

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

**REGULAR MEETINGS  
MONDAY, JANUARY 9, 1995**

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 7:18 p.m. on Monday, January 9, 1995, with Councillor SerVaas presiding.

Councillor Gilmer introduced Rev. J. K. Stevens, Trader's Point Christian Church, who led the opening prayer. Councillor Gilmer invited all present to join him in the Pledge of Allegiance to the Flag. Councillor Gilmer also introduced Rev. Stevens' parents, Bob and Maxine Stevens.

**ROLL CALL**

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

*29 PRESENT: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty Adams, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams*

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

**ORGANIZATION OF COUNCIL**

**Selection of Temporary Presiding Officer**

The President asked Robert G. Elrod, Parliamentarian, to act as the temporary chairman of the meeting. The President passed the gavel to Mr. Elrod.

**Election of Officers**

Mr. Elrod opened the floor for nominations for President of the Council. Councillor Gilmer nominated Councillor SerVaas for President. Councillor Coughenour seconded the

nomination. Councillor Giffin moved, seconded by Councillor Short, to close nominations. Nominations were closed by unanimous voice vote, thereby electing Councillor SerVaas as President.

Mr. Elrod opened the floor for nominations for Vice President. Councillor Hinkle nominated Councillor McClamroch for Vice President. Councillor Gilmer moved, seconded by Councillor Short, to close nominations. Nominations were closed by unanimous voice vote, thereby electing Councillor McClamroch as Vice President.

Mr. Elrod opened the floor for nominations for Clerk of the Council. Councillor Coughenour nominated Suellen Hart for Clerk of the Council. Councillor Dowden moved, seconded by Councillor Black, to close nominations. Nominations were closed by unanimous voice vote, thereby electing Suellen Hart as Clerk of the Council.

Mr. Elrod returned the gavel to President SerVaas.

#### **Certification of Caucus Leaders**

The President stated that he has certifications that Councillor McClamroch has been selected as leader of the Republican Caucus and Councillor Boyd has been selected as leader of the Democrat Caucus.

#### **OFFICIAL COMMUNICATIONS**

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

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

Ladies and Gentlemen:

You are hereby notified that 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, January 9, 1995, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,  
s/Beurt SerVaas  
President, City-County Council

December 20, 1994

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL 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 Indianapolis NEWS and The Indianapolis COMMERCIAL on Thursday, December 22, 1994, a copy of LEGAL NOTICE on General Ordinance Nos. 160, 161 and 163, 1994.

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

January 9, 1995

\*\*\*Corrected sections of General Ordinance No. 160, 1994 were reprinted in the Indianapolis Commercial on 1/4/95 and in the Indianapolis News on 1/9/95.\*\*\*

December 14, 1994

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, Suellen Hart, the following ordinance:

SPECIAL RESOLUTION NO. 86, 1994 - amending S.R. No. 78, 1994 by increasing the amount of the inducement resolution to an amount not to exceed \$8,200,000 for Post Pointe Partners, Ltd. for the acquisition, construction, renovation, installation and equipping of the existing 362 unit multifamily residential rental project known as Post Pointe Apartments located at 9027 East 39th Place, on approximately 21.63 acres of land; the acquisition of machinery, equipment and furnishings for use in the facility; and the acquisition, renovation, construction and installation of various site improvements at the facility (District 14)

Respectfully,  
s/Stephen Goldsmith, Mayor

December 15, 1994

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, Suellen Hart, the following ordinances:

GENERAL ORDINANCE NO. 164, 1994 - amending the Code by authorizing a traffic signal at 86th Street and Haverstick Road (Districts 3, 7)

GENERAL ORDINANCE NO. 165, 1994 - amending the Code by authorizing a passenger and material loading zone for One Penn Partners on Washington Street (District 16)

GENERAL ORDINANCE NO. 166, 1994 - amending the Code by authorizing stop signs for the Maple Glen subdivision (District 24)

GENERAL ORDINANCE NO. 167, 1994 - amending the Code by authorizing stop signs for Guion Lakes subdivision (District 9)

GENERAL ORDINANCE NO. 168, 1994 - amending the Code by authorizing stop signs for the Shadow Ridge subdivision (District 4)

GENERAL ORDINANCE NO. 169, 1994 - amending the Code by authorizing intersection controls for Liberty Creek subdivision (District 1)

GENERAL ORDINANCE NO. 170, 1994 - amending the Code by authorizing a multi-way stop at the Moore Road and 88th Street (District 1)

