

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

**REGULAR MEETINGS  
MONDAY, JUNE 25, 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, June 25, 1990, with Councillor SerVaas presiding.

Councillor Mukes-Gaither led the opening prayer and invited all present to join her 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, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Durnil, Giffin, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, Strader, West, Williams*

*1 ABSENT: Boyd*

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

**INTRODUCTION OF GUESTS AND VISITORS**

Councillor West presented special service awards to the following persons who have served in a volunteer capacity on municipal government's boards and commissions and who are now retiring: Robert Samuelson, Metropolitan Development Commission; James Hetherington, Indianapolis Public Transportation Corporation; and William Locey, Board of Zoning Appeals.

**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, June 25, 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

June 12, 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, June 14, 1990, a copy of NOTICE TO TAXPAYERS of a Public Hearing on Proposal Nos. 328, 329, 331, 333, 334, 335, 336, 337, 338, 339, 341, 345, 346, 347, 348, 349 and 350, 1990, to be held on Monday, June 25, 1990, at 7:00 p.m., in the City-County Building.

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

June 12, 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, June 14, 1990, a copy of NOTICE TO TAXPAYERS of a Public Hearing on Proposal No. 286, 1990, to be held on Monday, June 25, 1990, at 7:00 p.m., in the City-County Building.

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

June 15, 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:

*June 25, 1990*

FISCAL ORDINANCE NO. 46, 1990, amending the City-County Annual Budget for 1990 (City-County Fiscal Ordinance No. 88, 1989) appropriating an additional Ninety Thousand Dollars (\$90,000) in the County General Fund for purposes of the Marion County Healthcare Center and reducing the unappropriated and unencumbered balance in the County General Fund.

FISCAL ORDINANCE NO. 47, 1990, amending the City-County Annual Budget for 1990 (City-County Fiscal Ordinance No. 88, 1989) appropriating an additional One hundred Twenty-four Thousand Two hundred Ninety-seven Dollars (\$124,297) In the County General Fund for purposes of the Marion County Healthcare Center and reducing the unappropriated and unencumbered balance in the County General Fund.

FISCAL ORDINANCE NO. 48, 1990, amending the City-County Annual Budget for 1990 (City-County Fiscal Ordinance No. 88, 1989) appropriating an additional Twenty-nine Thousand Six Hundred Fifty-five Dollars (\$29,655) in the County General Fund for purposes of the Prosecuting Attorney and reducing the unappropriated and unencumbered balance in the County General Fund.

FISCAL ORDINANCE NO. 49, 1990, amending the City-County Annual Budget for 1990 (City-County Fiscal Ordinance No. 88, 1989) appropriating an additional Ninety-four Thousand Six Hundred Ninety-five Dollars (\$94,695) in the County Grants Fund for purposes of the Marion Superior Court, Juvenile Division, and reducing the unappropriated and unencumbered balance in the County Grants Fund.

FISCAL ORDINANCE NO. 50, 1990, amending the City-County Annual Budget for 1990 (City-County Fiscal Ordinance No. 88, 1989) appropriating an additional One Hundred Thirty-eight Thousand Six Hundred Eighty-five Dollars (\$138,685) in the State and Federal Grants Fund for purposes of the Marion Superior Court, Juvenile Division, and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

FISCAL ORDINANCE NO. 51, 1990, amending the City-County Annual Budget for 1990 (City-County Fiscal Ordinance No. 88, 1989) appropriating an additional Two Million Six Hundred Seventy-five Thousand Dollars (\$2,675,000) 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.

FISCAL ORDINANCE NO. 52, 1990, amending the City-County Annual Budget for 1990 (City-County Fiscal Ordinance No. 88, 1989) transferring and appropriating an additional Sixty-eight Thousand Nine Hundred Fifty-five Dollars (\$68,955) In the consolidated County Fund for purposes of the Department of Metropolitan Development, Development Services Division and reducing certain other appropriations for that division.

FISCAL ORDINANCE NO. 53, 1990, amending the City-County Annual budget for 1990 (City-County Fiscal Ordinance No. 88, 1989) transferring and appropriating an additional Three Thousand Seven Hundred Fifty Dollars (\$3,750) in the State and Federal Grants Fund for purposes of the Prosecuting Attorney and reducing certain other appropriations for that department.

FISCAL ORDINANCE NO. 54, 1990, amending the City-County Annual Budget for 1990 (City-County Fiscal Ordinance No. 88, 1989) transferring and appropriating an additional Four Thousand Dollars (\$4,000) in the County Corrections Fund for purposes of the Marion County Community Corrections Agency and reducing certain other appropriations for that agency.

FISCAL ORDINANCE NO. 55, 1990, amending the City-County Annual Budget for 1990 (City-County Fiscal Ordinance No. 88, 1989) transferring and appropriating an additional Eight Thousand Nine Hundred Twenty-two Dollars (\$8,922) in the State and Federal Grants Fund for purposes of the Marion County Community Corrections Agency and reducing certain other appropriations for that agency.

FISCAL ORDINANCE NO. 56, 1990, amending the City-County Annual Budget for 1990 (City-County Fiscal Ordinance No. 88, 1989) transferring and appropriating an additional Five Thousand Dollars (\$5,000) in the Law Enforcement Settlement Fund for purposes of the Marion County Justice Agency and reducing certain other appropriations for that agency.

GENERAL ORDINANCE NO. 66, 1990, amending the Code to increase insurance requirements for taxi and limousine licensees and to increase taxi fares.

GENERAL ORDINANCE NO. 67, 1990, amending the "Code of Indianapolis and Marion County, Indiana," Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 68, 1990, amending the "Code of Indianapolis and Marion County, Indiana," Section 29-92, Schedule of intersection controls.

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GENERAL ORDINANCE NO. 69, 1990, amending the "Code of Indianapolis and Marion County, Indiana," Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 70, 1990, amending the "Code of Indianapolis and Marion County, Indiana," Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 71, 1990, amending the "Code of Indianapolis and Marion County, Indiana," Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 72, 1990, amending the "Code of Indianapolis and Marion County, Indiana," Section 29-136, Alteration of prima facie speed limits.

GENERAL ORDINANCE NO. 73, 1990, amending the "Code of Indianapolis and Marion County, Indiana," Section 29-136, Alteration of prima facie speed limits.

GENERAL ORDINANCE NO. 74, 1990, amending the "Code of Indianapolis and Marion County, Indiana," Section 29-267, Parking prohibited at all times on certain streets.

GENERAL ORDINANCE NO. 75, 1990, amending the "Code of Indianapolis and Marion County, Indiana," Section 29-267, Parking prohibited at all times on certain streets.

GENERAL ORDINANCE NO. 76, 1990, amending the "Code of Indianapolis and Marion County, Indiana," Section 29-224, Trucks on certain streets restricted.

GENERAL ORDINANCE NO. 77, 1990, amending the "Code of Indianapolis and Marion County, Indiana," Section 29-224, Trucks on certain streets restricted.

SPECIAL ORDINANCE NO. 5 1990, authorizing the city of Indianapolis to issue Economic Development Refunding Revenue Bonds, Series 1990 (Cloverleaf Properties Project) in aggregate principal amount not to exceed One Million Seven Hundred Thousand Dollars (\$1,700,000) and approving and authorizing other actions in respect thereto.

GENERAL RESOLUTION NO. 3, 1990, approving certain public purpose grants for support of the arts.

SPECIAL RESOLUTION NO. 30 1990, memorializing Klemens J. Zabel.

SPECIAL RESOLUTION NO. 31, 1990, recognizing Curtis L. Coonrod, CPA.

SPECIAL RESOLUTION NO. 32, 1990, concerning the Indianapolis Baptist and Dr. Greg Dixon.

SPECIAL RESOLUTION NO. 33, 1990, concerning E. E. Russ.

SPECIAL RESOLUTION NO. 34, 1990, approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

SPECIAL RESOLUTION NO. 35, 1990, approving the amounts, locations and programmatic operation of certain projects to be funded from Community Development Grant Funds.

SPECIAL RESOLUTION NO. 36, 1990, establishing the White River Improvement Task Force.

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.

## INTRODUCTION OF PROPOSALS

PROPOSAL NO. 342, 1990. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION amending the Code to clarify the requirements for alarm-system permits and to increase certain permit fees and penalties for violations"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 385, 1990. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION acknowledging the necessity of a county-wide public safety communications system and authorizing the Building Authority to proceed with the financing of the system and leasing the system to MECA for installation and maintenance"; and the President referred it to the Administration Committee.

PROPOSAL NO. 386, 1990. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION establishing the Marion County Commission on Youth"; and the President referred it to the Administration Committee.

PROPOSAL NO. 387, 1990. Introduced by Councillor Strader. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$2,256 for the Cooperative Extension Service to participate in the State Student Summer Assistance Program"; and the President referred it to the Community Affairs Committee.

PROPOSAL NO. 388, 1990. Introduced by Councillor Cottingham. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$60,000 for the County Surveyor to acquire a Global Positioning System which is capable of surveying any point to better than a 1/4 of an inch"; and the President referred it to the County and Townships Committee.

PROPOSAL NO. 389, 1990. Introduced by Councillor Cottingham. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$26,292 for the Auditor, County Clerk, Coroner, Treasurer, Surveyor, Information Service Agency and County Healthcare Center to participate in the State Student Summer Assistance Program"; and the President referred it to the County and Townships Committee.

