

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

**REGULAR MEETINGS
MONDAY, JUNE 2, 2003**

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 7:06 p.m. on Monday, June 2, 2003, with President Borst presiding.

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

ROLL CALL

President Borst 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, Frick, Gibson, Gray, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Short, Smith, Soards, Talley, Tilford

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

INTRODUCTION OF GUESTS AND VISITORS

Councillor Tilford congratulated the Warren Central High School girls track team for being ranked number one. He read an excerpt from the newspaper and wished the team the best in the finals. Councillor Moriarty Adams congratulated her niece, Kaylen Brandon, upon her graduation this evening from Holy Name Elementary School. Councillor Bradford said that it is good to have Councillor Black back and healthy, and it was good to have him chair the last Community Affairs Committee in his absence. Councillor Sanders recognized Joe Long from the Indiana Building Trades Union. President Borst thanked the Purdue Cooperative Extension Service for hosting the Council this evening with a dinner prior to the meeting.

OFFICIAL COMMUNICATIONS

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

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

Ladies And Gentlemen :

You are hereby notified the REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers, on Monday, June 2, 2003, 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/Philip C. Borst, D.V.M.
President, City-County Council

May 13, 2003

TO PRESIDENT BORST 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, May 16, 2003, a copy of a Notice of Public Hearing on Proposal Nos. 261, 264, and 266-270, 2003, said hearing to be held on Monday, June 2, 2003, at 7:00 p.m. in the City-County Building.

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

May 23, 2003

TO PRESIDENT BORST 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. 46, 2003 - approves an increase of \$50,000 in the 2003 Budget of the Department of Parks and Recreation (Non-Lapsing Federal Grants Fund and Park General Fund) to aid in reforestation efforts in Perry Township and Warren Township to replace trees that were lost in 2002 from a tornado, financed by a federal grant and from fund balance

FISCAL ORDINANCE NO. 48, 2003 - approves an increase of \$149,912 in the 2003 Budgets of the County Auditor and the Marion County Justice Agency (State and Federal Grants Fund) to appropriate funds for the salary of a Project Safe Neighborhoods Researcher, other contractual work, and travel expenses, funded by a federal grant (Project Safe Neighborhoods Research Partner/Crime Analyst Grant)

FISCAL ORDINANCE NO. 49, 2003 - approves an increase of \$445,100 in the 2003 Budgets of the County Auditor and the Marion County Justice Agency (State and Federal Grants Fund) to appropriate funds for the salaries and fringes for Metro Drug Task Force employees, funded by a state grant (Metro Drug Task Force Grant) (The local match of \$564,601 is funded by Indianapolis Police Department (\$513,776) and the County Sheriff (\$50,825))

FISCAL ORDINANCE NO. 51, 2003 - approves an increase of \$54,000 in the 2003 Budgets of the County Auditor and the Marion County Justice Agency (State and Federal Grants Fund) to pay the salary of a coordinator and newsletter expenses for the Indianapolis Violence Reduction Partnership, funded by a state grant (Indianapolis Violence Reduction Partnership Grant) (The local match of \$18,000 is funded by existing appropriations in the County Auditor and Marion County Justice Agency budgets.)

FISCAL ORDINANCE NO. 52, 2003 - approves a transfer of \$137,500 in the 2003 Budgets of the County Auditor and the Marion County Justice Agency (Drug Free Community Fund) to pay the salaries of employees in the Marion Superior Court, Prosecuting Attorney, and Marion County Justice Agency, per grant awards

June 2, 2003

GENERAL RESOLUTION NO. 8, 2003 - approves certain public purpose grants totaling \$1,625,000 for the support of the arts

SPECIAL RESOLUTION NO. 18, 2003 - remembers the life of Sam Jones

SPECIAL RESOLUTION NO. 26, 2003 - recognizes the third anniversary of the newspaper "La Voz de Indiana"

SPECIAL RESOLUTION NO. 27, 2003 - recognizes Thomas Hanify for his work with Indianapolis Metropolitan Professional Firefighters Local 416, and wishes him well as President of the Professional Fire Fighters Union of Indiana

SPECIAL RESOLUTION NO. 28, 2003 - an inducement resolution for Arbors at Arlington Apartments Project in an amount not to exceed \$12,000,000 which consists of the construction of a 176-unit multifamily residential facility on approximately 22 acres of land located at Southeastern Avenue immediately west of I-465 (District 13)

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 May 12, 2003. There being no additions or corrections, the minutes were approved as distributed.

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

Councillor Boyd asked for consent to hear Proposal Nos. 309 and 310, 2003 together. Consent was given.

PROPOSAL NO. 309, 2003. The proposal, sponsored by Councillor Boyd, commends Coleman Middle School for success in regaining accreditation. PROPOSAL NO. 310, 2003. The proposal, sponsored by Councillor Boyd, commends Coleman Middle School custodial/maintenance staff for success in regaining accreditation. Councillor Boyd read the proposals and presented Coleman Middle School principal Michael Chisley with copies of the documents and a Council pin. Mr. Chisley thanked the Council for the recognition and thanked his staff and his wife Denise for all their support in turning the school around. Councillor Boyd moved, seconded by Councillor Talley, for adoption. Proposal Nos. 309 and 310, 2003 were adopted by a unanimous voice vote.

Proposal No. 309, 2003 was retitled SPECIAL RESOLUTION NO. 29, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 29, 2003

A SPECIAL RESOLUTION commending Coleman Middle School for success in regaining accreditation.

WHEREAS, in December of 2000, pursuant to Indiana Law, the Indiana Department of Education conducted a review of schools that had full accreditation status; and

WHEREAS, as one consequence of this review, the accreditation status of the IPS Julian D. Coleman Middle School #110 was changed from 5-year full accreditation status to probationary; and

WHEREAS, the State Department of Education described the problems faced at the school as being "overwhelming" and listed as conditions contributing to this unacceptable circumstance:

- an unusually high, continuity-destroying turnover of administration, staff, and students,
- an uncontrolled environment in which students were not generally engaged in the learning experience, with low test scores and student behavior problems,
- lack of involvement by parents and community stakeholders; and

WHEREAS, under the leadership of new Principal Michael Chisley and a very dedicated teaching, administrative and support staff there has been a very significant turn around in both the atmosphere and production at the Coleman Middle School; and

WHEREAS, the State Department of Education has recently announced that as a result of its last on-site review, it found improvements more than adequately enough to restore full accreditation; 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 commends the achievements and improvements at the Julian D. Coleman Middle School #110.

SECTION 2. Be it further resolved that the Indianapolis City-County Council calls upon parents and other citizens throughout the community to become actively involved in their local schools.

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. 310, 2003 was retitled SPECIAL RESOLUTION NO. 30, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 30, 2003

A SPECIAL RESOLUTION commending Coleman Middle School custodial/maintenance staff for success in regaining accreditation.

WHEREAS, in December of 2000, pursuant to Indiana Law, the Indiana Department of Education conducted a review of schools that had full accreditation status; and

WHEREAS, as one consequence of this review, the accreditation status of the IPS Julian D. Coleman Middle School #110 was changed from 5-year full accreditation status to probationary; and

WHEREAS, the State Department of Education described the problems faced at the school as being "overwhelming" and listed several conditions contributing to this unacceptable circumstance; an

WHEREAS, any persons having the responsibility for running programs and institutions recognize the importance of the physical environment as well as the importance of those persons charged with the responsibility for maintaining it; and

WHEREAS, the maintenance/custodial staff at the Julian D. Coleman School #110 has shown unusual cooperation and initiative in going the extra mile to do their share in helping with the accreditation process; and

WHEREAS, the State Department of Education has recently announced that as a result of its last on-site review, it found improvements more than adequately enough to restore full accreditation; now, therefore:

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

SECTION 1. With special recognition to the custodial/maintenance staff, the Indianapolis City-County Council recognizes and commends the achievements and improvements of the Julian D. Coleman Middle School #110.

