

**CITY—COUNTY COUNCIL
INDIANAPOLIS, MARION COUNTY, INDIANA
REGULAR MEETING
Monday, March 15, 1982**

A Regular Meeting of the City—County Council of Indianapolis, Marion County, Indiana, convened in the Council Chambers of the City—County Building, at 7:23 p.m., Monday, March 15, 1982. President SerVaas in the chair. Mr. Stephen R. West opened the meeting with a prayer, followed by the Pledge of Allegiance.

ROLL CALL

President SerVaas instructed the Clerk to take the roll. Twenty-eight members being present, he announced a quorum.

PRESENT: Borst, Boyd, Brinkman, Campbell, Clark, Cottingham, Coughenour, Dowden, Durnil, Gilmer, Hawkins, Holmes, Howard, Jones, Journey, McGrath, Nickell, Page, Parker, Rader, Rhodes, Schneider, SerVaas, Stewart, Strader, Tintera, Vollmer, West

ABSENT: Miller

CORRECTION OF THE JOURNAL

The Chair called for additions or corrections to the Journal of March 1, 1982. There being no additions or corrections, the minutes of March 1, 1982, were approved as distributed.

OFFICIAL COMMUNICATIONS

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

**TO ALL MEMBERS OF THE CITY—COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:**

Ladies and Gentlemen:

You are hereby notified that there will be a REGULAR MEETING of the City—County Council held in the City—County Building, in the Council Chambers, on Monday, March 15, 1982, at 7:00 p.m. The purpose of such MEETING being to conduct any and all business that may properly come before the regular meeting of the Council.

Respectfully,

**s/Beurt SerVaas, President
City—County Council**

**TO THE HONORABLE PRESIDENT AND MEMBERS OF THE
CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS
AND MARION COUNTY, INDIANA:**

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Mrs. Beverly S. Rippey, the following ordinances and resolutions:

FISCAL ORDINANCE NO. 10, 1982, amending the City-County Annual Budget for 1982 (City-County Fiscal Ordinance No. 78, 1981) and appropriating an additional One Hundred Seventy-two Thousand One Hundred Seventy-nine dollars (\$172,179) in the Crime Control Fund for purposes of the Marion County Prosecutor and the Marion County Auditor and reducing the unappropriated and unencumbered balance in the Crime Control Fund.

FISCAL ORDINANCE NO. 11, 1982, amending the City-County Annual Budget for 1982 (City-County Fiscal Ordinance No. 78, 1981) appropriating an additional Twenty Thousand Six Hundred Seventy-seven dollars (\$20,677) in the Crime Control Fund for purposes of the Marion County Municipal Court and reducing the unappropriated and unencumbered balance in the Crime Control Fund.

FISCAL ORDINANCE NO. 12, 1982, amending the City-County Annual Budget for 1982 (City-County Fiscal Ordinance No. 78, 1981) authorizing changes in the personnel compensation schedule (Section 2.03) of the Marion County Superior Court, Criminal Division Room 6.

GENERAL ORDINANCE NO. 15, 1982, amending the "Code of Indianapolis and Marion County, Indiana," Chapter 6 which deals with Animals and Fowl.

GENERAL ORDINANCE NO. 16, 1982, amending the "Code of Indianapolis and Marion County, Indiana," by adding a new Division 4 of Chapter 28, which provides for retail sales of beverages and food on sidewalks abutting business premises.

GENERAL ORDINANCE NO. 17, 1982, amending the "Code of Indianapolis and Marion County, Indiana," by amending Chapter 12, which deals with fire prevention and protection.

GENERAL ORDINANCE NO. 18, 1982, amending the "Code of Indianapolis and Marion County, Indiana," Special parking privileges for certain persons or vehicles in certain locations. (Amends Sec. 29-266)

GENERAL ORDINANCE NO. 19, 1982, amending the "Code of Indianapolis and Marion County, Indiana," by amending Sec. 29-267, Parking prohibited at all times on certain streets. (Code Sec. 29-267)

GENERAL ORDINANCE NO. 20, 1982, amending the "Code of Indianapolis and Marion County, Indiana," specifically, Chapter 29-267, Parking prohibited at all times on certain streets. (Code Sec. 29-267)

GENERAL ORDINANCE NO. 21, 1982, amending the "Code of Indianapolis and Marion County, Indiana," Section 29-136, Alteration of prima facie speed limit.

GENERAL ORDINANCE NO. 22, 1982, amending the "Code of Indianapolis and Marion County, Indiana," by amending Chapter 29 to set a minimum fine for traffic violations of Ten (\$10) dollars.