PROPOSAL NO. 390, 1990. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$4,730 for the Child Support IV-D Agency, Superior Court-Criminal Division-Room Two and Superior Court-Civil Division-Room One to participate in the State Student Summer Assistance Program"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 391, 1990. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$151,375 for the Community Corrections Agency to operate the Project Challenge Wilderness Survival Program for the fiscal year 1990-91 funded by an Indiana Department of Corrections Grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 392, 1990. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating \$22,780 for the Justice Agency to pay Drug Use Forecasting Program staff as county

employees instead of as independent contractors"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 393, 1990. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$7,697 for the Domestic Relations Counseling Bureau to change a part-time counselor to full-time"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 394, 1990. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$260 for the Domestic Relations Counseling Bureau to purchase supplies, which monies were donated by the Domestic Relations Counseling Service, Inc."; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 395, 1990. Introduced by Councillors Holmes and Irvin. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code prohibiting parking of certain trucks in residential neighborhoods or overnight on public streets"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 396, 1990. Introduced by Councillor McGrath. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by changing the intersection controls at Ewing and Macklin Streets"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 397, 1990. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls at various locations"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 398, 1990. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a traffic signal at the intersection of Pleasant Run Parkway, N. Drive and Raymond Street"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 399, 1990. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a traffic signal at the intersection of High School Road and Minnesota Street"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 400, 1990. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a change in intersection controls at Sargent Road and 82nd Street (EB) and Sargent Road and 82nd Street (WB)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 401, 1990. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a 3-way stop at the intersection of Sunnyside Road and 79th Street"; and the President referred it to the Transportation Committee.

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PROPOSAL NO. 402, 1990. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing parking restrictions on a segment of Emerson Avenue from Brookville Road to a point 80 feet north of Brookville Road"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 403, 1990. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing parking restrictions during rush hours on segments of Alabama Street"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 404, 1990. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing the removal of parking on segments of Porto Alegre"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 405, 1990. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing two (2) loading zones for Bank One"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 406, 1990. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing weight limit restrictions on the 10th Street Frontage Road (998 N.)"; and the President referred it to the Transportation Committee.

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

PROPOSAL NO. 383, 1990. Councillor Schneider reported that the Economic Development Committee heard Proposal No. 383, 1990, on June 13, 1990. The proposal authorizes the City of Indianapolis to issue its Economic Development Revenue Bond, Series 1990 (Mobile Drilling Company, Inc. Project) in the principal amount of \$950,000, and approves and authorizes other actions in respect thereto. Councillor Schneider stated that Mobile Drilling Company will use this money to expand its facilities. 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 Ruhmkorff, for adoption. Proposal No. 383, 1990, was adopted on the following roll call vote; viz:

*21 YEAS: Brooks, Cottingham, Coughenour, Curry, Dowden, Durnil, Gilmer, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Schneider, SerVaas, Strader, West, Williams*

*0 NAYS:*

*7 NOT VOTING: Borst, Clark, Giffin, Golc, Ruhmkorff, Shaw, Solenberg*

*1 NOT PRESENT: Boyd*

Proposal No. 383, 1990, was retitled SPECIAL ORDINANCE NO. 6, 1990, and reads as follows:

#### **CITY-COUNTY SPECIAL ORDINANCE NO. 6, 1990**

A SPECIAL ORDINANCE authorizing the City of Indianapolis to issue Economic Development Revenue Bond, Series 1990 (Mobile Drilling Company, Inc. Project) in the principal amount of Nine Hundred Fifty Thousand Dollars (\$950,000), and approving and authorizing other actions in respect thereto.

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

WHEREAS, the Act declares that the financing and refinancing 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, partnership or individual 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, City of Indianapolis, Indiana (the "Issuer") intends to issue its Economic Development Revenue Bond, Series 1990 (Mobile Drilling Company, Inc. Project) in the principal amount of Nine Hundred Fifty Thousand Dollars (\$950,000) (the "Series 1990 Bond") pursuant to an Indenture (the "Indenture") between the Issuer and Merchants National Bank & Trust Company of Indianapolis, acting as Registrar and Paying Agent (the "Bank") in order to obtain funds to lend to Mobile Drilling Company, Inc. (the "Company"); pursuant to the Loan Agreement (the "Loan Agreement") between the Issuer and the Company; pursuant to the Net Lease among William R. Zimmerman, Trustee of the William R. Zimmerman Living Trust under Declaration Trust dated September 20, 1976, a California Living Trust, as amended, and the Company (the "Net Lease"); and pursuant to the Bond Purchase Agreement to be dated the date of closing among the Issuer, the Company and Merchants National Bank & Trust Company of Indianapolis, as Bond Purchaser (the "Bond Purchaser") (the "Bond Purchase Agreement"); for the purpose of financing the cost of the renovation, expansion (containing approximately 21,000 square feet financed with a portion of the Series 1990 Bond proceeds) and equipping of the Company's existing drilling equipment, machine and tool manufacturing facility (the "Current Facility") located at 3807 Madison Avenue, Indianapolis, Indiana, and the purchase of equipment to manufacture drilling equipment to be located in the Current Facility, all of which is to be located on approximately 5 acres of land which are presently owned by Zimmerman Holdings, Inc. (the parent company of the Company); the acquisition, renovation, construction, installation and equipping of various site improvements at the facilities; and the acquisition and installation of machinery, equipment, and furnishing for use in the facilities (the "Project"); a building addition will be constructed and owned by Zimmerman Holdings, Inc. at the same location and leased to the Company, but such building will not be financed through the use of Series 1990 Bond proceeds; and

WHEREAS, the Loan Agreement provides for the repayment by the Company of the loan of the proceeds of the Series 1990 Bond and further provides (i) for the Company's repayment obligation to be evidenced by the Company's Note, Series 1990 (the "Series 1990 Note") in the principal amount equal to the principal amount of the Series 1990 Bond; and

WHEREAS, pursuant to the Indenture, the Issuer will endorse the Series 1990 Note without recourse and assign certain of its rights under the Loan Agreement as security for the Series 1990 Bond which is payable solely and only out of the payments to be made by the Company with respect to the Series 1990 Note; and

WHEREAS, the Indianapolis Economic Development Commission on June 13, 1990 adopted a Resolution which Resolution has been previously transmitted hereto, finding that the financing of the Project which will be initially owned and operated by the Company complies with the purposes and provisions of the Act and that such financing will be of benefit to the health or general welfare of the Issuer and its citizens; and

WHEREAS, the Indianapolis Economic Development Commission has approved the final forms of the 1) Indenture; 2) Loan Agreement; 3) Net Lease; 4) Bond Purchase Agreement; and 5) the form of the Series 1990 Bond (hereinafter referred to collectively as the "Financing Documents") by Resolution adopted prior in time to this date, which Resolution has been transmitted hereto; now, therefore:

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 economic development facilities referred to in the Financing Documents consisting of the Project previously approved by the Indianapolis Economic Development Commission now presented to this City-County Council, the issuance and sale of the Series 1990 Bond, the loan of the net proceeds thereof to the Company for the purposes of financing the costs of the Project, and the repayment of said loan by the Company will be of benefit to the health or general welfare of the Issuer and its citizens and does comply with the purposes and provisions of the Act.

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

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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 Issuer shall issue its Series 1990 Bond in an principal amount of Nine Hundred Fifty Thousand Dollars (\$950,000) for the purpose of procuring funds to loan to the Company in order to finance the costs of the Project which Series 1990 Bond will be payable as to principal, premium, if any, and interest solely from the payments made by the Company on its Series 1990 Note in the principal amount of equal to the principal amount of the Series 1990 Bond which will be executed and delivered by the Company to evidence and secure said loan and as otherwise provided in the above described Financing Documents. The Series 1990 Bond shall never constitute a general obligation of, an indebtedness of, or charge against the general credit of the Issuer.

SECTION 4. The City Clerk and City Controller are authorized and directed to sell such Series 1990 Bond to the purchaser or purchasers thereof at a price equal to 100% of the principal amount thereof, plus accrued interest, if any, and at a stated per annum rate of interest as set forth in the Financing Documents.

SECTION 5. The Mayor and City Clerk are authorized and directed to execute those Financing Documents approved herein which require the signature of the Mayor and City Clerk and any other document which may be necessary or desirable to consummate the transaction, and their execution is hereby confirmed on behalf of the Issuer. The signatures of the Mayor and City Clerk on the Series 1990 Bond may be facsimile signatures. The City Clerk and City Controller are authorized to arrange for the delivery of such Series 1990 Bond to the purchaser or purchasers thereof payment for which will be made in the manner set forth in the Financing Documents. The Series 1990 Bond shall be dated the date of closing this transaction, such date to be no later than ninety (90) days from the date of adoption by this City-County Council of this Special Ordinance. The Mayor and City Clerk may by their execution of the Financing Documents requiring their signatures and imprinting of their facsimile signatures on the Series 1990 Bond 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 provisions of this ordinance and the Financing Documents shall constitute a contract binding between the Issuer and the holder or holders of the Series 1990 Bond and after the issuance of said Series 1990 Bond, this ordinance shall not be repealed or amended in any respect which would adversely affect the right of such holder or holders so long as said Series 1990 Bond or the interest thereon remains unpaid.

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

PROPOSAL NO. 384, 1990. This proposal approves and authorizes certain actions and proceedings with respect to certain proposed economic development bonds (Mid-America Energy Resources, Inc. Project). Councillor Clark moved, seconded by Councillor Curry, to table Proposal No. 384, 1990. This motion passed by unanimous voice vote.

PROPOSAL NOS. 407-416, 1990. Introduced by Councillor Borst. The Clerk read the proposals entitled: "REZONING ORDINANCES certified by the Metropolitan Development Commission on June 22, 1990. The Council did not schedule Proposal Nos. 407-416, 1990, for hearing pursuant to IC 36-7-4-608. Proposal Nos. 407-416, 1990, were retitled REZONING ORDINANCE NOS. 113-122, 1990, and are identified as follows:

REZONING ORDINANCE NO. 113, 1990. 89-Z-112 (AMENDED) FRANKLIN TOWNSHIP  
COUNCILMANIC DISTRICT NO. 13  
4855 SOUTH EMERSON AVENUE, INDIANAPOLIS.

FRED B. LOTT requests the rezoning of 86.6 acres, being in the D-4, C-3 and A-2 districts, to the C-S classification to provide for an integrated center consisting of low rise office buildings and community/retail shopping and recreational activities.

REZONING ORDINANCE NO. 114, 1990. 89-Z-256 CENTER TOWNSHIP  
COUNCILMANIC DISTRICT NO. 17  
3611-3627 WEST 16TH STREET, INDIANAPOLIS.

JOHN H. OLMSTEAD AND ELFREDA H. OLMSTEAD, by Michael J. Kias, requests the rezoning of 0.573 acre, being in the D-5 District, to the C-3 classification, to provide for an accessory storage and off-street parking area to an existing commercial building.