SECTION 2. Be it further resolved that the Indianapolis City-County Council calls upon parents and other citizens throughout the community to become actively involved in their local schools.

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. 311, 2003. The proposal, sponsored by Councillor Langsford, recognizes the Town of Cumberland, Indiana, and its recently retired Town Manager, David Mikkelson. Councillor Langsford read the proposal and presented Mr. Mikkelson with a copy of the document and a Council pin. Mr. Mikkelson thanked the Council for the recognition and thanked Town Council members and his wife Bonnie for their support. Town Council President John Harrold, thanked the Council for the honor and also thanked Mr. Mikkelson and new Town Manager Tom Bruns, along with his wife Anna. Councillor Coughenour said that she is impressed with the successes of Cumberland and the Town Council should be proud of its accomplishments. Councillor Langsford moved, seconded by Councillor Tilford, for adoption. Proposal No. 311, 2003 was adopted by a unanimous voice vote.

Proposal No. 311, 2003 was retitled SPECIAL RESOLUTION NO. 31, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 31, 2003

A SPECIAL RESOLUTION recognizing the Town of Cumberland, Indiana, and its recently retired Town Manager, David Mikkelson.

WHEREAS, Cumberland was platted in 1831 and settled initially by workers building the National Road, later known as U.S. 40, and as Indianapolis' Washington Street; and

WHEREAS, located in both Marion and Hancock Counties, the town over the years added churches, a post office, businesses, houses and subdivisions, and had its own school; and

WHEREAS, by 1950, Cumberland's population was at 600, and steadily increased during the past half century to 5,500, and with this growth came a municipal water supply, a local identity, currently a stable local government which includes many volunteers, a new Town Hall building, a new 21st Century interceptor sewers and treatment plant, and Town Manager, David Mikkelson, who on a daily basis brought his full-time zeal and organizational ability to develop and coordinate local talent and resources; and

WHEREAS, under Mr. Mikkelson's invaluable assistance the Town implemented a formal Comprehensive Plan, gained approval of the Cumberland U.S. 40 Streetscape design, constructed a modern sanitary sewer system, and worked through the initial phases of the Cumberland Trails greenway system; now, therefore:

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

SECTION 1. The Indianapolis City-County Council recognizes the forward looking Town of Cumberland, and the contributions of retired Army Colonel David Mikkelson who served as Town Manager from January, 2000, to April, 2003.

SECTION 2. Under the responsibility and direction of Town Council members Sandra Cottey, John Harrold, Robert Lewis, Charlene Massey, and Ron Sullivan, Clerk Treasurer Kay Dashley, and its new Town Manager Tom Bruns, Cumberland is as strong and vital as any time in its 172 year life.

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. 312, 2003. The proposal, sponsored by Councillor Coughenour, recognizes the public service of William H. Hendley, an early advocate for a Victims of Crime Memorial and state Constitutional amendment. Councillor Coughenour read the proposal and presented Mr. Hendley with a copy of the document and a Council pin. Mr. Hendley thanked the Council for the recognition and invited them to visit the memorial. Councillor Coughenour moved, seconded by Councillor Bainbridge, for adoption. Proposal No. 312, 2003 was adopted by a unanimous voice vote.

Proposal No. 312, 2003 was retitled SPECIAL RESOLUTION NO. 32, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 32, 2003

A SPECIAL RESOLUTION recognizing the public service of William H. Hendley, an early advocate for a Victims of Crime Memorial and state Constitutional amendment.

WHEREAS, William H. "Bill" Hendley, a native of Franklin, Indiana, is an Air Force veteran, is a leader in the American Legion, and has an active interest in history; and

WHEREAS, he has served twice as Commander of Eli Lilly American Legion Post #374, and has been involved with numerous other community volunteer tasks including the Legion's Americanism Committee, historical markers and street names, and educational Civil War reenactments ; and

WHEREAS, recognizing that the National Coalition of Homeless Veterans reports that homeless veterans are disproportionately victims of violent crime, Mr. Hendley marshaled the American Legion and, along with many others, campaigned for an Indiana Victims of Violence Memorial in the Rotunda of the State House and for a Victims of Crime Indiana Constitutional amendment; and

WHEREAS, Article 1, Section 13, of the state Constitution was amended on November 5, 1996, and the State House Memorial was dedicated on April 11, 2003; now, therefore:

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

SECTION 1. William H. Hendley embodies the essence of the power of free speech and volunteer involvement that foreign dictators and anti-American groups just don't understand about the greatness of the United States.

SECTION 2. The Council is appreciative of citizens like Bill Hendley who all help make Indianapolis a city of optimism, of ideas, and of possibilities.

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. 313, 2003. The proposal, sponsored by Councillors Short and Boyd, honors Rebuilding Together Indianapolis' annual Community Work Day. Councillor Short read the proposal and presented representatives with copies of the document and Council pins. A.C. Byrd, executive director of the Indianapolis Chapter of the Indiana Union Construction Industry; Joe Long, vice president of the Indiana Building Trades Union; and Dave Hall, coordinator of the event representing Hagerman Construction, thanked the Council for the recognition.

Councillor Smith asked what types of repairs the program covers. Mr. Hall said that the program can feature extreme repairs such as gutting a house and replacing everything inside to simple painting or carpeting. He said that the majority of repairs are minor but vital, such as adding handicapped accessibility. Councillor Smith asked who should be contacted in order to apply for this type of help. Mr. Hall said that he can be contacted at Hagerman Construction at 577-6836.

Councillor Talley asked Councillor Short to outline the application process and put this information in Councillors' mailboxes for future reference. Councillor Short agreed to do so.

Councillor Short moved, seconded by Councillor Boyd, for adoption. Proposal No. 313, 2003 was adopted by a unanimous voice vote.

Proposal No. 313, 2003 was retitled SPECIAL RESOLUTION NO. 33, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 33, 2003

A SPECIAL RESOLUTION recognizing the April 26, 2003, Rebuilding Together Indianapolis housing revitalizing blitz.

WHEREAS, Rebuilding Together USA began in April, 1973, in Midland, Texas, when some volunteers decided to repair some deteriorated homes of low income residents in that city; and

WHEREAS, the concept took root and now local Rebuilding Together organizations have been established across America, including Indianapolis, which rehabbed 22 homes in one day last year; and

WHEREAS, Rebuilding Together USA takes its inspiration from old fashioned barn raisings, when an amazing number of skilled and unskilled volunteers converged at one place to do a massive amount of work in a very short time; and

WHEREAS, at 7:30 a.m. on the morning of Saturday April 26th, more than 800 volunteers converged upon a neighborhood in Mapleton-Fall Creek to repair 34 homes in a one-day rehabilitation blitz; now, therefore:

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

SECTION 1. The Indianapolis City-County Council recognizes the fourth annual Rebuilding Together Indianapolis neighborhood rehabilitation organization and volunteers.