GENERAL ORDINANCE NO. 171, 1994 - amending the Code by authorizing a multi-way stop at 13th Street and Downey Avenue (District 15)

GENERAL ORDINANCE NO. 172, 1994 - amending the Code by authorizing a multi-way stop at County Line Road East and 56th Street (District 5)

GENERAL ORDINANCE NO. 173, 1994 - amending the Code by authorizing a multi-way stop at Waldemere Avenue and Chelsea Road (District 19)

GENERAL ORDINANCE NO. 174, 1994 - amending the Code by authorizing a multi-way stop at Burke Street and Conaroe Street (District 19)

GENERAL ORDINANCE NO. 175, 1994 - amending the Code by authorizing a multi-way stop at Layman Avenue, 40th Street and Ritter Avenue (District 14)

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GENERAL ORDINANCE NO. 176, 1994 - amending the Code authorizing a multi-way stop at Arabian Run and West 48th Street (District 9)

GENERAL ORDINANCE NO. 177, 1994 - amending the Code by authorizing stop signs at Legrande Avenue and Hobart Road and at Legrande Avenue and Nolan Avenue (District 21)

GENERAL ORDINANCE NO. 178, 1994 - amending the Code by authorizing a multi-way stop at Ritter Avenue, Connection Avenue and Troy Avenue (Districts 13, 23)

GENERAL ORDINANCE NO. 179, 1994 - amending the Code by authorizing a multi-way stop at Bancroft Avenue and Walnut Street (District 15)

GENERAL ORDINANCE NO. 180, 1994 - amending the Code by authorizing parking restrictions for College Avenue, on the westside, from 11th Street to 700' north of 11th Street (District 22)

GENERAL ORDINANCE NO. 181, 1994 - amending the Code by authorizing parking restrictions on Bayhead Drive from 34th Street to 38th Street (District 8)

GENERAL ORDINANCE NO. 182, 1994 - amending the Code by authorizing parking restrictions on Ohio Street, on the southside, from Bellview Place to Mount Street; and on Mount Street, on the westside, from Ohio Street to 215 feet south of Ohio Street (District 17)

FISCAL ORDINANCE NO. 119, 1994 - an appropriation from the State and Federal Grants Fund in the amount of \$6,812 to utilize an increase in the Family Social Services Administration grant for fiscal year 1994-95 which provides Adult Protective Services through the Prosecuting Attorney financed by a state grant

FISCAL ORDINANCE NO. 120, 1994 - an appropriation from the Home Detention User Fee Fund in the amount of \$245,130 to fund staff positions, home detention equipment and office supplies for fiscal year 1994-95 for Community Corrections financed by unappropriated revenues from that fund

FISCAL ORDINANCE NO. 121, 1994 - an appropriation from the State and Federal Grants Fund in the amount of \$45,000 for the Marion County Public Defender Agency to cover the expenses of the pretrial release and sentencing resources project financed by a state grant

FISCAL ORDINANCE NO. 123, 1994 - an appropriation from the State and Federal Grants Fund in the amount of \$71,350 for the Superior Court, Criminal Division, Probation Department, to fund additional staff and computer equipment financed by a state grant

FISCAL ORDINANCE NO. 124, 1994 - an appropriation from the Sanitation General Fund in the amount of \$2,132,806 for the Department of Public Works (DPW), Storm and Wastewater Management Division, to cover unanticipated expenses related to the transition to contract management of the Advanced Wastewater Treatment facility financed by equal reductions in DPW's Maintenance Operations Division and Solid Waste Management Division

FISCAL ORDINANCE NO. 125, 1994 - approves reductions in proposed expenditures since the adoption of the 1994 City-County Annual Budget in the amount of \$1,221,916 in the Department of Public Works' (DPW), Maintenance Operations Division and Solid Waste Management Division in support of increased expenditures in DPW's Storm and Wastewater Management Division related to unanticipated expenses in the transition to contract management of the Advance Wastewater Treatment facility

FISCAL ORDINANCE NO. 126, 1994 - an appropriation from the Maintenance Operations General Fund and Consolidated County Fund in the amount of \$650,000 for the Department of Public Works, Maintenance Operations Division, to purchase capital equipment and supplies for the new customer service response team and the street and sewer maintenance area financed by transferring other appropriated funds from DPW's Maintenance Operations Division and Administration

