

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

**REGULAR MEETINGS
MONDAY, JULY 21, 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 7:09 p.m. on Monday, July 21, 2003, with President Borst presiding.

Councillor Short led the opening prayer and invited all present to join him 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:

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

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

INTRODUCTION OF GUESTS AND VISITORS

Councillor Nytes recognized Danny Baker, managing director of the Indiana Repertory Theater. Councillor Frick introduced City-County Council candidate Mike Speedy. Councillor Langsford congratulated the new coordinator of the Indiana Task Force, William Brown. Councillor Short recognized City-County Council candidates Patrice Abdullallah and Steve Crafton.

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

Journal of the City-County Council

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, July 21, 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

June 24, 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, June 27, 2003, a copy of a Notice of Public Hearing on Proposal Nos. 297-300, 325, 327, 329-331, and 333-335, 2003, said hearing to be held on Monday, July 21, 2003, at 7:00 p.m. in the City-County Building.

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

July 3, 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 Monday, July 7, 2003, a copy of a Notice of Public Hearing on Proposal No. 326, 2003, said hearing to be held on Monday, July 21, 2003, at 7:00 p.m. in the City-County Building.

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

June 30, 2003

TO PRESIDENT BORST AND MEMBERS OF THE CITY-COUNTY COUNCIL 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 resolution:

GENERAL RESOLUTION NO. 10, 2003 – voting in favor of a proposal to increase the County Homestead Credit

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 Journals of June 23 and June 30, 2003. There being no additions or corrections, the minutes were approved as distributed.

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

PROPOSAL NO. 425, 2003. The proposal, sponsored by Councillor Massie, recognizes Eagle Scout Luke Samuel Williams. Councillor Massie read the proposal and presented Mr. Williams with a copy of the document and a Council pin. Mr. Williams thanked his parents for their support and the Council for the recognition. Councillor Conley, as an Eagle Scout himself, congratulated Mr. Williams for his achievement. Councillor Massie moved, seconded by Councillor Conley, for adoption. Proposal No. 425, 2003 was adopted by a unanimous voice vote.

Proposal No. 425, 2003 was retitled SPECIAL RESOLUTION NO. 40, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 40, 2003

A SPECIAL RESOLUTION recognizing Eagle Scout Luke Samuel Williams.

WHEREAS, Eagle Scout is the highest rank that a Boy Scout can earn, with only two percent of all Scouts achieving this honor; and

WHEREAS, Scout Luke Samuel Williams of Troop 265 of the Pathfinders District, Crossroads of America Council received the Eagle Scout honor on Sunday, July 20, 2003; and

WHEREAS, Luke, a 17-year-old senior at Roncalli High School has been in Scouting for 11 years, graduating from Tiger, Cub, Webelos and then Boy Scout, where he was a Senior Patrol Leader, the highest youth leadership position in a troop; and

WHEREAS, he has earned 25 Merit Badges, and for his Eagle Scout service project he did a hundred hour landscaping project at St. Paul's Hermitage in Beech Grove; and

WHEREAS, later this summer Luke will be traveling with other Scouts and adults to the Philmont Scout Ranch in New Mexico for mountain backpacking and a 68 mile hiking trail; 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 Eagle Scout Luke Samuel Williams, along with his supportive family, Scouting volunteers, and fellow Scouts and friends who all helped make this milestone possible.

SECTION 2. He now joins with other Eagle Scouts such as Archbishop Buechlein, Neil Armstrong, President Ford, Sam Walton, Senator Lugar and Hank Aaron in being a role model for young eyes, and the Council wishes Luke well in the future as he begins his last year at Roncalli and considers going to Indiana University.

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. 426, 2003. The proposal, sponsored by Councillor McWhirter, congratulates the Wayne Township Fire Department Extrication Team. Councillor McWhirter read the proposal and presented representatives with copies of the document and Council pins. Team member Todd Taylor thanked the Council for the recognition. Councillor McWhirter moved, seconded by Councillor Langsford, for adoption. Proposal No. 426, 2003 was adopted by a unanimous voice vote.

Proposal No. 426, 2003 was retitled SPECIAL RESOLUTION NO. 41, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 41, 2003

A SPECIAL RESOLUTION congratulating the Wayne Township Fire Department Extrication Team.

WHEREAS, the six state regional International Extrication Competition sponsored by the International Association of Fire Chiefs was held on June 21st in Louisville, Kentucky; and

WHEREAS, competing fire department extrication teams had to solve two accident scene scenarios, one involving a two car crash with a power pole down on one of the vehicles, and the second situation entailed an auto with the roof pushed down on a critically injured driver from having rolled over several times, and the competing extrication teams were graded in both cases upon safety practices, extrication technique, command and control, speed, patient care, and communications; and

WHEREAS, Marion County's Wayne Township Fire Department scored First Place in the Louisville regional competition and is now qualified for the U. S. National Finals next summer in Pennsylvania; now, therefore:

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

SECTION 1. The Indianapolis City-County Council recognizes and congratulates the Wayne Township Fire Department Extrication Team for winning First Place in the six state Regional International Extrication Competition, and Indianapolis wishes them well in the 2004 National Competition.

SECTION 2. Extrication Team members who represented the Wayne Township Fire Department so very well were: Captain Todd Taylor, Lieutenant/Paramedic Mike Pruitt, Lieutenant Pedro Caceres, Lieutenant Cory Hart, Engineer Mark Staggs and Firefighter/Paramedic Mark Richardson.

SECTION 3. Skills learned from competition like this have many practical applications that benefit the residents of Wayne Township.

SECTION 4. The Mayor is invited to join in this resolution by affixing his signature hereto.

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

PROPOSAL NO. 427, 2003. The proposal, sponsored by Councillor Horseman, recognizes the Peruvian Association of Indiana. Councillor Horseman read the proposal and presented representatives with copies of the document and Council pins. Current president of the association, Gloria Sanchez, and local Peruvian Dr. Jose Tord thanked the Council for the recognition. Councillor Horseman moved, seconded by Councillor Sanders, for adoption. Proposal No. 427, 2003 was adopted by a unanimous voice vote.

Proposal No. 427, 2003 was retitled SPECIAL RESOLUTION NO. 42, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 42, 2003

A SPECIAL RESOLUTION recognizing the Peruvian Association of Indiana.

WHEREAS, The Republic of Peru is a nation of 27 million people on the west coast of South America that is rich in mining, textiles, fishing and other economic resources; and

WHEREAS, Peru was the seat of the Inca empire, was ruled by Spain for 300 years, and since 1821 has been an independent nation; and

WHEREAS, in Indianapolis, the Peruvian Association of Indiana and its predecessor organization has been the focal point for Peruvians, Peruvian-Americans, and friends of Peruvians since 1975; and

July 21, 2003

WHEREAS, the Association serves 600 Peruvian families residing in Indianapolis and a thousand families statewide by promoting awareness of Peruvian cultural values, maintaining contact with Peruvian and American governmental entities, helping Peruvian-American youth with scientific, literacy and sports projects, and helping individual families with economic and emotional concerns; and

WHEREAS, each year the Peruvian Association of Indiana properly celebrates Peru's national holiday, the July 28th, 1821, independence from Spain, with this year's Indianapolis event being an Independence Day Dinner on the evening of the 27th; 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 that both the United States and Peru share an independence day in July.

SECTION 2. The Peruvian Association of Indiana is to be recognized for its pride in Peru and its promotion of Peru to the community of Indianapolis.

SECTION 3. The Indianapolis City-County Council wishes to thank the Peruvian Association and its members for the important professional, cultural, governmental and social contributions made by the city's Peruvian resident members.

SECTION 4. The Mayor is invited to join in this resolution by affixing his signature hereto.

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

PROPOSAL NO. 428, 2003. The proposal, sponsored by Councillor Dowden, recognizes BAA Indianapolis LLC for their perfect FAA Inspection. Councillor Dowden read the proposal and presented David Roberts, executive director of BAA Indianapolis, LLC, with a copy of the document and a Council pin. Mr. Roberts thanked the Council for the recognition. Councillor Dowden moved, seconded by Councillor Soards, for adoption. Proposal No. 428, 2003 was adopted by a unanimous voice vote.

Proposal No. 428, 2003 was retitled SPECIAL RESOLUTION NO. 43, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 43, 2003

A SPECIAL RESOLUTION recognizing BAA Indianapolis LLC for their perfect FAA Inspection.

WHEREAS, BAA Indianapolis LLC has managed the 72-year-old Indianapolis International Airport under a private management contract since October 1, 1995; and

WHEREAS, as part of the management contract, BAA Indianapolis LLC is responsible for maintaining the airfield and providing for public safety through the Airport Police and Fire Departments; and

WHEREAS, the Federal Aviation Administration annually inspects the 429 FAA certified air carrier airports in the United States for compliance in a broad array of safety and maintenance requirements including such items as emergency response time, runway markings, and lighting; and

WHEREAS, for an unprecedented fourth consecutive year, BAA Indianapolis LLC has completed the FAA inspection with "no discrepancies"; 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 outstanding accomplishment of the BAA Indianapolis LLC-managed Indianapolis International Airport for achieving a perfect FAA certification score four years in a row.

SECTION 2. This accomplishment reflects great credit upon BAA Indianapolis LLC, each of its dedicated airport employees, the Airport Authority Board, and is a great source of pride for the people of Indianapolis.