SECTION 2. The Council commends the main corporate sponsors: Indiana Union Construction Industry, Inland Paperboard and Packaging, Inc., Huntington Bank, Clarian Health Partners, Indianapolis Colts, and National City Bank, along with a number of other private, public, and not-for-profit sponsors and contributors for their time and resources to help improve the lives of several Indianapolis residents on April 26, 2003.

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. 243, 2003. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 243, 2003 on May 14, 2003. The proposal, sponsored by Councillor Dowden, appoints Michael A. Evans to the Indianapolis-Marion County Forensic Board. Councillor Dowden said that Mr. Evans has since declined the nomination and finds that he cannot serve in this capacity. He moved, seconded by Councillor Moriarty Adams, to strike. Proposal No. 243, 2003 was stricken by a unanimous voice vote.

PROPOSAL NO. 281, 2003. Councillor Massie reported that the Rules and Public Policy Committee heard Proposal No. 281, 2003 on May 13, 2003. The proposal, sponsored by Councillor Massie, appoints Matt Klein to the Board of Ethics. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Massie moved, seconded by Councillor Coughenour, for adoption. Proposal No. 281, 2003 was adopted by a unanimous voice vote.

Proposal No. 281, 2003 was retitled COUNCIL RESOLUTION NO. 76, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 76, 2003

A COUNCIL RESOLUTION appointing Matt Klein to the Board of Ethics.

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

SECTION 1. As a member of the Board of Ethics, the Council appoints:

Matt Klein

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2003. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

PROPOSAL NO. 314, 2003. The proposal, sponsored by Councillor Coughenour, appoints Glenn Christian to the Common Construction Wage Committee for Washington Township. President Borst said that this is one of those time-sensitive proposals that is referred to the Rules and Public Policy Committee but needs consideration sooner than the committee schedule allows. Councillor Talley moved, seconded by Councillor Short, to suspend the Council Rules to allow the proposal to be voted on this evening. The Rules were suspended by a unanimous voice vote. Councillor Coughenour moved, seconded by Councillor Talley, for adoption. Proposal No. 314, 2003 was adopted by a unanimous voice vote.

Proposal No. 314, 2003 was retitled COUNCIL RESOLUTION NO. 77, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 77, 2003

A COUNCIL RESOLUTION appointing Glenn Christian to the Common Construction Wage Committee for Washington Township.

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

SECTION 1. As a member of the Common Construction Wage Committee for Washington Township, the Council appoints:

Glenn Christian

SECTION 2. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and qualifies.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 241, 2003. Introduced by Councillors Dowden, Moriarty Adams, Bainbridge, and Talley. The Clerk read the proposal entitled: "A Proposal for a Solid Waste Collection

Special Service District Fiscal Ordinance which approves a transfer of \$175,000 in the 2003 Budget of the Department of Public Safety, Police Division (Solid Waste Collection Service District Fund) to perform illegal dumping enforcement in Marion County, financed by a transfer from the Department of Public Works, Operations Division"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 283, 2003. Introduced by Councillor Tilford. The Clerk read the proposal entitled: "A Proposal for a Special Resolution which determines the need to sublease approximately 950 square feet of office space at the Southwest Multi-Service Center, 5333 West Washington Street, for use by the Community Corrections' home-detention personnel"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 284, 2003. Introduced by Councillor Cockrum. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which amends the Code regarding the IMAGIS special projects fund"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 285, 2003. Introduced by Councillor Cockrum. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves a transfer of \$5,000 in the 2003 Budget of the Decatur Township Assessor (Property Reassessment Fund) to pay for mapping video cards"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 286, 2003. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Robert Thomas Burns to the Indianapolis-Marion County Building Authority Board of Trustees"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 287, 2003. Introduced by Councillor Bradford. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$10,595 in the 2003 Budgets of the County Auditor and the Cooperative Extension Service (County Grants Fund) to fund summer camp programs, funded by grants from The Lilly Foundation, The Journey, and the Indianapolis Foundation"; and the President referred it to the Community Affairs Committee.

PROPOSAL NO. 288, 2003. Introduced by Councillor Soards. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints Sarah Taylor to the Indianapolis-Marion County Public Library Board"; and the President referred it to the Municipal Corporations Committee.

PROPOSAL NO. 289, 2003. Introduced by Councillor Soards. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints Danny M. Crenshaw to the Indianapolis Public Transportation Corporation"; and the President referred it to the Municipal Corporations Committee.

PROPOSAL NO. 290, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$57,300 in the 2003 Budgets of the County Prosecutor and the County Auditor (State and Federal Grants Fund) to provide continued funding for a deputy prosecutor and part time investigator/victim advocate for the Regional Gang Interdiction Program, funded by a state grant (Byrne Memorial Funds awarded through Indiana Criminal Justice Institute)"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 291, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves a transfer of \$8,178 in the 2003 Budgets of the County Auditor and the County Prosecutor (State and Federal Grants Fund) to transfer remaining balances in Personal Services, Fringes, and Other Services and Charges to Supplies and Capital Outlay to cover existing expenses"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 292, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves a transfer of \$48,061 in the 2003 Budgets of the County Prosecutor and County Auditor (State and Federal Grants Fund) to transfer remaining balances in Personal Services to Supplies and Capital Outlay to cover existing expenses"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 293, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Special Ordinance which funds MECA operations in 2004 with County Option Income Tax revenue in the amount of \$2,750,000"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 294, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$317,665 in the 2003 Budget of the Metropolitan Emergency Communication Agency (MECA/County Emergency Telephone System Fund) to fund an additional four 911 answering positions in the Indianapolis Marion County Control Room and to fund upgrades and modifications to the dispatch center, financed by fund balances"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 295, 2003. Introduced by Councillors Dowden, Moriarty Adams, and Talley. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$13,000 in the 2003 Budget of the County Sheriff (State and Federal Grants Fund) to pay overtime for one officer to work with ATF (Bureau of Alcohol, Tobacco, Firearms and Explosives) associated with the Indianapolis Violence Reduction Project, funded by the Department of the Treasury (Bureau of Alcohol, Tobacco, and Firearms and Explosives)"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 296, 2003. Introduced by Councillors Dowden, Moriarty Adams, and Talley. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$9,801 in the 2003 Budget of the County Sheriff (State and Federal Grants Fund) for a one-time reimbursement for one officer assigned to the Drug Enforcement Administration, funded by a grant from the U.S. Department of Justice (Drug Enforcement Administration)"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 297, 2003. Introduced by Councillors Dowden, Moriarty Adams, Talley, and Frick. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$2,987,967 in the 2003 Budget of the County Sheriff (County General Fund) to purchase additional beds at CCA (Jail II) for the remainder of 2003, financed by fund balances"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 298, 2003. Introduced by Councillors Dowden, Moriarty Adams, Talley, and Frick. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$49,082 in the 2003 Budgets of the County Auditor and the County Sheriff (County General Fund) to hire two additional Marion County court line deputies dedicated to the