FISCAL ORDINANCE NO. 127, 1994 - an appropriation from the County General Fund in the amount of \$41,800 for the Court Administrator Agency to pay the expenses associated with maintaining current materials for the Law Library and courts and to purchase computer equipment for the Jury Pool Coordinator's Office and General Term Reporter financed by transferring other appropriations for that agency

FISCAL ORDINANCE NO. 130, 1994 - an appropriation from the County General Fund in the amount of \$8,000 for the Marion County Public Defender Agency to purchase new computers financed by transferring other appropriations for that agency

SPECIAL RESOLUTION NO. 83, 1994 - recognizing Indiana's Elementary Principal of the Year, Susan K. Brash

SPECIAL RESOLUTION NO. 84, 1994 - commending Purdue University



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SPECIAL RESOLUTION NO. 85, 1994 - recognizing powerlifter Krista Ford

SPECIAL RESOLUTION NO. 87, 1994 - amending S.R. No. 54, 1994 by extending the expiration date through June 30, 1995 for North American Laboratory Company, or a to-be-formed corporation, partnership or limited liability company, the shareholders, partners or members of which will be existing shareholders of North American Laboratory Company (Ronald H. Stern, Michael R. Oestreicher, Diana Oestreicher and Philip E. Himelstein) (District 9)

SPECIAL RESOLUTION NO. 88, 1994 - amending S.R. No. 124, 1991, as amended, by extending the expiration date for MTJ Enterprises, Inc. and ATF Automotive Group, Inc. through June 30, 1995 (District 16)

SPECIAL RESOLUTION NO. 89, 1994 - amending S.R. No. 84, 1990, as amended, by extending the expiration date for Meadows Revival, Inc. through June 30, 1995 (District 11)

SPECIAL RESOLUTION NO. 90, 1994 - amending S.R. No. 72, 1990, as amended, by extending the expiration date for Homeward Partners, Inc. through June 30, 1995 (Districts 16, 20)

SPECIAL RESOLUTION NO. 91, 1994 - amending S.R. No. 49, 1994 by extending the expiration date for the Jewish Federation of Greater Indianapolis, Inc. through June 30, 1995 and increasing the amount of the inducement resolution to an amount not to exceed \$13,000,000 (District 2)

SPECIAL RESOLUTION NO. 92, 1994 - an inducement resolution for Indianapolis ArtCenter, Inc. in an amount not to exceed \$3,000,000 for the acquisition, construction, installation and equipping of an approximately 40,000 square foot building to be located at 820 East 67th Street on approximately 7 acres of land which will be used by the Applicant as studio classes, library, auditorium and administration to carry out its not-for-profit purposes as an art teaching and resource center providing year-round programs in studio art classes; the acquisition of machinery, equipment and furnishing for use in the facility; and the acquisition, construction and installation of various site improvements at the facility (District 2)

SPECIAL RESOLUTION NO. 93, 1994 - an inducement resolution for Pleasant Run Children's Homes, Inc. in an amount not to exceed \$7,600,000 for the acquisition, renovation, installation and equipping of an approximately 130,000 square foot building located at approximately 2300 Lafayette Road on approximately 14 acres of land which will be used by Pleasant Run to provide residential treatment services for children ages 6-18 years and to provide office space for Home-Based counseling, Therapeutic Fast Care, Residential Group Homes and Wrap-Around services; the acquisition of machinery, equipment and furnishings for use in the facility; and the acquisition, construction and installation of various site improvements at the facility (District 16)

SPECIAL RESOLUTION NO. 94, 1994 - approving the lease of the Marion County Healthcare Center

SPECIAL RESOLUTION NO. 95, 1994 - directing the Office of Youth and Family Services to use the \$700,000 in their budget to finance the operation of Community Centers of Indianapolis, Inc. for 1995

Respectfully,  
s/Stephen Goldsmith, Mayor

### **ADOPTION OF THE AGENDA**

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

### **APPROVAL OF JOURNALS**

The President called for additions or corrections to the Journal of December 12, 1994. There being no additions or corrections, the minutes were approved as distributed.

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

PROPOSAL NO. 40, 1995. This proposal, sponsored by Councillors O'Dell, Ruhmkorff and McClamroch, recognizes the public service of Lawrence L. "Larry" Buell. Councillor O'Dell read the resolution and presented a copy of the document to Mr. Buell, who expressed appreciation for the recognition. Mr. Buell's wife was also present. Councillor O'Dell

moved, seconded by Councillor Ruhmkorff, for adoption. Proposal No. 40, 1995 was adopted by unanimous voice vote.

