

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

**REGULAR MEETINGS
MONDAY, APRIL 23, 1990**

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 7:10 p.m. on Monday, April 23, 1990, with Councillor SerVaas presiding.

President SerVaas requested a moment of silence in memory of Thomas "Buddy" Parker, Jr., city personnel director, who recently passed away.

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

ROLL CALL

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

28 PRESENT: Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Durnil, Giffin, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Schneider, SerVaas, Shaw, Solenberg, Strader, West, Williams
1 ABSENT: Ruhmkorff

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

INTRODUCTION OF GUESTS AND VISITORS

Councillor Rhodes introduced the following people who were present in support of a proposal which will provide Indiana University-Purdue University at Indianapolis (IUPUI) \$75,000 to coordinate cable television broadcasting for Marion County schools: Mary Crean and Dick Glesing, Indianapolis Public School system; Wayne Dell, Metropolitan School District of Pike Township; Linda Hayward, Franklin Central School District; Lisa Koekenberg and A. Isaac Levy, IUPUI; Jim Lurtey, Warren Township School District; Dr. Donald Mott, Butler University; and Ron Richardson, Decatur Central High School.

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, April 23, 1990, 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
Beurt SerVaas, President
City-County Council

April 10, 1990

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, April 12, 1990, a copy of NOTICE TO TAXPAYERS of a Public Hearing on Proposal Nos. 221, 222, 223, 224, 225, 233, 234, 235, 236, 237, 238, 239, 240 and 241, 1990, to be held on Monday, April 23, 1990, at 7:00 p.m., in the City-County Building.

Respectfully,
s/Beverly S. Rippy
Beverly S. Rippy, City Clerk

April 16, 1990

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. Rippy, the following ordinances and resolutions:

FISCAL ORDINANCE NO. 24, 1990, amending the City-County annual Budget for 1990 (City-County Fiscal Ordinance No. 88, 1989) appropriating an additional Five Hundred Ninety Four Thousand Six Hundred Thirty Six Dollars (\$594,636) in the Metropolitan Emergency Communications Fund for purposes of the Metropolitan Emergency Communications Agency and reducing the unappropriated and unencumbered balance in the Metropolitan Emergency Communications Fund.

GENERAL ORDINANCE NO. 31, 1990, amending the section of the "Code of Indianapolis and Marion County Indiana", by amending Section 2-358 Article IX/Chapter 2.

GENERAL ORDINANCE NO. 32, 1990, amending the "Code of Indianapolis and Marlon County Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 33, 1990, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

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GENERAL ORDINANCE NO. 34, 1990, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 35, 1990, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 36, 1990, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 37, 1990, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 38, 1990, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 39, 1990, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 40, 1990, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls; Section 29-136, Alteration of prima facie speed limits; and Section 29-224, Trucks on certain streets restricted.

GENERAL ORDINANCE NO. 41, 1990, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 42, 1990, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 43, 1990, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-267, Parking prohibited at times on certain streets.

GENERAL ORDINANCE NO. 44, 1990, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-267, Parking prohibited at times on certain streets.

GENERAL ORDINANCE NO. 45, 1990, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-267, Parking prohibited at times on certain streets.

GENERAL ORDINANCE NO. 46, 1990, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-331, Passenger and materials loading zones.

GENERAL ORDINANCE NO. 47, 1990, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-224, Trucks on certain streets restricted.

GENERAL ORDINANCE NO. 48, 1990, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-224, Trucks on certain streets restricted.

GENERAL ORDINANCE NO. 49, 1990, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-224, Trucks on certain streets restricted.

GENERAL ORDINANCE NO. 50, 1990, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-224, Trucks on certain streets restricted.

GENERAL ORDINANCE NO. 51, 1990, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-166, One-way streets and alleys designated.

SPECIAL RESOLUTION NO. 20, 1990, congratulating the Southport Cardinals Basketball Team.

SPECIAL RESOLUTION NO. 21, 1990, congratulating Wilson D. "Bill" York.

Respectfully,
s/William H. Hudnut, III
William H. Hudnut, III

ADOPTION OF THE AGENDA

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

APPROVAL OF JOURNALS

President SerVaas called for additions or corrections to the Journal of April 9, 1990. There being no additions or corrections, the minutes were approved as distributed.

INDIANAPOLIS CHAMBER OF COMMERCE

Thomas King, president of the Indianapolis Chamber of Commerce, reported that the Chamber plans to have a 150-member commission study the city's infrastructure. This project is a gift to Indianapolis to commemorate the Chamber's 100th anniversary this year.

Councillors Coughenour, Clark, Gilmer, Borst and Irvin voiced their appreciation to the Chamber for undertaking this project.

President SerVaas announced that Councillor Borst will be the liaison between the 150-member commission and the Council.

CITY MARKET

The City Market report was postponed until the Council meeting on May 14, 1990.

PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS AND COUNCIL RESOLUTIONS

PROPOSAL NO. 264, 1990. This proposal proclaims May 3-6, 1990 as Fairness in Law Enforcement/National Black Police Association Week. Councillor Howard read the resolution and Councillor Shaw presented a framed document to Ricky Clark, a representative from the local chapter of the National Black Police Association, who expressed his appreciation for the proclamation. Councillor Howard moved, seconded by Councillor Shaw, for adoption. Proposal No. 264, 1990, was adopted by unanimous voice vote.

Proposal No. 264, 1990, was retitled COUNCIL RESOLUTION NO. 61, 1990, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 61, 1990

A COUNCIL RESOLUTION proclaiming May 3-6, 1990 as Fairness In Law Enforcement/National Black Police Association Week.

WHEREAS, Fairness in Law Enforcement (FILE) is the local chapter of the National Black Police Association (NBPA).

WHEREAS, FILE and the NBPA promote and encourage law enforcement agencies to treat Blacks fairly, especially in the areas of hiring, promotions and transfers.

WHEREAS, FILE and the NBPA are vanguards of our Black law enforcement personnel who serve and protect all of us.

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WHEREAS, FILE and the NBPA represent Black members in the Indianapolis Police Department, the Marion County Sheriff's Department, the Indiana State Police, Federal Bureau of Investigation, Secret Service and Drug Enforcement Administration.

WHEREAS, FILE is sponsoring the NBPA's national conference in Indianapolis from May 3-6, 1990.

WHEREAS, the NBPA, inclusive of FILE, is composed of over 35,000 members nationwide.

WHEREAS, the goals of FILE and the NBPA have a positive impact on America, Indiana and Indianapolis.

WHEREAS, the City of Indianapolis is proud to be the host city of the 1990 FILE/NBPA conference.

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 proclaims May 3-6, 1990 as Fairness in Law Enforcement/National Black Police Association Week and urges all citizens to recognize both the priceless protection given and important services rendered by the members of FILE and the NBPA and to support them in their endeavors.

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

PROPOSAL NO. 120, 1990. Councillor Cottingham reported that the County and Townships Committee heard Proposal No. 120, 1990, on April 10, 1990. The proposal was amended to appoint John von Arx to the Information Service Agency. By a 4-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor Cottingham moved, seconded by Councillor Giffin, for adoption. Proposal No. 120, 1990, as amended, was adopted on the following roll call vote; viz:

24 YEAS: Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Giffin, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Schneider, SerVaas, Shaw, Strader, West

0 NAYS:

4 NOT VOTING: Durnil, Rhodes, Solenberg, Williams

1 NOT PRESENT: Ruhmkorff

Proposal No. 120, 1990, was retitled COUNCIL RESOLUTION NO. 62, 1990, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 62, 1990

A COUNCIL RESOLUTION appointing John von Arx to the Information Service Agency.

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 Information Service Agency, the Council appoints:

John von Arx

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1990. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

PROPOSAL NO. 181, 1990. Councillor Borst reported that the Metropolitan Development Committee heard Proposal No. 181, 1990, on April 17, 1990. This proposal appoints Edna Halas to the Metropolitan Board of Zoning Appeals, Division III. By a 5-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Borst moved, seconded by Councillor Brooks, for adoption. Proposal No. 181, 1990, was adopted on the following roll call vote; viz:

22 YEAS: *Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Giffin, Gilmer, Golc, Hawkins, Holmes, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Schneider, SerVaas, Strader, West*

1 NAY: *Williams*

5 NOT VOTING: *Durnil, Howard, Rhodes, Shaw, Solenberg*

1 NOT PRESENT: *Ruhmkorff*

Proposal No. 181, 1990, was retitled COUNCIL RESOLUTION NO. 63, 1990, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 63, 1990

A COUNCIL RESOLUTION appointing Edna Halas 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:

Edna Halas

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1990. The person appointed by this resolution shall serve at the pleasure of the Council and until her respective successor is appointed and has qualified.

PROPOSAL NO. 182, 1990. Councillor Borst reported that the Metropolitan Development Committee heard Proposal No. 182, 1990, on April 17, 1990. This proposal appoints Jerald W. King to the Metropolitan Board of Zoning Appeals, Division III. By a 5-1 vote, the Committee reported the proposal to the Council with the recommendation that it be stricken. Councillor Borst moved, seconded by Councillor Brooks, to strike Proposal No. 182, 1990. Proposal No. 182, 1990, was stricken by a voice vote.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 257, 1990. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$29,068 for the Department of Administration, Purchasing Division, to buy two copiers to be used by employees in sewer users, real estate and area drainage sections in DPW"; and the President referred it to the Administration Committee.

PROPOSAL NO. 258, 1990. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing William R. Wayman to the Indianapolis-Marion County Building Authority Board of Trustees"; and the President referred it to the Administration Committee.