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. 430, 2003. The proposal, sponsored by Councillors Frick, Borst, Bainbridge, Coughenour, Langsford, and Smith, urges a more stable property tax system in Indiana. Councillor Frick read the proposal and moved, seconded by Councillor Smith, for adoption.

Councillor Talley said that he supports the intent of the proposal but cannot agree with placing blame on the voters as indicated in the third "Whereas" statement. He moved, seconded by Councillor Gray, to amend Proposal No. 430, 2003 by striking the third "Whereas" statement.

Councillor Frick said that he understands Councillor Talley's concerns, but would not like to see the entire paragraph stricken. He said that he would be agreeable to striking the words "voters wanting more governmental services and officials and boards responding accordingly." Councillor Talley said that he would accept this compromise and amended his motion to reflect this stricken language. Proposal No. 430, 2003 was amended by a unanimous voice vote.

Councillor Sanders said that she will vote in favor of the proposal, but hopes that the intent to work with both parties and the administration as reflected in Section 2 will come to pass. She said that there are a few other items in the proposal she does not wholeheartedly support, but she can support the proposal in its intent.

Councillor Bradford said that he cannot vote for this proposal or the next proposal because it is not this body's job to create the tax system.

Councillor Frick moved, seconded by Councillor Smith, for adoption as amended. Proposal No. 430, 2003, as amended, was adopted by a voice vote.

Proposal No. 430, 2003, as amended, was retitled COUNCIL RESOLUTION NO. 82, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 82, 2003

A COUNCIL RESOLUTION urging a more stable property tax system in Indiana.

WHEREAS, what began as a property tax lawsuit in Lake County grew into a nightmare for thousands of homeowners throughout the state who have worked hard to achieve the American Dream of homeownership; and

WHEREAS, in probably the most significant, complex, and disruptive property tax reshuffle in the history of the state, many taxpayers were precipitously hit with huge increases in their property tax bills; and

WHEREAS, there is plenty of guilt to go around including expensive court orders, state government decisions and indecisions, short notices, and daily changes; and

WHEREAS, throughout this taxation mess state local officials have done as much as they legally can for homeowners: The Council held an emergency special session to increase the property tax homestead credit, and will decide upon establishing a county tax adjustment board; Mayor Peterson organized a squad of attorneys to explain to homeowners their rights and options, and used his influence to get the state to extend the payment deadline, all of which are helpful; and

WHEREAS, someone with the authority to take action is going to have to address this issue immediately because economic development and jobs are at stake, many senior citizen homeowners have an immediate problem with unexpected large tax bills to pay, and many additional homeowners are faced with astronomically higher property tax bills; and

WHEREAS, Indianapolis calls upon the state to grant local government more flexibility in the spirit of the Home Rule law, take a fast and hard look at allowing property taxes to be paid in installments, accelerate the homestead credit waiting period, reduce late fees during extraordinary times like this year, don't ever do a short notice major tax change like this one—give taxpayers some time to adjust or better yet phase in the increases, create a better system to report to the public in plain English local budgeting and levy actions, and other innovative and creative modernization of some of the century old methods of levying, spending, and reporting of property taxes; and

WHEREAS, once other large counties have completed their reassessments, we call upon the State Legislature to take necessary steps, beginning with the Legislative Commission on State Tax and Financing Policy on August 6, to examine ways to mitigate the impact of the reassessment upon homeowners and ultimately considering a special session to make changes that will help taxpayers in 2003; and

WHEREAS, some of these steps may include extending a special credit to senior citizens, a credit for maintenance expenses for older homes, an adjustment to the home's assessed value taking into account the negative impact that higher taxes will have upon the home's value; 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 deplors the confusing state of affairs of the assessment changes and tax bill increases upon many homeowners, especially the elderly.

SECTION 2. The Council pledges to work with any parties including Mayor Peterson, and state government officials for short term and long term stability, planning, and economic viability for the people of Indianapolis and Indiana.

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

PROPOSAL NO. 431, 2003. The proposal, sponsored by Councillors Boyd, Conley, Gibson, Horseman, and Sanders, urges a Special Session of the Indiana General Assembly. Councillor Sanders read the proposal and stated that she has asked all Democrat Council members to join her this evening as co-sponsors. She said that she believes this proposal should have been placed on the agenda before Proposal No. 430, 2003, as it was submitted first, and cannot understand why it was not.

President Borst said that both this proposal and Proposal No. 430, 2003 were submitted to the Council Office after the deadline for introduction at this meeting. He said that the Rules of the Council indicate that approval from the President must be sought to introduce any item after the deadline. Since the sponsor of Proposal No. 430, 2003 actually called him personally and asked for permission to introduce, it was approved first, regardless of which might have been submitted first. He said that it is fortunate for both sponsors that either was allowed to be heard this evening, since neither adhered to the deadline for submissions.

Councillor Schneider said that he cannot support this proposal, as he believes it is disingenuous to pass the blame completely to the General Assembly.

Councillor Sanders moved, seconded by Councillor Conley, for adoption. Proposal No. 431, 2003 was adopted by a voice vote.

Proposal No. 431, 2003 was retitled SPECIAL RESOLUTION NO. 44, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 44, 2003

A SPECIAL RESOLUTION urging a Special Session of the Indiana General Assembly.

WHEREAS, the property tax reassessment plan has had devastating ramifications for certain areas in Marion County; and

WHEREAS, the legislation, as enacted, resulted in bills much higher than some homeowners expected, especially those in older neighborhoods; and

WHEREAS, there are taxpayers more heavily burdened than others and for whom state action is needed to provide relief; 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 urges the Governor to call a Special Session of the Indiana General Assembly to review the enacted reassessment legislation and other related enrolled acts, to study their impact, and to recommend solutions that provide timely relief.

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. 163, 2003. Councillor Soards reported that the Municipal Corporations Committee heard Proposal No. 163, 2003 on July 14, 2003. The proposal, sponsored by Councillor Soards, appoints Ross Barton to the Beech Grove Public Library Board. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor Soards moved, seconded by Councillor Tilford, for adoption. Proposal No. 163, 2003, as amended, was adopted on the following roll call vote; viz:

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

Proposal No. 163, 2003, as amended, was retitled COUNCIL RESOLUTION NO. 83, 2003, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 83, 2003

A COUNCIL RESOLUTION appointing Ross Barton to the Beech Grove Public Library Board.

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

SECTION 1. As a member of the Beech Grove Public Library Board, the Council appoints:

Ross Barton

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2007. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 380, 2003. Introduced by Councillor Langsford. The Clerk read the proposal entitled: "A Proposal for a Special Resolution which determines the need to lease approximately 3,100 square feet of office space at 8311 North Perimeter Road for Indiana Task Force One"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 381, 2003. Introduced by Councillor Frick. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which seeks renewal of authorization and approval for the County Treasurer and the City Controller to invest public funds in money-market mutual funds"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 382, 2003. Introduced by Councillors McWhirter and Nytes. The Clerk read the proposal entitled: "A Proposal for a Special Resolution which approves a public purpose grant in the amount of \$35,000 to Indiana Reading and Information Services to provide radio reading programs for the blind and print-disabled in Marion County"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 383, 2003. Introduced by Councillors Cockrum and Douglas. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$206,000 (Federal Grants Funds) and a transfer of \$21,905 (Park General Fund) in the 2003 Budget of the Department of Parks and Recreation to continue the after school programs in the Forest Manor School, School #108, and The Boys and Girls Club in Raymond Park Middle School for the 2003-2004 school year, financed by a federal grant and a transfer between characters"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 384, 2003. Introduced by Councillors Cockrum and Douglas. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$522,138 in the 2003 Budget of the Department of Parks and Recreation (Park General Fund) to replace the burned playground equipment in Washington Park, install shelters at the summer lunch sites, and support projects at Garfield, Christian, Rhodius, and Bethel Parks, financed by interest earnings on Lilly Endowment funds"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 385, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints Gerald J. Papenmeier to the Indianapolis-Marion County Forensic Board"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 386, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which clarifies the application and procedures under which the city and county indemnify and defend officers, employees, and agents"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 387, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which creates a new non-reverting fund to be known as the Domestic Relations Alternative Dispute Resolution Fund"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 388, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves a transfer of \$38,921 in the 2003

Budget of the Circuit Court (County General Fund) to appropriate funds to pay for current expenses"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 389, 2003. Introduced by Councillors Dowden, Moriarty Adams, and Talley. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves a transfer of \$23,530 in the 2003 Budget of the Department of Public Safety, Animal Care and Control Division (Consolidated County Fund) to pay for rabies vaccines for animal control officers, repair the facility's power washers, pay for server support fees, and provide work suits for field and kennel employees required by the AFSCME agreement"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 390, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$20,421 in the 2003 Budget of the Marion County Justice Agency (State and Federal Grants Fund) to provide salaries for Crisis Line employees, funded by a grant from the Julian Center"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 391, 2003. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$9,500 in the 2003 Budget of the Marion County Justice Agency (Law Enforcement Fund) to appropriate unappropriated and unencumbered funds for the 2003 Budget"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 392, 2003. Introduced by Councillor Brents. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a traffic signal at 360 W. 11th Street (District 16)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 393, 2003. Introduced by Councillor Brents. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at Blake Street and University Boulevard (District 16)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 394, 2003. Introduced by Councillor Brents. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at 25th Street and Franklin Place (District 16)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 395, 2003. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at Burn Court and Fabyan Road (District 25)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 396, 2003. Introduced by Councillor Langsford. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at Mitthoefer Road and Rawles Avenue (District 13)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 397, 2003. Introduced by Councillor Langsford. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at Gibson Avenue and Ivanhoe Street (District 13)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 398, 2003. Introduced by Councillor Knox. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at Henry Street and Woodrow Avenue (District 17)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 399, 2003. Introduced by Councillor Knox. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a weight limit restriction on Farnsworth Street from Holt Road to Maywood Road (Tibbs Avenue) (District 17)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 400, 2003. Introduced by Councillor Knox. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes parking restrictions on White River Parkway West Drive between Washington Street and Michigan Street (District 17)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 401, 2003. Introduced by Councillor Nytes. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes parking restrictions on Strum Avenue near State Avenue (District 22)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 402, 2003. Introduced by Councillors Massie, Soards, and Schneider. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which amends the Revised Code concerning rate signs required at commercial parking facilities"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 403, 2003. Introduced by Councillors Sanders, Langsford, and McWhirter. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which amends the Revised Code regarding licenses to operate public vehicles for hire and the eligibility requirements pertaining to drunk driving"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 404, 2003. Introduced by Councillor Frick. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which re-establishes the Marion County Board of Tax Adjustment"; and the President referred it to the Economic Development Committee.