The President recognized Mr. Buell's service, and he also acknowledged Councillor West's participation in locating federal funds for Wishard Hospital.

Proposal No. 40, 1995 was retitled SPECIAL RESOLUTION NO. 1, 1995 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 1, 1995

A SPECIAL RESOLUTION recognizing the public service of Lawrence L. "Larry" Buell.

WHEREAS, Lawrence L. "Larry" Buell is an exceptional example of citizen involvement in the governmental process; and

WHEREAS, a Certified Public Accountant with degrees from Ball State and Indiana Universities, Mr. Buell began with Magnavox in Fort Wayne, and spent most of the 1960's with Ernst and Ernst Accounting Firm in Indianapolis; and

WHEREAS, Mr. Buell was elected Treasurer of Marion County in 1968 for the first of two terms during which time his office averaged a 99.5% property tax collection rate, earned the county seven million dollars of investment interest and operated the office on a smaller budget in his last year than his first year; and

WHEREAS, he served in the Indiana General Assembly from 1980 to 1992, was Acting Controller of the Saturday Evening Post, and was Treasurer and Executive Director of the Marion County Health and Hospital Corporation since 1977; and

WHEREAS, Mr. Buell has served on the Board of Directors of the Shorewood Corporation, as President of the Indiana CPA Society and the Indiana Association of County Treasurers, and has been awarded the Sagamore of the Wabash Award by both Governor Orr and Governor Bayh; 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 more than quarter century of active community service by Larry Buell.

SECTION 2. Mr. Buell retired from Health and Hospital Corporation on January 6, 1995, but the Eastside citizens have already returned him to the 1995 Indiana General Assembly.

SECTION 3. The Council wishes Larry, his wife Janis, and their children Larry, David and Amy well in the years ahead.

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. 41, 1995. This proposal, sponsored by Councillors Smith, Gray, Dowden, McClamroch, Short and Williams, concerns the 1999 World Police and Fire Games. Councillor Williams read the resolution and presented a copy of the document to the following representatives of the Indianapolis Police and Fire Departments: Dan Overley, Tom Miller, Wendy Smitko, Sam Denton, Andrea Overley and Tom Hanify. Mr. Overley expressed appreciation for the resolution. Councillor Williams moved, seconded by Councillor Gray, for adoption. Proposal No. 41, 1995 was adopted by unanimous voice vote.

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Proposal No. 41, 1995 was retitled SPECIAL RESOLUTION NO. 2, 1995 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 2, 1995

A SPECIAL RESOLUTION concerning the 1999 World Police and Fire Games.

WHEREAS, the Indianapolis Police and Fire Departments, Firefighters Union Local 416 and the Fraternal Order of Police Lodge 86, are bidding to host the 1999 World Police and Fire Games in Indianapolis; and

WHEREAS, the World Games are held every two years, are open to sworn police officers and firefighters, will attract over 15,000 athletes and visitors to the Host City from all 50 U.S. states and 30 different nations and features 52 different sporting events; and

WHEREAS, Indianapolis representatives will make their formal bid presentation to the World Police and Fire Games Federation in Melbourne, Australia, on March 5, 1995, competing against Barcelona, Spain, Stockholm, Sweden and Milwaukee, Wisconsin; and

WHEREAS, the local police and firefighters successfully hosted the Regional Police and Fire Sports Festival in 1994; and Indianapolis offers world class venues, international sports experience, a keen spirit and desire by the Indianapolis police and fire organizers and community support; 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 commends all those who are involved with Indianapolis' bid to host the 1999 World Police and Fire Games, and wishes them the best of success.

SECTION 2. Indianapolis would be an excellent choice of sites for the World Police and Fire Games.

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. 52, 1995. This proposal, sponsored by Councillor Hinkle, remembers Fred C. "Bud" Tucker, Jr. Councillor Hinkle read the resolution and presented a copy of the document to Fred C. Tucker III, who expressed appreciation for the recognition. Also present were Mr. Tucker's wife and son. Councillor Hinkle moved, seconded by Councillor Gilmer, for adoption. Proposal No. 52, 1995 was adopted by unanimous voice vote.

Proposal No. 52, 1995 was retitled SPECIAL RESOLUTION NO. 3, 1995 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 3, 1995

A SPECIAL RESOLUTION remembering Fred C. "Bud" Tucker, Jr.