SPECIAL ORDINANCE NO. 4, 1982, authorizing the amendment of a Loan Agreement dated as of September 1, 1980, between the City of Indianapolis, Indiana, and Retirement Living, Inc., d/b/a Marquette Manor, and a Mortgage and Indenture of Trust dated as of September 1, 1980, among Retirement Living, Inc., d/b/a Marquette Manor, the

City of Indianapolis, Indiana, and the Indiana National Bank, as Trustee, which have been previously amended by a First Supplemental Mortgage and Indenture of Trust dated as of March 1, 1981, and a First Supplemental Loan Agreement dated as of March 1, 1981.

SPECIAL RESOLUTION NO. 8, 1982, dedicating the week of April 18, 1982, as "Keep America Beautiful Week in Indianapolis."

SPECIAL RESOLUTION NO. 9, 1982, to allocate the revenue generated from the successful collection of fines and costs assessed against violators of traffic ordinances of the Consolidated City of Indianapolis.

Respectfully submitted,

s/William H. Hudnut, III
Mayor

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

PROPOSAL NO. 99, 1982. Introduced by Councillor Gilmer on March 1, 1982, this proposal honors the Women's Varsity Basketball Team of Brebeuf Preparatory School. Councillor Gilmer read the proposal to the team members and coaches. He then moved for its adoption. Proposal No. 99, 1982, was adopted by unanimous voice vote of the Council, retitled **SPECIAL RESOLUTION NO. 10, 1982**, and reads as follows:

CITY—COUNTY SPECIAL RESOLUTION NO. 10, 1982

A SPECIAL RESOLUTION honoring the Women's Varsity Basketball Team of Brebeuf Preparatory School.

WHEREAS, the Women's Varsity Basketball Team has displayed skill, tenacity and sportsmanship all season long; and

WHEREAS, the Women's Varsity Basketball Team demonstrated these same qualities in their bid on February 27, 1982, for the State Championship as a member of the final four of the 1982 Girls Indiana High School Basketball Tournament; and

WHEREAS, those who have contributed to the team's success should be recognized including: Principal Thomas Brown; Athletic Director Dick Elmore; Coach Alan Vickrey; Assistant Coaches Pat Watko and Walt Eagleson; Senior Student Managers Kathy Byrum and Michelle Guntz, and Team Members Melissa Barney, Ellen DeVoe, Beth Robinson, Amy Geisse, Alicia Marten, Maureen Connelly, Lisa Haimbaugh, Judy Phillips, Anne Arbuckle, Gini Marten, Michelle Sullivan, Kathy Gassman and Katie Smith; and

WHEREAS, the students, faculty and followers of the Brebeuf Basketball Team should be proud of their team's accomplishments; 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 commends the Women's Varsity Basketball Team of Brebeuf Preparatory School for their exemplary performance and recognizes the worthy efforts of Brebeuf's principal, athletic director, basketball coaches, team members and managers.

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. 107, 1982. Introduced by Councillor Tintera, who read the proposal honoring David H. McVey who was appointed in 1973 as one of the three original members of the Indianapolis Economic Development Commission and has dedicated time to the needs of the community. Councillor Tintera moved, seconded by Councillor Gilmer, for adoption. Proposal No. 107, 1982, was adopted by unanimous voice vote of the Council, retitled SPECIAL RESOLUTION NO. 11, 1982, and reads as follows:

CITY—COUNTY SPECIAL RESOLUTION NO. 11, 1982

A SPECIAL RESOLUTION honoring David H. McVey.

WHEREAS, David H. McVey is retiring from service and was appointed in 1973 as one of three original members of the Indianapolis Economic Development Commission; and

WHEREAS, David H. McVey served continuously during his appointment as either the secretary or vice president of the Economic Development Commission; and

WHEREAS, Mr. McVey brought experience in financial matters to the Commission from his association with Stokely Van Camp; and

WHEREAS, Mr. McVey has given generously of his time and energies to serve the needs of this community; 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 expresses its appreciation of the admirable leadership and civic contributions of fellow citizen, David H. McVey.

SECTION 2. The Mayor is invited to join with the Council 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. 113, 1982. Councillor Boyd read the proposal requesting a moratorium be placed on the licensing of electronic game amusement arcades in Marion County. Councillor Boyd spoke of an instance where there is a proposed arcade to be placed in an area close to a school, creating a nuisance with school-age children. After discussion, the President referred Proposal No. 113, 1982, to the Administration Committee.