PROPOSAL NO. 429, 2003. Introduced by Councillor Brents. The Clerk read the proposal entitled: "A Proposal for a Special Resolution which designates 16th Street from Rev. Dr. Martin Luther King Drive, west to Montcalm Street as the Rev. Dr. Wayne Taft Harris, Sr. Memorial Parkway"; and the President referred it to the Metropolitan Development Committee.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NO. 405, 2003, PROPOSAL NO. 406, 2003, PROPOSAL NOS. 407-412, 2003, and PROPOSAL NOS. 413-424, 2003. Introduced by Councillor Smith. Proposal No. 405, 2003, Proposal No. 406, 2003, Proposal Nos. 407-412, 2003, and Proposal Nos. 413-424, 2003 are proposals for Rezoning Ordinances certified by the Metropolitan Development Commission on July 8 and 14, 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. 91-110, 2003, the original copies of which

ordinances are on file with the Metropolitan Development Commission, which were certified as follows:

REZONING ORDINANCE NO. 91, 2003.

2003-ZON-033

6877 TOWNSHIP LINE ROAD (approximate address), INDIANAPOLIS.

PIKE TOWNSHIP, COUNCILMANIC DISTRICT #1

JULIUS M. STOVALL requests a rezoning of 0.72 acre, being in the SU-7 and SU-38 Districts, to the C-2 classification to provide for general office and multifamily residential uses.

REZONING ORDINANCE NO. 92, 2003.

99-Z-224

2208-2220 COLUMBIA AVENUE (approximate address), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT #22

OVERCOMING CHURCH requests a rezoning of 0.52 acre from D-5 to SU-1 to provide for a church-related multi-use center, including daycare, a school, and after-school programs.

REZONING ORDINANCE NO. 93, 2003.

2003-ZON-025

3930 GEORGETOWN ROAD (approximate address), INDIANAPOLIS.

PIKE TOWNSHIP, COUNCILMANIC DISTRICT #9

NEW LIFE WORSHIP CENTER OF INDIANAPOLIS., LLC, by Mary E. Solada, requests a rezoning of 9.09 acres, being in the, C-4 (FF) (FW), C-5 (FF) (FW), C-3 (FF) (FW) and C-S (FF) (FW) Districts, to the SU-1 (FF) (FW) classification to provide for religious uses.

REZONING ORDINANCE NO. 94, 2003.

2003-ZON-031 (2003-DP-006)

6025 LAFAYETTE ROAD (approximate address) INDIANAPOLIS.

PIKE TOWNSHIP, COUNCILMANIC DISTRICT #1

ROCKLAND and PAULA LAY, by Raymond Good, requests a rezoning of 0.702 acres, being in the D-P District, to the D-P classification to provide for a daycare facility, with off-street parking and a free-standing sign.

REZONING ORDINANCE NO. 95, 2003.

2003-ZON-042

2260 NORTH ARSENAL AVENUE and 2229, 2230, 2233, 2253, 2256, 2302, 2328 DR.

ANDREW J. BROWN AVENUE (approximate addresses), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT #22.

TRINITY CHRISTIAN METHODIST EPISCOPAL CHURCH, by Lanita McCauley-Bates, requests a rezoning of 3.16 acres, being in the D-5 District, to the SU-1 classification to legally establish religious uses and to provide for future expansion.

REZONING ORDINANCE NO. 96, 2003.

2003-ZON-057

2626 and 2628 WEST 16TH STREET (approximate address), INDIANAPOLIS.

WAYNE TOWNSHIP, COUNCILMANIC DISTRICT #16

JANE BROWN requests a rezoning of 0.38 acre, being in the D-5 (W-5) District, to the C-3 (W-5) classification to provide for neighborhood commercial uses.

REZONING ORDINANCE NO. 97, 2003.

2003-ZON-063

5770 FALL CREEK ROAD (approximate address), INDIANAPOLIS.

LAWRENCE TOWNSHIP, COUNCILMANIC DISTRICT #4

BROWN-LADENDORF REAL ESTATE, LLC requests a rezoning of four acres, being in the D-A (FF) (FW) District, to the D-2 (FF) (FW) classification to provide for single-family residential development.

REZONING ORDINANCE NO. 98, 2003.

2003-ZON-817 (2003-DP-005) (2003-PLT-817)

402 SOUTH CARROLL ROAD (approximate address), INDIANAPOLIS.

WARREN TOWNSHIP, COUNCILMANIC DISTRICT # 13
WMI, LLC. by David A. Retherford, requests a rezoning of 49.449 acres, being in the D-2 (FF) (FW) District, to the D-P (FF) (FW) classification to provide for 51 single-family dwellings and 24 two-family dwellings with an overall density of two units per acre.

REZONING ORDINANCE NO. 99, 2003.

2003-ZON-013

1024, 1026, and 1030 SOUTH SHELBY STREET (approximate address), INDIANAPOLIS.
CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 25
NEIGHBORHOOD DOWNTOWN ZONING ASSISTANCE, INC. by DAVID KINGEN, requests a rezoning of 0.1 acre, being in the C-5 District to the C-3-C classification to reduce the number of required parking spaces in a C-3C from 47 spaces (required) to 0 spaces (requested).

REZONING ORDINANCE NO. 100, 2003.

2003-ZON-056

4045 NORTH POST ROAD (approximate address), INDIANAPOLIS.
LAWRENCE TOWNSHIP, COUNCILMANIC DISTRICT #14
ABUNDANT FAITH APOSTOLIC CHURCH, by THOMAS MICHAEL QUINN, requests a rezoning of 3.53 acres, being in the C-1 and C-4 Districts, to the SU-1 classification to provide for religious uses.

REZONING ORDINANCE NO. 101, 2003.

2003-ZON-062

4035, 4037 and 4047 NORTH CAPITOL AVENUE (approximate address), INDIANAPOLIS.
WASHINGTON TOWNSHIP, COUNCILMANIC DISTRICT #6,
BOARD OF SCHOOL COMMISSIONERS, CITY OF INDIANAPOLIS. requests a rezoning of 0.3 acre, being in the D-5 District, to the SU-2 classification to provide for educational uses.

REZONING ORDINANCE NO. 102, 2003.

2003-ZON-064

8250 SOUTHEASTERN AVENUE (approximate address), INDIANAPOLIS.
FRANKLIN TOWNSHIP, COUNCILMANIC DISTRICT #23
MCCALLEY PROPERTIES LLC, by Mitch Sever, requests a rezoning of 24 acres, being in the D-7 District, to the C-4 classification to provide for commercial uses.

REZONING ORDINANCE NO. 103, 2003.

2003-ZON-065

360 WEST 11TH STREET (approximate address), INDIANAPOLIS.
CENTER TOWNSHIP, COUNCILMANIC DISTRICT #16
CLARIAN HEALTH PARTNERS, by Roger Kilmer, requests a rezoning of 2.8 acres, being in the CBD-2 (W-5) (RC), I-3-U (W-5) (RC) and D-8 (W-5) (RC) Districts, to the CBD-S (W-5) (RC) classification to provide for healthcare and related biotechnological uses, with office and laboratory space.

REZONING ORDINANCE NO. 104, 2003.

2003-ZON-067

6401 WEST 71ST STREET (approximate address), INDIANAPOLIS.
PIKE TOWNSHIP, COUNCILMANIC DISTRICT #1
INTECH PARK PARTNERS, by Michael C. Cook and David Rabinowitch, requests a rezoning of 7.63 acres, being in the C-S District, to the C-S classification to provide for an inpatient surgical hospital Area "D."

REZONING ORDINANCE NO. 105, 2003.

2003-ZON-073

2402, 2406, 2410, 2414 and 2422 CENTRAL AVENUE (approximate address), INDIANAPOLIS.
CENTER TOWNSHIP, COUNCILMANIC DISTRICT #22
CITY OF INDIANAPOLIS-DEPARTMENT OF METROPOLITAN DEVELOPMENT, requests a rezoning of 0.64 acres, being in the C-1 District, to the D-8 classification to provide for single-family residential development.

REZONING ORDINANCE NO. 106, 2003.