PROPOSAL NO. 259, 1990. Introduced by Councillor Durnil. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION approving the lease of certain real estate of the Department of Parks and Recreation"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 260, 1990. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Dennis

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Gehlhausen to the Air Pollution Control Board"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 261, 1990. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$6,100 for the Department of Transportation, Finance and Administration Division, to pay for office supplies and central garage charges"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 262, 1990. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$691,820 for the Department of Transportation, Operations Division, to provide for curbs and sidewalks and resurfacing in areas adjacent to parking meters"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 263, 1990. Introduced by Councillor Williams. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by changing a segment of Dorman Street, from Tenth Street to St. Clair Street, from a one-way street northbound to a two-way street"; and the President referred it to the Transportation Committee.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NO. 256, 1990. Councillor Schneider reported that the Economic Development Committee heard Proposal No. 256, 1990, on April 11, 1990. This proposal authorizes the issuance of Indianapolis Economic Development Revenue Bonds, Series 1990 (INHP Oxford Terrace Project) in an aggregate principal amount not to exceed \$3,200,000 to be used for the acquisition, construction, installation and equipping of fifty-six single family detached homes which will be leased to low and moderate income households who will have an option to purchase such homes after a period of two years, and approving and authorizing other actions in respect thereto. Councillor Schneider stated that the City is providing a guaranty in the amount of \$835,000, approximately a fourth of the bond money, which money is from a federal pledge fund. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Schneider moved, seconded by Councillor Boyd, for adoption.

Councillors Shaw, Howard and Boyd voiced their support of the Oxford Terrace Project and urged the Council to pass this proposal.

Proposal No. 256, 1990, was adopted on the following roll call vote; viz:

27 YEAS: Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Durnil, Giffin, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Schneider, SerVaas, Shaw, Solenberg, Strader, West, Williams

0 NAYS:

1 NOT VOTING: Borst

1 NOT PRESENT: Ruhmkorff

Councillor Borst abstained to avoid any conflict of interest.

Proposal No. 256, 1990, was retitled SPECIAL ORDINANCE 4, 1990, and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 4, 1990

A SPECIAL ORDINANCE authorizing the issuance of Indianapolis Economic Development Revenue Bonds, Series 1990 (INHP Oxford Terrace Project) in an aggregate principal amount not to exceed \$3,200,000 to be used for the acquisition, construction, installation and equipping of fifty-six single family detached homes which will be leased to low and moderate income households who will have an option to purchase such homes after a period of two years, and approving and authorizing other actions in respect thereto.

WHEREAS, the Indiana Code, Title 36, Article 7, Chapters 11.9 and 12 (collectively, the "Act"), has been enacted by the General Assembly of Indiana; and

WHEREAS, the Act declares that the financing of economic development facilities constitutes a public purpose; and

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

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

WHEREAS, the City of Indianapolis, Indiana (the "Issuer") intends to issue its Economic Development Revenue Bonds, Series 1990 (INHP Oxford Terrace Project) in the aggregate principal amount not to exceed \$3,200,000 (the "Bonds") in order to obtain funds to lend to Indianapolis Neighborhood Housing Partnership, Inc., an Indiana not-for-profit corporation (the "Company") for the purpose of financing the cost of acquiring, constructing, installing and equipping certain economic development facilities consisting of 56 single family detached homes to be leased to low and moderate income households (the "Project"); pursuant to the Trust Indenture, dated as of May 1, 1990 between the City of Indianapolis, Indiana (the "City") and a to-be-named Trustee (the "Trustee") (the "Indenture"); the Loan Agreement, Mortgage, Security Agreement and Financing Statement relating to the Project between the City and the Company, dated as of May 1, 1990 (the "Loan Agreement"); the Escrow Agreement among the City as Guarantor, a to-be-named Escrow Agent, the Trustee, and State Savings Bank as Letter of Credit Bank (the "Letter of Credit Bank") dated as of May 1, 1990 (the "Escrow Agreement"); the Unconditional Guaranty Agreement among the City, as Guarantor, and the Trustee, and State Savings Bank, dated as of May 1, 1990 (the "Guaranty Agreement"); the Irrevocable Letter of Credit of the Letter of Credit Bank in favor of the Trustee (the "Letter of Credit") to be dated the date of closing; the Contract of Purchase between the Issuer and Grigsby Brandford Powell, Inc., as Underwriter (the "Underwriter"), dated as of the date of Closing (the "Contract of Purchase"); the Preliminary Offering Memorandum, dated May 1, 1990 (the "Memorandum"); the form of the Series 1990

Note of the Company (the "Note"); the form of the Economic Development Revenue Bonds, Series 1990 (INHP Oxford Terrace Project) (the "Bonds") (referred to herein collectively as the "Financing Documents"); and proposed special ordinance relating to the issuance and sale of the Bonds in an aggregate principal amount not to exceed Three Million Two Hundred Thousand and 00/100 Dollars (\$3,200,000.00); (all of the foregoing agreements and documents being referred to collectively as the "Financing Documents"); and

WHEREAS, the Loan Agreement provides for the repayment by the Company of the loan of the proceeds of Bonds and further provides (i) for the Borrower's repayment obligation to be evidenced by the Borrower's Promissory Note, Series 1990 (the Note") and (ii) for such loan and the Series 1990 Note to be secured by the Lien and security interest therein provided for, and (iii) for the issuance of the Letter of Credit; and

WHEREAS, pursuant to the Indenture, Issuer will endorse the Note without recourse and assign certain of its rights under the Loan Agreement as security for the Series 1990 Bonds which are payable solely and only out of the payment to be made by the Borrower with respect to the Note, and any other Notes issued under the Loan Agreement except to the extent paid out of Bond proceeds, proceeds of condemnation and insurance and proceeds of the Letter of Credit; and

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

SECTION 1. It is hereby found that the financing of the Project under the terms set forth in the Financing Documents as previously approved by the Indianapolis Economic Development Commission now presented to this City-County Council, the issuance and sale of the Bonds, the loan of the net proceeds thereof to this Company for the purposes of effecting the financing of the Project, and the repayment of said loan by the Company will be of benefit to the health or general welfare of the City of Indianapolis and its citizens and does comply with the purposes and provisions of the Act.

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SECTION 2. The forms of the Financing Documents approved by the Indianapolis Economic Development Commission are hereby approved, and all such documents shall be inserted in the minutes of the City-County Council and kept on file by the Clerk of the Council or City Controller. Two (2) copies of the Financing Documents are on file in the office of the Clerk of the Council for public inspection.

SECTION 3. The City of Indianapolis shall issue its Bonds in an aggregate principal amount not to exceed Three Million Two Hundred Thousand Dollars (\$3,200,000) for the purpose of procuring funds to loan to the Company in order to finance the Project, which Bonds will be payable as to principal, premium, if any, and interest solely from the payments made by the Company pursuant to the Loan Agreement and payments made pursuant to the Note in the principal amount equal to the aggregate principal amount of the Bonds which Note will be executed and delivered by the Company to support said loan and as otherwise provided in the above described Financing Documents. The Bonds shall never constitute a general obligation of, an indebtedness of, or charge against the general credit of the City of Indianapolis.

SECTION 4. The City Clerk and City Controller are authorized and directed to sell such Bonds to the purchaser or purchasers thereof at a price equal to not less than 98% of the principal amount thereof, plus accrued interest, if any, and at a stated per annum rate of interest not to exceed 9%. The use of an Offering Memorandum in substantially the same form as the Preliminary Offering Memorandum approved herein is approved for use and distribution in connection with the marketing of the Bonds.

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

SECTION 6. The Loan Agreement shall include a provision pursuant to which the Company shall provide to this City-County Council, through its Economic Development Committee, semi-annual reports of any failure to make any Bond payments required in the Financing Documents, such reports to be provided on or before each May 15 and November 15, commencing November 15, 1990 until such time as all the Bonds have been redeemed and all bondholders have been paid in full. If no failure of payment shall have occurred, the Company shall so notify this City-County Council on the time schedule set forth in this Section 6.

SECTION 7. The provisions of this ordinance and the Financing Documents shall constitute a contract binding between the City of Indianapolis and the holder of the Bonds and after the issuance of said Bonds, this ordinance shall not be repealed or amended in any respect which would adversely affect the right of such holder so long as said Bonds or the interest thereon remains unpaid.

SECTION 8. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NOS. 265 - 280, 1990. Introduced by Councillor Borst. The Clerk read the proposals entitled "REZONING ORDINANCES certified by the Metropolitan Development Commission on April 20, 1990. The Council did not schedule Proposal Nos. 265 - 280, 1990, for hearing pursuant to IC 36-7-4-608. Proposal Nos. 265 - 280, 1990, were retitled REZONING ORDINANCE NOS. 74 - 89, 1990, and are identified as follows:

REZONING ORDINANCE NO. 74, 1990. 89-Z-208 WASHINGTON TOWNSHIP
COUNCILMANIC DISTRICT NO. 4
3850 EAST 82ND STREET, INDIANAPOLIS.

SKINNER AND BROADBENT, by Philip A. Nicely, requests the rezoning of 63.862 acres, being in the A-2 district, to the C-S classification to allow for the development of a multi-use, planned commercial development.

REZONING ORDINANCE NO. 75, 1990. 90-Z-37 WARREN TOWNSHIP
COUNCILMANIC DISTRICT NO. 5
2840 NORTH CUMBERLAND ROAD, INDIANAPOLIS.

MSE CORPORATION requests the rezoning of 69.5 acres, being in the A-2 district, to the D-4 classification to provide for the development of a single family subdivision.

REZONING ORDINANCE NO. 76, 1990. 90-Z-38 90-DP-1 WARREN TOWNSHIP
COUNCILMANIC DISTRICT NO. 5
1220 NORTH CUMBERLAND ROAD, INDIANAPOLIS.
DAVID F. LICHTENAUER, by James Beatty, requests the rezoning of 61.36 acres, being in the D-A district, to the D-P classification to provide for the development of single-family homes.

REZONING ORDINANCE NO. 77, 1990. 90-Z-42 PIKE TOWNSHIP
COUNCILMANIC DISTRICT NO. 8
4261 HIGHSCHOOL ROAD, INDIANAPOLIS.
SANDLIN INVESTMENT, by Thomas Michael Quinn, requests the rezoning of 6.31 acres, being in the D-A district, to the C-S classification to provide for the development of self-storage warehouses.

REZONING ORDINANCE NO. 78, 1990. 90-Z-43 CENTER TOWNSHIP
COUNCILMANIC DISTRICT NO. 20
2450 SHELBY STREET, INDIANAPOLIS.
CITY OF INDIANAPOLIS, DEPT. OF PUBLIC SAFETY, requests the rezoning of 1.299 acres, being in the PK-1 district, to the SU-9 classification to provide for the development of a fire station.