REZONING ORDINANCE NO. 115, 1990. 90-Z-65 WAYNE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 1

1961 NORTH GIRLS SCHOOL ROAD, INDIANAPOLIS.

FRANK AND SANDRA PETTITT, by Stephen D. Mears, request the rezoning of 9.5 acres, being in the D-A District, to the SU-3 classification to provide for the development of a driving range and putting green.

REZONING ORDINANCE NO. 116, 1990. 90-Z-71 (AMENDED) PIKE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 1

3880 WEST 92ND STREET, INDIANAPOLIS.

THARALDSON DEVELOPMENT COMPANY, by Harry F. McNaught, requests the rezoning of 1.221 acres, being in the D-2 District, to the C-6 classification to provide for the development of a Comfort Inn (motel for the interstate traveling public).

REZONING ORDINANCE NO. 117, 1990. 90-Z-78 PIKE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 1

1100 COUNTRY CLUB ROAD, INDIANAPOLIS.

LARRY D. SILVER COMPANY, by Raymond Good, requests the rezoning of 8.94 acres, being in the C-3 District, to the C-S classification to provide for the following uses: day care center, auto care center and a combination restaurant and bar.

REZONING ORDINANCE NO. 118, 1990. 90-Z-82 PERRY TOWNSHIP  
COUNCILMANIC DISTRICT NO. 25

102 AND 208 EAST COUNTY LINE ROAD, INDIANAPOLIS.

DALE MIDDLETON AND VILLA GROUP, INC., by John W. Van Buskirk, requests the rezoning of 3 acres, being in the D-A District, to the D-6 classification to provide for the development of attached residential dwellings.

REZONING ORDINANCE NO. 119, 1990. 90-Z-85 CENTER TOWNSHIP  
COUNCILMANIC DISTRICT NO. 23

2301 HOBART ROAD, INDIANAPOLIS.

COMMUNITY HEALTH NETWORK, INC., by Paul G. Reis, requests the rezoning of 4.442 acres, being in the D-4 District, to the C-1 classification to provide for the construction of two five thousand square foot buildings; one for administration office use and one for outpatient services.

REZONING ORDINANCE NO. 120, 1990. 90-Z-97 PIKE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 1

8030 LAFAYETTE ROAD, INDIANAPOLIS.

R.J. WELLS & ASSOCIATES, by Harry F. McNaught, Jr., requests the rezoning of 27.5 acres, being in the D-A District, to the D-1 classification, to provide for the development of a single-family residential subdivision.

REZONING ORDINANCE NO. 121, 1990. 90-Z-99 WARREN TOWNSHIP  
COUNCILMANIC DISTRICT NO. 5

2009 NORTH GERMAN CHURCH ROAD, INDIANAPOLIS.

JOSE A. CUEVAS, requests the rezoning of 1 acre, being in the D-A District, to the D-2 classification to provide for the construction of two single-family residences.

REZONING ORDINANCE NO. 122, 1990. 90-Z-100 CENTER TOWNSHIP  
COUNCILMANIC DISTRICT NO. 16

2801 NORTH MERIDIAN STREET, INDIANAPOLIS.

GROUP ELEVEN ARCHITECTURE, requests the rezoning of 1.127 acres, being in the D-9 and D-5 Districts to the C-1/RC classification to legally establish an existing office building.

## **SPECIAL ORDERS - PUBLIC HEARING**

PROPOSAL NO. 286, 1990. Councillor Borst reported that the Metropolitan Development Committee heard Proposal No. 286, 1990, on May 22, 1990 and on June 19, 1990. The proposal transfers and appropriates \$31,043 for the Department of Metropolitan Development, Administration, to upgrade and reclassify certain positions as set forth by the recent City clerical audit. By a vote of 8-1 on May 22, 1990, the proposal was postponed. By a 5-1 vote on June 19, 1990, the Committee reported the proposal to the Council with the recommendation that it do pass.

June 25, 1990

The President called for public testimony at 7:37 p.m. There being no one present to testify, Councillor Borst moved, seconded by Councillor Gilmer, for adoption. Proposal No. 286, 1990, was adopted on the following roll call vote; viz:

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

0 NAYS:

4 NOT VOTING: Golc, Irvin, Ruhmkorff, Shaw

1 NOT PRESENT: Boyd

Proposal No. 286, 1990, was retitled FISCAL ORDINANCE NO. 57, 1990, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 57, 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-one Thousand Forty-three Dollars (\$31,043) in the Consolidated County Fund for purposes of the Department of Metropolitan Development, Administration, and reducing certain other appropriations and the unappropriated and unencumbered balance in the Consolidated County Fund.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 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 Metropolitan Development, Administration, to upgrade and reclassify certain positions as set forth by the recent City clerical audit.

SECTION 2. The sum of Thirty-one Thousand Forty-three Dollars (\$31,043) be, and the same is hereby transferred and appropriated for the purposes as shown in Section 3 by reducing the account and unappropriated balances as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>DEPARTMENT OF METROPOLITAN DEVELOPMENT - ADMINISTRATION</u>	<u>CONSOLIDATED COUNTY FUND</u>
1. Personal Services	<u>\$31,043</u>
TOTAL INCREASE	\$31,043

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

<u>DEPARTMENT OF METROPOLITAN DEVELOPMENT - ADMINISTRATION</u>	<u>CONSOLIDATED COUNTY FUND</u>
3. Other Services & Charges	\$15,000
Unappropriated and Unencumbered Consolidated County Fund	<u>16,043</u>
TOTAL REDUCTION	\$31,043

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

PROPOSAL NO. 289, 1990. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 289, 1990, on June 13, 1990. The proposal appropriates \$179,237 for the County Auditor, Clerk of the Circuit Court, Prosecuting Attorney, County Sheriff and Marion County Drug Court to establish a budget for the Marion County Drug Court beginning July 1, 1990 through December 31, 1990, pursuant to legislation by the Indiana General Assembly. By a 9-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Williams stated that she would be voting "no" on this proposal because of her concern that the drug court will be established before the domestic violence court, which is housed in temporary quarters, will have been given a permanent courtroom.

The President called for public testimony at 7:42 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Curry, for adoption. Proposal No. 289, 1990, was adopted on the following roll call vote; viz:

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

Proposal No. 289, 1990, was retitled FISCAL ORDINANCE NO. 58, 1990, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 58, 1990

A FISCAL ORDINANCE amending the City-County Annual Budget for 1990 (City-County Fiscal Ordinance No. 88, 1989) appropriating an additional One Hundred Seventy-nine Thousand Two Hundred Thirty-seven Dollars (\$179,237) in the County General Fund for purposes of the various agencies listed 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), (d), (w), (z), and (new court), 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, Clerk of the Circuit Court, Prosecuting Attorney, County Sheriff and Marion County Drug Court to establish a budget for the Marion County Drug Court beginning July 1, 1990 through December 31, 1990, pursuant to legislation by the Indiana General Assembly.

SECTION 2. The sum of One Hundred Seventy-nine Thousand Two Hundred Thirty-seven 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>COUNTY GENERAL FUND</u>
<u>COUNTY AUDITOR</u>	
1. Personal Services (fringes)	\$ 25,000
	\$ 25,000
<u>CLERK OF THE CIRCUIT COURT</u>	
1. Personal Services	\$ 14,000
	\$ 14,000
<u>PROSECUTING ATTORNEY</u>	
1. Personal Services	\$ 33,000
	\$ 33,000
<u>COUNTY SHERIFF</u>	
1. Personal Services	\$ 19,600
	\$ 19,600
<u>MARION COUNTY DRUG COURT</u>	
1. Personal Services	\$ 60,000
2. Supplies	2,700
3. Other Services & Charges	24,937
	\$ 87,637
 TOTAL INCREASE	 \$179,237

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

	<u>COUNTY GENERAL FUND</u>
Unappropriated and Unencumbered	
County General Fund	\$179,237
TOTAL REDUCTION	\$179,237

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

PROPOSAL NO. 328, 1990. Councillor Rhodes reported that the Administration Committee heard Proposal No. 328, 1990, on June 18, 1990. The proposal appropriates \$129,540 for the Department of Administration, Office of the Director, to provide for expanded telephone services for the Sewer Service and Customer Service Divisions of the Department of Public Works and to hire one temporary employee. 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 7:45 p.m. There being no one present to testify, Councillor Rhodes moved, seconded by Councillor Holmes, for adoption. Proposal No. 328, 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, SerVaas, Shaw, Solenberg, Strader, West, Williams*
- 1 NAY: *Ruhmkorff*
- 2 NOT VOTING: *Howard, Schneider*
- 1 NOT PRESENT: *Boyd*

Proposal No. 328, 1990, was retitled FISCAL ORDINANCE NO. 59, 1990, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 59, 1990

A FISCAL ORDINANCE amending the City-County Annual Budget for 1990 (City-County Fiscal Ordinance No. 88, 1989) appropriating an additional One Hundred Twenty-nine Thousand Five Hundred Forty Dollars (\$129,540) in the City General Fund for purposes of the Department of Administration, Office of the Director, and reducing the unappropriated and unencumbered balance in the City General Fund.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 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, Office of the Director, to provide expanded telephone services for 129 East Market Street in order to accommodate the relocation of a Department of Public Works Section, to that building.

SECTION 2. The sum of One Hundred Twenty-nine Thousand Five Hundred Forty Dollars (\$129,540) 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 ADMINISTRATION	
<u>OFFICE OF THE DIRECTOR</u>	<u>CITY GENERAL FUND</u>
3. Other Services and Charges	\$129,540
TOTAL INCREASE	\$129,540

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

CITY GENERAL FUND

Unappropriated and Unencumbered	
City General Fund	<u>\$129,540</u>
TOTAL REDUCTION	\$129,540

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

PROPOSAL NO. 329, 1990. Councillor Rhodes reported that the Administration Committee heard Proposal No. 329, 1990, on June 18, 1990. The proposal appropriates \$29,000 for the Department of Administration, Office of the Director, to hire a consultant to study the city's methods of sale and disposal of city equipment. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillors Schneider and Clark stated that, in their opinions, paying a consultant for this kind of study is a waste of taxpayers' money.