2003-ZON-074

2365 CENTRAL AVENUE (approximate address), INDIANAPOLIS.,
CENTER TOWNSHIP, COUNCILMANIC DISTRICT #22
CITY OF INDIANAPOLIS-DEPARTMENT OF METROPOLITAN DEVELOPMENT, requests a
rezoning of 1.33 acres, being in the SU-1 and D-8 Districts, to the D-8 classification to provide for
single-family residential development.

REZONING ORDINANCE NO. 107, 2003.

2003-ZON-075

11925 EAST 65TH STREET (approximate address), CITY OF LAWRENCE.

LAWRENCE TOWNSHIP, COUNCILMANIC DISTRICT #5

EAGLE RENTALS, LLC request a rezoning of 0.74 acre, being in the SU-9 and D-5 Districts, to
the C-1 classification to provide for commercial uses.

REZONING ORDINANCE NO. 108, 2003.

2003-ZON-078

502 SOUTH PENNSYLVANIA STREET, (approximate address), INDIANAPOLIS.

CENTER TOWNSHIP, COUNCILMANIC DISTRICT #16

ARCHIE L. NEVINS, JUNIOR requests a rezoning of 0.248 acre, being in the I-3-U (RC) District,
to the CBD-2 (RC) classification to provide for six townhouses, offices and a restaurant.

REZONING ORDINANCE NO. 109, 2003.

2003-ZON-080

8725 SOUTH SHELBY STREET, Approximate Address), INDIANAPOLIS.

PERRY TOWNSHIP, COUNCILMANIC DISTRICT #24

STEVEN D. JOHNSON, DDS., by Thomas Michael Quinn, requests a rezoning of 0.76 acre, being
in the D-A District, to the C-1 classification to provide for office uses.

REZONING ORDINANCE NO. 110, 2003.

2003-ZON-818 (2003-DP-010) (2003-PLT-818)

6720 SPIRIT LAKE DRIVE (approximate address), INDIANAPOLIS.

WASHINGTON TOWNSHIP, COUNCILMANIC DISTRICT #07

SPIRIT LAKE, LLC, by David Gilman, requests a rezoning of 1.17 acres being in the D-P (FF)
(FW) District, to the D-P (FF) (FW) classification to provide for a single-family dwelling with a
density of one unit per 1.17 acres.

SPECIAL ORDERS - PUBLIC HEARING

Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard
Proposal Nos. 297-300, 2003 on June 4, 2003. He asked for consent to vote on these proposals
together, as they all deal with initiatives to ease the jail overcrowding. Consent was given.

PROPOSAL NO. 297, 2003. The proposal, sponsored by Councillors Dowden, Moriarty Adams,
Talley, and Frick, 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. PROPOSAL NO. 298, 2003. The proposal, sponsored by Councillors
Dowden, Moriarty Adams, Talley, and Frick, 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. PROPOSAL NO. 299, 2003. The proposal, sponsored by Councillors
Dowden, Moriarty Adams, and Frick, 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.
PROPOSAL NO. 300, 2003. The proposal, sponsored by Councillors Dowden, Moriarty Adams,
and Frick, 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. By

unanimous votes, the Committee reported the proposals to the full Council with the recommendation that they do pass.

Councillor Moriarty Adams said that the County has been dealing with the jail overcrowding issue for much longer than the last few years, and these measures will simply begin to address the problem and will probably not solve it. However, they are good first steps, and she supports the proposals.

Councillor Conley said that he supports the proposals and feels all Councillors should, given the jail overcrowding problems.

President Borst stated that the Marion County Criminal Justice Planning Committee met today to come up with some creative ways to continue to address Judge Sarah Barker's orders to the County to combat this problem. He said they will continue to work on other solutions and efficiencies.

Councillor Nytes said that she is pleased to see such creative measures, but a six-month solution is not the end of the discussion. She said that the Council is poised to approve \$3½ million of spending through December 31, 2003, with no real commitment or avenues to continue funding after the first of the year. Councillor Dowden said that he believes the Planning Committee, as well as the Public Safety and Criminal Justice Committee, recognize that these programs will need to continue, and the funding will have to be sought.

Councillor Gray asked if the Home Detention expansion and increase is due to the overcrowding. Councillor Dowden said that it is.

Councillor Horseman asked when the Arrestee Processing Center will be completed. She said that she understood when the Center was approved for funding, that this was the solution to the overcrowding issue. Councillor Dowden said that it will probably be ready by the end of August and that it is just one of the components of the overall plan. Councillor Horseman asked how much this Center will reduce the jail population. Councillor Dowden said that it is not possible to estimate exactly, but the Center will help release or place offenders in alternative programs quicker. Councillor Horseman said that the County has spent millions of dollars on this Center, and yet there seems to be no projection on how it will help the problem. Councillor Dowden said that many projections have been made, and it will certainly reduce the population in lock-up by reducing a three- to four-day processing system to under ten hours. Councillor Horseman said that she would like to see some real numbers. Councillor Dowden said that within the first few months of operation, these could be provided. President Borst said that he has been told there are on average 150 arrestees a day. With the new Processing Center, some may be able to plead and be sentenced immediately to probation or alternative programs, and the new efficient processing could lessen that amount by 50 to 75 people per day from going into the jail.

Melinda Haag, Marion County Justice Agency director, said that it would be difficult to estimate exactly how the Center will reduce population in the jail, but along with these other programs, the County will be meeting the challenge of finding ways to divert people from the jail. She said that the Processing Center could release people to home detention, work release, and pre-trial probationary status much quicker. She said that there are over 1,100 pre-trial offenders taking up jail space waiting initial hearings. They have been charged but not sentenced. The new Processing Center will allow for these offenders to be assessed as to risk in the cases of misdemeanors and D felonies. Many can be deferred to other programs. At this time, the only options are to be released on their own recognizance or to sit in jail awaiting a trial. She said that

the Processing Center will replace the lock-up as the entry to the jail and should have a great impact, even though it is impossible to know exactly the number of offenders reduced.

Councillor Horseman said that she does not understand why a \$12 million Arrestee Processing Center is needed to assess whether a person can be placed in one of these alternative programs.

Councillor Massie said that he is opposed to these proposals because these are expenditures mandated by a federal judge and motivated by fines and money. He said that these are taxpayer dollars and the real solution comes in a change to the system and not in the imposition of fines and ultimatums. Simply because the County is not working fast enough to satisfy a federal judge, she imposes fines that makes the County scramble to find answers that may help temporarily, but may not be the best solution.

Councillor Gray asked if the new beds being added are in the old jail or Jail II. Councillor Dowden said that they are beds added to Jail II.

Councillor Smith said that even though he agrees in principle with Councillor Massie, he will support the proposals, because they will begin to address a long-time problem.

Councillor Boyd said that he supports these proposals, even though he understands exactly what Councillor Massie is saying. He said unfortunately, the County does not have the luxury at this time due to the judge's mandates. He said that he has confidence that the Criminal Justice Planning Committee will address some of these concerns. As the new chairperson of the Planning Committee, he believes Councillor Dowden will prove a very capable liaison to that group to get the Council the feedback they need. He said that he has faith that Councillor Dowden will do a great job in this capacity.

President Borst called for public testimony at 8:15 p.m.

Carl Moldthan, Taxpayers for Accountability Government, said that he supports the idea of reducing jail overcrowding, but does not understand why these particular budgets cannot be cut to find the monies to fund these programs. He said that there is no department or agency that cannot cut their budgets by 10%.

There being no further testimony, Councillor Dowden moved, seconded by Councillor Moriarty Adams, for adoption. Proposal Nos. 297-300, 2003 were adopted on the following roll call vote; viz:

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

3 NAYS: Bradford, Massie, Schneider

2 ABSENT: Brents, Cockrum

Proposal No. 297, 2003 was retitled FISCAL ORDINANCE NO. 76, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 76, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97, 2002) appropriating an additional Two Million Nine Hundred Eighty-seven Thousand Nine Hundred Sixty-seven Dollars (\$2,987,967) in the County General Fund for purposes of the County Sheriff 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(h) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes the County Sheriff to purchase additional beds at Corrections Corporation of America (Jail II) for the remainder of 2003.

SECTION 2. The sum of Two Million Nine Hundred Eighty-seven Thousand Nine Hundred Sixty-seven Dollars (\$2,987,967) and the same is hereby, appropriated the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COUNTY SHERIFF</u>	<u>COUNTY GENERAL FUND</u>
3. Other Services and Charges	<u>2,987,967</u>
TOTAL INCREASE	2,987,967

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

	<u>COUNTY GENERAL FUND</u>
Unappropriated and Unencumbered	
County General Fund	<u>2,987,967</u>
TOTAL REDUCTION	2,987,967

SECTION 5. The projected December 31, 2003, fund balance for the County General Fund is as follows:

Current cash balance (December 31, 2002)	22,689,247
Anticipated additional revenue through December 31, 2003	<u>187,308,844</u>
Projected funds available	209,998,091
Remaining appropriations and encumbrances	197,901,220
Proposed additional appropriation	
Sheriff (Proposal No. 297, 2003)	2,987,967
Sheriff (Proposal No. 298, 2003)	49,082
Community Corrections (Proposal No. 299, 2003)	674,517
Community Corrections (Proposal No. 300, 2003)	<u>281,304</u>
Funds required	201,894,090
Projected fund balance December 31, 2003	8,104,001

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

Proposal No. 298, 2003 was retitled FISCAL ORDINANCE NO. 77, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 77, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97, 2002) appropriating an additional Forty-nine Thousand Eighty-two Dollars (\$49,082) in the County General Fund for purposes of the County Auditor and the County Sheriff 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(h) 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 Sheriff to hire two additional Marion County court line deputies dedicated to the transportation of prisoners to expedite the criminal court sentencing process.