REZONING ORDINANCE NO. 79, 1990. 90-Z-44 PERRY TOWNSHIP
COUNCILMANIC DISTRICT NO. 25
8727 HARDEGAN STREET, INDIANAPOLIS.
COUNTY LINE 31 COMPANY, by Stephen D. Mears, requests the rezoning of 6.79 acres, being in the C-2 district, to the C-4 classification to provide for the development of commercial uses.

REZONING ORDINANCE NO. 80, 1990. 90-Z-45 CENTER TOWNSHIP
COUNCILMANIC DISTRICT NO. 15
1011 NORTH OAKLAND AVENUE, INDIANAPOLIS.
FIRST FIDELITY MANAGEMENT CORP. requests the rezoning of .19 acre, being in the C-3 district, to the D-5 classification to provide for the construction of a single-family residence.

REZONING ORDINANCE NO. 81, 1990. 90-Z-46 CENTER TOWNSHIP
COUNCILMANIC DISTRICT NO. 15
3102 EAST 10TH STREET, INDIANAPOLIS.
FIRST FIDELITY MANAGEMENT CORP. requests the rezoning of .64 acre, being in the C-3 district, to the D-8 classification to provide for the development of 13 apartment units with off-street parking.

REZONING ORDINANCE NO. 82, 1990. 90-Z-50 CENTER TOWNSHIP
COUNCILMANIC DISTRICT NO. 16
1401 NORTH MILBURN STREET, INDIANAPOLIS.
SEXTON INVESTMENT CORPORATION, by Zeff A. Weiss, requests the rezoning of 18.9 acres, being in the I-2-U and D-5 districts, to the I-2-U classification to conform the zoning to legally establish a non-conforming warehouse facility.

REZONING ORDINANCE NO. 83, 1990. 90-Z-52 PERRY TOWNSHIP
COUNCILMANIC DISTRICT NO. 25
7480 SOUTH MADISON AVENUE, INDIANAPOLIS.
MARY LOU PAYNE, by Raymond Good, requests the rezoning of .93 acre, being in the C-1 district, to the C-3 classification to provide for C-3 commercial uses within an existing building.

REZONING ORDINANCE NO. 84, 1990. 90-Z-53 CENTER TOWNSHIP
COUNCILMANIC DISTRICT NO. 22
2822 EAST WASHINGTON STREET, INDIANAPOLIS.
METROPOLITAN DEVELOPMENT COMMISSION requests the rezoning of 4 acres, being in the C-3 district, to the SU-37 classification to provide for the development of a public library.

REZONING ORDINANCE NO. 85, 1990. 90-Z-54 CENTER TOWNSHIP
COUNCILMANIC DISTRICT NO. 15
3150 EAST 10TH STREET, INDIANAPOLIS.
METROPOLITAN DEVELOPMENT COMMISSION requests the rezoning of 1.4 acres, being in the C-3 and D-5 districts, to the SU-2 classification to provide for the development of an elementary school and playground.

REZONING ORDINANCE NO. 86, 1990. 90-Z-55 CENTER TOWNSHIP
COUNCILMANIC DISTRICT NO. 22
1801-21 NOWLAND AVENUE, INDIANAPOLIS.
METROPOLITAN DEVELOPMENT COMMISSION requests the rezoning of 4 acres, being in the D-8 district, to the SU-37 classification to provide for the development of a public library.

April 23, 1990

REZONING ORDINANCE NO. 87, 1990. 90-Z-56 CENTER TOWNSHIP

COUNCILMANIC DISTRICT NO. 15

2090 EAST 11TH STREET, INDIANAPOLIS.

METROPOLITAN DEVELOPMENT COMMISSION requests the rezoning of 4 acres, being in the D-5 district, to the SU-1 classification to conform zoning with the present religious use.

REZONING ORDINANCE NO. 88, 1990. 90-Z-57 CENTER TOWNSHIP

COUNCILMANIC DISTRICT NO. 22

2340 EAST 10TH STREET, INDIANAPOLIS.

METROPOLITAN DEVELOPMENT COMMISSION requests the rezoning of 4 acres, being in the D-5 district, to the C-2 classification to provide for a parking area for an existing health care facility.

REZONING ORDINANCE NO. 89, 1990. 90-Z-73 90-DP-3 PIKE TOWNSHIP

COUNCILMANIC DISTRICT NO. 1

7547 NEW AUGUSTA ROAD, INDIANAPOLIS.

L.D.G., INC., by Ray Good, requests the rezoning of 143.13 acres, being in the D-3 and D-A districts, to the D-P classification to provide for the development of a single-family subdivision with an 18-hole golf course.

Councillor Clark asked the Metropolitan Development Committee to look into the matter of making sure that all area residents are publicly informed as to developers' plans under D-P zoning.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 180, 1990. Councillor Cottingham reported that the County and Townships Committee heard Proposal No. 180, 1990, on April 10, 1990. The proposal appropriates \$20,379 for the Washington Township Assessor to add another technical clerk, computer terminal and typewriter to handle the increased reassessment work load and the increased backlog. Councillor Cottingham stated that the Washington Township Assessor requested at the Committee meeting that the appropriation be decreased to \$18,813. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

The President called for public testimony at 8:16 p.m. There being no one present to testify, Councillor Cottingham moved, seconded by Councillor Holmes, for adoption. Proposal No. 180, 1990, was adopted on the following roll call vote; viz:

26 YEAS: Boyd, Brooks, Cottingham, Coughenour, Curry, Dowden, Durnil, Giffin, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Schneider, SerVaas, Shaw, Solenberg, Strader, West, Williams

0 NAYS:

2 NOT VOTING: Borst, Clark

1 NOT PRESENT: Ruhmkorff

Proposal No. 180, 1990, was retitled FISCAL ORDINANCE NO. 25, 1990, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 25, 1990

A FISCAL ORDINANCE amending the City-County Annual Budget for 1990 (City-County Fiscal Ordinance No. 88, 1989) appropriating an additional Eighteen Thousand Eight Hundred Thirteen Dollars (\$18,813) in the Property Reassessment Fund for purposes of the Washington Township Assessor and reducing the unappropriated and unencumbered balance in the Property Reassessment 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 2.01 (u) of the City-County Annual Budget for 1990, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Washington Township Assessor to add another technical clerk, computer terminal and typewriter to handle the increased reassessment work load and the increased backlog.

SECTION 2. The sum of Eighteen Thousand Eight Hundred Thirteen Dollars (\$18,813) 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:

<u>WASHINGTON TOWNSHIP ASSESSOR</u>	<u>PROPERTY REASSESSMENT FUND</u>
1. Personal Services	\$ 3,990
3. Other Services and Charges	<u>14,823</u>
TOTAL INCREASE	\$18,813

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

	<u>PROPERTY REASSESSMENT FUND</u>
Unappropriated and Unencumbered	
Property Reassessment Fund	<u>\$18,813</u>
TOTAL REDUCTION	\$18,813

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

PROPOSAL NO. 221, 1990. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 221, 1990, on April 18, 1990. The proposal appropriates \$1,250,000 for the Auditor to finance up to one half of the Automated Fingerprint Identification System (AFIS). By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Borst stated that he worked on this project for two years and wanted to publicly commend Linn Piper, Justice Agency, Fred Armstrong, Controller, and Curtis Coonrod, who just retired as County Auditor, for all their work on this project. Councillor Borst also said that he believes the fingerprint system will do more to decrease crime than anything else that has been done in years.

Councillor Moriarty stated that she is opposed to using surplus funds to finance AFIS; it is her belief that it should be a budgetary item.

Councillor Williams asked who is going to be responsible for AFIS and who will have access to it. Joseph Shelton, Director of Public Safety, responded that the AFIS police staff will be responsible for the system and any police agency will be able to utilize it.

Councillor Durnil asked if this system is compatible with the Indiana State Police system. Mr. Shelton replied that at present, there is no mechanism in place to hook the two systems together.

The President called for public testimony at 8:39 p.m.

Carl Moldthan, Indianapolis Taxpayers Association, testified that he supports AFIS, although, in his opinion, there is duplication with the State Police's fingerprint system.

Councillor Dowden moved, seconded by Councillor Curry, for adoption. Proposal No. 221, 1990, was adopted on the following roll call vote; viz:

April 23, 1990

25 YEAS: Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Durnil, Giffin, Gilmer, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Mukes-Gaither, Rhodes, Schneider, SerVaas, Shaw, Solenberg, Strader, West

3 NAYS: Golc, Moriarty, Williams

1 NOT PRESENT: Ruhmkorff

Proposal No. 221, 1990, was retitled FISCAL ORDINANCE NO. 26, 1990, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 26, 1990
Proposal No. 221, 1990

A FISCAL ORDINANCE amending the City-County Annual Budget for 1990 (City-County Fiscal Ordinance No. 88, 1989) appropriating an additional One Million Two Hundred Fifty Thousand Dollars (\$1,250,000) in the County General Fund for purposes of the 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 2.01 (b) of the City-County Annual Budget for 1990, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the County Auditor to finance up to one half of the Automated Fingerprint Identification System (AFIS).

SECTION 2. The sum of One Million Two Hundred Fifty Thousand Dollars (\$1,250,000) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

<u>COUNTY AUDITOR</u>	<u>COUNTY GENERAL FUND</u>
3. Other Services and Charges	<u>\$1,250,000</u>
TOTAL INCREASE	\$1,250,000

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

	<u>COUNTY GENERAL FUND</u>
Unappropriated and Unencumbered	
County General Fund	<u>\$1,250,000</u>
TOTAL REDUCTION	\$1,250,000

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

PROPOSAL NO. 222, 1990. Councillor Cottingham reported that the County and Townships Committee heard Proposal No. 222, 1990, on April 10, 1990. This proposal appropriates \$100,000 for Information Services Agency to act as contract administrator for a Document Imaging Study that is being done to determine the feasibility and applicability of document imaging technology for local government entities. This technology allows images of documents of all sizes to be stored in computers and then be reproduced whenever needed. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:44 p.m. There being no one present to testify, Councillor Cottingham moved, seconded by Councillor Rhodes, for adoption. Proposal No. 222, 1990, was adopted on the following roll call vote; viz:

25 YEAS: Borst, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Durnil, Giffin, Gilmer, Golc, Hawkins, Holmes, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Schneider, SerVaas, Shaw, Strader, West, Williams

0 NAYS:
3 NOT VOTING: Boyd, Howard, Solenberg
1 NOT PRESENT: Ruhmkorff

Proposal No. 222, 1990, was retitled FISCAL ORDINANCE NO. 27, 1990, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 27, 1990

A FISCAL ORDINANCE amending the City-County Annual Budget for 1990 (City-County Fiscal Ordinance No. 88, 1989) appropriating an additional One Hundred Thousand Dollars (\$100,000) in the County General Fund for purposes of the Information Services Agency 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 2.01 (k) of the City-County Annual Budget for 1990, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Information Services Agency to act as contract administrator for a Document Imaging Study that is being done to determine the feasibility and applicability of document imaging technology for local government entities.