Councillor Holmes stated that the main recommendation from the Fleet Management Study Committee was to hire someone with expertise in the buying and selling of cars.

Don McPherson, Director of the Department of Administration, said that the consultant will be hired for six months and his salary will be funded by increased revenue from the sale of equipment.

The President called for public testimony at 8:01 p.m. There being no one present to testify, Councillor Rhodes moved, seconded by Councillor Holmes, for adoption. Proposal No. 329, 1990, was adopted on the following roll call vote; viz:

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

Proposal No. 329, 1990, was retitled FISCAL ORDINANCE NO. 60, 1990, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 60, 1990

A FISCAL ORDINANCE amending the City-County Annual Budget for 1990 (City-County Fiscal Ordinance No. 88, 1989) appropriating an additional Twenty-nine Thousand Dollars (\$29,000) in the City General Fund for purposes of the Department of Administration, Director's Office and reducing the unappropriated and unencumbered balance in the City General Fund.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 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, Director's Office to hire a consultant to study the City's methods of sale and disposal of City owned equipment.

SECTION 2. The sum of Twenty-nine Thousand Dollars (\$29,000) 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:

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DEPARTMENT OF ADMINISTRATION  
DIRECTOR'S OFFICE

3. Other Services and Charges  
TOTAL INCREASE

CITY GENERAL FUND  
\$29,000  
\$29,000

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

Unappropriated and Unencumbered  
City General Fund  
TOTAL REDUCTION

CITY GENERAL FUND  
\$29,000  
\$29,000

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

PROPOSAL NO. 331, 1990. This proposal appropriates \$13,039 for the Soil and Water Conservation District Agency to hire an additional staff person. Councillor Cottingham asked for consent to postpone Proposal No. 331, 1990, until the next Council meeting on July 23, 1990. Consent was given.

PROPOSAL NO. 333, 1990. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 333, 1990, on June 13, 1990. The proposal appropriates \$116,653 in the Home Detention Fund to provide for additional personnel and equipment and to replace vehicles for the Community Corrections Agency. By a 9-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:03 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Schneider, for adoption. Proposal No. 333, 1990, was adopted on the following roll call vote; viz:

21 YEAS: *Brooks, Cottingham, Curry, Dowden, Giffin, Gilmer, Golc, Hawkins, Howard, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, West, Williams*

0 NAYS:

7 NOT VOTING: *Borst, Clark, Coughenour, Durnil, Holmes, Irvin, Strader*

1 NOT PRESENT: *Boyd*

Proposal No. 333, 1990, was retitled FISCAL ORDINANCE NO. 61, 1990, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 61, 1990

A FISCAL ORDINANCE amending the City-County Annual Budget for 1990 (City-County Fiscal Ordinance No. 88, 1989) appropriating an additional One Hundred Sixteen Thousand Six Hundred Fifty-three Dollars (\$116,653) in the Home Detention Fund for purposes of the County Auditor and the Marion County Community Corrections Agency and reducing the unappropriated and unencumbered balance in the Community Correction Home Detention 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 (aaa) of the City-County Annual Budget for 1990, be and is hereby amended by the increases and reductions hereinafter stated for the County Auditor and the Marion County Community Corrections Agency for purposes of hiring additional personnel, purchasing equipment and replacing vehicles during the fiscal year 1990-1991 for the Community Corrections Agency.

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SECTION 2. The sum of One Hundred Sixteen Thousand Six Hundred Fifty-three Dollars (\$116,653) 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>COMMUNITY CORRECTION HOME DETENTION FUND</u>
1. Personal Services (fringes)	\$ 8,050
 <u>MARION COUNTY COMMUNITY CORRECTIONS AGENCY</u>	
1. Personal Services	52,269
3. Other Services and Charges	34,850
4. Capital Outlay	<u>21,484</u>
TOTAL INCREASE	\$116,653

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

	<u>COMMUNITY CORRECTION HOME DETENTION FUND</u>
Unappropriated and Unencumbered Community Correction Home Detention Fund	<u>\$116,653</u>
TOTAL REDUCTION	\$116,653

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

PROPOSAL NO. 334, 1990. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 334, 1990, on June 13, 1990. The proposal appropriates \$16,389 in the Home Detention Fund for the Community Corrections Agency for the 1990-91 fiscal year. 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 8:04 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Shaw, for adoption. Proposal No. 334, 1990, was adopted on the following roll call vote; viz:

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

Proposal No. 334, 1990, was retitled FISCAL ORDINANCE 62, 1990, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 62, 1990

A FISCAL ORDINANCE amending the City-County Annual Budget for 1990 (City- County Fiscal Ordinance No. 88, 1989) appropriating an additional Sixteen Thousand Three Hundred Eighty-nine Dollars (\$16,389) in the Home Detention Fund for purposes of the Marion County Community Corrections Agency and reducing the unappropriated and unencumbered balance in the Community Correction Home Detention 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) and (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

June 25, 1990

Agency to reappropriate Community Correction Home Detention User Fees which apply to the fiscal year 1990-1991, as the previous appropriation expires.

SECTION 2. The sum of Sixteen Thousand Three Hundred Eighty-nine Dollars (\$16,389) 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>COMMUNITY CORRECTION</u>
1. Personal Services (fringes)	<u>HOME DETENTION FUND</u>
	\$ 863
<u>MARION COUNTY COMMUNITY CORRECTIONS AGENCY</u>	
1. Personal Services	6,229
3. Other Services and Charges	<u>9,297</u>
TOTAL INCREASE	\$16,389

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

	<u>COMMUNITY CORRECTION</u>
	<u>HOME DETENTION FUND</u>
Unappropriated and Unencumbered	
Community Correction Home Detention Fund	<u>\$16,389</u>
TOTAL REDUCTION	\$16,389

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

PROPOSAL NO. 335, 1990. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 335, 1990, on June 13, 1990. The proposal appropriates \$690,446 for the Community Corrections Agency from the Indiana Department of Corrections Grant for the 1990-91 fiscal year. By a 9-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:06 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Curry, for adoption. Proposal No. 335, 1990, was adopted on the following roll call vote; viz:

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

Proposal No. 335, 1990, was retitled FISCAL ORDINANCE NO. 63, 1990, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 63, 1990

A FISCAL ORDINANCE amending the City-County Annual Budget for 1990 (City-County Fiscal Ordinance No. 88, 1989) appropriating an additional Six Hundred Ninety Thousand Four Hundred Forty-six Dollars (\$690,446) in the State & Federal Grants Fund for purposes of the County Auditor and the Marion County Community Corrections Agency thereby 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 (aaa) of the City-County Annual Budget for 1990, be and is hereby amended by the

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increases and reductions hereinafter stated for purposes of the County Auditor and the Marion County Community Corrections Agency by approving the operating budget for the Grant Fiscal Year 1990-1991.

SECTION 2. The sum of Six Hundred Ninety Thousand Four Hundred Forty-six Dollars (\$690,446) 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>STATE &amp; FEDERAL GRANTS FUND</u>
1. Personal Services (fringes)	\$38,180
<u>MARION COUNTY COMMUNITY CORRECTIONS AGENCY</u>	
1. Personal Services	247,919
2. Supplies	13,000
3. Other Services and Charges	<u>391,347</u>
TOTAL INCREASE	\$690,446

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

	<u>STATE &amp; FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State & Federal Grants Fund	<u>\$690,446</u>
TOTAL REDUCTION	\$690,446

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

PROPOSAL NO. 336, 1990. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 336, 1990, on June 13, 1990. The proposal transfers and appropriates \$32,500 for the Sheriff for two additional correction officers and for additional supplies. 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 8:09 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Hawkins, for adoption. Proposal No. 336, 1990, was adopted on the following roll call vote; viz:

*23 YEAS: Brooks, Cottingham, Coughenour, Curry, Dowden, Giffin, Gilmer, Golc, Hawkins, Holmes, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, Strader, Williams*

*0 NAYS:*

*5 NOT VOTING: Borst, Clark, Durnil, Howard, West*

*1 NOT PRESENT: Boyd*

Proposal No. 336, 1990, was retitled FISCAL ORDINANCE NO. 64, 1990, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 64, 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-two Thousand Five Hundred Dollars (\$32,500) in the County General Fund for purposes of the County Sheriff and County Auditor and reducing certain other appropriations for those departments.

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) and (Z) 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 Sheriff to hire two additional Correction

June 25, 1990

Officers to supervise housekeeping details with jail inmates, thereby utilizing money that has already been appropriated for rental payment to the Indianapolis Marion County Building Authority, and to pay for cleaning supplies and fringes that are funded by the County Auditor.

SECTION 2. The sum of Thirty-two Thousand Five Hundred Dollars (\$32,500) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>COUNTY SHERIFF</u>	<u>COUNTY GENERAL FUND</u>
1. Personal Services	\$24,144
2. Supplies	5,487
<u>COUNTY AUDITOR</u>	
1. Personal Services (fringes)	<u>\$ 2,869</u>
TOTAL INCREASE	\$32,500

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

<u>COUNTY SHERIFF</u>	<u>COUNTY GENERAL FUND</u>
3. Other Services & Charges	<u>\$32,500</u>
TOTAL REDUCTION	\$32,500

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

PROPOSAL NO. 337, 1990. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 337, 1990, on June 13, 1990. The proposal appropriates \$55,000 for the Sheriff for expenses related to the extradition of prisoners. 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 8:11 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Hawkins, for adoption. Proposal No. 337, 1990, was adopted on the following roll call vote; viz:

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

*0 NAYS:*

*3 NOT VOTING: Borst, Clark, Howard*

*1 NOT PRESENT: Boyd*

Proposal No. 337, 1990, was retitled FISCAL ORDINANCE NO. 65, 1990, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 65, 1990

A FISCAL ORDINANCE amending the City-County Annual Budget for 1990 (City-County Fiscal Ordinance No. 88, 1989) appropriating an additional Fifty-five Thousand Dollars (\$55,000) in the County Extradition Fund for purposes of the County Sheriff and reducing the unappropriated and unencumbered balance in the County Extradition 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 (z) 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 Sheriff to pay for travel expenses relating to the extradition of prisoners, as directed by the Prosecutor's office. Funding for this proposal will come from Late Surrender Fees that are deposited to the County Extradition Fund, as established under (IC 35-33-14).