WHEREAS, after serving in the U.S. Navy in World War II, Fred C. "Bud" Tucker, Jr. joined his family real estate firm as a sales associate; and

WHEREAS, as the years unfolded Bud Tucker helped bring this city's downtown to life, beginning with packaging the first new downtown hotel in 40 years--the Downtown Hilton; and

WHEREAS, later developments in the heart of Indianapolis included Market Square Arena, Indiana Square, Merchants Plaza, Market Square Office Building and the transformation of a closed hotel into the elegant Canterbury Hotel; and

WHEREAS, Bud Tucker shared his talent, energy and vision with his community and profession by serving as president and on the boards of several companies, Campaign Chairman of the United Way of Greater

Indianapolis, the Junior Chamber of Commerce, "500" Festival Associates, the Indianapolis Chamber of Commerce, city, state and national realtors associations and the local and national YMCA's; and

WHEREAS, in 1986, Bud Tucker sold his family's F.C. Tucker Company to his son and other partners, and sadly on December 9, 1994, this local legend passed from the scene; now, therefore:

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

SECTION 1. The Indianapolis City-County Council pauses to remember the active life of Fred C. "Bud" Tucker, Jr., and to give thanks for the physical and morale revitalization work he accomplished in this community.

SECTION 2. The Council extends its sympathy to his wife Ermajean Tucker, son Fred C. Tucker III, daughter Lucinda Ann Kirk and to their grandchildren.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

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

### INTRODUCTION OF PROPOSALS

PROPOSAL NO. 1, 1995. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Revised Code concerning industrial wastewater pretreatment"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 2, 1995. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a traffic signal at Shadeland Avenue and Lake Castleton Arms (District 4)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 3, 1995. Introduced by Councillor Gray. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a multi-way stop at 33rd Street and Kenwood Avenue (District 9)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 4, 1995. Introduced by Councillor Jimison. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a multi-way stop at Ritter Avenue and 41st Street (District 14)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 5, 1995. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a multi-way stop at Manning Road and Catalpa Street (District 1)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 6, 1995. Introduced by Councillor Ruhmkorff. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a multi-way stop at Edmondson Avenue and Springer Avenue (District 12)"; and the President referred it to the Capital Asset Management Committee.



PROPOSAL NO. 7, 1995. Introduced by Councillor Golc. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a stop sign at Moreland Avenue and Southern Avenue (District 17)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 8, 1995. Introduced by Councillor Brents. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a stop sign at Muskingham Street and Arch Street (District 16)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 9, 1995. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a multi-way stop at 60th Street and Rosslyn Avenue (District 7)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 10, 1995. Introduced by Councillor Mullin. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a stop sign at Benton Drive and Cynthia Drive (District 20)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 11, 1995. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a multi-way stop at Old Barn Circle and Old Barn Drive (District 1)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 12, 1995. Introduced by Councillor Schneider. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a yield sign at Kenwood Drive and Kenwood Court (District 3)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 13, 1995. Introduced by Councillor Williams. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing one-way traffic flow on 21st Street between Pennsylvania Street and Talbott Street (eastbound); on 21st Street Annex between Talbott Street and Pennsylvania Street (westbound); and on 17th Street between Talbott Street and Delaware Street (eastbound) (District 22)"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 14, 1995. Introduced by Councillor McClamroch. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Ruby Miller to the City-County Administrative Board"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 15, 1995. Introduced by Councillor McClamroch. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Clifford R. Snedeker to the Information Services Agency Board"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 16, 1995. Introduced by Councillor McClamroch. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Mary Alice

(Dubbie) Buckler to the Information Services Agency Board"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 17, 1995. Introduced by Councillor McClamroch. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing John von Arx to the Information Services Agency Board"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 18, 1995. Introduced by Councillor McClamroch. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Phillip Hinkle to the Marion County Board of Tax Adjustment"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 19, 1995. Introduced by Councillor McClamroch. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Joe M. Rink to the Cable Franchise Board"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 20, 1995. Introduced by Councillor McClamroch. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing James E. Sawyers to the Cable Franchise Board"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 21, 1995. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION appointing Fredric A. Hunn to the Cable Franchise Board"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 22, 1995. Introduced by Councillor McClamroch. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Phillip Hinkle to the Audit Committee"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 23, 1995. Introduced by Councillor McClamroch. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Arno Haupt to the Board of Capital Asset Management"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 24, 1995. Introduced by Councillor McClamroch. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Howard Howe to the Board of Capital Asset Management"; and the President referred it to the Capital Asset Management Committee.