SECTION 2. The sum of One Hundred Thousand Dollars 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:

<u>INFORMATION SERVICES AGENCY</u>	<u>COUNTY GENERAL FUND</u>
3. Other Services and Charges	<u>\$100,000</u>
TOTAL INCREASE	<u>\$100,000</u>

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

	<u>COUNTY GENERAL FUND</u>
Unappropriated and Unencumbered	
County General Fund	<u>\$100,000</u>
TOTAL REDUCTION	<u>\$100,000</u>

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-1

PROPOSAL NO. 223, 1990. This proposal appropriates \$244,000 for the Department of Parks, Administration Division, to fund golf course improvements, which is a one-time capital expenditure. PROPOSAL NO. 224, 1990. This proposal appropriates \$54,000 for the Department of Parks, Management Division, to repair heating systems at two facilities. PROPOSAL NO. 225, 1990. This proposal appropriates \$80,000 for the Department of Parks, Golf Division, to staff ranger/starter positions at all eleven golf courses which will generate more revenue and improve the pace of play. Councillor Durnil asked for consent to postpone Proposal Nos. 223, 224 and 225, 1990, until May 14, 1990. Consent was given.

PROPOSAL NO. 236, 1990. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 236, 1990, on April 11, 1990. This proposal appropriates \$18,607 for the Circuit Court to cover increase in paperwork, due to case loads. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

April 23, 1990

The President called for public testimony at 8:53 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Curry, for adoption. Proposal No. 236, 1990, was adopted on the following roll call vote; viz:

26 YEAS: *Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Durnil, Giffin, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, McGrath, Moriarty, Mukes-Gaither, Rhodes, Schneider, SerVaas, Shaw, Strader, West, Williams*

0 NAYS:

2 NOT VOTING: *Jones, Solenberg*

1 NOT PRESENT: *Ruhmkorff*

Proposal No. 236, 1990, was retitled FISCAL ORDINANCE NO. 28, 1990, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 28, 1990

A FISCAL ORDINANCE amending the City-County Annual Budget for 1990 (City-County Fiscal Ordinance No. 88, 1989) appropriating an additional Eighteen Thousand Six Hundred Seven Dollars (\$18,607) in the County General Fund for purposes of the Circuit Court 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 2.01 (aa) of the City-County Annual Budget for 1990, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Circuit Court to cover increase in paperwork, due to case loads.

SECTION 2. The sum of Eighteen Thousand Six Hundred Seven Dollars (\$18,607) 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:

<u>CIRCUIT COURT</u>	<u>COUNTY GENERAL FUND</u>
1. Personal Services	<u>\$18,607</u>
TOTAL INCREASE	\$18,607

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

	<u>COUNTY GENERAL FUND</u>
Unappropriated and Unencumbered County General Fund	<u>\$18,607</u>
TOTAL REDUCTION	\$18,607

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-1

PROPOSAL NO. 237, 238 and 239, 1990. President SerVaas asked for consent to vote on the three proposals together since in all three proposals the monies being appropriated were donated to the City. Consent was given. PROPOSAL NO. 237, 1990. This proposal appropriates \$25,000 for the Superior Court, Juvenile Division, to fund the operation of educational and vocational classes at Ivy Tech for student dropouts, which monies were donated by Ford Motor Co. PROPOSAL NO. 238, 1990. This proposal appropriates \$11,000 for the Superior Court, Juvenile Division, to construct a greenhouse at the Juvenile Detention Center, which monies were donated by the Indianapolis English Foundation. PROPOSAL NO. 239, 1990. This proposal appropriates \$4,526 for the Superior Court, Juvenile Division, to train staff, which monies were donated by Lilly Endowment, Inc. By

a 6-0 vote, the Committee reported the Proposals to the Council with the recommendation that they do pass.

The President called for public testimony at 8:54 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Holmes, for adoption. Proposal Nos. 237, 238 and 239, 1990, were adopted on the following roll call vote; viz:

25 YEAS: Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Durnil, Giffin, Gilmer, Golc, Hawkins, Holmes, Howard, McGrath, Moriarty, Mukes-Gaither, Rhodes, Schneider, SerVaas, Shaw, Strader, West, Williams
0 NAYS:
3 NOT VOTING: Irvin, Jones, Solenberg
1 NOT PRESENT: Ruhmkorff

Proposal No. 237, 1990, was retitled FISCAL ORDINANCE NO. 29, 1990, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 29, 1990

A FISCAL ORDINANCE amending the City-County Annual Budget for 1990 (City-County Fiscal Ordinance No. 88, 1989) appropriating an additional Twenty-five Thousand Dollars (\$25,000) in the County Grants Fund for purposes of the Superior Court, Juvenile Division, and reducing the unappropriated and unencumbered balance in the County Grants Fund.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (JJ) of the City-County Annual Budget for 1990, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Superior Court, Juvenile Division, to appropriate monies donated by Ford Motor Company enabling operation of educational and vocational classes at Ivy Tech for student dropouts.

SECTION 2. The sum of Twenty-five Thousand (\$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 appropriations are hereby approved:

<u>SUPERIOR COURT JUVENILE DIVISION</u>	<u>COUNTY GRANTS FUND</u>
3. Other Services and Charges	<u>\$25,000</u>
TOTAL INCREASE	\$25,000

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

	<u>COUNTY GRANTS FUND</u>
Unappropriated and Unencumbered County Grants Fund	<u>\$25,000</u>
TOTAL REDUCTION	\$25,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-1

Proposal No. 238, 1990, was retitled FISCAL ORDINANCE NO. 30, 1990, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 30, 1990

A FISCAL ORDINANCE amending the City-County Annual Budget for 1990 (City-County Fiscal Ordinance No. 88, 1989) appropriating an additional Eleven Thousand Dollars (\$11,000) in the County Grants Fund for purposes of the Superior Court, Juvenile Division, and reducing the unappropriated and unencumbered balance in the County Grants Fund.

April 23, 1990

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 2.01 (JJ) of the City-County Annual Budget for 1990, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Superior Court, Juvenile Division, to appropriate monies donated by the Indianapolis English Foundation for construction of a greenhouse at the Juvenile Detention Center.

SECTION 2. The sum of Eleven Thousand Dollars (\$11,000) 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 appropriations are hereby approved:

<u>SUPERIOR COURT JUVENILE DIVISION</u>	<u>COUNTY GRANTS FUND</u>
4. Capital Outlay	<u>\$11,000</u>
TOTAL INCREASE	\$11,000

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

	<u>COUNTY GRANTS FUND</u>
Unappropriated and Unencumbered	
County Grants Fund	<u>\$11,000</u>
TOTAL REDUCTION	\$11,000

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

Proposal No. 239, 1990, was retitled FISCAL ORDINANCE NO. 31, 1990, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 31, 1990

A FISCAL ORDINANCE amending the City-County Annual Budget for 1990 (City-County Fiscal Ordinance No. 88, 1989) appropriating an additional Four Thousand Five Hundred Twenty-six Dollars (\$4,526) in the County Grants Fund for purposes of the Superior Court, Juvenile Division, and reducing the unappropriated and unencumbered balance in the County Grants Fund.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (JJ) of the City-County Annual Budget for 1990, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Superior Court, Juvenile Division, to appropriate monies donated by Lilly Endowment, Inc. for training of staff of the Superior Court, Juvenile Division.

SECTION 2. The sum of Four Thousand Five Hundred Twenty-six Dollars (\$4,526) 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:

<u>SUPERIOR COURT JUVENILE DIVISION</u>	<u>COUNTY GRANTS FUND</u>
3. Other Services and Charges	<u>\$4,526</u>
TOTAL INCREASE	\$4,526

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

	<u>COUNTY GRANTS FUND</u>
Unappropriated and Unencumbered	
County Grants Fund	<u>\$4,526</u>
TOTAL REDUCTION	\$4,526

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

PROPOSAL NO. 240, 1990. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 240, 1990, on April 18, 1990. This proposal appropriates \$204,900 for the Prosecutor and Auditor to continue an existing inter-agency project, Operating a Vehicle While Intoxicated. By a 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:56 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Howard, for adoption. Proposal No. 240, 1990, was adopted on the following roll call vote; viz:

23 YEAS: *Borst, Boyd, Brooks, Cottingham, Coughenour, Curry, Dowden, Giffin, Gilmer, Golc, Holmes, Howard, Irvin, McGrath, Moriarty, Mukes-Gaither, Rhodes, Schneider, SerVaas, Shaw, Strader, West, Williams*

0 NAYS:

5 NOT VOTING: *Clark, Durnil, Hawkins, Jones, Solenberg*

1 NOT PRESENT: *Ruhmkorff*

Proposal No. 240, 1990, was retitled FISCAL ORDINANCE NO. 32, 1990, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 32, 1990

A FISCAL ORDINANCE amending the City-County Annual Budget for 1990 (City-County Fiscal Ordinance No. 88, 1989) appropriating an additional Two Hundred Four Thousand Nine Hundred Dollars (\$204,900) in the State and Federal Grants Fund for purposes of the Prosecuting Attorney 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 2.01 (w)(b) of the City-County Annual Budget for 1990, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Prosecuting Attorney and County Auditor to continue an existing inter-agency project, Operating a Vehicle While Intoxicated (OVWI).