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SECTION 2. The sum of Fifty-five Thousand Dollars (\$55,000) 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 SHERIFF</u>	<u>COUNTY EXTRADITION FUND</u>
3. Other Services and Charges	<u>\$55,000</u>
TOTAL INCREASE	\$55,000

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

	<u>COUNTY EXTRADITION FUND</u>
Unappropriated and Unencumbered County Extradition Fund	<u>\$55,000</u>
TOTAL REDUCTION	\$55,000

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

PROPOSAL NO. 338, 1990. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 338, 1990, on June 13, 1990. The proposal appropriates \$248,387 in the County Corrections Fund for the Auditor, Sheriff, Community Corrections Agency and the Justice Agency for various programs for the fiscal year 1990-91. 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 8:14 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Curry, for adoption. Proposal No. 338, 1990, was adopted on the following roll call vote; viz:

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

0 NAYS:

3 NOT VOTING: *Borst, Durnil, Howard*

1 NOT PRESENT: *Boyd*

Proposal No. 338, 1990, was retitled FISCAL ORDINANCE NO. 66, 1990, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 66, 1990

A FISCAL ORDINANCE amending the City-County Annual Budget for 1990 (City-County Fiscal Ordinance No. 88, 1989) appropriating an additional Two Hundred Forty-eight Thousand Three Hundred Eighty-seven Dollars (\$248,387) in the County Corrections Fund for purposes of the County Auditor, County Sheriff, Marion County Community Corrections Agency and Marion County Justice Agency by reducing the unappropriated and unencumbered balance in the County Corrections 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, Sections 2.01 (b), (z), (aaa), and (cc) 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, County Sheriff, Marion County Community Corrections Agency and the Marion County Justice Agency for various programs beginning August 1, 1990 through July 31, 1991.

SECTION 2. The sum of Two Hundred Forty-eight Thousand Three Hundred Eighty-seven Dollars (\$248,387) 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.

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SECTION 3. The following additional appropriations are hereby approved:

<u>COUNTY AUDITOR</u>	<u>COUNTY CORRECTIONS FUND</u>
1. Personal Services (Fringes-31)	\$ 24,662
 <u>COUNTY SHERIFF</u> <u>OFFENDERS AID RESTORATION</u>	
3. Other Services and Charges	22,500
 <u>MARION COUNTY COMMUNITY CORRECTIONS</u> <u>JAIL SERVICES</u>	
1. Personal Services	30,275
3. Other Services & Charges	45,450
 <u>MARION COUNTY COMMUNITY CORRECTIONS</u> <u>PRE-TRIAL WRISTLET PROGRAM</u>	
3. Other Services & Charges	20,000
 <u>MARION COUNTY COMMUNITY CORRECTIONS</u> <u>PUBLIC RESTITUTION PROGRAM</u>	
2. Supplies	5,000
 <u>MARION COUNTY JUSTICE AGENCY</u> <u>SCREENING</u>	
1. Personal Services	18,500
 <u>MARION COUNTY JUSTICE AGENCY</u> <u>JAIL OMBUDSMAN</u>	
1. Personal Services	23,500
 <u>MARION COUNTY JUSTICE AGENCY</u> <u>DRUG TESTING PROGRAM</u>	
1. Personal Services	<u>58,500</u>
 TOTAL INCREASES	 \$248,387

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

	<u>COUNTY CORRECTIONS FUND</u>
Unappropriated and Unencumbered	
County Corrections Fund	<u>\$248,387</u>
TOTAL REDUCTION	<u>\$248,387</u>

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

PROPOSAL NO. 339, 1990. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 339, 1990, on June 13, 1990. The proposal appropriates \$4,496 for the Superior Court, Juvenile Division, to purchase computers and software to be used in the Life Skills Educations Program, which funds were donated by the Stanley K. Lacy Foundation. 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 8:15 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Holmes, for adoption. Proposal No. 339, 1990, was adopted on the following roll call vote; viz:

23 YEAS: *Brooks, Cottingham, Coughenour, Curry, Dowden, Durnil, Giffin, Gilmer, Golc, Hawkins, Holmes, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, Strader*

0 NAYS:

5 NOT VOTING: *Borst, Clark, Howard, West, Williams*

1 NOT PRESENT: *Boyd*

Proposal No. 339, 1990, was retitled FISCAL ORDINANCE NO. 67, 1990, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 67, 1990

A FISCAL ORDINANCE amending the City-County Annual Budget for 1990 (City-County Fiscal Ordinance No. 88, 1989) appropriating an additional Four Thousand Four Hundred Ninety-six Dollars (\$4,496) 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 the Superior Court, Juvenile Division to receive funds donated by Stanley K. Lacy Foundation through the Indianapolis Chamber of Commerce for purposes of purchasing computers and software for classroom use in the Life Skills Educational Program.

SECTION 2. The sum of Four Thousand Four Hundred Ninety-six Dollars (\$4,496) 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>
2. Supplies	\$1,000
4. Capital Outlay	<u>3,496</u>
TOTAL INCREASE	\$4,496

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

	<u>COUNTY GRANTS FUND</u>
Unappropriated and Unencumbered	
County Grants Fund	<u>\$4,496</u>
TOTAL REDUCTION	\$4,496

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

PROPOSAL NO. 341, 1990. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 341, 1990, on June 13, 1990. The proposal transfers and appropriates \$90,000 for the Department of Public Safety, Animal Control Division, to purchase furniture and equipment and to install a telephone system for the new Animal Control facility. By a 6-3 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:19 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Hawkins, for adoption. Proposal No. 341, 1990, was adopted on the following roll call vote; viz:

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

Proposal No. 341, 1990, was retitled FISCAL ORDINANCE NO. 68, 1990, and reads as follows:

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CITY-COUNTY FISCAL ORDINANCE NO. 68, 1990

A FISCAL ORDINANCE amending the City-County Annual Budget for 1990 (City-County Fiscal Ordinance No. 88, 1989) transferring and appropriating an additional Ninety Thousand Dollars (\$90,000) in the Consolidated County Fund for purposes of the Department of Public Safety, Animal Control Division thereby reducing certain other appropriations for that department, and by reducing the unappropriated and unencumbered balance in the Consolidated County Fund.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the City-County Annual Budget for 1990, be and is hereby amended by the increases and reductions hereinafter stated for purposes enabling the Department of Public Safety, Animal Control Division to place the new animal Control Facility in full operation by installation of a new telephone system, as well as the purchase of necessary equipment.

SECTION 2. The sum of Ninety Thousand Dollars (\$90,000) be, and the same is hereby transferred and appropriated for the purposes as shown in Section 3 by reducing the account and the unappropriated balances as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>DEPARTMENT OF PUBLIC SAFETY</u> <u>ANIMAL CONTROL DIVISION</u>	<u>CONSOLIDATED COUNTY FUND</u>
4. Capital Outlay	\$90,000
TOTAL INCREASE	\$90,000

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

<u>DEPARTMENT OF PUBLIC SAFETY</u> <u>ANIMAL CONTROL DIVISION</u>	<u>CONSOLIDATED COUNTY FUND</u>
3. Other Services & Charges	\$23,377
Unappropriated and Unencumbered Consolidated County Fund	<u>66,623</u>
TOTAL REDUCTION	\$90,000

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

PROPOSAL NO. 345, 1990. Councillor Coughenour reported that the Public Works Committee heard Proposal No. 345, 1990, on June 21, 1990. The proposal appropriates \$672,154 for the Department of Public Works, 24th Floor Administration, to pay for two floors of construction improvements at 129 East Market and to hire ten additional account representatives and two additional supervisors. Councillor Coughenour stated that due to the (1) congested working conditions in the Department of Public Works (DPW) on the 24th floor, and (2) the increased phone calls into DPW, it is necessary to acquire more space and to hire more staff. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Gilmer asked what the rent per square foot is at the 129 East Market building and why DPW chose this particular building. Pat Stevens, Director, Department of Public Works, replied that the rent for the ground floor at 129 East Market is \$13.50 per square foot for the first year, and the second floor is \$11.50 per square foot; the reasons for choosing that location are because it is close to the City-County Building and because of the availability of a ground floor.

Councillors Williams, Clark and Schneider voiced their opinions that there are other locations that would fit DPW's needs where the rent would not be so high.

Councillor Clark moved, seconded by Councillor Gilmer, to table Proposal No. 345, 1990. This motion passed on the following roll call vote: viz:

*16 YEAS: Borst, Brooks, Clark, Dowden, Durnil, Giffin, Gilmer, Golc, Jones, McGrath, Moriarty, Mukes-Gaither, Ruhmkorff, Schneider, West, Williams*

*10 NAYS: Cottingham, Coughenour, Curry, Hawkins, Holmes, Irvin, Rhodes, SerVaas, Solenberg, Strader*

*2 NOT VOTING: Howard, Shaw*

*1 NOT PRESENT: Boyd*

Councillor Coughenour commented that there are a lot of other DPW offices located in the 129 East Market Street building and the 24th Floor Administration office needs to interact with them and also with the offices in the City-County Building.

Councillors Durnil and Gilmer stated that, in their opinions, DPW should look into the option of satellite offices, which would be more convenient for the citizens and would also cause less traffic and congestion on Market Street.

Councillor Brooks moved, seconded by Councillor Shaw, to amend Councillor Clark's motion to table Proposal No. 345, 1990, by sending it back to committee instead.

Councillor Rhodes stated that Proposal No. 327, 1990, is a companion ordinance to Proposal No. 345, 1990, and is on tonight's agenda under Final Adoption. Proposal No. 327, 1990, approves the lease for DPW's office space at 129 East Market Street. Councillor Rhodes moved, seconded by Councillor Coughenour, to amend Councillor Brooks' motion by setting up a joint meeting of the Administration and Public Works Committees on Thursday, July 5, 1990, to hear Proposal Nos. 327 and 345, 1990. This motion passed by a unanimous voice vote.