PROPOSAL NO. 25, 1995. Introduced by Councillor McClamroch. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Randolph L. Snyder to the Metropolitan Development Commission"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 26, 1995. Introduced by Councillor McClamroch. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Isaac Randolph to the Metropolitan Board of Zoning Appeals Division II"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 27, 1995. Introduced by Councillor McClamroch. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Robert A. Stewart to the Metropolitan Board of Zoning Appeals Division III"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 28, 1995. Introduced by Councillor McClamroch. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Mark DeFabis to the Indianapolis City-Market Corporation Board"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 29, 1995. Introduced by Councillor McClamroch. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Philip D. Pecar to the Health & Hospital Corporation Board of Trustees;" and the President referred it to the Municipal Corporations Committee.

PROPOSAL NO. 30, 1995. Introduced by Councillor McClamroch. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Elliott Nelson to the Board of Public Safety"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 31, 1995. Introduced by Councillor McClamroch. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Rudy Hightower to the Board of Public Safety"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 32, 1995. Introduced by Councillor McClamroch. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Ann Curry to the Animal Control Board"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 33, 1995. Introduced by Councillor McClamroch. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing J. Lloyd Grannan to the Animal Control Board"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 34, 1995. Introduced by Councillor McClamroch. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Patricia S. Nickell to the Marion County Public Defender Board"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 35, 1995. Introduced by Councillor McClamroch. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Dennis Nicholas, M.D. to the Indianapolis-Marion County Forensic Board"; and the President referred it to the Public Safety and Criminal Justice Committee.



PROPOSAL NO. 36, 1995. Introduced by Councillor McClamroch. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Tony A. Buford to the Board of Public Works"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 37, 1995. Introduced by Councillor McClamroch. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Larry L. Tunget to the Board of Public Works"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 38, 1995. Introduced by Councillor McClamroch. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Urban I. Merl, Jr. to the Alcoholic Beverage Board of Marion County"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 39, 1995. Introduced by Councillor Boyd. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Revised Code concerning the Resources Development Division of the Indianapolis Department of Parks and Recreation"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 42, 1995. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION approving a change in ownership of the cable television franchise now owned by Time Warner Entertainment Company, L.P."; and the President referred it to the Administration and Finance Committee.

#### **SPECIAL ORDERS - PRIORITY BUSINESS**

PROPOSAL NOS. 43-51, 1995. Introduced by Councillor West. The Clerk read the proposals entitled: "REZONING ORDINANCES certified by the Metropolitan Development Commission on January 5, 1995."

Councillor Smith made the following motion:

Mr. President:

I move that Proposal No. 44, 1995 (Rezoning Petition No. 94-Z-133) be scheduled for a hearing before this Council at its next regular meeting on January 23, 1995 at 7:00 p.m. and that the Clerk read the announcement of such hearing and enter same in the minutes of this meeting.

This motion passed by unanimous voice vote. Proposal No. 44, 1995 is identified as follows:

94-Z-133 FRANKLIN TOWNSHIP. COUNCILMANIC DISTRICT # 23.  
6621 HICKORY ROAD (approximate address), INDIANAPOLIS.  
INDIANAPOLIS POWER & LIGHT COMPANY requests the rezoning of 8.4 acres, being in the D-A District, to the SU-18 classification to provide for an electrical substation.

The Council did not schedule Proposal Nos. 43, 45-51, 1995 for hearing pursuant to IC 36-7-4-608. Proposal Nos. 43, 45-51, 1995 were retitled REZONING ORDINANCE NOS. 1-8, 1995 and are identified as follows:

REZONING ORDINANCE NO. 1, 1995. 94-Z-148 (Amended) PIKE TOWNSHIP.  
COUNCILMANIC DISTRICT # 2.  
7616 NORTH MICHIGAN ROAD (approximate address), INDIANAPOLIS.



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NEIL P. ENGLEADOW, by Michael J. Kias, requests the rezoning of 0.80 acre, being in the D-5 and C-3 Districts, to the C-S classification to provide for the commercial development of a laundry, cleaning and garment services and a dry-cleaning plant and to provide for all uses as permitted by the C-1.

REZONING ORDINANCE NO. 2, 1995. 94-Z-207 (Amended) CENTER TOWNSHIP.  
COUNCILMANIC DISTRICT # 23.