INTRODUCTION OF GUESTS

Councillor Gilmer introduced the following Pike Township High School Government students: Mark Beanblossom, Mark Meld, Alex Madrazo, Eileen Murphy, Kyra Waggel and teacher Sara Compton.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 102, 1982. Introduced by Councillor Brinkman. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$408 for the County Coroner to make payments on a new copy machine"; and the President referred it to the County and Townships Committee.

PROPOSAL NO. 103, 1982. Introduced by Councillor Tintera. The Clerk read the proposal entitled: "A Proposal for a SPECIAL ORDINANCE authorizing the issuance of \$6,000,000 Economic Development First Mortgage Revenue Bonds for Yellow Freight System, Inc."; and the President referred it to the Economic Development Committee.

PROPOSAL NO. 104, 1982. Introduced by Councillor Tintera. The Clerk read the proposal entitled: "A Proposal for a SPECIAL ORDINANCE authorizing \$8,000,000 Economic Development Revenue Bonds for Cummins Engine Company, Inc."; and the President referred it to the Economic Development Committee.

PROPOSAL NO. 105, 1982. Introduced by Councillor Schneider. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE changing parking restrictions on a portion of Agnes Street"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 106, 1982. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE establishing a 4-way stop at the intersection of Rucker Road and 62nd Street"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 107, 1982. This proposal honoring David H. McVey was adopted under Presentation of Petitions, Memorials, Special Resolutions, and Council Resolutions, and retitled SPECIAL RESOLUTION NO. 11, 1982.

PROPOSAL NOS. 108-112, 1982. Introduced by Councillor Durnil. The Clerk read the proposals retitled: "Proposals for REZONING ORDINANCES certified from the Metropolitan Development Commission on March 4, 1982"; and the President referred them to the Committee of the Whole to be heard under Special Orders, Final Adoption.

PROPOSAL NO. 113, 1982. Introduced by Councillors Boyd and Journey. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION requesting a moratorium be placed on the licensing of electronic amusement arcades in Marion County"; and the President referred it to the Administration Committee.

SPECIAL ORDERS, PUBLIC HEARING

PROPOSAL NO. 57, 1982. This proposal transfers and appropriates \$18,515 for the Warren Township Assessor for new office furniture. Councillor Brinkman stated that the County and Townships Committee voted on March 10, 1982, to strike this proposal by a vote of 4-1. She pointed out that Mr. Monschein proposes to take half of his 1982 money for rent to make this move possible. Councillor Brinkman moved, seconded by Councillor Gilmer, to strike Proposal No. 57, 1982. Councillor Durnil reiterated that the Council suggested to Mr. Monschein that if he could make the move within his budget he could transfer funds, but the Council was not in favor of appropriating new money for him to make the move to the old Woodview Junior High School. Councillor Durnil urged defeat of the motion to strike. The President then called for the vote on Councillor Brinkman's motion to strike Proposal No. 57, 1982, and it failed on the following roll call vote; viz:

9 YEAS: *Borst, Brinkman, Cottingham, Gilmer, Parker, Rhodes, Strader, Tintera, West*

18 NAYS: *Boyd, Campbell, Clark, Coughenour, Dowden, Durnil, Hawkins, Holmes, Jones, Journey, McGrath, Nickell, Page, Rader, Schneider, SerVaas, Stewart, Vollmer*

2 NOT VOTING: *Howard, Miller*

Councillor Durnil then moved to amend Proposal No. 57, 1982, as follows: Section 3, to be - Character 4, \$11,158, Total Increase \$11,158; Section 4, to be - Character 3, \$11,158, Total Reduction \$11,158, seconded by Councillor Stewart. Council gave consent on the amendment. After further discussion, Councillor Durnil called for the question, and the President requested a vote on whether or not to close discussion. Debate ceased on the following roll call vote viz:

21 YEAS: *Boyd, Campbell, Clark, Coughenour, Dowden, Durnil, Gilmer, Hawkins, Holmes, Howard, Jones, Journey, McGrath, Nickell, Page, Parker, Rader, Schneider, SerVaas, Stewart, Vollmer*

4 NAYS: *Brinkman, Cottingham, Tintera, West*

4 NOT VOTING: *Borst, Miller, Rhodes, Strader*

The President then called for the vote on Proposal No. 57, 1982, As Amended, and it was adopted on the following roll call vote; viz:

19 YEAS: *Boyd, Campbell, Clark, Coughenour, Dowden, Durnil, Hawkins, Holmes, Jones, Journey, McGrath, Nickell, Page, Rader, Schneider, SerVaas, Stewart, Strader, Vollmer*

9 NAYS: *Borst, Brinkman, Cottingham, Gilmer, Howard, Parker, Rhodes, Tintera, West*

1 NOT VOTING: *Miller*

Proposal No. 57, 1982, As Amended, was retitled FISCAL ORDINANCE NO. 13, 1982, and reads as follows:

CITY—COUNTY FISCAL ORDINANCE NO. 13, 1982

A FISCAL ORDINANCE amending the City-County Annual Budget for 1982 (City-County Fiscal Ordinance No. 78, 1981) transferring and appropriating Eleven Thousand One Hundred and Fifty-eight dollars (\$11,158) in the County General Fund for purposes of the Warren Township Assessor and reducing certain other appropriations for that division.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.03 of the City-County Annual Budget for 1982, be, and is hereby amended by the increases and reductions hereinafter stated for the purposes of purchasing office furniture for the new office of the Warren Township Assessor in Warren Township.

SECTION 2. The sum of Eleven Thousand One Hundred and Fifty-eight dollars (\$11,158), be, and the same is hereby transferred and appropriated for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

WARREN TOWNSHIP ASSESSOR	COUNTY GENERAL FUND
4. Capital Outlay	\$11,158
Total Increase	<u>\$11,158</u>

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

WARREN TOWNSHIP ASSESSOR	COUNTY GENERAL FUND
3. Other Services & Charges	\$11,158
Total Reduction	<u>\$11,158</u>

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

PROPOSAL NO. 66, 1982. This proposal appropriates \$93,165 for the Sheriff to continue the operations of the Community Corrections Center. Councillor West reported that the Public Safety and Criminal Justice Committee approved this proposal on March 10, 1982, by a vote of 4-1. He explained that \$53,462 would be funded by CETA Title II-B and \$17,500 funded by Title XX, with the remainder of the \$93,165 being funded by local property tax dollars. The President called for public hearing at 8:20 p.m. Mr. Don Christensen urged the Council to support the funds from sources other than local dollars. Councillor Borst stated that there are only 606 people involved in this program, and that this program is part of a Judge's mandate. He pointed out that there are two new organizations that will basically be performing the same functions. After discussion, Councillor West moved, seconded by Councillor Vollmer, for adoption. The vote on Proposal No. 66, 1982, was indecisive, as shown by the following roll call vote; viz:

14 YEAS: Brinkman, Campbell, Gilmer, Hawkins, Holmes, Howard, Journey, Nickell, Page, Parker, SerVaas, Stewart, Vollmer, West

12 NAYS: Borst, Clark, Cottingham, Coughenour, Dowden, Durnil, Jones, McGrath, Rader, Rhodes, Schneider, Strader

3 NOT VOTING: Boyd, Miller, Tintera

Due to the fact that there was an indecisive vote and Councillors Boyd and Tintera were momentarily absent for the vote, the President instructed the Clerk to re-open the board for a vote on Proposal No. 66, 1982, and it was adopted on the following roll call vote; viz:

15 YEAS: Boyd, Campbell, Gilmer, Hawkins, Holmes, Howard, Journey, Nickell, Page, Parker, SerVaas, Stewart, Tintera, Vollmer, West

13 NAYS: Borst, Brinkman, Clark, Cottingham, Coughenour, Dowden, Durnil, Jones, McGrath, Rader, Rhodes, Schneider, Strader

1 NOT VOTING: Miller

Proposal No. 66, 1982, was retitled FISCAL ORDINANCE NO. 14, 1982, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 14, 1982

A FISCAL ORDINANCE amending the City-County Annual Budget for 1982 (City-County Fiscal Ordinance No. 78, 1981) appropriating an additional Ninety-three Thousand One Hundred Sixty-five dollars (\$93,165) in the County General Fund for purposes of the Marion County Sheriff and the Marion County Auditor 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 2.03(a)(7) of the City-County Annual Budget for 1982, be, and is hereby amended by the increases and reductions hereinafter stated for the purposes of providing funds for the continued operation of the Community Corrections Center for six months, which will be reimbursed by federal funds in the amount of \$70,962, and to revise the personnel schedule.

SECTION 2. The sum of Ninety-three Thousand One Hundred Sixty-five dollars (\$93,165), 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 appropriations are hereby approved:

MARION COUNTY SHERIFF	COUNTY GENERAL FUND
1. Personal Services	\$82,503
2. Supplies	4,250
3. Other Services & Charges	318
	<hr/> 87,071
MARION COUNTY AUDITOR	
1. Personal Services	6,094
Total Increase	<hr/> \$93,165

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

MARION COUNTY SHERIFF
 Unappropriated and Unencumbered
 County General Fund
 Total Reductions

COUNTY GENERAL FUND
\$93,165
\$93,165

SECTION 5. The personnel schedule changes made by deleting the crosshatched portions and adding the new amounts as underlined herein are hereby approved:

MARION COUNTY SHERIFF

Personnel Classification	Maximum Number	Maximum Salary	Maximum Per Classification
Sheriff	1	20,750	20,750
Executive Officer	1	30,919	30,919
Deputy Chief	5	29,185	145,925
Major	5	24,935	124,675
Captain	9	23,045	207,405
Lieutenant	29	21,469	622,601
Sergeant	98	20,366	1,995,868
Corporal	51	19,499	994,449
Deputy 3rd Year	261	19,028	4,922,113
Deputy 2nd Year	2	17,453	33,909
Deputy 1st Year	11	14,859	163,449
CIVILIAN EMPLOYEES:			
First Deputy	1	28,720	28,720
Admin. Assistant	1	21,940	10,970
Civil Major	1	19,476	19,476
Civil Captain	1	17,406	17,406
Civil Lieutenant	2	15,987	31,974
Civil Sergeant	9	14,113	127,017
Civil Deputy	54	12,550	677,700
Division Secretary	5	9,876	49,380
Clerk/Typist	35	12,757	322,672
Mechanic	9	17,406	143,417
Attendant	7	10,088	70,616
Chaplain	1	16,425	16,425
Crime Watch Coord.	1	15,044	15,044
Executive Secretary	2	13,473	26,733
Comm. Resource Staff	5 <u>5</u>	20,000 <u>20,000</u>	100,000 <u>36,023</u>
Career Explor. Staff	6 <u>6</u>	20,000 <u>20,000</u>	120,000 <u>44,500</u>
Merit Board Per Diem			960
Reserve Salaries			625
Temporary Help			44,785
CARE Program			23,000
OTHER COMPENSATION:			
Longevity			267,000
Clothing Allowance			36,000
Educational Bonus			100,975
Shift Differential and Overtime			238,875
Professional Fees			58,799
Vacancy Factor			(150,000)
TOTAL	1384 <u>605</u>		\$11,440,682 <u>\$11,521,155</u>

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

SPECIAL ORDER, FINAL ADOPTION

PROPOSAL NO. 608, 1981. This proposal appoints C. Richard Petticrew and Robert K. Whipple to the Economic Development Commission. Councillor Brinkman reported that the Economic Development Committee amended and recommended this proposal for passage by a vote of 4-0. She then moved, seconded by Councillor Gilmer, the following:

CITY—COUNTY COUNCIL MOTION

Mr. President:

I move to amend Proposal No. 608, 1981, by deleting the introduced version and substituting therefor the proposal entitled, "Proposal No. 608, 1981, Committee Recommendations."

s/Councillor Brinkman

Council consent was given. Councillor Brinkman moved, seconded by Councillor Gilmer, for adoption. Proposal No. 608, 1981, As Amended, was adopted on the following roll call vote; viz:

27 YEAS: Borst, Brinkman, Campbell, Clark, Cottingham, Coughenour, Dowden, Durnil, Gilmer, Hawkins, Holmes, Howard, Jones, Journey, McGrath, Nickell, Page, Parker, Rader, Rhodes, Schneider, SerVaas, Stewart, Strader, Tintera, Vollmer, West

NO NAYS

2 NOT VOTING: Boyd, Miller

Proposal No. 608, 1981, As Amended, was retitled COUNCIL RESOLUTION NO. 11, 1982, and reads as follows:

CITY—COUNTY COUNCIL RESOLUTION NO. 11, 1982

A COUNCIL RESOLUTION nominating Economic Development Commission appointments.

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

SECTION 1. As members of the Economic Development Commission, the Council nominates:

C. RICHARD PETTICREW for a four year term ending January 31, 1986.

ROBERT K. WHIPPLE for the balance of a term expiring January 31, 1983, vacated by U. L. Uebelhoer, and for an additional four year term ending January 31, 1987.

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

PROPOSAL NO. 67, 1982. This proposal authorizes changes in the personnel compensation schedule of the Probation Department. Councillor West reported that the Public Safety and Criminal Justice Committee recommended passage by a vote of 5-1. He explained that this appropriation will upgrade salaries to approach those of other probation departments in the County and State. Councillor West moved, seconded by Councillor Howard, for adoption. Proposal No. 67, 1982, was adopted on the following roll call vote; viz:

- 16 YEAS: *Borst, Brinkman, Campbell, Cottingham, Gilmer, Hawkins, Howard, Journey, McGrath, Nickell, Parker, Rhodes, SerVaas, Tintera, Vollmer, West*
- 11 NAYS: *Clark, Coughenour, Dowden, Durnil, Holmes, Jones, Page, Rader, Schneider, Stewart, Strader*
- 2 NOT VOTING: *Boyd, Miller*

Proposal No. 67, 1982, was retitled FISCAL ORDINANCE NO. 15, 1982, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 15, 1982

A FISCAL ORDINANCE amending the City-County Annual Budget for 1982 (City-County Fiscal Ordinance No. 78, 1981) authorizing changes in the personnel compensation schedule (Section 2.03) of the Marion County Superior Court - Criminal Division - Probation Department.