PROPOSAL NO. 346, 1990. Councillor Coughenour reported that the Public Works Committee heard Proposal No. 346, 1990, on June 21, 1990. The proposal appropriates \$300,000 for the Department of Public Works, Office of the Director, to construct a new animal control facility. By a 4-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 9:03 p.m. There being no one present to testify, Councillor Coughenour moved, seconded by Councillor Cottingham, for adoption. Proposal No. 346, 1990, was adopted on the following roll call vote; viz:

*20 YEAS: Brooks, Clark, Cottingham, Coughenour, Dowden, Durnil, Giffin, Gilmer, Golc, Hawkins, Holmes, Jones, McGrath, Moriarty, Rhodes, SerVaas, Shaw, Strader, West, Williams*

*4 NAYS: Borst, Curry, Irvin, Ruhmkorff*

*4 NOT VOTING: Howard, Mukes-Gaither, Schneider, Solenberg*

*1 NOT PRESENT: Boyd*

Proposal No. 346, 1990, was retitled FISCAL ORDINANCE NO. 69, 1990, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 69, 1990

A FISCAL ORDINANCE amending the City-County Annual Budget for 1990 (City-County Fiscal Ordinance No. 88, 1989) appropriating an additional Three Hundred Thousand Dollars (\$300,000) in the Consolidated

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County Cumulative Capital Development Fund for purposes of the Department of Public Works, Office of the Director and reducing the unappropriated and unencumbered balance in the Consolidated County Cumulative Capital Development Fund.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 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 Public Works, Office of the Director to allow for the construction of a new Animal Control Facility.

SECTION 2. The sum of Three Hundred Thousand Dollars (\$300,000) 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 WORKS	CONSOLIDATED COUNTY CUMULATIVE
<u>OFFICE OF THE DIRECTOR</u>	<u>CAPITAL DEVELOPMENT FUND</u>
4. Capital Outlay	<u>\$300,000</u>
TOTAL INCREASE	\$300,000

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

	CONSOLIDATED COUNTY CUMULATIVE
	<u>CAPITAL DEVELOPMENT FUND</u>
Unappropriated and Unencumbered	
Consolidated County Cumulative	
Capital Development Fund	<u>\$300,000</u>
TOTAL REDUCTION	\$300,000

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

President SerVaas announced that Proposal Nos. 347 and 348, 1990, would be voted on together.

PROPOSAL NOS. 347 and 348, 1990. Councillor McGrath reported that the Rules and Policy Committee heard Proposal Nos. 347 and 348, 1990, on June 12, 1990. Proposal No. 347, 1990, re-establishes the Indianapolis Cumulative Capital Development Fund. By a 5-0 vote, the Committee reported Proposal No. 347, 1990, to the Council with the recommendation that it do pass. Proposal No. 348, 1990, re-establishes the Marion County Cumulative Development Fund. By a 5-0 vote, the Committee reported Proposal No. 348, 1990, to the Council with the recommendation that it do pass as amended. Councillor McGrath stated that the amendment to Proposal No. 348, 1990, was a technical amendment-the wrong state statute had been referenced.

The President called for public testimony at 9:09 p.m. There being no one present to testify, Councillor McGrath moved, seconded by Councillor West, for adoption. Proposal Nos. 347 and 348, 1990, was adopted on the following roll call vote; viz:

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

Proposal No. 347, 1990, was retitled SPECIAL ORDINANCE NO. 7, 1990, and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 7, 1990

A SPECIAL ORDINANCE re-establishing the Indianapolis Cumulative Capital Development Fund.

WHEREAS, IC 36-9-15.5 allows municipalities to establish a municipal cumulative capital development fund; and

WHEREAS, Special Ordinance No. 35, 1984 established the Indianapolis Cumulative Capital Development Fund; and

WHEREAS, Special Ordinance No. 55, 1985 amended the Indianapolis Cumulative Capital Development Fund to permit its use for additional capital purposes; and

WHEREAS, IC 36-9-15.5-5 and IC 36-9-15.5-6 provide that the maximum period for which a cumulative capital development fund may be established is three (3) years; and

WHEREAS, 1990 is the last year of the current fund; and

WHEREAS, the City of Indianapolis desires to re-establish the Indianapolis Cumulative Capital Development Fund, as necessary and prudent for the fiscal well-being of the City of Indianapolis; now, therefore:

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

SECTION 1. There is hereby established an Indianapolis Cumulative Capital Development Fund.

SECTION 2. An ad valorem property tax levy will be imposed and the revenues from the levy will be retained in the Indianapolis Cumulative Capital Development Fund.

SECTION 3. The maximum rate of levy under Section 2 will not exceed the following amounts:

- a. .15 per \$100.00 assessed valuation for 1991
- b. .15 per \$100.00 assessed valuation for 1992
- c. .15 per \$100.00 assessed valuation for 1993

SECTION 4. The funds accumulative in the Indianapolis Cumulative Capital Development Fund will be used for the following purposes:

- a. To provide for the cost of construction, maintenance, and repair of bridges, approaches and grade separations, as described in IC 8-16-3;
- b. To provide for the acquisition of real property and the construction, enlarging, improving, remodeling, repairing, or equipping of buildings structures, runways, or other facilities for use in connection with an airport operated by the Indianapolis Airport Authority as described in IC 8-22-3-25;
- c. To provide for the adequate maintenance of channel improvements, levees, and water retarding or impoundment structures, or for the emergency of unusually expensive maintenance for such works of improvement, as described in IC 13-3-3-89;
- d. To provide for city hospitals, for the purchase of real estate and grounds for hospital purposes, to remodel or make major repairs on any hospital buildings or buildings, to erect and construct hospital buildings or additions or extensions to them, or for any other major capital improvements, as described in IC 16-12.2-5-32;
- e. To provide for the purchase, construction, renovation, or addition to buildings used by the fire department, for the purchase of firefighting equipment, including payments required under lease rental with option to purchase agreements, and to purchase police radio equipment, as described in IC 36-8-14-2;
- f. To provide for the acquisition of buses, and for the planning establishment, and maintenance of routes and schedules to assist in the implementation of urban mass transportation systems as described in IC 36-9-4;
- g. To provide funds to purchase, construct, equip, and maintain buildings for municipal purpose, to acquire the land, and any improvements on it, that are necessary for the construction of municipal buildings, to demolish any improvements on land acquired by such means, and to level, grade, and prepare the land for the construction of a municipal building, to acquire land or rights-of-way to be used as a public way or other means of ingress or egress to land acquired for the construction of a municipal building, to improve or construct

any public way or other means of ingress or egress to land acquired for the construction of a municipal building, as described in IC 36-9-16-2;

h. To provide funds to acquire land or rights-of-way to be used for public ways or sidewalks, to construct and maintain public ways or sidewalks, to acquire land or rights-of-way for the construction of sanitary or storm sewers, or both, to construct and maintain sanitary or storm sewers, or both, to acquire, by purchase or lease, or to pay all or part of the purchase price of a utility, to purchase or lease land, buildings, or rights-of-way for the use of any utility that is acquired or operated by the municipality, to purchase or acquire land, with or without buildings, for park or recreation purposes, to purchase, lease, or pay all or part of the purchase price of motor vehicles for the use of the police and fire department, or both, including ambulances and firefighting vehicles with the necessary equipment, ladders, and hoses, to retire in whole or in part any general obligation bonds of the municipality that were issued for the purpose of acquiring or constructing improvements or properties that would qualify for the use of these funds, to purchase or lease equipment and other non-consumable personal property needed by the municipality for any public transportation use, or to purchase or lease equipment to be used to illuminate a public way or sidewalk, as described in IC 36-9-16-3;

i. To provide for the acquisition of rights-of-way for public ways or sidewalks, or the construction or reconstruction of public ways or sidewalks, as described in IC 36-9-16.5-2;

j. To provide funds to be used to construct, repair or improve streets, alleys, sidewalks, curbs, gutters, and sewers, as described in IC 36-9-17-3;

k. To provide for the planning, erection, remodeling, extension, and repair of sewer disposal plants and sewers to convey sanitary sewage to those plants, for the construction, remodeling, repair and extension of storm sewers, for relief sewers and drains in aid of the sanitary system or storm sewers, for the payment of the municipality's part of the costs of any public sewer or drainage project that (a) lies wholly or partly within the municipality; and (b) aids or is connected to the sewage collection or drainage system of the municipality, and for the payment of the part of any project that is allocable to property owners by special assessment under IC 36-9-21, for repayment to the cumulative building and sinking fund as described in IC 36-9-26;

l. To provide for the construction, reconstruction or maintenance of drains as provided for in IC 36-9-27;

m. With respect to municipal parks as described in IC 36-10-4, to pay for the acquisition of any land to be used for those purposes, or for any improvement authorized by IC 36-10-4.

SECTION 5. Notwithstanding Section 4, funds accumulated in the Indianapolis Cumulative Capital Development Fund may be spent for purposes other than the purposes stated in Section 4, if the purpose is to protect the public health, welfare, or safety in an emergency situation which demand immediate action. Money may be spent under the authority of this section only after the Mayor of Indianapolis issues a declaration that the public health, welfare or safety is in immediate danger that requires the expenditure of money in the fund.

SECTION 6. This fund takes effect upon approval of the State Board of Tax Commissioners.

SECTION 7. Should any provision 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 counsel in adopting this ordinance. To this end, the provisions of this ordinance are severable.

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

Proposal No. 348, 1990, was retitled SPECIAL ORDINANCE NO. 8, 1990, and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 8, 1990

A SPECIAL ORDINANCE re-establishing the Marion County Cumulative Capital Development Fund.