1924, 1908, 2002 and 2030 CHURCHMAN AVENUE (approximate address), BEECH GROVE.  
ST. FRANCIS HOSPITAL CENTER, by J. Lee Robbins, requests the rezoning of 5.1 acres, being in the D-5 District, to the C-1 classification to provide for a medical office building.

REZONING ORDINANCE NO. 3, 1995. 94-Z-154 WARREN TOWNSHIP.  
COUNCILMANIC DISTRICT # 10.

6729-6747 EAST 38TH STREET (approximate address), INDIANAPOLIS.  
HUBERT N. and ELLA G. SCOTT, by Michael J. Kias, request the rezoning of 0.35 acre, being in the D-3 and C-4 District, to the C-4 classification to provide for commercial use.

REZONING ORDINANCE NO. 4, 1995. 94-Z-187 WASHINGTON TOWNSHIP.  
COUNCILMANIC DISTRICT # 2.

8503 EVERGREEN AVENUE (rear) (approximate address), INDIANAPOLIS.  
A-CLASSIC RENTAL COMPANY, INC., by Michael A. Wukmer, requests the rezoning of 2.09 acres, being in the D-A and C-4 District, to the C-4 classification to provide for a commercial integrated center.

REZONING ORDINANCE NO. 5, 1995. 94-Z-195 PERRY TOWNSHIP.  
COUNCILMANIC DISTRICT # 24.

4727 SOUTH DENNY STREET (approximate address), INDIANAPOLIS.  
STEVEN KIDWELL, by Steven R. Hall, requests the rezoning of 0.94 acre, being in the SU-1 District, to the D-2 classification to provide for a single-family residence, previously used as a parsonage for an adjacent church.

REZONING ORDINANCE NO. 6, 1995. 94-Z-197 FRANKLIN TOWNSHIP.  
COUNCILMANIC DISTRICT # 23.

5583 STOP 11 ROAD (approximate address), INDIANAPOLIS.  
KEENELAND CREST ASSOCIATES LLC requests the rezoning of 0.627 acres, being in the D-3 District, to the D-6II classification to correct the zoning of an entrance to an existing multi-family development.

REZONING ORDINANCE NO. 7, 1995. 94-Z-198 FRANKLIN TOWNSHIP.  
COUNCILMANIC DISTRICT # 23.

5583 STOP 11 ROAD (approximate address), INDIANAPOLIS.  
KEENELAND CREST ASSOCIATES LLC requests the rezoning of 1.035 acres, being in the D-6II District, to the D-3 classification to provide for single-family residential development.

REZONING ORDINANCE NO. 8, 1995. 94-Z-199 CENTER TOWNSHIP.  
COUNCILMANIC DISTRICT # 16.

902 DR. MARTIN LUTHER KING JR STREET (approximate address), INDIANAPOLIS.  
GREATER GETHSEMANE MISSIONARY BAPTIST CHURCH requests the rezoning of 0.869 acre, being in the I-3-U(RC) District, to the SU-1(RC) classification to provide for construction of an addition to an existing church and surface parking improvement.

### SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 696, 1994. Councillor West reported that the Metropolitan Development Committee heard Proposal No. 696, 1994 on December 20, 1994. The proposal amends the Comprehensive Zoning Maps of Marion County by updating base maps #30, #33, #35 and #45. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor West moved, seconded by Councillor Hinkle, for adoption. Proposal No. 696, 1994 was adopted on the following roll call vote; viz:

28 YEAS: *Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Giffin, Gilmer, Golc, Gray, Hinkle, Jimison, Jones, McClamroch, Moriarty Adams, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams*

0 NAYS:

1 NOT VOTING: *Franklin*

Proposal No. 696, 1994 was retitled GENERAL ORDINANCE NO. 1, 1995 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 1, 1995  
METROPOLITAN DEVELOPMENT COMMISSION  
DOCKET NO. 94-AO-II

A GENERAL ORDINANCE to amend the Code of Indianapolis and Marion County, Appendix D, as amended, the Zoning Ordinance for Marion County, Indiana which Ordinance includes the COMPREHENSIVE ZONING MAPS OF MARION COUNTY, INDIANA, as amended, and fixing a time when the same shall take effect.