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

SECTION 1. Section 2.03(b) of City-County Fiscal Ordinance No. 78, 1981, be amended by deleting the crosshatched portions and adding the new amounts as underlined herein:

(b)(1) SUPERIOR COURT - CRIMINAL DIVISION - PROBATION DEPARTMENT - Dept. 64

Personnel Classification	Maximum Number	Maximum Salary	Maximum Per Classification
Probation Admin.	2	30,200 <u>21,400</u>	179,386 <u>41,200</u>
Probation Officers	30	43,560 <u>16,760</u>	11868188 <u>415,040</u>
Admin. Secretaries	2	11,880 <u>11,880</u>	1221490 <u>22,700</u>
Secretaries	10	10,000 <u>10,600</u>	189,776 <u>91,730</u>
Vacancy Factor			(20,132) <u>(70,985)</u>
TOTAL	44		499,685

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

PROPOSAL NO. 30, 1982. This proposal authorizes changes in the personnel compensation schedule of the Superior Court, Probate Division. Councillor West reported that the Public Safety and Criminal Justice Committee recommended passage by a vote of 6-0. This will allow for the upgrade of a full-time junior commissioner to a full-time senior commissioner. Councillor West moved, seconded by Councillor Howard, for adoption. Proposal No. 30, 1982, was adopted on the following roll call vote; viz:

26 YEAS: Borst, Brinkman, Campbell, Clark, Cottingham, Coughenour, Dowden, Durnil, Gilmer, Hawkins, Holmes, Howard, Jones, Journey, McGrath, Nickell, Page, Parker, Rhodes, Schneider, SerVaas, Stewart, Strader, Tintera, Vollmer, West

1 NAY: Rader

2 NOT VOTING: Boyd, Miller

Proposal No. 30, 1982, was retitled FISCAL ORDINANCE NO. 16, 1982, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 16, 1982

A FISCAL ORDINANCE amending the City-County Annual Budget for 1982 (City-County Fiscal Ordinance No. 78, 1981) authorizing changes in the personnel compensation schedule (Section 2.03) of the Marion County Superior Court Probate Division.

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

SECTION 1. Section 2.03(b)(6) of City-County Fiscal Ordinance No. 78, 1981, be amended by deleting the crosshatched portions and adding the new amounts as underlined herein:

(6) SUPERIOR COURT - PROBATE DIVISION - Dept. 63

Personnel Classification	Maximum Number	Maximum Salary	Maximum Per Classification
Judge	1	15,400	15,400
Court Attorney	1	14,507	14,507
Guard. & Estate Clerk	2	12,332	24,664
Adoption Clerk	1	12,332	12,332
Hearing Judge	1	37,589	37,589
Commissioner	4	12,817 30,694	60,566
Court Reporter	2	17,985	35,970
Bailiff	1	13,788	13,788
Court Administrator	1	7,793	7,793
Temporary Help			2,452
Vacancy Factor			- 0 -
TOTAL	14		225,061

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

PROPOSAL NO. 82, 1982. This proposal transfers \$25,210 for the Election Board to make payments on voting machines. Councillor Brinkman reported that the County and Townships Committee recommended passage by a vote of 5-0. Councillor Brinkman moved, seconded by Councillor Howard, for adoption. Proposal No. 82, 1982, was adopted on the following roll call vote; viz:

27 YEAS: Borst, Brinkman, Campbell, Clark, Cottingham, Coughenour, Dowden, Durnil, Gilmer, Hawkins, Holmes, Howard, Jones, Journey, McGrath, Nickell, Page, Parker, Rader, Rhodes, Schneider, SerVaas, Stewart, Strader, Tintera, Vollmer, West

NO NAYS

2 NOT VOTING: Boyd, Miller

Proposal No. 82, 1982, was retitled FISCAL ORDINANCE NO. 17, 1982, and reads as follows:

CITY—COUNTY FISCAL ORDINANCE NO. 17, 1982

A FISCAL ORDINANCE amending the City-County Annual Budget for 1982 (City-County Fiscal Ordinance No. 78, 1981) transferring and appropriating Twenty-five Thousand Two Hundred and Ten dollars (\$25,210) in the County General Fund for purposes of the Marion County Election Board and reducing certain other appropriations for that division.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.03(c)(2) of the City-County Annual Budget for 1982, be, and is hereby amended by the increases and reductions hereinafter stated for the purposes of making payments on voting machines which were purchased in 1980.