WHEREAS, IC 36-9-14.5 allows counties to establish a county cumulative capital development fund; and

WHEREAS, Special Ordinance No. 36, 1984 established the Marion County Cumulative Capital Development Fund; and

WHEREAS, Special Ordinance No. 56, 1985 and Special Ordinance No. 15, 1988 amended the Marion County Cumulative Capital Development Fund to permit its use for additional capital purposes; and

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WHEREAS, IC 36-9-14.5-5 and IC 36-9-14.5-6 provide that the maximum period for which a cumulative capital development fund may be established is three (3) years; and

WHEREAS, 1990 is the last year of the current fund; and

WHEREAS, Marion County desires to reestablish the Marion County Cumulative Capital Development Fund, as necessary and prudent for the fiscal well-being of Marion County; now, therefore:

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

SECTION 1. There is hereby established a Marion County Cumulative Capital Development Fund.

SECTION 2. An ad valorem property tax levy will be imposed and the revenues from the levy will be retained in the Marion County Cumulative Capital Development Fund.

SECTION 3. The maximum rate of levy under Section 2 will not exceed the following amounts:

- a. .10 per \$100.00 assessed valuation for 1991
- b. .10 per \$100.00 assessed valuation for 1992
- c. .10 per \$100.00 assessed valuation for 1993

SECTION 4. The funds accumulative in the Marion County Cumulative Capital Development Fund will be used for the following purposes:

- a. To provide for the purchase of voting machines or devices, as described in IC 3-11-6-1;
- b. To provide for the cost of construction, maintenance, and repair of bridges, approaches and grade separations, as described in IC 8-16-3;
- c. To provide for the acquisition of real property and the construction, enlarging, improving, remodeling, repairing, or equipping of buildings structures, runways, or other facilities for use in connection with an airport operated by the Indianapolis Airport Authority as described in IC 8-22-3-25;
- d. To provide for the adequate maintenance of channel improvements, levees, and water retarding or impoundment structures, or for the emergency of unusually expensive maintenance for such works of improvement, as described in IC 13-3-3-89;
- e. To provide for erection of county hospital buildings or other buildings or for the erection of additions to or remodeling of present buildings used for hospitals purposes or for equipping them as needed to carry out the provisions of IC 16-12-21, and to provide for the establishment, enlargement, construction, acquisition, or remodeling of a county hospital building or buildings or the equipping of existing buildings as provided for in IC 16-12.1-4;
- f. To provide for the construction remodeling, and repair of county courthouses as described in IC 36-9-14-2;
- g. To provide for the construction, repair, remodeling, enlarging, and equipping of a county jail, a juvenile detention center to be operated under IC 31-6-9.5, or for the purchase, lease or payment of all or part of the purchase, price of motor vehicles for use of the sheriff's department, as described for in IC 36-9-15-2;
- h. To provide funds to purchase, construct, equip, and maintain buildings for public purpose, to acquire the land, and any improvements on it, that are necessary for construction of public building, to demolish and improvements on land acquired by such means, and to level grade, and prepare the land for the construction of a public building, to acquire land or rights-of-way to be used as a public way or other means of ingress or egress to land acquired for the construction of a public building, to improve or construct any public way or other means of ingress or egress to land acquired for the construction of a public building, as described in IC 36-9-16-2;
- i. To provide funds to acquire land or rights-of-way to be used for public ways or sidewalks, to construct and maintain public ways or sidewalks, to acquire land or rights-of-way for the construction of sanitary or storm sewers, or both, to construct and maintain sanitary or storm sewers, or both, to acquire, by purchase or lease, or to pay all or part of the purchase price of a utility, to purchase or lease land, buildings, or rights-of-way for the use of any utility that is acquired or operated by the municipality, to purchase or acquire land, with or without buildings, for park or recreation purposes, to purchase lease, or pay all or part of the purchase of motor vehicles for the use of the police and fire department, or both, including ambulances and firefighting vehicles

with the necessary equipment, ladders, and hoses, to retire in whole or in part any general obligation bonds that were issued for the purpose of acquiring or constructing improvements or properties that would qualify for the use of these funds, to purchase or lease equipment and other nonconsumable personal property needed for any public transportation use, or to purchase or lease equipment to be used to illuminate a public way or sidewalk, as described in IC 36-9-16-3;

j. To provide for the construction, reconstruction or maintenance of drains as provided for in IC 36-9-27;

k. With respect to parks as described in IC 36-10-4, to pay for the acquisition of any land to be used for those purposes, or for any improvement authorized by IC 36-10-4.

SECTION 5. Notwithstanding Section 4, funds accumulated in the Marion County Cumulative Capital Development Fund may be spent for purposes other than the purposes stated in Section 4, if the purpose is to protect the public health, welfare, or safety in an emergency situation which demand immediate action. Money may be spent under the authority of this section only after the Mayor of Indianapolis, as chief executive of Marion County, issues a declaration that the public health, welfare or safety is in immediate danger that requires the expenditure of money in the fund.

SECTION 6. This fund takes effect upon approval of the state Board of Tax Commissioners.

SECTION 7. Should any provision 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 counsel in adopting this ordinance. To this end, the provisions of this ordinance are severable.

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

PROPOSAL NO. 349, 1990. Councillor Gilmer reported that the Transportation Committee heard Proposal No. 349, 1990, on June 20, 1990. The proposal appropriates \$63,293 for the Department of Transportation, Finance and Administration Division, to hire three additional employees in the Management Information Section. By a 4-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 9:12 p.m. There being no one present to testify, Councillor Gilmer moved, seconded by Councillor McGrath, for adoption. Proposal No. 349, 1990, was adopted on the following roll call vote; viz:

*24 YEAS: Borst, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Durnil, Giffin, Gilmer, Golc, Hawkins, Holmes, Irvin, Jones, McGrath, Moriarty, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, West, Williams*

*0 NAYS:*

*4 NOT VOTING: Howard, Mukes-Gaither, Solenberg, Strader*

*1 NOT PRESENT: Boyd*

Proposal No. 349, 1990, was retitled FISCAL ORDINANCE NO. 70, 1990, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 70, 1990

A FISCAL ORDINANCE amending the City-County Annual Budget for 1990 (City-County Fiscal Ordinance No. 88, 1989) appropriating an additional Sixty-three Thousand Two Hundred Ninety-three Dollars (\$63,293) in the Transportation Fund for purposes of the Department of Transportation, Finance & Administration Division, and reducing the unappropriated and unencumbered balance in the Transportation Fund.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 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 Transportation, Finance & Administration Division to add three new positions to the department's Management Information Section.

SECTION 2. The sum of Sixty-three Thousand Two Hundred Ninety-three Dollars (\$63,293) 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 TRANSPORTATION</u>	<u>TRANSPORTATION GENERAL FUND</u>
1. Personal Services	<u>\$63,293</u>
TOTAL INCREASE	\$63,293

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

	<u>TRANSPORTATION GENERAL FUND</u>
Unappropriated and Unencumbered	
Transportation General Fund	<u>\$63,293</u>
TOTAL REDUCTION	\$63,293

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

PROPOSAL NO. 350, 1990. Councillor Gilmer reported that the Transportation Committee heard Proposal No. 350, 1990, on June 20, 1990. The proposal transfers \$664,113 within the budget of the Department of Transportation to allocate appropriations to the appropriate divisions. By a 4-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 9:16 p.m. There being no one present to testify, Councillor Gilmer moved, seconded by Councillor Cottingham, for adoption. Proposal No. 350, 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, Ruhmkorff, Schneider, SerVaas, Shaw, Strader, Williams*

0 NAYS:

3 NOT VOTING: *Howard, Solenberg, West*

1 NOT PRESENT: *Boyd*

Proposal No. 350, 1990, was retitled FISCAL ORDINANCE NO. 71, 1990, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 71, 1990

A FISCAL ORDINANCE amending the City-County Annual Budget for 1990 (City-County Fiscal Ordinance No. 88, 1989) transferring and appropriating an additional Six Hundred Sixty-four Thousand One Hundred Thirteen Dollars (\$664,113) in the Transportation General Fund for purposes of the Department of Transportation, Operations Division, Development Division and Finance & Administration Division and reducing certain other appropriations for that department.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 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 Transportation to allocate appropriations in the Development Division, Operations Division and Finance and Administration Division to reflect corrections in divisional budgeting.

SECTION 2. The sum of Six Hundred Sixty-four Thousand One Hundred Thirteen Dollars (\$664,113) be, and the same is hereby transferred, for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

June 25, 1990

SECTION 3. The following increased appropriations are hereby approved:

<u>DEPARTMENT OF TRANSPORTATION DEVELOPMENT DIVISION</u>	<u>TRANSPORTATION GENERAL FUND</u>
1. Personal Services	\$126,102
3. Other Services & Charges	88,126
4. Capital Outlay	13,000
 <u>OPERATIONS DIVISION</u>	
3. Other Services & Charges	234,745
 <u>FINANCE &amp; ADMINISTRATION DIVISION</u>	
1. Personal Services	164,351
2. Supplies	<u>37,789</u>
 TOTAL INCREASE	 \$664,113

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

<u>DEPARTMENT OF TRANSPORTATION DEVELOPMENT DIVISION</u>	<u>TRANSPORTATION GENERAL FUND</u>
2. Supplies	\$ 1,506
 <u>OPERATIONS DIVISION</u>	
1. Personal Services	290,453
2. Supplies	239,360
4. Capital Outlay	1,913
 <u>FINANCE &amp; ADMINISTRATION DIVISION</u>	
3. Other Services & Charges	32,071
4. Capital Outlay	<u>98,810</u>
 TOTAL REDUCTION	 \$664,113

SECTION 5. 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. 306, 1990. Councillor Gilmer reported that the Transportation Committee heard Proposal No. 306, 1990, on June 20, 1990. The proposal amends the Code by authorizing a traffic signal at the intersection of Lafayette Road and 52nd Street. By a 4-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Gilmer moved, seconded by Councillor Holmes, for adoption. Proposal No. 306, 1990, was adopted on the following roll call vote; viz:

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

*0 NAYS:*

*3 NOT VOTING: Gilmer, Howard, Solenberg*

*1 NOT PRESENT: Boyd*

Proposal No. 306, 1990, was retitled GENERAL ORDINANCE NO. 78, 1990, and reads as follows:

#### CITY-COUNTY GENERAL ORDINANCE NO. 78, 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:

*Journal of the City-County Council*

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	Lafayette Rd. & 52nd St.	Lafayette 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>
9, Pg. 2	Lafayette Rd. & 52nd St.	None	Signal

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

[Clerk's Note: Under "Special Orders - Public Hearing" a motion was made and seconded to send Proposal Nos. 327 and 345, 1990, back to Committee.]