SECTION 2. The sum of Two Hundred Four Thousand Nine Hundred Dollars (\$204,900) 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:

<u>PROSECUTING ATTORNEY</u>	<u>STATE & FEDERAL GRANTS FUND</u>
1. Personal Services	\$ 83,976
3. Other Services and Charges	89,752
<u>COUNTY AUDITOR</u>	
1. Personal Services	<u>\$ 31,172</u>
TOTAL INCREASE	\$204,900

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

	<u>STATE & FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State & Federal Grants Fund	<u>\$204,900</u>
TOTAL REDUCTION	\$204,900

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

April 23, 1990

PROPOSAL NO. 241, 1990. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 241, 1990, on April 18, 1990. This proposal appropriates \$69,240 for the Child Support Division's annual summer project. By a 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 9:00 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Curry, for adoption. Proposal No. 241, 1990, was adopted on the following roll call vote; viz:

25 YEAS: *Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Durnil, Giffin, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Rhodes, Schneider, SerVaas, Shaw, Strader, Williams*

0 NAYS:

3 NOT VOTING: *Mukes-Gaither, Solenberg, West*

1 NOT PRESENT: *Ruhmkorff*

Proposal No. 241, 1990, was retitled FISCAL ORDINANCE NO. 33, 1990, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 33, 1990

A FISCAL ORDINANCE amending the City-County Annual Budget for 1990 (City-County Fiscal Ordinance No. 88, 1989) appropriating an additional Sixty-nine Thousand Two Hundred Forty Dollars (\$69,240) in the County General Fund for purposes of the Prosecutor's Child Support IV-D Agency 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 2.01 (x) of the City-County Annual Budget for 1990, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Prosecuting Attorney's Child Support Division annual summer project.

SECTION 2. The sum of Sixty-nine Thousand Two Hundred Forty Dollars (\$69,240) 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:

<u>PROSECUTOR'S CHILD SUPPORT IV-D AGENCY</u>	<u>COUNTY GENERAL FUND</u>
3. Other Services and Charges	\$67,940
4. Capital Outlay	<u>1,300</u>
TOTAL INCREASE	\$69,240

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

	<u>COUNTY GENERAL FUND</u>
Unappropriated and Unencumbered	
County General Fund	<u>\$69,240</u>
TOTAL REDUCTION	\$69,240

SECTION 5. 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. 157, 1990. This proposal approves a public purpose grant to IUPUI for \$75,000 for the purpose of financing educational access cable television programming. On April 9, 1990 Proposal No. 157, 1990, failed to receive statutory majority in Council.

Councillor Schneider moved, seconded by Councillor Giffin, to amend Proposal No. 157, 1990, by adding the following language at the end of Section 1: "No grant funds shall be used in whole or in part to fund any program which endorses a political candidate, which attempts to promote or influence legislation or which advocates a position on a question of public policy".

Councillor Williams stated that she felt the language was too broad in Councillor's Schneider's amendment; therefore, she moved to delete "or which advocates a position on a question of public policy" from Councillor Schneider's amendment. Councillor West seconded this motion and it passed by a voice vote.

Councillor Schneider's amendment passed by a voice vote.

Councillor Rhodes moved, seconded by Councillor Schneider, for adoption. Proposal No. 157, 1990, as amended, was adopted on the following roll call vote; viz:

24 YEAS: Boyd, Brooks, Cottingham, Coughenour, Curry, Dowden, Giffin, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, Moriarty, Mukes-Gaither, Rhodes, Schneider, SerVaas, Shaw, Solenberg, Strader, West, Williams

3 NAYS: Clark, Durnil, McGrath

1 NOT VOTING: Borst

1 NOT PRESENT: Ruhmkorff

Proposal No. 157, 1990, was retitled SPECIAL RESOLUTION NO. 22, 1990, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 22, 1990

A SPECIAL RESOLUTION approving a public purpose grant to Indiana University-Purdue University at Indianapolis in the amount of \$75,000 for the purpose of financing educational access cable television programming.

WHEREAS, the Cable Franchise Board of the City of Indianapolis, Indiana ("Board") did, on February 8, 1990, adopt its Resolution No. 2, 1990, authorizing the making of a public purpose grant in the amount of \$75,000 to Indiana University-Purdue University at Indianapolis for the purpose of financing educational access programming over the educational access channels of the two franchised cable television systems within Marion County (the "Grant"); and

WHEREAS, Section 4.01(b) of City-County Fiscal Ordinance No. 88, 1989, 1990 Annual Budget and Tax Levies for The Consolidated City of Indianapolis and for Marion County, Indiana, requires that sums appropriated therein for public purpose grants shall not be spent until the City-County Council of the City of Indianapolis and of Marion County, Indiana approves the amount and identity of the recipient of each grant; and

WHEREAS, the Council now finds that the Grant should be approved; now, therefore:

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

SECTION 1. The Grant in the amount of \$75,000 to Indiana University-Purdue University at Indianapolis previously authorized by the Board is hereby approved. No grant funds shall be used in whole or in part to fund any program which endorses a political candidate or which attempts to promote or influence legislation.

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

PROPOSAL NO. 184, 1990. This proposal appropriates \$117,000 for the Presiding Judge of the Municipal Court to provide treatment alternatives for drug-abusing probationers. On April 9, 1990 Proposal No. 184, 1990, was tabled in Council until the Council received a

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report from the Marion County Justice Agency concerning an evaluation of all current drug programs. Councillor Dowden stated that said report has been distributed to the Public Safety and Criminal Justice Committee and asked for consent to take Proposal No. 184, 1990, off "table" for consideration at this time. Consent was given.

Councillor Holmes stated that he will vote against this proposal because the figures in the grant do not match up with the figures in the proposal.

Councillor Dowden moved, seconded by Councillor Borst, for adoption. Proposal No. 184, 1990, was adopted on the following roll call vote; viz:

25 YEAS: *Borst, Boyd, Brooks, Cottingham, Coughenour, Curry, Dowden, Durnil, Giffin, Gilmer, Golc, Hawkins, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Schneider, SerVaas, Shaw, Solenberg, West, Williams*

1 NAY: *Holmes*

2 NOT VOTING: *Clark, Strader*

1 NOT PRESENT: *Ruhmkorff*

Proposal No. 184, 1990, was retitled FISCAL ORDINANCE NO. 34, 1990, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 34, 1990

A FISCAL ORDINANCE amending the City-County Annual Budget for 1990 (City-County Fiscal Ordinance No. 88, 1989) appropriating an additional One Hundred Seventeen Thousand Dollars (\$117,000) in the State and Federal Grant Fund for purposes of the Presiding Judge of the Municipal Court and reducing the unappropriated and unencumbered balance in the State and Federal Grant 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 2.01 (bb) of the City-County Annual Budget for 1990, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Presiding Judge of the Municipal Court to provide treatment alternatives for drug-abusing probationers.

SECTION 2. The sum of One Hundred Seventeen Thousand Dollars (\$117,000) 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 appropriations are hereby approved:

<u>PRESIDING JUDGE OF THE MUNICIPAL COURT</u>	<u>STATE AND FEDERAL GRANT FUND</u>
1. Personal Services	\$ 23,750
3. Other Services and Charges	88,856
<u>COUNTY AUDITOR</u>	
31. Personal Services (Fringes)	4,394
TOTAL INCREASE	<u>\$117,000</u>

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

	<u>STATE AND FEDERAL GRANT FUND</u>
Unappropriated and Unencumbered State and Federal Grant Fund	<u>\$117,000</u>
TOTAL REDUCTION	<u>\$117,000</u>

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

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 166, 1990. Councillor McGrath reported that the Rules and Policy Committee heard Proposal No. 166, 1990, on April 11, 1990. This proposal amends the code regarding introduction of proposals on real estate transactions. Councillor McGrath stated that the proposal requires identification of any person or firm with at least a ten percent stake in property the city is considering buying, renting or selling, and it requires disclosure of the names of individuals with at least a ten percent stake in firms participating in the transactions under a corporate name. This proposal was amended in Committee by changing the disclosure percentage of any persons or firms owning the equity of firms from one percent to ten percent. By a 4-2 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor McGrath moved, seconded by Councillor Williams, for adoption. Proposal No. 166, 1990, was adopted on the following roll call vote; viz:

22 YEAS: Borst, Boyd, Brooks, Clark, Coughenour, Curry, Giffin, Gilmer, Golc, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Schneider, SerVaas, Shaw, Strader, West, Williams

2 NAYS: Cottingham, Holmes

4 NOT VOTING: Dowden, Durnil, Hawkins, Solenberg

1 NOT PRESENT: Ruhmkorff

Proposal No. 166, 1990, was retitled GENERAL ORDINANCE NO. 52, 1990, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 52, 1990

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City" adding Section 151-66, regarding introduction of proposals on real estate transactions.

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

SECTION 1. Chapter 151 of the "Revised Code of the Consolidated City" be, and is hereby, amended by adding a new Sec. 151-66 to read as follows:

Sec. 151-66. Requirements for proposals concerning real estate transactions.

Any proposal for an ordinance or resolution which contemplates the approval of the acquisition or disposal (whether by sale or by lease) of real property shall not be introduced unless either (1) the transfer will occur only after a public bidding process or (2) the owner of property, which is to be acquired or the transferee of property which is to be acquired, is identified in the proposal. For purposes of the section, "owner" or "transferee" shall mean all persons or firms owning or acquiring 10% or more of the equity in the property and, with respect to any firm owning 10% or more of the equity, any persons or firms owning 10% or more of the equity of such firms.