SECTION 2. The sum of Twenty-five Thousand Two Hundred and Ten dollars (\$25,210) 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:

MARION COUNTY ELECTION BOARD	COUNTY GENERAL FUND
4. Capital Outlay	\$25,210
Total Increase	<u>\$25,210</u>

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

MARION COUNTY ELECTION BOARD	COUNTY GENERAL FUND
3. Other Services & Charges	\$25,210
Total Reduction	<u>\$25,210</u>

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

PROPOSAL NO. 86, 1982. This proposal modifies the operating budget of the Capital Improvements Board of Managers. Councillor Clark reported that the Municipal Corporations Committee recommended passage of this proposal by a vote of 6-0. Councillor Clark stated that the major portion of the proposal, or \$100,000, is geared towards the promotion of the expansion of the Convention Center. The total cost of the promotion is \$4,000,000, which is spread over a three-year period. There are more than 500 different agencies involved in the national promotion campaign which will divide the total promotion expenditure of \$4,000,000, however, our portion is only \$100,000. Councillor Clark moved, seconded by Councillor Borst, for adoption. Proposal No. 86, 1982, was adopted on the following roll call vote; viz:

24 YEAS: Borst, Boyd, Brinkman, Campbell, Clark, Cottingham, Coughenour, Gilmer, Hawkins, Holmes, Howard, Jones, McGrath, Nickell, Page, Parker, Rader, Rhodes, SerVaas, Stewart, Strader, Tintera, Vollmer, West

4 NAYS: Dowden, Durnil, Journey, Schneider

1 NOT VOTING: Miller

Proposal No. 86, 1982, was retitled GENERAL RESOLUTION NO. 2, 1982, and reads as follows:

CITY—COUNTY GENERAL RESOLUTION NO. 2, 1982

A GENERAL RESOLUTION modifying the operating budget of the Capital Improvements Board of Managers of Marion County, Indiana, by amending City-County General Resolution No. 7, 1981, As Amended.

WHEREAS, IC 1971, 36-3-6-9 empowers the City-County Council to amend the budget of the Capital Improvements Board of Managers of Marion County; and

WHEREAS, the Capital Improvements Board of Managers of Marion County has requested an approval for an additional expenditure for 1982 in the General Fund for the payment of contractual services for promotion and computer consultation and the purchase of office furniture; now, therefore:

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

SECTION 1. City-County General Resolution No. 7, 1981, As Amended, is amended by allowing the following additional expenditure:

300	Other Services & Charges	\$118,900
400	Capital Outlay	<u>3,000</u>
	Total Additional Expenditure	\$121,900

PROPOSAL NO. 87, 1982. This proposal amends the Code dealing with Open Burning. President SerVaas stated that Councillor Miller, sponsor of this proposal, had requested that action on this proposal be postponed in Council until April 5, 1982. Council consent was given.

PROPOSAL NOS. 108-112, 1982. Rezoning Ordinances certified from the Metropolitan Development Commission on March 4, 1982. Consent was given. Proposal Nos. 108-112, 1982, were adopted by unanimous voice vote, retitled REZONING ORDINANCE NOS. 21-25, 1982, respectively, and read as follows:

**REZONING ORDINANCE NO. 21, 1982 82-Z-9 LAWRENCE TOWNSHIP
COUNCILMANIC DISTRICT NO. 5**

5815 EAST 42ND STREET, INDIANAPOLIS

Word of Life Church Inc., by Jerry M. Landry, requests rezoning of 8.40 acres, being in D-5 district, to SU-1 classification, to provide for church use.

**REZONING ORDINANCE NO. 22, 1982 82-Z-11 WARREN TOWNSHIP
COUNCILMANIC DISTRICT NO. 12**

3612 NORTH SHADELAND AVENUE, INDIANAPOLIS

Harry J. and Deloris A. Adams, by Robert L. Hartley, Jr., request rezoning of 1.52 acres, being in D-3 district, to C-4 classification, to provide for commercial use.

**REZONING ORDINANCE NO. 23, 1982 82-Z-15 WASHINGTON TOWNSHIP
COUNCILMANIC DISTRICT NO. 3**

4525 EAST 82ND STREET, INDIANAPOLIS

Howard Carter and Ron Lucas, by Bruce R. Karr, request rezoning of 7.91 acres, being in A-2 district, to C-3 classification, to permit use of premises for an interior design center.