transportation of prisoners, financed by fund balances"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 299, 2003. Introduced by Councillors Dowden, Moriarty Adams, and Frick. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$674,517 in the 2003 Budget of Community Corrections (County General Fund) to fund six months of expanded capacity of Work Release Programming for an additional 153 clients, financed by fund balances"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 300, 2003. Introduced by Councillors Dowden, Moriarty Adams, and Frick. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$281,304 in the 2003 Budgets of the County Auditor and Community Corrections (County General Fund) to fund six months of expanded capacity of Home Detention Programming for an additional 600 clients, financed by fund balances"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 301, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$92,712 in the 2003 Budget of Community Corrections (State and Federal Grants Fund) to fund a substance abuse treatment program, funded by a grant from the Indiana Criminal Justice Institute"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 302, 2003. Introduced by Councillors Dowden and Frick. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$25,410 in the 2003 Budget of Community Corrections (Home Detention User Fee Fund) to cover the increase in the equipment lease due to the increase volume in home detention capacity, financed by fund balances"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 303, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$28,000 in the 2003 Budget of Community Corrections (Home Detention User Fee Fund) to assist with the funding of a Forensic Mental Health Coordinator position, financed by fund balances"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 304, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves a transfer of \$13,000 in the 2003 Budget of the Marion County Justice Agency (County General Fund) for the purchase of new computers and equipment"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 305, 2003. Introduced by Councillors Bainbridge and Moriarty Adams. The Clerk read the proposal entitled: "A Proposal for a General Resolution which authorizes proceedings to acquire real estate that is necessary for Pogues Run Channel Improvements for Flood Protection to the Cottage Home Area"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 306, 2003. Introduced by Councillor Moriarty Adams. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at

13th Street and Hawthorne Lane (District 15)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 307, 2003. Introduced by Councillor Schneider. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes multi-way stops at Cranbrook Drive and Briarwood Drive, and at Cranbrook Drive and Dover Drive (District 3)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 308, 2003. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints R. Bruce Wallace to the Air Pollution Control Board"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 323, 2003. Introduced by Councillor Massie. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Olga Villa Parra to the Board of Ethics"; and the President referred it to the Rules and Public Policy Committee.

President Borst called attention to Proposal Nos. 297-300, 2003 and encouraged Councillors to review these proposals carefully. These proposals relate to Judge Sarah Barker's mandates regarding jail overcrowding, which is scheduled for another hearing this week.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NO. 315, 2003, PROPOSAL NO. 316, 2003, and PROPOSAL NOS. 317-322, 2003. Introduced by Councillor Langsford. Proposal No. 315, 2003, Proposal No. 316, 2003, and Proposal Nos. 317-322, 2003 are proposals for Rezoning Ordinances certified by the Metropolitan Development Commission on May 15 and 22, 2003. 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. 62-69, 2003, the original copies of which ordinances are on file with the Metropolitan Development Commission, which were certified as follows:

REZONING ORDINANCE NO. 62, 2003.

2003-ZON-805

3106, 3120, 3124 and 3130 ILLINOIS STREET and 3045 KENWOOD AVENUE (approximate addresses), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 9

CHILDREN'S MUSEUM OF INDIANAPOLIS, INC., by Joseph D. Calderon, requests a rezoning of 3.91 acres, being in the D-8 and C-4 Districts, to the C-S classification to provide for a parking garage and pedestrian bridge.

REZONING ORDINANCE NO. 63, 2003.

2003-ZON-018

6160 SUNNYSIDE ROAD (approximate address), CITY OF LAWRENCE.

LAWRENCE TOWNSHIP, COUNCILMANIC DISTRICT # 5

SUNNYSIDE ROAD BAPTIST CHURCH requests a rezoning of 5.623 acres, being in the SU-1, D-3, AND I-2-S Districts, to the SU-1 classification to legally establish religious uses.

REZONING ORDINANCE NO. 64, 2003.

2002-ZON-187

4010 and 4014 SOUTHEASTERN AVENUE (approximate addresses), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 23

JACK KESLER, by Thomas Michael Quinn, requests a rezoning of 2.3 acres, being in the I-2-U District, to the C-7 classification to provide for commercial and industrial uses.

REZONING ORDINANCE NO. 65, 2003.

2002-ZON-846

4360, 4380, and 4390 NORTH KEYSTONE AVENUE and 2144 CLAY STREET (approximate addresses), INDIANAPOLIS.

WASHINGTON TOWNSHIP, COUNCILMANIC DISTRICT # 6

RGH & ASSOCIATES, LLC, by David Kingen, requests a rezoning of 0.9 acre, being in the C-5 (W-1) and I-2-U (W-1) Districts, to the C-4 (W-1) classification to provide for regional commercial uses.

REZONING ORDINANCE NO. 66, 2003.

2003-ZON-011 (2003-DP-003)

4705 EAST 96TH STREET (approximate address), INDIANAPOLIS.

WASHINGTON TOWNSHIP, COUNCILMANIC DISTRICT # 3

THE SKINNER AND BROADBENT COMPANY, INC., by Philip A. Nicely, requests a rezoning of 2.002 acres, being in the D-P District, to the D-P classification to provide for the temporary storage of new and used automobiles in addition to C-1 and limited C-3 uses approved by 96-Z-246 (96-DP-25).

REZONING ORDINANCE NO. 67, 2003.

2003-ZON-032

5257, 5261, 5325, 5257, 5331, 5335 and 5351 NORTH TACOMA AVENUE, 5346 NORTH RURAL STREET, 5335 NORTH TEMPLE AVENUE, and 2502 EAST 52ND STREET (approximate addresses), INDIANAPOLIS.

WASHINGTON TOWNSHIP, COUNCILMANIC DISTRICT #7

BOWERS REAL ESTATE COMPANY, INCORPORATED, by David Kingen, requests a rezoning of 8.3 acres, being in the I-1-U (W-5) and C-S (W-5) Districts, to the C-S (W-5) classification to provide for a mixture of residential uses, C-1, C-2, C-7, C-ID, I-3-U uses and other commercial and industrial uses.

REZONING ORDINANCE NO. 68, 2003.

2003-ZON-809 (2003-DP-001)

6510 FIVE POINTS ROAD (approximate address), INDIANAPOLIS.

FRANKLIN TOWNSHIP, COUNCILMANIC DISTRICT #23

WEL DEVELOPMENT, LLC., by David A. Retherford, requests a rezoning of 22.794 acres, R. O. No. 68, 2003 being in the D-A (FF) District, to the D-P (FF) classification to provide for 61 single-family dwellings at a density of 2.68 units per acre.

REZONING ORDINANCE NO. 69, 2003.

2003-ZON-814

2507 FISHERS ROAD (approximate address), INDIANAPOLIS.

WARREN TOWNSHIP, COUNCILMANIC DISTRICT #13

CARL M. and VIOLET MEISTER request a rezoning of 4.55 acres, being in the D-A (FF) (FW) District, to the D-1 (FF) (FW) classification to provide for single-family residential development.