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

PROPOSAL NOS. 198 and 202, 1990. President SerVaas asked for consent to hear both proposals together. Consent was given. PROPOSAL NO. 198, 1990. This proposal amends the Code by authorizing parking restrictions on a segment of Hampton Street. Councillor Gilmer asked for consent to amend the proposal by changing Hampton Street to Hampton Drive. Consent was given. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. PROPOSAL NO. 202, 1990. This proposal amends the Code by authorizing a passenger and materials loading zone for Darryl's on the Circle. By a 5-0 vote, the Committee reported the proposal to the Council

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with the recommendation that it do pass as amended. Councillor Gilmer reported that the Transportation Committee heard Proposal Nos. 198 and 202 1990, on April 18, 1990. Councillor Gilmer moved, seconded by Councillor Cottingham, for adoption. Proposal Nos. 198 and 202, 1990, were adopted on the following roll call vote; viz:

21 YEAS: *Borst, Boyd, Brooks, Clark, Cottingham, Curry, Dowden, Giffin, Gilmer, Golc, Hawkins, Howard, Irvin, Jones, Moriarty, Rhodes, SerVaas, Shaw, Solenberg, Strader, West*
0 NAYS:

7 NOT VOTING: *Coughenour, Durnil, Holmes, McGrath, Mukes-Gaither, Schneider, Williams*

1 NOT PRESENT: *Ruhmkorff*

Proposal No. 198, 1990, was retitled GENERAL ORDINANCE NO. 53, 1990, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 53, 1990

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-267. 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 "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-267, Parking prohibited at all times on certain streets, be, and the same is hereby amended by the addition of the following, to wit:

Hampton Drive, on the north side,
from Clarendon Road to Sunset Avenue

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

Proposal No. 202, 1990, was retitled GENERAL ORDINANCE NO. 54, 1990, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 54, 1990

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-331, Passenger and materials loading zones.

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

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-331, Passenger and materials loading zones, be, and the same is hereby amended by the addition of the following, to wit:

Monument Circle, on the outer curb, from
a point 70 feet south of Market Street
to a point 100 feet south of Market Street.

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

PROPOSAL NO. 219, 1990. Councillor Rhodes reported that the Administration Committee heard Proposal No. 219, 1990, on April 19, 1990. This proposal authorizes the lease of 18,867 sq. ft. of office space for the Prosecutor's Office, Child Support Division. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Rhodes moved, seconded by Councillor Giffin, for adoption. Proposal No. 219, 1990, was adopted on the following roll call vote; viz:

22 YEAS: *Boyd, Brooks, Cottingham, Coughenour, Curry, Dowden, Gilmer, Golc, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Schneider, SerVaas, Shaw, Solenberg, West, Williams*

0 NAYS:

6 NOT VOTING: *Borst, Clark, Durnil, Giffin, Hawkins, Strader*

1 NOT PRESENT: *Ruhmkorff*

Proposal No. 219, 1990, was retitled SPECIAL RESOLUTION NO. 23, 1990, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 23, 1990

A SPECIAL RESOLUTION authorizing the lease of eighteen-thousand, eight-hundred and sixty-seven (18,867) square feet of office space for the Child Support Division of the Marion County Prosecutor's Office.

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 regarding the subject lease and hereby determines the lease of eighteen-thousand, eight-hundred and sixty-seven (18,867) square feet of office space in the Station Place Building, 200 S. Meridian St., for the use of the Child Support Division of the Marion County Prosecutor's Office is necessary.

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

PROPOSAL NO. 220, 1990. Councillor Rhodes reported that the Administration Committee heard Proposal No. 220, 1990, on April 19, 1990. This proposal transfers and appropriates \$25,000 for CEMD to provide additional training for mechanics, which funding is from savings in wages due to cutbacks. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Rhodes moved, seconded by Councillor Moriarty, for adoption. Proposal No. 220, 1990, was adopted on the following roll call vote; viz:

24 YEAS: *Brooks, Clark, Cottingham, Coughenour, Curry, Durnil, Giffin, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Schneider, Shaw, Solenberg, Strader, West, Williams*

0 NAYS:

4 NOT VOTING: *Borst, Boyd, Dowden, SerVaas*

1 NOT PRESENT: *Ruhmkorff*

Proposal No. 220, 1990, was retitled FISCAL ORDINANCE NO. 35, 1990, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 35, 1990

A FISCAL ORDINANCE amending the City-County Annual Budget for 1990 (City-County Fiscal Ordinance No. 88, 1989) transferring and appropriating an additional Twenty-five Thousand Dollars (\$25,000) in the Consolidated County Fund for purposes of the Department of Administration Central Equipment Management Division 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 1.01 of the City-County Annual Budget for 1990, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Administration, Central Equipment Management Division, to provide additional training for mechanics, which funding is from savings in weekly wages due to cutbacks.

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SECTION 2. The sum of Twenty-five Thousand Dollars (\$25,000) and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>DEPARTMENT OF ADMINISTRATION</u> <u>CENTRAL EQUIPMENT MANAGEMENT DIVISION</u>	<u>CONSOLIDATED COUNTY FUND</u>
3. Other Services & Charges	\$25,000
TOTAL INCREASE	\$25,000

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

<u>DEPARTMENT OF ADMINISTRATION</u> <u>CENTRAL EQUIPMENT MANAGEMENT DIVISION</u>	<u>CONSOLIDATED COUNTY FUND</u>
1. Personal Services	\$25,000
TOTAL REDUCTION	\$25,000

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

PROPOSAL NO. 230, 1990. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 230, 1990, on April 18, 1990. This proposal amends the Code concerning the Law Enforcement Fund. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Irvin, for adoption.

President SerVaas asked Councillor Dowden to prepare a report for the next Council meeting on the monies involved in the Law Enforcement Fund to show specifically how much has been distributed and to whom.

Proposal No. 230, 1990, was adopted on the following roll call vote; viz:

26 YEAS: Borst, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Durnil, Giffin, Gilmer, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Schneider, SerVaas, Shaw, Solenberg, Strader, West, Williams

1 NAY: Boyd

1 NOT VOTING: Golc

1 NOT PRESENT: Ruhmkorff

Proposal No. 230, 1990, was retitled GENERAL ORDINANCE NO. 55, 1990, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 55, 1990

A GENERAL ORDINANCE amending Article IX of Chapter 2, specifically Section 2-359.2, concerning the Law Enforcement Fund.

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

SECTION 1. Section 2-359.2 of the Code of Indianapolis and Marion County, Indiana, is hereby amended by inserting the language underscored to read as follows:

Sec. 2-359.2. Law Enforcement Fund.

(a) There is hereby created a "Law Enforcement Fund." The fund shall consist of deposits in the form of voluntary surrender fees, reimbursement for restitution, and other law enforcement related fees recovered by the office of the Marion County Prosecutor which are not required to be deposited in the County General Fund.

(b) The Law Enforcement Fund shall be appropriated only for funding activities recovered by I.C. 34-4-30.1 and IC 34-4-30.5.

(c) Monies from this fund shall be subject to appropriation in accordance with IC 36-3-6-6.

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

PROPOSAL NO. 231, 1990. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 231, 1990, on April 18, 1990. This proposal amends the Code by allowing the Prosecutor to charge an administration fee for processing complaints alleging check deception. By a 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Shaw, for adoption. Proposal No. 231, 1990, was adopted on the following roll call vote; viz:

24 PRESENT: *Borst, Boyd, Brooks, Cottingham, Coughenour, Curry, Dowden, Durnil, Giffin, Gilmer, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Schneider, SerVaas, Shaw, Strader, West, Williams*
0 NAYS
4 NOT VOTING: *Clark, Golc, Hawkins, Solenberg*
1 ABSENT: *Ruhmkorff*

Proposal No. 231, 1990, was retitled GENERAL ORDINANCE NO. 56, 1990, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 56, 1990

A GENERAL ORDINANCE amending Chapter 2, Administration, of the "Code of Indianapolis and Marion County, Indiana."

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

SECTION 1. Chapter 2 of the "Code of Indianapolis and Marion County, Indiana," is hereby amended by adding Section 2-453 and inserting the language underscored to read as follows:

Sec. 2-453. Bad-Check Service Charge.

The County Prosecutor may charge a service charge to each person who, pursuant to IC 35-43-5-5, alleges that a check, draft or order on a drawee credit institution has been refused or dishonored. If the County Prosecutor is required to obtain prima facie evidence of the identity of the maker of the check, draft or order, the service charge shall be twelve dollars (\$12.00) per person; in all other instances the service charge shall be eight dollars (\$8.00) per person.

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

PROPOSAL NO. 232, 1990. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 232, 1990, on April 18, 1990. This proposal amends the Code by authorizing the Sheriff to post temporary no parking signs and to temporarily close streets for parking. By a 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Irvin, for adoption. Proposal No. 232, 1990, was adopted on the following roll call vote; viz:

26 PRESENT: *Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Durnil, Giffin, Gilmer, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Schneider, SerVaas, Shaw, Strader, West, Williams*
0 NAYS:
2 NOT VOTING: *Golc, Solenberg*
1 ABSENT: *Ruhmkorff*

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Proposal No. 232, 1990, was retitled GENERAL ORDINANCE NO. 57, 1990, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 57, 1990

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County," Section 29-27 of Article II, Chapter 29.

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

SECTION 1. Section 29-27 of Article II of Chapter 29 of the Code of Indianapolis and Marion County is hereby amended by inserting the words underlined as follows:

Sec. 29-27. Temporarily closing street to entry or parking.

(a) Whenever any street or public place, or part thereof, including all those designated in this chapter or in any other ordinance, is being repaired, constructed, reconstructed or cleaned, or any other work is being done thereon by the city, contractors or public utilities; or whenever any parade or other use of any such street has been authorized by the city; or whenever any street or public place is ordered closed to traffic because of a fire, accident or for any other reason in any emergency involving the public safety or welfare; the transportation board, the chief of police or the fire chief or the County Sheriff is authorized to make and enter orders and to post appropriate temporary signs or placards thereon, or to station police or fire officers or Sheriff's deputies or other persons thereon, indicating that all vehicles are wholly or partly excluded from parking upon all, or any portion of any such street or public place, that is so designated, or from remaining there, or from entering same, during any such emergency and until the conditions requiring such restrictions are terminated.

(b) Whenever and while a notice is so posted, or the driver is so instructed and directed by any officer or other authorized person, no vehicle shall remain or be parked at any such place so prohibited or limited, notwithstanding any provision of this Code or any other ordinance or provision of law authorizing in any manner parking; and no vehicle shall enter or remain upon any such street or public place where and while so prohibited. All vehicles already so parked shall be promptly removed by the owner or may be removed by any city authorities. Such restrictions may also be applied to persons whenever any other dangerous or harmful conditions render the same necessary.

SECTION 2. (a) The expressed or implied repeal or amendment by this ordinance of any other ordinance or part of any other ordinance does not affect any rights or liabilities accrued, penalties incurred, or proceedings begun prior to the effective date of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance had not been adopted.