SECTION 2. The sum of Forty-nine Thousand Eighty-two Dollars (\$49,082) be, and the same is hereby, appropriated the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COUNTY AUDITOR</u>	<u>COUNTY GENERAL FUND</u>
1. Personal Services-fringes	9,502
<u>COUNTY SHERIFF</u>	
1. Personal Services	31,673
2. Supplies	7,907
TOTAL INCREASE	49,082

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

	<u>COUNTY GENERAL FUND</u>
Unappropriated and Unencumbered	
County General Fund	49,082
TOTAL REDUCTION	49,082

SECTION 5. The projected December 31, 2003, fund balance for the County General Fund is as follows:

Current cash balance (December 31, 2002)	22,689,247
Anticipated additional revenue through December 31, 2003	187,308,844
Projected funds available	209,998,091
Remaining appropriations and encumbrances	197,901,220
Proposed additional appropriation	
Sheriff (Proposal No. 297, 2003)	2,987,967
Sheriff (Proposal No. 298, 2003)	49,082
Community Corrections (Proposal No. 299, 2003)	674,517
Community Corrections (Proposal No. 300, 2003)	281,304
Funds required	201,894,090
Projected fund balance December 31, 2003	8,104,001

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

Proposal No. 299, 2003 was retitled FISCAL ORDINANCE NO. 78, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 78, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97, 2002) appropriating an additional Six Hundred Seventy-four Thousand Five Hundred Seventeen Dollars (\$674,517) in the County General Fund for purposes of Community Corrections 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(g) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of Community Corrections to fund six months of expanded capacity of Work Release Programming for an additional 153 clients.

SECTION 2. The sum of Six Hundred Seventy-four Thousand Five Hundred Seventeen (\$674,517) be, and the same is hereby, appropriated the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COMMUNITY CORRECTIONS</u>	<u>COUNTY GENERAL FUND</u>
2. Supplies	4,000
3. Other Services and Charges	594,037
4. Capital Outlay	76,480
TOTAL INCREASE	674,517

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

	<u>COUNTY GENERAL FUND</u>
Unappropriated and Unencumbered County General Fund	<u>674,517</u>
TOTAL REDUCTION	674,517

SECTION 5. The projected December 31, 2003, fund balance for the County General Fund is as follows:

Current cash balance (December 31, 2002)	22,689,247
Anticipated additional revenue through December 31, 2003	<u>187,308,844</u>
Projected funds available	209,998,091
Remaining appropriations and encumbrances	197,901,220
Proposed additional appropriation	
Sheriff (Proposal No. 297, 2003)	2,987,967
Sheriff (Proposal No. 298, 2003)	49,082
Community Corrections (Proposal No. 299, 2003)	674,517
Community Corrections (Proposal No. 300, 2003)	<u>281,304</u>
Funds required	201,894,090
Projected fund balance December 31, 2003	8,104,001

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

Proposal No. 300, 2003 was retitled FISCAL ORDINANCE NO. 79, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 79, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97, 2002) appropriating an additional Two Hundred Eighty-one Thousand Three Hundred Four Dollars (\$281,304) in the County General Fund for purposes of the County Auditor and Community Corrections 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(g) 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 Community Corrections to fund six months of expanded capacity of Home Detention Programming for an additional 600 clients.

SECTION 2. The sum of Two Hundred Eighty-one Thousand Three Hundred Four Dollars (\$281,304) be, and the same is hereby, appropriated the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COUNTY AUDITOR</u>	<u>COUNTY GENERAL FUND</u>
1. Personal Services-fringes	30,468

COMMUNITY CORRECTIONS

1. Personal Services	101,562
2. Supplies	2,500
3. Other Services and Charges	<u>146,774</u>
TOTAL INCREASE	281,304

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

	<u>COUNTY GENERAL FUND</u>
Unappropriated and Unencumbered	
County General Fund	281,304
TOTAL REDUCTION	281,304

SECTION 5. The projected December 31, 2003, fund balance for the County General Fund is as follows:

Current cash balance (December 31, 2002)	22,689,247
Anticipated additional revenue through December 31, 2003	<u>187,308,844</u>
Projected funds available	209,998,091
Remaining appropriations and encumbrances	197,901,220
Proposed additional appropriation	
Sheriff (Proposal No. 297, 2003)	2,987,967
Sheriff (Proposal No. 298, 2003)	49,082
Community Corrections (Proposal No. 299, 2003)	674,517
Community Corrections (Proposal No. 300, 2003)	<u>281,304</u>
Funds required	201,894,090
Projected fund balance December 31, 2003	8,104,001

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

PROPOSAL NO. 325, 2003. Councillor McWhirter reported that the Administration and Finance Committee heard Proposal No. 325, 2003 on July 1, 2003. The proposal, sponsored by Councillors McWhirter and Nytes, approves an increase of \$700,000 in the 2003 Budget of the Office of the City Controller (Landmark Building Preservation Fund) to fund repairs to electrical, lighting, flooring, and window systems at the City Market, and to repair elevators and remodel the lobby at the Indiana Repertory Theater, financed by fund balances. By a 7-0 vote, the Committee reported the proposal to the full Council with the recommendation that it do pass.

President Borst called for public testimony at 8:19 p.m.

Mr. Moldthan asked why this is not called an increase. Councillor McWhirter said that the money was already appropriated during the budget and designated to this fund, but the money now needs to be appropriated in order to be spent. Mr. Moldthan said that each Councillor should think about how they vote on each issue very carefully, as most taxpayers want to throw the entire body out and elect in a new one.

There being no further testimony, Councillor McWhirter moved, seconded by Councillor Nytes, for adoption. Proposal No. 325, 2003 was adopted on the following roll call vote; viz:

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

Proposal No. 325, 2003 was retitled FISCAL ORDINANCE NO. 80, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 80, 2003

A FISCAL ORDINANCE of the City of Indianapolis and the County of Marion, Indiana, appropriating in the Landmark Building Preservation Fund for the purpose of making capital repairs to electrical, lighting, flooring, and window systems at the City Market, and to repair elevators and remodel the lobby at the Indiana Repertory Theater

WHEREAS, there exists a City of Indianapolis Landmark Building Preservation Fund established in 1999; and

WHEREAS, the fund is for capital expenditures for the preservation of City owned buildings of a historic nature; and

WHEREAS, the fund has a Nine Hundred Fifty Four Thousand Four Hundred Ninety (\$954,490) balance; and

WHEREAS, the city has identified capital expenditures necessary at the City Market and the Indiana Repertory Theater, therefore:

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

SECTION 1. The Office of the City Controller has determined the following capital projects are reasonable and necessary for the proper operation of the City Market and the Indiana Repertory Theater:

- a. capital repairs to electrical, lighting, flooring, and window systems at the City Market 350,000
Total Project 350,000
- b. repair elevators and remodel the lobby at the Indiana Repertory Theater 350,000
Total Project 350,000

SECTION 2. The Office of the City Controller is authorized to take any actions it determines necessary or appropriate to complete the project listed in Section 1, but shall not be authorized to add additional projects not listed, without approval of the City-County Council. Upon the completion of an individual project, the un-used balance of the project shall revert back to the fund balance.

SECTION 3. The 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 capital projects described in Section 1 above. Any surplus of each individual project shall be credited to the Landmark Building Preservation Fund.

SECTION 4. The sum of Seven Hundred Thousand Dollars (\$700,000) is hereby appropriated for the purposes set forth in Section 1.

LANDMARK BUILDING PRESERVATION FUND

Unappropriated and Unencumbered	
Landmark Building Preservation Fund	<u>700,000</u>
TOTAL REDUCTION	700,000

SECTION 5. The projected December 31, 2003, fund balance for the Landmark Building Preservation Fund is as follows:

Cash balance as of May 31, 2003	954,390
Estimated revenues June through December, 2003	<u>0</u>
Projected funds available	954,390
2003 remaining appropriations, including all encumbrances	0
Proposed additional appropriation (Proposal No. 325, 2003)	<u>700,000</u>
Total Requirements	700,000
Projected fund balance December 31, 2003	254,390

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC36-3-4-14.

PROPOSAL NO. 326, 2003. Councillor McWhirter reported that the Administration and Finance Committee heard Proposal No. 326, 2003 on July 1, 2003. The proposal, sponsored by Councillors McWhirter and Nytes, approves an increase of \$195,000 in the 2003 Budget of the Cable Communications Agency (Consolidated County Fund) to purchase servers and editing equipment to be used by WCTY/Channel 16, financed by a cable franchise PEG (Public Educational or Government Access Facilities) grant. By a 7-0 vote, the Committee reported the proposal to the full Council with the recommendation that it do pass.

President Borst called for public testimony at 8:20 p.m. There being no one present to testify, Councillor McWhirter moved, seconded by Councillor Nytes, for adoption. Proposal No. 326, 2003 was adopted on the following roll call vote; viz:

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

Proposal No. 326, 2003 was retitled FISCAL ORDINANCE NO. 81, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 81, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 99, 2002) appropriating an additional One Hundred Ninety Five Thousand Dollars (\$195,000) in the Consolidated County Fund for purposes of the Cable Communications Agency and reducing the unappropriated and unencumbered balance in Consolidated County Fund.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1 (d) of the City-County Annual Budget for 2003 be, and is hereby amended by the increases and reductions hereinafter stated for purposes of the Cable Communications Agency to purchase servers and editing equipment to be used by WCTY/Channel 16, financed by a cable franchise Public Educational or Government Access Facilities (PEG) grant.