PROPOSAL NO. 282, 2003. Councillor Langsford reported that the Metropolitan Development Committee heard Proposal No. 282, 2003 on May 19, 2003. The proposal, sponsored by Councillor Langsford, is a final resolution for Orchard Park Apartments in an amount not to exceed \$1,600,000 which consists of the acquisition and rehabilitation of the existing 94-unit, apartment complex on an approximately 6.784 acre parcel of real estate located at 3201 North Baltimore (District 11). By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Langsford moved, seconded by Councillor Talley, for adoption. Proposal No. 282, 2003 was adopted on the following roll call vote; viz:

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

0 NAYS:

1 NOT VOTING: Bradford

Proposal No. 282, 2003 was retitled SPECIAL ORDINANCE NO. 4, 2003, and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 4, 2003

A SPECIAL ORDINANCE 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 IC 36-7-12 (collectively, the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for the acquisition, rehabilitation, construction, installation and equipping of said facilities, and said facilities to be either sold or leased to a company or the proceeds of the revenue bond issue may be loaned to the company and said facilities directly owned by the Company; and

WHEREAS, D & O Investments, LLC or its assigns (the "Applicant"), has advised the Indianapolis Economic Development Commission (the "Commission") and the Issuer that it proposes that the Issuer either acquire certain economic development facilities and sell or lease the same to Applicant or loan the proceeds of an economic development financing to the Applicant for the same, said economic development facilities to consist of the acquisition and rehabilitation of the existing 94-unit Orchard Park Apartments located on an approximately 6.784 acre parcel of land at 3102 North Baltimore, Indianapolis, Indiana (the "Project"); and

WHEREAS, the diversification of industry and the creation and retention of opportunities for gainful employment and the creation of business opportunities to be achieved by the acquisition and 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;

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 ORDINANCE BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

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

SECTION 2. It further finds, determines, ratifies and confirms that the issuance and sale of revenue bonds of the Issuer in an amount not to exceed \$1,600,000 under the Act to be privately placed or publicly offered if permitted under current Commission policy 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 Council hereby finds, determines, ratifies and confirms that (i) it will take or cause to be taken such actions pursuant to the Act as may be required to implement the aforesaid financing, or as it may deem appropriate in pursuance thereof; provided (a) that all of the foregoing shall be mutually acceptable to the Issuer and the Applicant and (b) subject to the further caveat that this inducement resolution expires on August 31, 2003, unless such bonds have been issued or an Ordinance authorizing the issuance of such bonds has been adopted by this Council prior to the aforesaid date or unless, upon a showing of good cause by the Applicant, the Issuer, by official action, extends the term of this inducement resolution; and (ii) it will adopt such ordinances and resolutions and authorize the execution and delivery of such instruments and the taking of such action as may be necessary and advisable for the authorization, issuance and sale of said economic development revenue bonds, provided that at the time of the proposed issuance of such bonds (a) this inducement resolution is still in effect and (b) if applicable, the aggregate amount of private activity bonds previously issued during that calendar year will not exceed the private activity bond limit for such calendar year, it being understood that the Issuer,

by taking this action, is not making any representation nor any assurances that (1) any such allocable limit will be available, because inducement resolutions in the aggregate amount in excess of the private activity bond limit may, and in all probability will, be adopted; (2) the proposed Project will have no priority over other projects which have applied for such private activity bonds and have received inducement resolutions; and (3) no portion of such activity bond limit has been guaranteed for the proposed Project; and (iii) it will use its best efforts at the request of the Applicant to authorize the issuance of additional bonds for refunding and refinancing the outstanding principal amount of the bonds, for completion of the Project and for additions to the Project, including the costs of issuance (providing that the financing of such addition or additions to the Project is found to have a public purpose [as defined in the Act] at the time of authorization of such additional bonds), and that the aforementioned purposes comply with the provisions of the Act.

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

SECTION 5. This Council recognizes that the Applicant intends to utilize Tax Credits, if available, pursuant to Section 42 of the Internal Revenue Code of 1986, as amended, or any successor section thereof in connection with the financing of the Project with tax-exempt bonds.

SECTION 6. The Council hereby finds and determines that the amount of tax credits to be allocated to the Project under Section 42 of the Internal Revenue Code of 1986, as amended, does not exceed the amount necessary for the financial feasibility of the Project and its viability as a qualified housing project throughout the credit period for the Project. In making the foregoing determination, the Issuer has relied upon representations of the Applicant. The foregoing determinations shall not be construed to be a representation or warranty by the Issuer as to the feasibility or viability of the Project. The Mayor of the City of Indianapolis (the "Mayor") is hereby directed to delegate to the Director, Department of Metropolitan Development, the authority to execute on behalf of the Mayor and the Issuer any and all documents required in the application process for tax credit or volume cap allocations from the appropriate State of Indiana agency. In reliance upon the representations of the Applicant, it is hereby found and determined that the Project satisfies the requirements for the allocation of a housing credit dollar amount under IHFA's qualified allocation plan.

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

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 142, 2003. Councillor McWhirter reported that the Administration and Finance Committee heard Proposal No. 142, 2003 on May 20, 2003. The proposal, sponsored by Councillors McWhirter, Nytes, Knox, and Brents, approves an increase of \$450,000 in the 2003 Budget of the Office of the Controller (City Cumulative Capital Improvement Fund) to acquire the property formerly occupied by Central State Hospital and to begin environmental surveys and preliminary design for a temporary facility to house the IPD mounted patrol, financed by fund balances. By a 6-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Frick said that he was the one dissenting vote in Committee, and the questions he raised have still not been answered. He said that he is concerned about the environmental study being done first before a purchase is entered into. He still has not seen financial projections regarding maintenance costs and a timeline as to when the property will be developed to begin producing revenue. Councillor McWhirter said that Gordon Hendry, Office of the Mayor, testified that the environmental study is underway, and nothing abnormal has yet been found that would cause any concerns in purchasing the property. She said that per the letter of intent

between the State and the City, the State is responsible for remediating any abnormal environmental problems.

Councillor Schneider asked if the State's responsibility is stipulated in the ordinance. Councillor McWhirter said that it is not, but it is included in the letter of intent, and she imagines it would be included in the purchase agreement, as well. Mr. Hendry said that the environmental study has shown no major problems to date and the City would not close the deal until they were assured that the State would remedy any problems found on the property. He said the only issues discovered have been small amounts of asbestos, which is normal for historic buildings.

Councillor Gibson asked if the purchase agreement will then not be entered into until the environmental study is completed. Mr. Hendry said this is correct. Councillor Gibson said that this 160 acres has set relatively vacant for several years and he is excited about the economic development possibilities and a new home for the Indianapolis Police Department's Mounted Police.

Councillor Soards asked about the reports that there might be human remains uncovered on the property. Mr. Hendry said that there has been no evidence of that except for a small cemetery on the northwest corner of the property, where human remains would be expected.

Councillor Coughenour asked if the Medical History Museum would be allowed to stay on the property. Mr. Hendry said that the City will honor the Museum's lease with the State.

Councillor Smith asked if there is a dollar cap on the environmental remediation the State has agreed to. Mr. Hendry said that there is no established amount and that the letter of intent says that the State is responsible for any extraordinary costs. If the study should reveal environmental problems, the City would then negotiate the liability or re-evaluate the transaction.

Councillor Horseman asked if there is then no purchase agreement until the study is finished. Mr. Hendry said that this is correct.

Councillor Frick asked if the City has completed a financial analysis of on-going maintenance costs and any additional costs and savings that may occur as a result of the transaction. He asked if there is a purchase agreement already written. Mr. Hendry said that the only thing between the State and City at this time is a letter of intent, and the City can walk away from that if substantial problems are found as a result of the environmental study. He added that it was testified in Committee that the maintenance costs could be up to \$350,000 a year, but that was a very generous estimate, and he expects them to be lower. Whatever the costs, he said that they can be absorbed into existing department budgets.

President Borst asked if those maintenance costs could then be recouped when the site is developed. Mr. Hendry said that this is correct. Councillor McWhirter added that this transaction will help with economic development in this area, as the property has been vacant for a long time.