PROPOSAL NO. 330, 1990. Councillor Rhodes reported that the Administration Committee heard Proposal No. 330, 1990, on June 18, 1990. The proposal transfers and appropriates \$40,000 for the Department of Administration, Purchasing Division, to buy office furniture and equipment due to office expansion. 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 Coughenour, for adoption. Proposal No. 330, 1990, was adopted on the following roll call vote; viz:

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

Proposal No. 330, 1990, was retitled FISCAL ORDINANCE NO. 72, 1990, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 72, 1990

A FISCAL ORDINANCE amending the City-County Annual Budget for 1990 (City-County Fiscal Ordinance No. 88, 1989) transferring and appropriating an additional Forty Thousand Dollars (\$40,000) in the Consolidated County Fund for purposes of the Department of Administration, Purchasing Division and reducing certain other appropriations for that department.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 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, Purchasing Division to buy office equipment and furniture due to office expansion.

SECTION 2. The sum of be, and the same is hereby transferred, for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>DEPARTMENT OF ADMINISTRATION</u> <u>PURCHASING DIVISION</u>	<u>CONSOLIDATED COUNTY FUND</u>
4. Capital Outlay	<u>\$40,000</u>
TOTAL INCREASE	\$40,000

June 25, 1990

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

DEPARTMENT OF ADMINISTRATION	
<u>PURCHASING DIVISION</u>	<u>CONSOLIDATED COUNTY FUND</u>
3. Other Services & Charges	\$40,000
TOTAL REDUCTION	\$40,000

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

PROPOSAL NO. 332, 1990. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 332, 1990, on June 13, 1990. The proposal approves the Community Corrections Advisory Board's professional services contract with Volunteers of America to provide a residential community corrections program for eligible offenders. 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 Schneider, for adoption. Proposal No. 332, 1990, was adopted on the following roll call vote; viz:

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

*0 NAYS:*

*4 NOT VOTING: Dowden, Howard, Solenberg, Strader*

*1 NOT PRESENT: Boyd*

Proposal No. 332, 1990, was retitled GENERAL RESOLUTION NO. 4, 1990, and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 4, 1990

A GENERAL RESOLUTION authorizing the Marion County Community Corrections Agency ("Agency") to contract with Volunteers of America ("Contractors") to obtain the professional services of a Contractor to provide a residential community corrections program for eligible offenders.

WHEREAS, the Agency Advisory Board was established pursuant to IC 11-12-2-2 and City-County Special Resolution No. 103, 1981; and

WHEREAS, the Agency has adequate funds for renewal of the contract; and

WHEREAS, any agreement entered into by the Agency to provide a residential community corrections program for eligible offenders must be approved by the City-County Council; and

WHEREAS, the Agency desires to contract with Volunteers of America to obtain professional services to provide a residential community corrections program for eligible offenders; now, therefore:

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

SECTION 1. The City-County Council of Indianapolis and Marion County, as the legislative body of Marion County, hereby approves the contract contemplated by the Marion County Community Corrections Agency to obtain professional services to provide a residential community corrections program for eligible offenders.

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

PROPOSAL NO. 340, 1990. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 340, 1990, on June 13, 1990. The proposal transfers and appropriates \$4,747 for the Superior Court, Criminal Division-Room Six, to pay \$1 for a copier by paying the balance of the copier lease/purchase plan. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do

pass as amended. Councillor Dowden stated that the original amount appropriated was incorrect so Proposal No. 340, 1990, was amended in Committee to correct the amount. Councillor Dowden moved, seconded by Councillor Hawkins, for adoption. Proposal No. 340, 1990, was adopted on the following roll call vote; viz:

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

Proposal No. 340, 1990, was retitled FISCAL ORDINANCE NO. 73, 1990, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 73, 1990

A FISCAL ORDINANCE amending the City-County Annual Budget for 1990 (City-County Fiscal Ordinance No. 88, 1989) transferring and appropriating an additional Three Thousand Six Hundred Seventy-nine Dollars (\$3,679) in the County General Fund for purposes of the Superior Court Criminal Division, Room Six and reducing certain other appropriations for that Court.

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 (ii) 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, Criminal Division, Room Six, to pay off the remainder of a copier lease/purchase plan and receive the equipment for (\$1), as per agreement.

SECTION 2. The sum of Three Thousand Six Hundred Seventy-nine Dollars (\$3,679) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

SUPERIOR COURT, CRIMINAL DIVISION, <u>ROOM SIX</u>	<u>COUNTY GENERAL FUND</u>
4. Capital Outlay	\$3,679
TOTAL INCREASE	\$3,679

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

SUPERIOR COURT, CRIMINAL DIVISION, <u>ROOM SIX</u>	<u>COUNTY GENERAL FUND</u>
3. Other Services & Charges	\$3,679
TOTAL REDUCTION	\$3,679

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

[Clerk's Note: Councillor Solenberg was no longer present.]

PROPOSAL NO. 344, 1990. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 344, 1990, on June 13, 1990. The proposal authorizes the purchase of real estate located at 1002 Kentucky Avenue for use as a fire station. By a 9-0 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. 344, 1990, was adopted on the following roll call vote; viz:

June 25, 1990

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

0 NAYS:

2 NOT VOTING: *Howard, Shaw*

2 NOT PRESENT: *Boyd, Solenberg*

Proposal No. 344, 1990, was retitled SPECIAL RESOLUTION NO. 37, 1990, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 37, 1990

A SPECIAL RESOLUTION authorizing the purchase of .78 acre of property at 1002 Kentucky Avenue from Parkway Realty Corporation for \$102,243 by the Department of Public Safety for use as a site for a fire station by the Indianapolis Fire Department.

WHEREAS, the Department of Public Safety desires to purchase .78 acre located at 1002 Kentucky Avenue for use as a site for a fire station by the Indianapolis Fire Department, and

WHEREAS, the property is owned by Parkway Realty Corporation, 8449 Sand Point Way, Indianapolis, Indiana 46240, which corporation is wholly owned by Alvin P. Levenson, and

WHEREAS, as is required by IC 36-1-10.5-5, the Department of Public Safety has obtained two (2) appraisals of the fair market value of the property, which appraisals estimated the value of the property at One Hundred Five Thousand Six Hundred Dollars (\$105,600) and One Hundred Eleven Thousand Dollars (\$111,000), now, therefore:

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

SECTION 1. The City-County Council has investigated the conditions requiring the subject purchase and, pursuant to IC 36-1-10.5-5, hereby authorizes the purchase of .78 acre at 1002 Kentucky Avenue from Parkway Realty Corporation for One Hundred Two Thousand Two Hundred Forty-three Dollars (\$102,243) by the Department of Public Safety for use as a site for a fire station for the Indianapolis Fire Department.

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

PROPOSAL NOS. 352, 353 and 354, 1990. President SerVaas asked for consent to vote on the three transportation proposals together. Consent was given. The Transportation Committee heard Proposal Nos. 352, 353 and 354, 1990, on June 20, 1990. PROPOSAL NO. 352, 1990. This proposal amends the Code by authorizing a weight limit restriction on Spring Mill Road between 86th and 96th Streets. PROPOSAL NO. 353, 1990. This proposal amends the Code by authorizing a 150 foot passenger and materials loading zone on Illinois Street for the Caterbury Hotel, St. Elmo's and the Rider Building. PROPOSAL NO. 354, 1990. This proposal amends the Code by authorizing a 35 MPH speed zone on 86th Street from Lafayette Road to the West Marion County Line. By a 4-0 vote, the Committee reported Proposals 352, 353 and 354, 1990, to the Council with the recommendation that they do pass. Councillor Gilmer moved, seconded by Councillor Golc, for adoption. Proposal Nos. 352, 353 and 354, 1990, were adopted on the following roll call vote; viz:

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

0 NAYS:

5 NOT VOTING: *Clark, Coughenour, Holmes, Howard, Ruhmkorff*

2 NOT PRESENT: *Boyd, Solenberg*

Proposal No. 352, 1990, was retitled GENERAL ORDINANCE NO. 79, 1990, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 79, 1990

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-224, Trucks on certain streets restricted.

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 29-224, Trucks on certain streets restricted be, and the same is hereby amended by the addition of the following, to wit:

11,000 POUNDS GROSS WEIGHT

Spring Mill Road, from  
86th Street to 96th Street

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

Proposal No. 353, 1990, was retitled GENERAL ORDINANCE NO. 80, 1990, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 80, 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:

Illinois Street, on the east side, from  
a point 150 feet south of Maryland Street  
to a point 350 feet south of Maryland Street,  
except for a 30 foot parking restriction  
for Chesapeake Street.

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

Proposal No. 354, 1990, was retitled GENERAL ORDINANCE NO. 81, 1990, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 81, 1990

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-136, Alteration of prima facie speed limits.

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 29-136, Alteration of prima facie speed limits be, and the same is hereby amended by the addition of the following, to wit:

86th Street, from Lafayette Road  
to the West Marion County Line, 35 MPH

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

June 25, 1990

## ANNOUNCEMENTS AND ADJOURNMENT

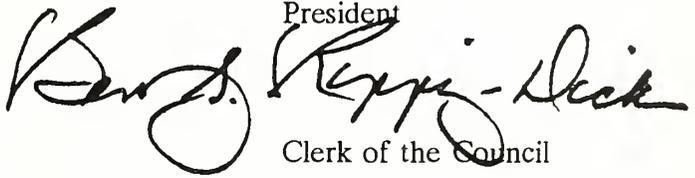
Councillor Holmes moved, seconded by Councillor West, to have the August 27, 1990 Council meeting begin at 5:00 p.m. instead of 7:00 p.m. due to a civic happening. This motion passed by unanimous voice vote.

There being no further business, upon motion duly made and seconded, the meeting adjourned at 9:30 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 25th day of June, 1990.

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

ATTEST:

  
President  
  
Clerk of the Council

(SEAL)