streets.

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

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 621-125, Stopping, standing and parking prohibited at designated locations on certain days and hours, be and the same is hereby amended by the deletion of the following, to wit:

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

Talbot Street, on the east side, from 28th Street to 30th Street

SECTION 2. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-342, One-way streets and alleys designated, be and the same is hereby amended by the deletion of the following, to wit:

NORTHBOUND

Talbot Street, from 28th Street to Pennsylvania Street

SECTION 3. The "Revised Code of the Consolidated City and County," specifically, Sec. 621-121, Parking prohibited at all times on certain streets, be and the same is hereby amended by the addition of the following, to wit:

Talbot Street, on the west side, from 28th Street to Pennsylvania Street

SECTION 4. 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. 764, 2000. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 764, 2000 on November 29, 2000. The proposal, sponsored by Councillors Dowden and Moriarty Adams, approves a transfer of \$1,200,000 in the 2000 Budget of the Department of Public Safety, Police Division (Police Service District Fund) to pay the current costs of the Combined Dispatch Service provided by the Marion County Sheriff's Department. 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 8:30 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Moriarty Adams, for adoption. Proposal No. 764, 2000 was adopted on the following roll call vote; viz:

27 YEAS: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Gibson, Gray, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, SerVaas, Short, Soards, Talley, Tilford
0 NAYS:

2 NOT VOTING: Schneider, Smith

Proposal No. 764, 2000 was retitled POLICE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 6, 2000, and reads as follows:

POLICE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 6, 2000

A POLICE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE amending the Police Special Service District Budget for 2000 (Police Special Service District Fiscal Ordinance No. 4, 1999) transferring and appropriating One Million Two Hundred Thousand Dollars (\$1,200,000) 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 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 cover the cost of the Combined Dispatch Service provided by the Marion County Sheriff's Department.

SECTION 2. The sum of One Million Two Hundred Thousand Dollars (\$1,200,000) 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>POLICE DIVISION</u>		<u>POLICE SERVICE DISTRICT FUND</u>
3. Other Services and Charges		1,200,000
TOTAL INCREASE		1,200,000

SECTION 4. 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>
5. Internal Charges		1,200,000
TOTAL DECREASE		1,200,000

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 - PUBLIC HEARING**

President SerVaas convened the Fire Special Service District Council.

PROPOSAL NO. 765, 2000. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 764, 2000 on November 29, 2000. The proposal, sponsored by Councillors Dowden and Moriarty Adams, approves a transfer of \$600,000 in the 2000 Budget of the Department of Public Safety, Fire Division (Fire Service District Fund) to cover the increased cost of Fleet Services fuel and maintenance through the end of 2000. 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 8:31 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Moriarty Adams, for adoption. Proposal No. 765, 2000 was adopted on the following roll call vote; viz:

27 YEAS: Bainbridge, Black, Borst, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Gibson, Gray, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, SerVaas, Short, Soards, Talley, Tilford

0 NAYS:

2 NOT VOTING: Boyd, Smith

Proposal No. 765, 2000 was retitled FIRE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 4, 2000, and reads as follows:

FIRE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 4, 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 Six Hundred Thousand Dollars (\$600,000) 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 Fire 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, Fire Division, to cover the increased cost of Fleet Services fuel and maintenance through the end of 2000.

SECTION 2. The sum of Six Hundred Thousand Dollars (\$600,000) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

DEPARTMENT OF PUBLIC SAFETY

FIRE DIVISION

5. Internal Charges
TOTAL INCREASE

FIRE SERVICE DISTRICT FUND

600,000
600,000

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

DEPARTMENT OF PUBLIC SAFETY

FIRE DIVISION

1. Personal Services
2. Materials and Supplies
3. Other Services and Charges
TOTAL DECREASE

FIRE SERVICE DISTRICT FUND

200,000
100,000
300,000
600,000

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 Short thanked all the City and County employees for their hard work this year and wished them a happy holiday season.

Councillor Coughenour stated that she is happy to report that the Combined Sewer Overflow bill, which this Council has supported, recently passed through Congress.

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 Boyd, Gray, and Black in memory of Hazel Vera Hughes VanSickles; and
- (2) Councillor Langsford in memory of Anna Belle Dickerson and Kenneth Dale Morgan;
- (3) Councillor Coughenour in memory of Theodore "Ted" O'Banyel; and
- (4) Councillor Black in memory of Ruby Helene Buchanan; and
- (5) Councillors Black and Gibson in memory of Milton Strong; and
- (6) Councillors McWhirter and Bainbridge in memory of Howard D. Wood; and
- (7) Councillors McWhirter, Bainbridge, and Cockrum in memory of Margaret Anderson; and
- (8) Councillor Talley in memory of Willard Mosley.

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 Hazel Vera Hughes VanSickles, Anna Belle Dickerson, Kenneth Dale Morgan, Theodore "Ted" O'Banyel, Ruby Helene Buchanan, Milton Strong, Howard D. Wood, Margaret Anderson, and Willard Mosley. He respectfully asked the support of fellow Councillors. He further requested that the motion be made a part of the permanent records of this body and that a letter bearing the Council seal and the signature of the President be sent to the families advising of this action.

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 8:36 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 18th day of December, 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)