(b) An offense committed before the effective date of this ordinance, under any ordinance expressly or impliedly repealed or amended by this ordinance shall be prosecuted and remains punishable under the repealed or amended ordinance as if this ordinance has not been adopted.

SECTION 3. Should any provision (section, paragraph, sentence, clause, or any other portion) of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provisions shall not be affected, if and only if such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the council in adopting this ordinance. To this end the provisions of this ordinance are severable.

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

PROPOSAL NO. 242, 1990. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 242, 1990, on April 18, 1990. This proposal transfers and appropriates \$38,000 for the Forensic Services Agency to pay salaries for a chemist and a technician, April through December. By a 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Shaw, for adoption. Proposal No. 242, 1990, was adopted on the following roll call vote; viz:

26 YEAS: *Borst, Boyd, Brooks, Cottingham, Coughenour, Curry, Dowden, Durnil, Giffin, Gilmer, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Schneider, SerVaas, Shaw, Solenberg, Strader, West, Williams*

0 NAYS:

2 NOT VOTING: *Clark, Golc*

1 NOT PRESENT: *Ruhmkorff*

Proposal No. 242, 1990, was retitled FISCAL ORDINANCE NO. 36, 1990, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 36, 1990

A FISCAL ORDINANCE amending the City-County Annual Budget for 1990 (City-County Fiscal Ordinance No. 88, 1989) transferring and appropriating an additional Thirty-eight Thousand Dollars (\$38,000) in the County General Fund for purposes of the Forensic Services Agency and reducing certain other appropriations for that Agency.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (y) of the City-County Annual Budget for 1990, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Forensic Services Agency to pay salaries for a chemist and a technician, April through December.

SECTION 2. The sum of Thirty-eight Thousand Dollars (\$38,000) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

<u>FORENSIC SERVICES AGENCY</u>	<u>COUNTY GENERAL FUND</u>
1. Personal Services	\$38,000
TOTAL INCREASE	\$38,000

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

<u>FORENSIC SERVICES AGENCY</u>	<u>COUNTY GENERAL FUND</u>
2. Supplies	\$38,000
TOTAL REDUCTION	\$38,000

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

PROPOSAL NO. 243, 1990. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 243, 1990, on April 18, 1990. This proposal transfers and appropriates \$25,000 for the Forensic Services Agency to hire a serologist for half a year to assist with DNA analysis. By a 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Holmes, for adoption. Proposal No. 243, 1990, was adopted on the following roll call vote; viz:

24 YEAS: *Borst, Boyd, Brooks, Clark, Cottingham, Curry, Dowden, Durnil, Giffin, Gilmer, Hawkins, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Schneider, SerVaas, Shaw, Strader, West, Williams*

0 NAYS:

4 NOT VOTING: *Coughenour, Golc, Holmes, Solenberg*

1 NOT PRESENT: *Ruhmkorff*

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Proposal No. 243, 1990, was retitled FISCAL ORDINANCE NO. 37, 1990, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 37, 1990

A FISCAL ORDINANCE amending the City-County Annual Budget for 1990 (City-County Fiscal Ordinance No. 88, 1989) transferring and appropriating an additional Twenty-five Thousand Dollars (\$25,000) in the County General Fund for purposes of the Forensic Services Agency and reducing certain other appropriations for that Agency.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (y) of the City-County Annual Budget for 1990, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Forensic Services Agency to hire a serologist for half a year to assist with DNA analysis.

SECTION 2. The sum of Twenty-five Thousand Dollars (\$25,000) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the account as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>FORENSIC SERVICES AGENCY</u>	<u>COUNTY GENERAL FUND</u>
1. Personal Services	\$25,000
TOTAL INCREASE	\$25,000

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

<u>FORENSIC SERVICES AGENCY</u>	<u>COUNTY GENERAL FUND</u>
4. Capital Outlay	\$25,000
TOTAL REDUCTION	\$25,000

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

PROPOSAL NO. 244, 1990. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 244, 1990, on April 18, 1990. This proposal appropriates \$10,742 for the Community Corrections Agency to replace a home detention vehicle. By a 7-0-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden stated that Proposal No. 244, 1990, should have been introduced as a transfer of funds between characters instead of a new appropriation from a fund and asked for consent for a technical amendment to Proposal No. 244, 1990. Consent was given. Councillor Dowden moved, seconded by Councillor Howard, for adoption of Proposal No. 244, 1990, as amended. Proposal No. 244, 1990, as amended, was adopted on the following roll call vote; viz:

24 YEAS: *Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Dowden, Durnil, Giffin, Gilmer, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Schneider, SerVaas, Shaw, Strader, Williams*

0 NAYS:

4 NOT VOTING: *Curry, Golc, Solenberg, West*

1 NOT PRESENT: *Ruhmkorff*

Councillor Curry abstained due to a possible conflict of interest.

Proposal No. 244, 1990, was retitled FISCAL ORDINANCE NO. 38, 1990, and reads as follows:

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CITY-COUNTY FISCAL ORDINANCE NO. 38, 1990

A FISCAL ORDINANCE amending the City-County Annual Budget for 1990 (City-County Fiscal Ordinance No. 88, 1989) transferring and appropriating an additional Ten Thousand Seven Hundred Forty-two Dollars (\$10,742) in the State and Federal Grants Fund for purposes of the Marion County Community Corrections Agency and reducing certain other appropriations for that Agency.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (aaa) of the City-County Annual Budget for 1990, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Marion County Community Corrections Agency to replace a home detention vehicle.

SECTION 2. The sum of Ten Thousand Seven Hundred Forty-two Dollars (\$10,742) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the account as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>MARION COUNTY COMMUNITY CORRECTIONS AGENCY</u>	<u>STATE & FEDERAL GRANTS FUND</u>
4. Capital Expenditures	<u>\$10,742</u>
TOTAL INCREASE	\$10,742

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

<u>MARION COUNTY COMMUNITY CORRECTIONS AGENCY</u>	<u>STATE & FEDERAL GRANTS FUND</u>
1. Personal Services	<u>\$10,742</u>
TOTAL REDUCTION	\$10,742

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

PROPOSAL NO. 245, 1990. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 245, 1990, on April 18, 1990. This proposal transfers and appropriates \$1,346 for the Community Corrections Agency to have adequate funding for urinalysis tests to finish out this fiscal year. By a 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Irvin, for adoption. Proposal No. 245, 1990, was adopted on the following roll call vote; viz:

23 YEAS: *Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Durnil, Giffin, Gilmer, Holmes, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Schneider, SerVaas, Strader, West, Williams*

0 NAYS:

5 NOT VOTING: *Golc, Hawkins, Howard, Shaw, Solenberg*

1 NOT PRESENT: *Ruhmkorff*

Proposal No. 245, 1990, was retitled FISCAL ORDINANCE NO. 39, 1990, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 39, 1990

A FISCAL ORDINANCE amending the City-County Annual Budget for 1990 (City-County Fiscal Ordinance No. 88, 1989) transferring and appropriating an additional One Thousand Three Hundred Forty-six Dollars (\$1,346) in the State and Federal Grants Fund for purposes of the Marion County Community Corrections Agency and reducing certain other appropriations for that agency.

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

April 23, 1990

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (aaa) of the City-County Annual Budget for 1990, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Marion County Community Corrections Agency to have adequate funding for urinalysis tests to finish this fiscal year.

SECTION 2. The sum of One Thousand Three Hundred Forty-six Dollars (\$1,346) and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>MARION COUNTY COMMUNITY CORRECTIONS AGENCY</u>	<u>STATE & FEDERAL GRANTS FUND</u>
3. Other Services and Charges	\$1,346
TOTAL INCREASE	\$1,346

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

<u>MARION COUNTY COMMUNITY CORRECTIONS AGENCY</u>	<u>STATE & FEDERAL GRANTS FUND</u>
1. Personal Services	\$1,346
TOTAL REDUCTION	\$1,346

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

PROPOSAL NO. 246, 247, 248, 249 and 250, 1990. President SerVaas asked for consent to vote on the five transportation proposals together. Consent was given. PROPOSAL NO. 246, 1990. This proposal amends the Code by authorizing a traffic signal at the intersection of Bluff Road and Epler Avenue. PROPOSAL NO. 247, 1990. This proposal amends the Code by authorizing intersection controls at three locations within the Feather Cove Subdivision. PROPOSAL NO. 248, 1990. This proposal amends the Code by authorizing a traffic signal at the intersection of Guion Road and 71st Street. PROPOSAL NO. 249, 1990. This proposal amends the Code by authorizing a signal at the intersection of East Street, Meridian School Road and Stop 11 Road. PROPOSAL NO. 250, 1990. This proposal amends the Code by authorizing parking restrictions on Ohio Street between Meridian and East Streets. The Transportation Committee heard Proposal Nos. 246, 247, 248, 249 and 250, 1990, on April 18, 1990. By a 5-0 vote, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Gilmer moved, seconded by Councillor McGrath, for adoption. Proposal Nos. 246, 247, 248, 249 and 250, 1990, were adopted on the following roll call vote; viz:

25 YEAS: *Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Durnil, Giffin, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Schneider, SerVaas, Shaw, Strader, West, Williams*

0 NAYS:

3 NOT VOTING: *Gilmer, Golc, Solenberg*

1 NOT PRESENT: *Ruhmkorff*

Proposal No. 246, 1990, was retitled GENERAL ORDINANCE NO. 58, 1990, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 58, 1990

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, 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 "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, 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>
38, Pg. 1	Bluff Rd. & Epler Av.	Bluff Rd.	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, 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>
38, Pg. 1	Bluff Rd. & Epler Av.	None	Signal

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

Proposal No. 247, 1990, was retitled GENERAL ORDINANCE NO. 59, 1990, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 59, 1990

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, 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 "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, 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>
7, Pg. 1	Bounty Ct. & Courageous Dr.	Courageous Dr.	Stop
7, Pg. 1	Bowline Dr. & Courageous Dr.	Courageous Dr.	Stop
7, Pg. 1	Courageous Dr. & Halyard Wy.	Halyard Wy.	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, 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>
7, Pg. 1	Bounty Ct. & Courageous Dr.	None	Stop
7, Pg. 1	Bowline Dr. & Courageous Dr.	None	Stop
7, Pg. 1	Courageous Dr. & Halyard Wy.	None	Stop

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

Proposal No. 248, 1990, was retitled GENERAL ORDINANCE NO. 60, 1990, and reads as follows:

April 23, 1990

CITY-COUNTY GENERAL ORDINANCE NO. 60, 1990

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, 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 "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, 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>
9, Pg. 2	Guion Rd. & 71st St.	71st St.	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, 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>
9, Pg. 2	Guion Rd. & 71st St.	None	Signal

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

Proposal No. 249, 1990, was retitled GENERAL ORDINANCE NO. 61, 1990, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 61, 1990

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, 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 "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, 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>
46, Pg. 4	East St. & Stop 11 Rd.	Stop 11 Rd.	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, 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>
46, Pg. 4	East St., Meridian School Rd. & Stop 11 Rd.	None	Signal

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

Proposal No. 250, 1990, was retitled GENERAL ORDINANCE NO. 62, 1990, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 62, 1990

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-271, Stopping, standing and parking prohibited at designated locations on certain days and hours; and Section 29-332, Bus stop and trolley stop zones.