President Borst called for public testimony at 8:05 p.m. There being no one present to testify, Councillor McWhirter moved, seconded by Councillor Nytes, for adoption. Proposal No. 142, 2003 was adopted on the following roll call vote; viz:

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

Proposal No. 142, 2003 was retitled FISCAL ORDINANCE NO. 54, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 54, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance 99, 2002) appropriating Four Hundred Fifty Thousand Dollars (\$450,000) in the City Cumulative Capital Improvement Fund for purposes of the Office of the City Controller and reducing the unappropriated and unencumbered balance in the City Cumulative Capital Improvement 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(f) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for the purpose of the City to acquire the property formerly occupied by Central State Hospital and to begin environmental surveys and preliminary design for a temporary facility to house the IPD mounted patrol, financed by fund balance.

SECTION 2. The sum of Four Hundred Fifty Thousand Dollars (\$450,000) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>OFFICE OF THE CONTROLLER</u>	<u>CITY CUMULATIVE CAPITAL IMPROVEMENT FUND</u>
3. Other Services and Charges	50,000
4. Capital Outlay	<u>400,000</u>
TOTAL INCREASE	450,000

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

	<u>CITY CUMULATIVE CAPITAL IMPROVEMENT FUND</u>
Unappropriated and Unencumbered	
City Cumulative Capital Improvement Fund	<u>450,000</u>
TOTAL DECREASE	450,000

SECTION 5. The projected December 31, 2003, fund balance for the City Cumulative Capital Improvement Fund is as follows:

Cash balance as of December 31, 2002	12,383,844
Estimated 2003 revenues (per 2003 budget)	<u>11,451,989</u>
Projected funds available	23,835,833
2003 appropriations, including prior year carryover encumbrances	18,743,450
Proposed appropriation (Proposal No. 142, 2003)	450,000
Pending appropriation requests (Proposal No. 146, 2003)	<u>365,000</u>
Projected fund balance December 31, 2003	4,277,383

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

PROPOSAL NO. 261, 2003. Councillor McWhirter reported that the Administration and Finance Committee heard Proposal No. 261, 2003 on May 20, 2003. The proposal, sponsored by Councillors McWhirter and Sanders, approves an increase of \$800,000 in the 2003 Budget of the Office of the City Controller (City Cumulative Capital Improvement Fund) to provide funding for certain capital improvements for the Indianapolis Housing Authority, financed by fund balances.

By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

President Borst called for public testimony at 8:07 p.m. There being no one present to testify, Councillor McWhirter moved, seconded by Councillor Sanders, for adoption. Proposal No. 261, 2003 was adopted on the following roll call vote; viz:

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

Proposal No. 261, 2003 was retitled FISCAL ORDINANCE NO. 55, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 55, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance 99, 2002) appropriating an additional Eight Hundred Thousand Dollars (\$800,000) in the City Cumulative Capital Improvement Fund for purposes of the Office of the City Controller and reducing the unappropriated and unencumbered balance in the City Cumulative Capital Improvement Fund.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01(f) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Office of the City Controller to provide funding for certain capital improvements for the Indianapolis Housing Authority.

SECTION 2. The sum of Eight Hundred Thousand Dollars (\$800,000) 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 increased appropriation is hereby approved:

<u>OFFICE OF THE CITY CONTROLLER</u>	<u>CITY CUMULATIVE CAPITAL IMPROVEMENT FUND</u>
3. Other Services and Charges	800,000
TOTAL INCREASE	800,000

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

<u>CITY CUMULATIVE CAPITAL IMPROVEMENT FUND</u>	
Unappropriated and Unencumbered	
City Cumulative Capital Improvement Fund	800,000
TOTAL DECREASE	800,000

SECTION 5. The projected December 31, 2003, fund balance for the City Cumulative Capital Improvement Fund is as follows:

Cash balance as of December 31, 2002	12,383,844
Estimated 2003 revenues (per 2003 budget)	<u>12,011,091</u>
Projected funds available	24,394,935
2003 appropriations, including prior year carryover encumbrances	16,720,666
Additional appropriations already approved this year	815,000
Proposed appropriation (Proposal No. 261, 2003)	800,000
Pending appropriation requests (Proposal No. 264, 2003)	<u>245,000</u>
Total Requirements	18,580,666
Projected fund balance December 31, 2003	5,814,269

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

Councillor Coonrod stated that he failed earlier, during introduction of guests, to recognize Rob Wilkes, former Deputy Auditor and financial officer for the Council Office.

Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal Nos. 264, and 266-270, 2003 on May 14, 2003. He asked for consent to vote on these proposals together. Consent was given.

PROPOSAL NO. 264, 2003. The proposal, sponsored by Councillors Dowden, Moriarty Adams, Talley, and Soards, approves an increase of \$245,000 in the 2003 Budget of the Department of Public Safety, Police Division (City Cumulative Capital Improvement Fund) to use as matching requirements for a Department of Justice Block Grant to purchase police vehicles, financed by fund balances. PROPOSAL NO. 266, 2003. The proposal, sponsored by Councillors Dowden, Moriarty Adams, and Talley, approves an increase of \$250,000 in the 2003 Budget of the Department of Public Safety, Emergency Management and Planning Division (Non-Lapsing Federal Grants Fund) to assist in the critical initial response effort by providing funding and contract requirements to each Metropolitan Medical Response System jurisdiction to purchase the local supplies needed to respond to a weapons of mass destruction event, financed by a federal grant. PROPOSAL NO. 267, 2003. The proposal, sponsored by Councillor Dowden, approves an increase of \$346,062 in the 2003 Budgets of the County Auditor and the Prosecuting Attorney (State and Federal Grants Fund) to support the efforts of the Adult Protective Services Unit, funded by a state and federal grant. PROPOSAL NO. 268, 2003. The proposal, sponsored by Councillor Dowden, approves an increase of \$60,000 in the 2003 Budgets of the County Auditor and the Prosecuting Attorney (State and Federal Grants Fund) to provide partial funding for both the Community Court Coordinator and the Resource Coordinator, funded by a federal grant (U.S. Department of Justice, Office of Justice Programs). PROPOSAL NO. 269, 2003. The proposal, sponsored by Councillor Dowden, approves an increase of \$7,000 in the 2003 Budgets of the County Auditor and the Marion County Superior Court (County Grants Fund) to provide local hosting and program arrangements for the Library of Congress-Open World Russian Leadership Program, funded by a grant from the Academy for Educational Development. PROPOSAL NO. 270, 2003. The proposal, sponsored by Councillor Dowden, approves an increase of \$10,000 in the 2003 Budget of the Marion County Superior Court (Drug Treatment Diversion Fund) to provide drug testing and incentives for Drug Treatment Court participants, financed by fund balances. By unanimous votes, the Committee reported the proposals to the Council with the recommendation that they do pass.

Councillor Schneider asked how the Academy for Educational Development in Proposal No. 269, 2003 is funded. Councillor Dowden said that he believes they receive funding through private grants and solicitations.

Councillor Gibson said that he strongly supports Proposal No. 270, 2003, as he is a strong advocate for combating drug addiction in the County.

Councillor Dowden moved, seconded by Councillor Talley, for adoption. Proposal Nos. 264, and 266-270, 2003 were adopted on the following roll call vote; viz:

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

Proposal No. 264, 2003 was retitled FISCAL ORDINANCE NO. 56, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 56, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 99, 2002) appropriating Two Hundred Forty-five Thousand Dollars (\$245,000) in the City Cumulative Capital Development Fund for purposes of the Department of Public Safety, Police Division and reducing the unappropriated and unencumbered balance in the City Cumulative Capital Development Fund.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1(k) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for the purpose of the Department of Public Safety, Police Division to use as matching requirements for a Department of Justice Block Grant to purchase police vehicles, financed by fund balance.