SECTION 2. The sum of One Hundred Ninety Five Thousand Dollars (\$195,000) 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>CABLE COMMUNICATIONS AGENCY</u>	<u>CONSOLIDATED COUNTY FUND</u>
3. Other Services and Charges	27,000
4. Capital Outlay	<u>168,000</u>
TOTAL INCREASE	195,000

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

	<u>CONSOLIDATED COUNTY FUND</u>
Unappropriated and Unencumbered	
Consolidated County Fund	<u>195,000</u>
TOTAL REDUCTION	195,000

SECTION 5. The projected December 31, 2003, fund balance for the Consolidated County fund is as follows:

Cash balance as of December 31, 2002	41,456,091
Estimated 2003 revenues (2003 budgeted plus new revenues)	<u>51,220,297</u>
Projected funds available	92,676,388
2003 appropriations, including prior year carryover encumbrances	69,497,784
Proposed appropriation reduction (Proposal No. 326, 2003)	<u>195,000</u>
Total Requirements	69,972,784
Projected fund balance December 31, 2003	22,983,604

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

PROPOSAL NO. 327, 2003. In Chairman Cockrum's absence, Councillor Massie reported that the Parks and Recreation Committee heard Proposal No. 327, 2003 on June 26, 2003. The proposal, sponsored by Councillors Cockrum, Douglas, and Nytes, approves an increase of \$400,000 in the 2003 Budget of the Department of Parks and Recreation (Park General Fund) to construct the driving range, practice area, and three-hole short course for the Indianapolis First Tee Junior Golf Facility, as well as test and remove contaminated soil from the Whispering Hills, Pleasant Run and Sara Shank golf courses, financed by fund balances. By a 6-1 vote, the Committee reported the proposal to the full Council with the recommendation that it do pass.

Councillor Frick said that he voted against the proposal in Committee because he believes there is a private market in driving ranges and he does not think City money needs to be spent.

Councillor Nytes said that the First Tee program is a strong character building program and is available in places where kids do not have many opportunities. She added that it is also an excellent re-use of an illegal dumping ground.

Joseph Wynns, Parks Department director, said that these are not tax dollars, but are dollars generated from golfers that use the golf courses. He said that they are self-supporting programs funded by golf proceeds.

Councillor Gray said that the First Tee program is also sponsored by the Professional Golfers Association (PGA), a national organization, from which some funds will come.

President Borst called for public testimony at 8:25 p.m.

Mr. Moldthan said that tax increment financing (TIF) dollars are tax dollars and this is just another burden on taxpayers.

There being no further testimony, Councillor Massie moved, seconded by Councillor Douglas, for adoption. Proposal No. 327, 2003 was adopted on the following roll call vote; viz:

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

Proposal No. 327, 2003 was retitled FISCAL ORDINANCE NO. 82, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 82, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 99, 2002) appropriating an additional Four Hundred Thousand Dollars (\$400,000) in the Park General Fund for purposes of the Department of Parks and Recreation and reducing the unappropriated and unencumbered balance in the Park General Fund.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1 (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 construct the driving range, practice area, and three-hole short course for the Indianapolis First Tee Junior Golf Facility, as well as test and remove contaminated soil from the Whispering Hills, Pleasant Run and Sara Shank golf courses, financed by fund balance.

SECTION 2. The sum of Four Hundred Thousand Dollars (\$400,000) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>DEPARTMENT OF PARKS AND RECREATION</u>	<u>PARK GENERAL FUND</u>
3. Other Services and Charges	100,000
4. Capital Outlay	<u>300,000</u>
TOTAL INCREASE	400,000

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

	<u>PARK GENERAL FUND</u>
Unappropriated and Unencumbered Park General Fund	<u>400,000</u>
TOTAL REDUCTION	400,000

SECTION 5. The projected December 31, 2003, fund balance for the Park General Fund is as follows:

Cash balance as of May 31, 2003	11,933,745
Estimated revenues June through December, 2003	<u>24,306,564</u>
Projected funds available	36,240,309
2003 remaining appropriations, including all encumbrances	34,561,133
Proposed additional appropriation (Proposal No. 327, 2003)	<u>400,000</u>
Total Requirements	34,961,133
Projected fund balance December 31, 2003	1,279,175

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

Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal Nos. 329-331 and 333-335, 2003 on June 25, 2003. He asked for consent to vote on these proposals together. Consent was given.

PROPOSAL NO. 329, 2003. The proposal, sponsored by Councillor Smith, approves an increase of \$7,223 in the 2003 Budget of the Marion Superior Court, Juvenile Division (State and Federal Grants Fund) to continue the Teen Court Program, funded by a grant from the Indiana Criminal Justice Institute. PROPOSAL NO. 330, 2003. The proposal, sponsored by Councillors Smith and Soards, approves an increase of \$50,000 in the 2003 Budgets of the Marion Superior Court and the County Auditor (State and Federal Grants Fund) to provide funds for the continuation of the Indiana Fathers & Families projects, funded by a state grant (Indiana Family & Social

Services Administration). PROPOSAL NO. 331, 2003. The proposal, sponsored by Councillor Smith, approves an increase of \$25,000 in the 2003 Budget of the Marion Superior Court, Juvenile Division (State and Federal Grants Fund) to appropriate the Guardian Ad Litem/Court Appointed Special Advocate grant for children at risk. PROPOSAL NO. 333, 2003. The proposal, sponsored by Councillor Dowden, approves an increase of \$749,927 in the 2003 Budgets of Community Corrections and the County Auditor (Home Detention User Fee Fund) to fund personnel, home detention equipment, and supplies for the first six months of fiscal year 2003-2004, financed by fund balances. PROPOSAL NO. 334, 2003. The proposal, sponsored by Councillor Dowden, approves an increase of \$2,935,128 in the 2003 Budget of Community Corrections and the County Auditor (State and Federal Grants Fund) to appropriate the annual Department of Corrections Grant for fiscal year 2003-2004. PROPOSAL NO. 335, 2003. The proposal, sponsored by Councillor Dowden, approves an increase of \$218,070 in the 2003 Budgets of Community Corrections and the County Auditor (State and Federal Grants Fund) to fund a Juvenile Court Intensive Probation Services Program for fiscal year 2003-2004, funded by a state grant (Department of Correction). By 8-0 votes, the Committee reported the proposals to the full Council with the recommendation that they do pass.

President Borst called for public testimony at 8:32 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Smith, for adoption. Proposal Nos. 329, 330, 331, 333, 334, and 335, 2003 were adopted on the following roll call vote; viz:

22 YEAS: *Bainbridge, Borst, Boyd, Bradford, Conley, Coughenour, Douglas, Dowden, Frick, Gibson, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Sanders, Schneider, Short, Smith, Soards, Tilford*

0 NAYS:

5 NOT VOTING: *Black, Coonrod, Gray, Nytes, Talley*

2 ABSENT: *Brents, Cockrum*

Proposal No. 329, 2003 was retitled FISCAL ORDINANCE NO. 83, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 83, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97, 2002) appropriating an additional Seven Thousand Two Hundred Twenty -three Dollars (\$7,223) in the State and Federal Grants Fund for purposes of the Marion Superior Court, Juvenile Division, 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(j) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for the purpose of appropriating funding for the continuation of the Teen Court Program.

SECTION 2. The sum of Seven Thousand Two Hundred Twenty -three Dollars (\$7,223) 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 SUPERIOR COURT, JUVENILE DIVISION</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
3. Other Services and Charges	<u>7,223</u>
TOTAL INCREASE	7,223

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	7,223
TOTAL REDUCTION	7,223

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. 330, 2003 was retitled FISCAL ORDINANCE NO. 84, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 84, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97, 2002) appropriating an additional Fifty Thousand Dollars (\$50,000) in the State and Federal Grants Fund for purposes of the Marion Superior Court and County Auditor 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(j) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for the purpose of appropriating funding for the continuation of the Indiana Fathers & Families projects.

SECTION 2. The sum of Fifty Thousand Dollars (\$50,000) 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	9,103
<u>MARION SUPERIOR COURT</u>	
1. Personal Services	36,414
2. Supplies	1,600
3. Other Services and Charges	<u>2,883</u>
TOTAL INCREASE	50,000

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	50,000
TOTAL REDUCTION	50,000

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. 331, 2003 was retitled FISCAL ORDINANCE NO. 85, 2003, and reads as follows:

July 21, 2003

CITY-COUNTY FISCAL ORDINANCE NO. 85, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97, 2002) appropriating an additional Twenty-five Thousand Dollars (\$25,000) in the State and Federal Grants Fund for purposes of the Marion Superior Court, Juvenile Division, 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(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 Superior Court, Juvenile Division to appropriate the Guardian Ad Litem/Court Appointed Special Advocate grant for children at risk.