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

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SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, 29-271, Stopping, standing and parking prohibited at designated locations on certain days and hours, be, and the same is hereby amended by the deletion of the following, to wit:

ON ANY DAY EXCEPT
SATURDAYS AND SUNDAYS

From 6:00 a.m. to 9:00 a.m. and
from 3:00 p.m. to 6:00 p.m.

Ohio Street, on the north side, from
Delaware Street to East Street; and

Ohio Street, on the south side, from
Meridian Street to East Street

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-332, Bus stop and trolley stop zones, be, and the same is hereby amended by the deletion of the following, to wit:

Bus Stop Zones

Ohio Street, on the south side, from
Pennsylvania Street to a point 130 feet
west of Pennsylvania Street (130 feet)

SECTION 3. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-271, Stopping, standing and parking prohibited at designated locations on certain days and hours, be, and the same is hereby amended by the addition of the following, to wit:

ON ANY DAY EXCEPT
SATURDAYS AND SUNDAYS

From 6:00 a.m. to 9:00 a.m.

Ohio Street, on the north side, from
Delaware Street to East Street

From 3:00 p.m. to 6:00 p.m.

Ohio Street, on the south side, from
Alabama Street to East Street

SECTION 4. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-332, Bus stop and trolley stop zones, be, and the same is hereby amended by the addition of the following, to wit:

Bus Stop Zones

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

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

President SerVaas recessed the City-County Council for purposes of convening the Police Special Service District Council and Fire Special Service District Council at 10:05 p.m.

**SPECIAL SERVICE DISTRICT COUNCILS
POLICE SPECIAL SERVICE DISTRICT
SPECIAL ORDERS - PUBLIC HEARING**

A quorum being present, President SerVaas called the Police Special Service District Council to order at 10:05 p.m.

April 23, 1990

PROPOSAL NO. 233, 1990. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 233, 1990, on April 11, 1990. This proposal appropriates \$3,183,000 for the Department of Public Safety, Police Division, to construct a Public Safety Answering Point including an Emergency Operations Center and Radio Repair Facility. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 10:07 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Schneider, for adoption. Proposal No. 233, 1990, was adopted on the following roll call vote; viz:

26 YEAS: *Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Durnil, Giffin, Gilmer, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Schneider, SerVaas, Shaw, Strader, West, Williams*

0 NAYS:

2 NOT VOTING: *Golc, Solenberg*

1 NOT PRESENT: *Ruhmkorff*

Proposal No. 233, 1990, was retitled POLICE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 2, 1990, and reads as follows:

POLICE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 2, 1990

A POLICE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE amending the Police Special Service District Annual Budget for 1990 (Police Special Service District Fiscal Ordinance No. 5, 1989) appropriating an additional Three Million One Hundred Eighty-three Thousand Dollars (\$3,183,000) in the Police Service District Fund for purposes of the Department of Public Safety, Police Division. The Metropolitan Emergency Communications Agency (MECA) is to provide \$1,326,600 and \$1,856,400 is to be taken from the City General Fund's "County Option Income Tax (C.O.I.T.) Reserve for 1991 Public Safety".

BE IT ORDAINED BY THE POLICE SPECIAL SERVICE DISTRICT COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the Police Special Service District Annual Budget for 1990, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Public Safety Police Division to construct a Public Safety Answering Point (PSAP) including an Emergency Operations Center and Radio Repair Facility.

SECTION 2. The sum of Three Million One Hundred Eighty-three Thousand Dollars (\$3,183,000) 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 appropriations are hereby approved:

DEPARTMENT OF PUBLIC SAFETY		
<u>POLICE DIVISION</u>		<u>POLICE SERVICE DISTRICT FUND</u>
4. Capital Outlay		<u>\$3,183,000</u>
TOTAL INCREASE		\$3,183,000

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

	<u>POLICE SERVICE DISTRICT FUND</u>
Unappropriated and Unencumbered	
Police Service District Fund	<u>\$3,183,000</u>
TOTAL REDUCTION	\$3,183,000

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

PROPOSAL NO. 234, 1990. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 234, 1990, on April 11, 1990. This proposal appropriates \$2,500,000 for the Department of Public Safety, Police Division, to purchase an Automated Fingerprint Identification System. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 10:12 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Holmes, for adoption. Proposal No. 234, 1990, was adopted on the following roll call vote; viz:

- 25 YEAS: *Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Durnil, Giffin, Gilmer, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Mukes-Gaither, Rhodes, Schneider, SerVaas, Shaw, Solenberg, Strader, West*
- 3 NAYS: *Golc, Moriarty, Williams*
- 0 NOT VOTING:
- 1 NOT PRESENT: *Ruhmkorff*

Proposal No. 234, 1990, was retitled POLICE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 3, 1990, and reads as follows:

POLICE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 3, 1990

A POLICE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE amending the Police Special Service District Annual Budget for 1990 (Police Special Service District Fiscal Ordinance No. 5, 1989) appropriating an additional Two Million Five Hundred Thousand Dollars (\$2,500,000) in the Police Special Service District Fund for purposes of the Department of Public Safety, Police Division. The \$2,500,000 is to be shared equally by the City and the County. The Police General Fund is to receive \$1,250,000 each from the City General's "County Option Income Tax (C.O.I.T.) Reserve for 1991 Public Safety and from the County General Fund balance."

BE IT ORDAINED BY THE POLICE SPECIAL SERVICE DISTRICT COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.0 of the Police Special Service District Annual Budget for 1990, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Public Safety, Police Division, to purchase an Automated Fingerprint Identification System (AFIS) for the Indianapolis Police Department.

SECTION 2. The sum of Two Million Five Hundred Thousand Dollars (\$2,500,000) 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 appropriations are hereby approved:

<u>DEPARTMENT OF PUBLIC SAFETY</u> <u>POLICE DIVISION</u>	<u>POLICE SERVICE DISTRICT FUND</u>
4. Capital Outlay	<u>\$2,500,000</u>
TOTAL INCREASE	\$2,500,000

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

	<u>POLICE SERVICE DISTRICT FUND</u>
Unappropriated and Unencumbered	
Police Service District Fund	<u>\$2,500,000</u>
TOTAL REDUCTION	\$2,500,000

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

April 23, 1990

FIRE SPECIAL SERVICE DISTRICT SPECIAL ORDERS - PUBLIC HEARING

A quorum being present, President SerVaas called the Fire Special Service District Council to order at 10:12 p.m.

PROPOSAL NO. 235, 1990. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 235, 1990, on April 11, 1990. This proposal appropriates \$750,000 for the Department of Public Safety, Fire Division, to purchase five fire engines and a light wagon to replace old equipment. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 10:20 p.m.

Thomas Miller, President of the Professional Firefighters Union of Indiana, testified in support of Proposal No. 235, 1990, but said that additional funds are needed to purchase more fire equipment.

Councillor Durnil stated that the fire service districts in some areas tax residents beyond what they can afford. Several years ago the Council tried and failed to impose a fire service fee on government entities and not-for-profit organizations in the downtown area. Councillor Durnil believes it is time to take another look at that ordinance.

Councillor Dowden moved, seconded by Councillor Curry, for adoption. Proposal No. 235, 1990, was adopted on the following roll call vote; viz:

27 YEAS: Borst, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Durnil, Giffin, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Schneider, SerVaas, Shaw, Solenberg, Strader, West, Williams

0 NAYS:

1 NOT VOTING: Boyd

1 NOT PRESENT: Ruhmkorff

Proposal No. 235, 1990, was retitled FIRE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 1, 1990, and reads as follows:

FIRE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 1, 1990

A FIRE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE amending the Fire Special Service District Annual Budget for 1990 (Fire Special Service District Fiscal Ordinance No. 1, 1989) appropriating an additional Seven Hundred Fifty Thousand Dollars (\$750,000) in the Fire Service District Fund for purposes of the Department of Public Safety, Fire Division. The funds will come from the "County Option Income Tax (C.O.I.T.) Reserve for 1991 Public Safety".

BE IT ORDAINED BY THE FIRE SPECIAL SERVICE DISTRICT COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the Fire Special Service District Annual Budget for 1990, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Public Safety, Fire Division, to purchase five fire engines and a light wagon to replace old equipment.

SECTION 2. The sum of Seven Hundred Fifty Thousand Dollars (\$750,000) 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 appropriations are hereby approved:

DEPARTMENT OF PUBLIC SAFETY

FIRE DIVISION

FIRE SERVICE DISTRICT FUND

4. Capital Outlay

\$750,000

TOTAL INCREASE

\$750,000

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

FIRE SERVICE DISTRICT FUND

Unappropriated and Unencumbered

Fire Service District Fund

\$750,000

TOTAL REDUCTION

\$750,000

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

There being no further business before the Police and Fire Special Service District Councils, President SerVaas reconvened the City-County Council at 10:25 p.m.

ANNOUNCEMENTS AND ADJOURNMENTS

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 10:25 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 23rd day of April, 1990.

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

Beurt SerVaas

President

Ken J. Koppig-Dick

Clerk of the Council

ATTEST:

(SEAL)