SECTION 2. The sum of Two Hundred Forty-five Thousand Dollars (\$245,000) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>DEPARTMENT OF PUBLIC SAFETY</u>		<u>CITY CUMULATIVE CAPITAL DEVELOPMENT FUND</u>
<u>POLICE DIVISION</u>		
4. Capital Outlay		<u>245,000</u>
TOTAL INCREASE		245,000

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

	<u>CITY CUMULATIVE CAPITAL DEVELOPMENT FUND</u>
Unappropriated and Unencumbered	
City Cumulative Capital Development Fund	<u>245,000</u>
TOTAL REDUCTION	245,000

SECTION 5. The projected December 31, 2003, fund balance for the City Cumulative Capital Development Fund is as follows:

Cash balance as of December 31, 2002	12,383,844
Estimated 2003 revenues (2003 budgeted plus new revenues)	<u>12,011,091</u>
Projected funds available	24,394,935
2003 appropriations, including prior year carryover encumbrances	16,720,666
Additional appropriations approved this year	815,000
Proposed appropriation (Proposal No. 264, 2003)	245,000
Pending additional appropriation requests (Proposal No. 261, 2003)	<u>800,000</u>
Total Requirements	18,580,666
Projected fund balance December 31, 2003	5,814,269

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

Proposal No. 266, 2003 was retitled FISCAL ORDINANCE NO. 57, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 57, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance 99, 2002) appropriating Two Hundred Fifty Thousand Dollars (\$250,000) in the Federal Grants Fund for purposes of the Department of Public Safety, Emergency Management and Planning Division, and reducing the unappropriated and unencumbered balance in the Federal Grants Fund

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01(k) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the of Public Safety, Emergency Management and Planning Division to assist in the critical initial response effort by providing funding and contract requirements to each Metropolitan Medical Response System (MMRS) jurisdiction to purchase the local supplies needed to respond to a weapons of mass destruction (WMD) event, financed by a federal grant.

SECTION 2. The sum of Two Hundred Fifty Thousand Dollars (\$250,000) 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 increased appropriation is hereby approved:

<u>DEPARTMENT OF PUBLIC SAFETY</u>	<u>NON-LAPSING</u>
<u>EMERGENCY MANAGEMENT AND PLANNING DIVISION</u>	<u>FEDERAL GRANTS FUND</u>
2. Materials and Supplies	95,761
3. Other Services and Charges	118,232
4. Capital Outlay	<u>36,007</u>
TOTAL INCREASE	250,000

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

	<u>NON-LAPSING</u>
	<u>FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
Non-Lapsing Federal Grants Fund	<u>250,000</u>
TOTAL REDUCTION	250,000

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.

SECTION 7. This appropriation shall be in addition to all appropriations provided for in the regular budget and levy, and shall continue in effect until the completion of the program described in section 1 above.

Proposal No. 267, 2003 was retitled FISCAL ORDINANCE NO. 58, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 58, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97, 2002) appropriating an additional Three Hundred Forty-six Thousand Sixty-two Dollars (\$346,062) in the State and Federal Grants Fund for purposes of the County Auditor and the Prosecuting Attorney 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 (c) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the County Auditor and the Prosecuting Attorney to support the efforts of the Adult Protective Services Unit.

SECTION 2. The sum of Three Hundred Forty-six Thousand Sixty-two Dollars (\$346,062) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COUNTY AUDITOR</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services - fringes	60,973
 <u>PROSECUTING ATTORNEY</u>	
1. Personal Services	243,895
2. Supplies	7,594
3. Other Services and Charges	5,000
4. Capital Outlay	<u>28,600</u>
TOTAL INCREASE	346,062

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

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered State and Federal Grants Fund	<u>346,062</u>
TOTAL REDUCTION	346,062

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. 268, 2003 was retitled FISCAL ORDINANCE NO. 59, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 59, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97 2002) appropriating an additional Sixty Thousand Dollars (\$60,000) in the State and Federal Grants Fund for purposes of the County Auditor and the Prosecuting Attorney 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 (c) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the County Auditor and the Prosecuting Attorney to provide partial funding for both Community Court Coordinator and the Resource Coordinator.

SECTION 2. The sum of Sixty Thousand Dollars (\$60,000) 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>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services - fringes	8,800
 <u>PROSECUTING ATTORNEY</u>	
1. Personal Services	<u>51,200</u>
TOTAL INCREASE	60,000

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

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered State and Federal Grants Fund	<u>60,000</u>
TOTAL REDUCTION	60,000

June 2, 2003

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. 269, 2003 was retitled FISCAL ORDINANCE NO. 60, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 60, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97, 2002) appropriating an additional Seven Thousand Dollars (\$7,000) in the County Grants Fund for purposes of the County Auditor and 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(j) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for the purposes of the County Auditor and the Marion County Superior Court to provide a program for Russian Librarians.

SECTION 2. The sum of Seven Thousand Dollars (\$7,000) 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>MARION COUNTY SUPERIOR COURT</u>	<u>COUNTY GRANTS FUND</u>
1. Personal Services	2,500
2. Supplies	100
3. Other Services	<u>4,400</u>
TOTAL INCREASE	7,000

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

	<u>COUNTY GRANTS FUND</u>
Unappropriated and Unencumbered County Grants Fund	<u>7,000</u>
TOTAL REDUCTION	7,000

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. 270, 2003 was retitled FISCAL ORDINANCE NO. 61, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 61, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97, 2002) appropriating an additional Ten Thousand Dollars (\$10,000) in the Drug Treatment Diversion Fund for purposes of the Marion County Superior Court and reducing the unappropriated and unencumbered balance in the Drug Treatment Diversion 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(j) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for the purposes of the Marion County Superior Court to provide drug testing and incentives for Drug Treatment Court participants.

SECTION 2. The sum of Ten Thousand Dollars (\$10,000) 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>MARION COUNTY SUPERIOR COURT</u>	<u>DRUG TREATMENT DIVERSION FUND</u>
3. Other Services and Charges	<u>10,000</u>
TOTAL INCREASE	10,000

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

	<u>DRUG TREATMENT DIVERSION FUND</u>
Unappropriated and Unencumbered	
Drug Treatment Diversion Fund	<u>10,000</u>
TOTAL REDUCTION	10,000

SECTION 5. The projected December 31, 2003, fund balance for the Drug Treatment Diversion Fund is as follows:

Current cash balance (12-31-02)	22,954
Anticipated additional revenue through December 31, 2003	<u>1,000</u>
Projected funds available	23,954
Remaining appropriations and encumbrances	0
Proposed additional appropriation	<u>10,000</u>
Funds required	10,000
Projected fund balance December 31, 2003	13,954

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

SPECIAL ORDERS - FINAL ADOPTION

Councillor Cockrum reported that the Parks and Recreation Committee heard Proposal Nos. 262 and 263, 2003 on May 15, 2003. He asked for consent to vote on these proposals together. Consent was given.

PROPOSAL NO. 262, 2003. The proposal, sponsored by Councillors Cockrum and Brents, approves a transfer of \$50,000 in the 2003 Budget of the Department of Parks and Recreation (Park General Fund) to cover overtime costs incurred while assisting Department of Public Works in snow removal and pothole repairs during the latest winter season. PROPOSAL NO. 263, 2003. The proposal, sponsored by Councillors Cockrum and Brents, approves a transfer of \$45,000 in the 2003 Budget of the Department of Parks and Recreation (Transportation General Fund) to employ an inspector for street trees in the public right of way. By 7-0 votes, the Committee reported the proposals to the Council with the recommendation that they do pass.