SECTION 2. The sum of Twenty-five Thousand Dollars (\$25,000) 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 SUPERIOR COURT, JUVENILE DIVISION</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
3. Other Services and Charges	<u>25,000</u>
TOTAL INCREASE	25,000

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>25,000</u>
TOTAL REDUCTION	25,000

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. 333, 2003 was retitled FISCAL ORDINANCE NO. 86, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 86, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97, 2002) appropriating an additional Seven Hundred Forty-nine Thousand Nine Hundred Twenty-seven Dollars (\$749,927) in the Home Detention User Fee Fund for purposes of Community Corrections and the County Auditor and reducing the unappropriated and unencumbered balance in the Home Detention User Fee 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(g) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of Community Corrections and County Auditor to fund the first six months of fiscal year 2003-2004. This appropriation will fund positions, Home Detention equipment and supplies.

SECTION 2. The sum of Seven Hundred Forty-nine Thousand Nine Hundred Twenty-seven Dollars (\$749,927) 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>HOME DETENTION USER FEE FUND</u>
1. Personal Services	103,709
 <u>COMMUNITY CORRECTIONS</u>	
1. Personal Services	349,710
2. Supplies	18,000
3. Other Services and Charges	225,008
4. Capital Outlay	<u>53,500</u>
TOTAL INCREASE	749,927

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

	<u>HOME DETENTION USER FEE FUND</u>
Unappropriated and Unencumbered	
Home Detention User Fee Fund	<u>749,927</u>
TOTAL REDUCTION	749,927

SECTION 5. The projected December 31, 2003, fund balance for the Home Detention User Fee Fund is as follows:

Current cash balance (May 31, 2003)	825,535
Anticipated additional revenue through December 31, 2003	<u>969,072</u>
Projected funds available	1,794,607
Remaining appropriations and encumbrances	295,073
Proposed additional appropriation (Proposal No. 302, 2003)	25,410
Proposed additional appropriation (Proposal No. 303, 2003)	28,000
Proposed additional appropriation (Proposal No. 333, 2003)	<u>749,927</u>
Funds required	1,098,410
Projected fund balance December 31, 2003	696,179

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

Proposal No. 334, 2003 was retitled FISCAL ORDINANCE NO. 87, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 87, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97, 2002) appropriating an additional Two Million Nine Hundred Thirty-five Thousand One Hundred Twenty-eight Dollars (\$2,935,128) in the State and Federal Grants Fund for purposes of Community Corrections and the County Auditor 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(g) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of Community Corrections and the County Auditor to appropriate the annual Department of Corrections Grant for fiscal year 2003-2004.

SECTION 2. The sum of Two Million Nine Hundred Thirty-five Thousand One Hundred Twenty-eight Dollars (\$2,935,128) be, and the same is hereby, appropriated the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COUNTY AUDITOR</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services - fringes	204,660

COMMUNITY CORRECTIONS

1. Personal Services	696,155
2. Supplies	22,661
3. Other Services and Charges	1,949,610
4. Capital Outlay	<u>62,042</u>
TOTAL INCREASE	2,935,128

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

STATE AND FEDERAL GRANTS FUND

Unappropriated and Unencumbered State and Federal Grants Fund	<u>2,935,128</u>
TOTAL REDUCTION	2,935,128

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. 335, 2003 was retitled FISCAL ORDINANCE NO. 88, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 88, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No. 97, 2002) appropriating an additional Two Hundred Eighteen Thousand Seventy Dollars (\$218,070) in the State and Federal Grants Fund for purposes of Community Corrections and the County Auditor 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(g) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of Community Corrections and the County Auditor to fund a Juvenile Court Intensive Probation Services Program for fiscal year 2003-2004.

SECTION 2. The sum of Two Hundred Eighteen Thousand Seventy Dollars (\$218,070) be, and the same is hereby, appropriated the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COUNTY AUDITOR</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services	41,566
 <u>COMMUNITY CORRECTIONS</u>	
1. Personal Services	166,268
3. Other Services and Charges	<u>10,236</u>
TOTAL INCREASE	218,070

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

STATE AND FEDERAL GRANTS FUND

Unappropriated and Unencumbered State and Federal Grants Fund	<u>218,070</u>
TOTAL REDUCTION	218,070

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.

SPECIAL ORDERS - UNFINISHED BUSINESS

PROPOSAL NO. 353, 2003. The proposal, sponsored by Councillors Frick, Bainbridge, Cockrum, Dowden, Langsford, Massie, McWhirter, and Smith, congratulates the Marion County Township Assessors, Treasurer, and Auditor for their prompt action in saving Indianapolis taxpayers \$9-12 million from state government miscalculations. Councillor Frick reported that the proposal failed by a 14-14 vote by the full Council on June 24, 2003. He said that, as lead sponsor, he would prefer that the proposal be stricken. Councillor Frick moved, seconded by Councillor Talley, to strike. Proposal No. 353, 2003 was stricken by a unanimous voice vote.

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 324, 2003. Councillor McWhirter reported that the Administration and Finance Committee heard Proposal No. 324, 2003 on July 1, 2003. The proposal, sponsored by Councillors Dowden, Moriarty Adams, and Talley, determines the need to lease approximately 1,584 square feet of office space at 4150 North Keystone Avenue for the Indianapolis Police Department. By a 7-0 vote, the Committee reported the proposal to the full Council with the recommendation that it do pass.

Councillor Bradford asked if all of the officers are moving from this building. Councillor Short said that this new lease is only for 1,600 square feet and therefore must just be additional space. Councillor Nytes said that the North District is very crowded and she believes this lease is to move just a small section of officers. Councillor McWhirter said that according to the minutes, this is an alternative space for community policing. Robert Elrod, General Counsel, said that the preliminary information received on the proposal indicates that the lease is to house some of the district detectives.

Councillor McWhirter moved, seconded by Councillor Coughenour, for adoption. Proposal No. 324, 2003 was adopted by the following roll call vote; viz:

24 YEAS: Bainbridge, Borst, Boyd, Bradford, Conley, Coonrod, Coughenour, Douglas, Dowden, Frick, Gibson, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Schneider, Short, Smith, Soards, Tilford

0 NAYS:

3 NOT VOTING: Black, Gray, Talley

2 ABSENT: Brents, Cockrum

Proposal No. 324, 2003 was retitled SPECIAL RESOLUTION NO. 45, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 45, 2003

PROPOSAL FOR A SPECIAL RESOLUTION determining the need to lease approximately 1,584 square feet of office space at 4150 North Keystone Avenue, Indianapolis, Indiana, for the use of the office of the Indianapolis Police Department.

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

SECTION 1. The City-County Council, pursuant to IC 36-1-10-7, has investigated the conditions requiring the subject lease and hereby determines the lease of office space for the use of the Indianapolis Police Department, is necessary.

SECTION 2. The property to be leased is located at 4150 North Keystone Avenue, Indianapolis, Indiana. Such property is owned by Mainscape, LLC, which in turn is owned by David Mazanowski and Sygmund Mazanowski.

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

Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal Nos. 328 and 332, 2003 on June 25, 2003. He asked for consent to vote on these proposals together. Consent was given.

PROPOSAL NO. 328, 2003. The proposal, sponsored by Councillor McWhirter, approves a transfer of \$6,063 in the 2003 Budget of the County Prosecutor and the County Auditor (State and Federal Grants Fund) to transfer surplus funds in salaries to cover deficit in fringes in the Victim Assistance Grant. PROPOSAL NO. 332, 2003. The proposal, sponsored by Councillor Smith, approves a transfer of \$2,814 in the 2003 Budgets of the Marion Superior Court and the County Auditor (State and Federal Grants Fund) to transfer surplus fringes to personal services in the Adult Drug Treatment Court Grant. By unanimous votes, the Committee reported the proposals to the full Council with the recommendation that they do pass. Councillor Dowden moved, seconded by Councillor Smith, for adoption. Proposal Nos. 328 and 332, 2003 were adopted by the following roll call vote; viz:

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

Proposal No. 328, 2003 was retitled FISCAL ORDINANCE NO. 89, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 89, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No.97, 2002) transferring and appropriating an additional Six Thousand Sixty-three Dollars (\$6,063) in the State and Federal Grants Fund for purposes of the County Prosecutor and County Auditor and reducing certain other appropriations from the County Prosecutor.

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 Prosecutor and the County Auditor to transfer surplus funds in salaries to cover deficit in fringes in the Victim Assistance Grant.

SECTION 2. The sum of Six Thousand Sixty-three Dollars (\$6,063) be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>COUNTY AUDITOR</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services - fringes	6,063
TOTAL INCREASE	6,063

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

<u>MARION COUNTY PROSECUTOR</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services	<u>6,063</u>
TOTAL DECREASE	6,063

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

Proposal No. 332, 2003 was retitled FISCAL ORDINANCE NO. 90, 2003, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 90, 2003

A FISCAL ORDINANCE amending the City-County Annual Budget for 2003 (City-County Fiscal Ordinance No.97, 2002) transferring and appropriating an additional Two Thousand Eight Hundred Fourteen Dollars (\$2,814) in the State and Federal Grants Fund for purposes of the Marion Superior Court and County Auditor and reducing certain other appropriations from 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(j) of the City-County Annual Budget for 2003 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Marion Superior Court to transfer surplus fringes to personal services in the Adult Drug Treatment Court Grant.

SECTION 2. The sum of Two Thousand Eight Hundred Fourteen Dollars (\$2,814)be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>MARION SUPERIOR COURT</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services	<u>2,814</u>
TOTAL INCREASE	2,814

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

<u>COUNTY AUDITOR</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services - fringes	<u>2,814</u>
TOTAL DECREASE	2,814

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

PROPOSAL NO. 337, 2003. Councillor Bainbridge reported that the Public Works Committee heard Proposal No. 337, 2003 on July 10, 2003. The proposal, sponsored by Councillors Bainbridge and Moriarty Adams, allows household hazardous waste generated in Johnson County to be collected and disposed of by the City's Tox Drop Program in exchange for a fee paid by Johnson County. By a 6-0 vote, the Committee reported the proposal to the full Council with the recommendation that it do pass.