**REZONING ORDINANCE NO. 24, 1982 81-Z-16 WASHINGTON TOWNSHIP
COUNCILMANIC DISTRICT NO. 2**

8402 WESTFIELD ROAD, INDIANAPOLIS

YMCA of Greater Indianapolis, by William C. Graham, requests rezoning of 0.07 acre, being in A-2 district, to SU-38 classification, to provide for open space to meet setback requirements for new construction on adjacent property zoned SU-38.

**REZONING ORDINANCE NO. 25, 1982 82-Z-17 CENTER TOWNSHIP
COUNCILMANIC DISTRICT NO. 23**

1125 SPRUCE STREET, INDIANAPOLIS

Girls Clubs of Greater Indianapolis, Inc., by Harry F. McNaught, Jr., requests rezoning of 0.82 acre, being in D-5 district, to SU-38 classification, to provide for a girls club facility.

UNFINISHED BUSINESS

[Clerk's Note: Councillor Durnil moved that action be taken on Proposal Nos. 83, 84, and 101, seconded by Councillor Gilmer. Consent was given.]

PROPOSAL NO. 83, 1982. This proposal appoints John C. Fuller to the Metropolitan Board of Zoning Appeals, Division II. Councillor Durnil moved, seconded by Councillor Gilmer, for adoption. Proposal No. 83, 1982, was adopted on the following roll call vote; viz:

19 YEAS: *Boyd, Campbell, Clark, Cottingham, Dowden, Durnil, Gilmer, Hawkins, Howard, Jones, Journey, McGrath, Page, Rader, Schneider, Stewart, Strader, Vollmer, West*

2 NAYS: *Brinkman, Holmes*

8 NOT VOTING: *Borst, Coughenour, Miller, Nickell, Parker, Rhodes, SerVaas, Tintera*

Proposal No. 83, 1982, was retitled COUNCIL RESOLUTION NO. 12, 1982, and reads as follows:

CITY—COUNTY COUNCIL RESOLUTION NO. 12, 1982

A COUNCIL RESOLUTION appointing John C. Fuller to the Metropolitan Board of Zoning Appeals, Division II.

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

SECTION 1. As a member of the Metropolitan Board of Zoning Appeals, Division II, the Council appoints:

JOHN C. FULLER

SECTION 2. The foregoing appointee shall serve for a period of one year ending December 31, 1982, at the pleasure of the Council, and until his successor is duly appointed and qualified.

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

PROPOSAL NO. 84, 1982. This proposal appoints Teresa Shuffitt to the Metropolitan Board of Zoning Appeals, Division III. Councillor Durnil moved, seconded by Councillor Gilmer, for adoption. Proposal No. 84, 1982, was adopted on the following roll call vote; viz:

25 YEAS: *Boyd, Campbell, Clark, Cottingham, Coughenour, Dowden, Durnil, Gilmer, Hawkins, Howard, Jones, Journey, McGrath, Nickell, Page, Parker, Rader, Rhodes, Schneider, SerVaas, Stewart, Strader, Tintera, Vollmer, West*
2 NAYS: *Brinkman, Holmes*
2 NOT VOTING: *Borst, Miller*

Proposal No. 84, 1982, was retitled COUNCIL RESOLUTION NO. 13, 1982, and reads as follows:

CITY—COUNTY COUNCIL RESOLUTION NO. 13, 1982

A COUNCIL RESOLUTION appointing Teresa A. Shuffitt to the Metropolitan Board of Zoning Appeals, Division III.

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

SECTION 1. As a member of the Metropolitan Board of Zoning Appeals, Division III, the Council appoints:

TERESA A. SHUFFITT

SECTION 2. The foregoing appointee shall serve for a period of one year ending December 31, 1982, at the pleasure of the Council, and until her successor is duly appointed and qualified.

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

PROPOSAL NO. 101, 1982. This proposal appoints Thomas D. Bailey to the Metropolitan Board of Zoning Appeals, Division II. Due to the fact that the vacant position was filled by the adoption of Proposal No. 83, 1982, Councillor Vollmer moved that Proposal No. 101, 1982, be stricken, seconded by Councillor Durnil. Council consent was given.

ANNOUNCEMENTS AND ADJOURNMENT

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 8:59 p.m.

We hereby certify that the above and foregoing is a full, true, and complete record of the proceedings of the City—County Council of Indianapolis, Marion County, Indiana, held at its Regular Meeting on the 15th day of March, 1982.

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

ATTEST:

Burt Shuman
President

Samuel P. Kemp
Clerk of the City-County Council

(SEAL)