WHEREAS, IC 36-7-4, establishes the Metropolitan Development Commission (MDC) of Marion County, Indiana as the single planning and zoning authority for Marion County, Indiana, and empowers the MDC to approve and recommend to the City-County Council of the City of Indianapolis and of Marion County, Indiana Ordinances for the zoning or districting of all lands within the County for the purposes of securing adequate light, air, convenience of access, and safety from fire, flood and other danger; lessening or avoiding congestion in public ways; promoting the public health, safety, comfort, morals, convenience, and general public welfare; securing the conservation of property values; and securing responsible development and growth, now, therefore:

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

SECTION 1. The Comprehensive Zoning Maps of Marion County, Indiana, adopted under Metropolitan Development Commission Docket Number 70-AO-4, as amended, pursuant to IC 36-7-4, be further amended to update specifically base maps #30, #33, #35 and #45 of said maps to include subsequent rezonings (which Comprehensive Zoning Maps, as amended, are attached hereto, incorporated herein by reference and made a part of this Ordinance); and all land within the area noted on the four sections of base map #30, the four sections of base map #33, the four sections of base map #35, and the four sections of base map #45 are hereby classified, divided and zoned in accordance with the zoning district classifications as designated upon said Comprehensive Zoning Maps, as amended, thereby updating said Comprehensive Zoning Maps to include various rezonings by individual legal description or map amendments adopted subsequent to Metropolitan Development Commission docket number 87-AO-2.

SECTION 2. The adoption of the Comprehensive Zoning Maps, as amended, shall not supercede, amend or repeal any individually initiated rezoning ordinances approved by the City-County Council subsequent to May 23, 1994, and thereafter legally effective (which rezoning by individual legal description have not been mapped and included upon the Comprehensive Zoning Maps, as amended, but shall be so included upon said Maps in a subsequent map updating amendment hereto).

SECTION 3. The adoption of the Comprehensive Zoning Maps, as amended, shall not supersede, amend or repeal Airport Zoning Ordinance (94-AO-2, which includes the language of the former Airspace District Zoning Ordinance [62-AO-2] as amended) and the Airspace District Map adopted as a part thereof, establishing the Airspace District as a secondary zoning district of Marion County, Indiana.

SECTION 4. The adoption of the Comprehensive Zoning Maps, as amended, shall not supersede, amend or repeal the Floodway and Floodway District Fringe zoning district boundaries, as adopted under Metropolitan Development Commission docket number 92-AO-7.

SECTION 5. If any provision of this Ordinance shall be held invalid, its invalidity shall not affect any other provisions of this Ordinance that can be given effect without the invalid provision, and for this purpose the provisions of this Ordinance are hereby declared to be severable.

**NEW BUSINESS**

Councillor Black asked, as a point of special privilege, for consent to give one of his constituents an opportunity to address the Council. Consent was given.

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George Tomanovich, Construction Manager, Department of Parks and Recreation, informed the Council that his section has been eliminated. He has sent a proposal to the Mayor and the Council members to gain support to preserve this section and to allow the employees to keep their jobs.

### ANNOUNCEMENTS AND ADJOURNMENT

Robert G. Elrod, General Counsel, made the following announcement:

Mr. President:

This Council will hold a public hearing on Rezoning Petition No. 94-Z-133, Council Proposal No. 44, 1995, at its next regular meeting on January 23, 1995, such meeting to convene at 7:00 p.m. in these Council Chambers in the City-County Building in Indianapolis. This petition proposes to rezone 8.4 acres at 6621 Hickory Road from the D-A District to the SU-18 classification to provide for an electrical substation.

Written objections that are filed with the Clerk of the Council shall be heard at such time, or the hearing may be continued from time to time as found necessary by the Council.

The President recognized Councillor Boyd.

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 John "Jack" E. Libbert and Forrest A. "Bud" Applegate. 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.

### NEW BUSINESS

Councillor Gilmer asked for consent to give Alfred E. Erickson an opportunity to address the Council. Consent was given.

Mr. Erickson, President, Far Northeast Side Civic Association, stated that he is lobbying to have the real estate property tax law amended. He distributed to the Council members a document titled Proposition 7, which outlines the changes the Association would like made to the property tax law.

The President suggested that Councillor O'Dell hold a hearing on this issue before the Community Affairs Committee. The President also suggested that Mr. Elrod research Home Rule concerning this matter.

Councillor Jimison encouraged the Councillors to attend some of the celebrations that will be held the weekend of January 13-15, 1995 for Dr. Martin Luther King, Jr.

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 8:15 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-County Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 9th day of January, 1995.

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

*Beurt Serwaas*

President

ATTEST:

*Sullen Hart*

Clerk of the Council

(SEAL)