Councillor Boyd asked if this proposal has any impact on the long-range capacity of Indianapolis' system. Councillor Coughenour said that the waste will not be disposed of in Marion County, and therefore it will not.

Councillor Bainbridge moved, seconded by Councillor Coughenour, for adoption. Proposal No. 337, 2003 was adopted by the following roll call vote; viz:

July 21, 2003

20 YEAS: *Bainbridge, Borst, Boyd, Conley, Coughenour, Douglas, Dowden, Gibson, Gray, Horseman, Knox, Langsford, Massie, McWhirter, Moriarty Adams, Nytes, Sanders, Short, Smith, Tilford*

4 NAYS: *Coonrod, Frick, Schneider, Soards*

3 NOT VOTING: *Black, Bradford, Talley*

2 ABSENT: *Brents, Cockrum*

Proposal No. 337, 2003 was retitled SPECIAL RESOLUTION NO. 46, 2003, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 46, 2003

PROPOSAL FOR A SPECIAL RESOLUTION authorizing the Department of Public Works, Office of Environmental Services to enter into an interlocal agreement with Johnson County for the collection and disposal of household hazardous wastes generated in Johnson County.

WHEREAS, IC 36-1-2-6 defines the City-County Council of Indianapolis, Marion County, Indiana as the fiscal body for the Consolidated City of Indianapolis, Marion County; and

WHEREAS, IC 36-1-7-2 allows the Consolidated City to enter into interlocal agreements by ordinance or resolution; and

WHEREAS, IC 36-1-7-4 allows this agreement to be entered into without the approval of the attorney general if approved by the fiscal body; now therefore:

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

SECTION 1. The City-County Council hereby authorizes the Department of Public Works to enter into an interlocal agreement where the City, for a fee, will accept and dispose of household hazardous waste from Johnson County.

SECTION 2. The Office of Environmental Services intends to carry out all the specific activities listed in the agreement, a copy of which has been attached.

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

Councillor Bainbridge reported that the Public Works Committee heard Proposal Nos. 338-348, 2003 on July 10, 2003. He asked for consent to vote on these proposals together. Consent was given.

PROPOSAL NO. 338, 2003. The proposal, sponsored by Councillor McWhirter, authorizes a multi-way stop at Furman Avenue and Lockerbie Drive (District 18). PROPOSAL NO. 339, 2003. The proposal, sponsored by Councillor McWhirter, authorizes a multi-way stop at 13th Street and Glen Arm Road (District 18). PROPOSAL NO. 340, 2003. The proposal, sponsored by Councillor Short, authorizes a multi-way stop at Orange Street and Spruce Street (District 21). PROPOSAL NO. 341, 2003. The proposal, sponsored by Councillor Short, authorizes a multi-way stop at Minnesota Street and Orleans Street (District 21). PROPOSAL NO. 342, 2003. The proposal, sponsored by Councillor Dowden, authorizes a multi-way stop at Pinecreek Drive and Ridgecreek Drive (District 4). PROPOSAL NO. 343, 2003. The proposal, sponsored by Councillor Cockrum, authorizes an increase in the speed limit from 35 mph to 40 mph for Decatur Boulevard from Ameriplex Parkway to Kollman Road (District 19). PROPOSAL NO. 344, 2003. The proposal, sponsored by Councillor Nytes, authorizes a one-way restriction on 10th Street from Delaware Street to Alabama Street (District 22). PROPOSAL NO. 345, 2003. The proposal, sponsored by Councillor Brents, authorizes parking restrictions on Lexington Avenue from Virginia Avenue to Park Avenue (District 16). PROPOSAL NO. 346, 2003. The proposal, sponsored by Councillors Brents and Nytes, authorizes parking restrictions on

Muskingum Street from Walnut Street to 10th Street (Districts 16, 22). PROPOSAL NO. 347, 2003. The proposal, sponsored by Councillors Boyd and Talley, authorizes parking restrictions on Manor Court from 36th Street to the Dead End (Districts 11, 14). PROPOSAL NO. 348, 2003. The proposal, sponsored by Councillor Black, authorizes special parking restrictions on College Avenue near 42nd Street (District 6). By 6-0 votes, the Committee reported the proposals to the full Council with the recommendation that they do pass. Councillor Bainbridge moved, seconded by Councillor Nytes, for adoption. Proposal Nos. 338-348, 2003 were adopted by the following roll call vote; viz:

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

Proposal No. 338, 2003 was retitled GENERAL ORDINANCE NO. 51, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 51, 2003

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>
22	Furman Av Lockerbie Dr	Lockerbie Dr	Stop

SECTION 2. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
22	Furman Av Lockerbie Dr	None	All Way Stop

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

Proposal No. 339, 2003 was retitled GENERAL ORDINANCE NO. 61, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 61, 2003

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>
23	13 th St Glen Arm Rd	Glen Arm Rd	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>
23	13 th St Glen Arm Rd	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. 340, 2003 was retitled GENERAL ORDINANCE NO. 52, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 52, 2003

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>
32	Orange St Spruce St	Orange St	Stop

SECTION 2. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
32	Orange St Spruce 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. 341, 2003 was retitled GENERAL ORDINANCE NO. 53, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 53, 2003

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>
32	Minnesota St Orleans St	Minnesota St	Stop

SECTION 2. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
32	Minnesota St Orleans 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. 342, 2003 was retitled GENERAL ORDINANCE NO. 54, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 54, 2003

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>
6	Pinecreek Dr Ridgecreek Dr	Pinecreek Dr	Stop

SECTION 2. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
6	Pinecreek Dr Ridgecreek Dr	None	All Way Stop

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

Proposal No. 343, 2003 was retitled GENERAL ORDINANCE NO. 55, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 55, 2003

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

July 21, 2003

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

Decatur Boulevard, from Heathrow Way to Thompson 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

Decatur Boulevard, from Heathrow Way to Thompson Road

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

Proposal No. 344, 2003 was retitled GENERAL ORDINANCE NO. 56, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 56, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 441-342, One-way streets and alleys 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. 441-342, One-way streets and alleys designated, be and the same is hereby amended by the deletion of the following, to wit:

WESTBOUND

10th Street, from Alabama Street to Central Avenue

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 addition of the following, to wit:

WESTBOUND

10th Street, from Delaware Street to Central Avenue

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

Proposal No. 345, 2003 was retitled GENERAL ORDINANCE NO. 57, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 57, 2003

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 621-124, Parking prohibited during specified hours on certain days.

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. 621-124, Parking prohibited during specified hours on certain days, be and the same is hereby amended by the addition of the following, to wit:

ON ANY DAY EXCEPT
SATURDAYS, SUNDAYS, AND HOLIDAYS
from 7:00 a.m. to 4:00 p.m.

Lexington Avenue, on both sides, from Virginia Avenue to Park Avenue

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

Proposal No. 346, 2003 was retitled GENERAL ORDINANCE NO. 58, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 58, 2003

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:

Muskingum Street, on both sides, from Walnut Street to 10th Street

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

Proposal No. 347, 2003 was retitled GENERAL ORDINANCE NO. 59, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 59, 2003

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:

Manor Court, on the east side, from 36th Street to Dead End

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

Proposal No. 348, 2003 was retitled GENERAL ORDINANCE NO. 60, 2003, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 60, 2003

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:

(12) Any vehicles so authorized by the Department of Public Safety may park at any time at the following locations:

College Avenue, on the east side, from 42nd Street to a point 130 feet north of 42nd Street

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

NEW BUSINESS

Councillor Short stated that the Smoking Ordinance working group has met again and has ironed out some compromised language. He said that the next step is for that language to go to Mr. Elrod for drafting. He said that although the Rules and Public Policy Committee meeting scheduled tomorrow was cancelled, they are moving forward on the issue.

Councillor Short said that Proposal No. 404, 2003 that was introduced this evening re-instituting the Marion County Board of Tax Adjustment is usually an issue that comes before the Rules and Public Policy Committee. He asked if there is any particular reason this proposal is going to the Economic Development Committee. President Borst said that he is responsible for assigning proposals to Committees and he just feels that Committee is the best fit for such an issue.

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 Moriarty Adams in memory of William (Bill) Anderson; and
- (2) Councillors Moriarty Adams and Langsford in memory of Mary Lenehan; and
- (3) Councillor Talley in memory of Rodney Jordan and Gladys Washington; and
- (4) Councillor Horseman in memory of C.D. Kenneth Hicks; and
- (5) Councillors Gray and Langsford in memory of Chester A. Hayden; and
- (6) Councillor Langsford in memory of Paul Schakel; and
- (7) Councillor Black in memory of Robert LaRue Carter.

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 William (Bill) Anderson, Mary Lenehan, Rodney Jordan, Gladys Washington, C.D. Kenneth Hicks, Chester A. Hayden, Paul Schakel, and Robert LaRue Carter. 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 8:48 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 21st day of July, 2003.

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

Handwritten signature of Philip C. Bobb in black ink.

President

ATTEST:

Handwritten signature of Suellett Hart in black ink.

Clerk of the Council

(SEAL)