President Borst asked if the inspector employed through Proposal No. 263, 2003 will be going out and looking for illegal trees in the rights-of-way and citing citizens for trimming these trees. He said that he recently had some constituents that were cited for cutting trees that they had considered their property and responsibility and he hopes that this inspector will not be going out and trying to find citizens to cite. Councillor Cockrum said that the inspector will perform the

same duties a consultant position now fulfills, which is mostly answering complaints regarding trees that block the rights-of-way.

Councillor Cockrum moved, seconded by Councillor Brents, for adoption. Proposal Nos. 262 and 263, 2003 were adopted on the following roll call vote; viz:

28 YEAS: Bainbridge, Black, Borst, Boyd, Bradford, Brents, Cockrum, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Gray, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Short, Soards, Talley, Tilford
0 NAYS:
1 NOT VOTING: Smith

Proposal No. 262, 2003 was retitled FISCAL ORDINANCE NO. 62, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 62, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 99, 2002) transferring and appropriating an additional Fifty Thousand Dollars (\$50,000) in the Park General Fund for purposes of the Department of Parks and Recreation and reducing certain other appropriations for that agency.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01(l) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Department of Parks and Recreation to cover overtime costs incurred by DPR while assisting DPW in snow removal and pothole repairs during the latest winter season, financed by a transfer between characters.

SECTION 2. The sum of Fifty Thousand Dollars (\$50,000) 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 PARKS AND RECREATION</u>	<u>PARK GENERAL FUND</u>
1. Personal Services	50,000
TOTAL INCREASE	50,000

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

<u>DEPARTMENT OF PARKS AND RECREATION</u>	<u>PARK GENERAL FUND</u>
5. Internal Charges	50,000
TOTAL DECREASE	50,000

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

Proposal No. 263, 2003 was retitled FISCAL ORDINANCE NO. 63, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 63, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 99, 2002) transferring and appropriating an additional Forty-five Thousand Dollars (\$45,000) in the Transportation General Fund for purposes of the Department of Parks and Recreation and reducing certain other appropriations for that department.

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 (l) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases

and reductions hereinafter stated for purposes of the Department of Parks and Recreation to employ an inspector for street trees in the public right of way, financed by a transfer of funds.

SECTION 2. The sum of Forty-five Thousand Dollars (\$45,000) 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 PARKS AND RECREATION</u>	<u>TRANSPORTATION GENERAL FUND</u>
1. Personal Services	45,000
TOTAL INCREASE	45,000

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

<u>DEPARTMENT OF PARKS AND RECREATION</u>	<u>TRANSPORTATION GENERAL FUND</u>
3. Other Services and Charges	45,000
TOTAL DECREASE	45,000

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

PROPOSAL NO. 271, 2003. Councillor McWhirter reported that the Administration and Finance Committee heard Proposal No. 271, 2003 on May 20, 2003. The proposal, sponsored by Councillor McWhirter, creates the Capital Lease Fund as a nonreverting fund. Councillor McWhirter said that Proposal No. 271, 2003 needs to be advertised and therefore postponed until the next meeting. She moved, seconded by Councillor Bainbridge, to postpone Proposal No. 271, 2003 until June 23, 2003. Proposal No. 271, 2003 was postponed by a unanimous voice vote.

FIRE SPECIAL SERVICE DISTRICT COUNCIL SPECIAL ORDERS - PUBLIC HEARING

President Borst convened the Fire Special Service District Council.

PROPOSAL NO. 265, 2003. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 265, 2003 on May 14, 2003. The proposal, sponsored by Councillors Dowden, Moriarty Adams, and Talley, approves a transfer of \$8,565 in the 2003 Budget of the Department of Public Safety, Fire Division (Non-Lapsing Federal Grants Fund) to purchase an educational robot to further the Survive Alive mission of fire safety education in schools, churches, youth serving agencies, and community events. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

President Borst called for public testimony at 8:18 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Moriarty Adams, for adoption. Proposal No. 265, 2003 was adopted on the following roll call vote; viz:

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

0 NAYS:

1 NOT VOTING: Smith

Proposal No. 265, 2003 was retitled FIRE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 6, 2003, and reads as follows:

FIRE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 6, 2003

A FIRE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE amending the Department of Public Safety, Fire Division, Non-Lapsing Federal Grants Fund by transferring and appropriating Eight Thousand Five Hundred Sixty-five Dollars (\$8,565) in the Non-Lapsing Federal Grants 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 Fire Special Service District Fiscal Ordinance No. 2, 2002, be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Department of Public Safety, Fire Division, to purchase an educational robot to further the Survive Alive mission of Fire Safety Education in schools, churches, youth serving agencies, and community events, financed by a transfer between characters.

SECTION 2. The sum of Eight Thousand Five Hundred Sixty-five Dollars (\$8,565) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>DEPARTMENT OF PUBLIC SAFETY</u>	
<u>FIRE DIVISION</u>	
4. Capital Outlay	<u>8,565</u>
TOTAL INCREASE	8,565

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

<u>DEPARTMENT OF PUBLIC SAFETY</u>	
<u>FIRE DIVISION</u>	
3. Other Service and Charges	<u>8,565</u>
TOTAL DECREASE	8,565

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.

SECTION 7. This appropriation shall be in addition to all appropriations provided for in the regular budget and levy, and shall continue in effect until the completion of the program described in section 1 above.

President Borst reconvened the City-County Council.

NEW BUSINESS

Councillor Coughenour moved, seconded by Councillor Boyd, to appoint Bob Lazard, Jeff Saunders, and Chuck Ricks to the County Salary Recommendation Panel. The motion carried by a unanimous voice vote.

Councillor Cockrum said that due to the SARS outbreak in Canada, the Indianapolis-Scarborough Peace Games may have to be cancelled. He said that an announcement should be forthcoming tomorrow.

Councillor Short invited everyone to attend the Italian Festival this weekend on the southeast side of Indianapolis. Councillor Bradford invited everyone to attend the First Annual Taste of Broad

Ripple in Broad Ripple Village this Saturday. Councillor Horseman invited everyone to attend the Woodruff Place Flea Market on June 7 and 8, 2003.

ANNOUNCEMENTS AND ADJOURNMENT

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

Councillor Boyd stated that he had been asked to offer the following motion for adjournment by:

- (1) Councillor Horseman in memory of Gladys Creasey, Shirley Williams Shideler, Eugene Huber, and Roberta Jean Kelley; and
- (2) Councillor Moriarty Adams in memory of Hazel Barton, Mary Margaret Caraher, David Anderson, Fred Tunis, and John Foor; and
- (3) Councillor Talley in memory of Louise Norris.

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 Gladys Creasey, Shirley Williams Shideler, Eugene Huber, Roberta Jean Kelley, Hazel Barton, Mary Margaret Caraher, David Anderson, Fred Tunis, John Foor, and Louise Norris. 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 8:22 p.m.

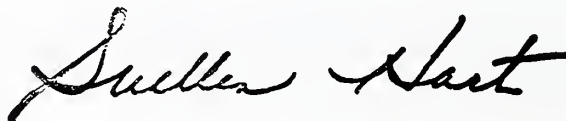
We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 2nd day of June, 2003.

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)