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

REGULAR MEETINGS MONDAY, FEBRUARY 10, 1992

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:18 p.m. on Monday, February 10, 1992, with Councillor SerVaas presiding.

Chaplain Glenn Calkins, Indianapolis Fire Department, led the opening prayer. Councillor Boyd invited all present to join him in the Pledge of Allegiance to the Flag.

Thomas Miller, Vice President, Indianapolis Professional Fire Fighters Local 416, expressed his gratitude to the Council for their support concerning the death of two firemen in the Indianapolis Athletic Club fire on February 5, 1992. He also thanked all the city-county departments and agencies for their help and support during that time.

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: Beadling, Black, Borst, Boyd, Brents, Brooks, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Hinkle, Howard, Jimison, Jones, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams [Clerk's Note: Councillor Brooks had resigned, and a successor had not been selected.]

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

INTRODUCTION OF GUESTS AND VISITORS

Councillor Borst introduced Don Miller, former District 25 Councillor, and Mike Vollmer, former District 17 Councillor.

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, February 10, 1992, 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

January 28, 1992

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, January 30, 1992, a copy of NOTICE TO TAXPAYERS of a Public Hearing on Proposal Nos. 26, 27, 28, 29 and 30, 1992, to be held on Monday, February 10, 1992, at 7:00 p.m., in the City-County Building.

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

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, Beverly S. Rippy, the following ordinances and resolutions:

SPECIAL RESOLUTION NO. 3, 1992, congratulating Scecina football champions.

SPECIAL RESOLUTION NO. 4, 1992, recognizing Franklin Township School's CPR heroes.

SPECIAL RESOLUTION NO. 5, 1992, concerning Charles Bogden.

SPECIAL RESOLUTION NO. 6, 1992, recognizing Jerry Daniels and the Ink Spots.

SPECIAL RESOLUTION NO. 7, 1992, recognizing Myron (Mike) D. Higbee.

SPECIAL RESOLUTION NO. 8, 1992, concerning Joseph Staehler.

SPECIAL RESOLUTION NO. 9, 1992, recognizing Chief Joseph D. Kimbrew.

COUNCIL RESOLUTION NO. 1, 1992, concerning the Mayor's appointment of Michael E. Beaver as Director of the Department of Public Safety for a term ending December 31, 1992.

FISCAL ORDINANCE NO. 4, 1992, amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional \$25,600 in the State and Federal Grants Fund for the Domestic Relations Counseling Bureau and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

GENERAL ORDINANCE NO. 1, 1992, making the director of the Department of Public Safety the director of the Marion County Justice Agency by virtue of his office.

Respectfully, s/Stephen Goldsmith Stephen Goldsmith

ADOPTION OF THE AGENDA

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

APPROVAL OF JOURNALS

President SerVaas called for additions or corrections to the Journal of January 27, 1992. There being no additions or corrections, the minutes were approved as distributed.

PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS AND COUNCIL RESOLUTIONS

PROPOSAL NO. 70, 1992. This proposal, sponsored by Councillors Howard and Jones, recognizes African-American veterans during Black History Month. Councillor Jones read the resolution and presented framed documents to Carmen Wilson II, Captain Leawanna Augustine, Rayfield Anderson, Walter Palmer and James Sears. Mr. Wilson, Deputy Director, Department of Veterans Affairs for the State of Indiana, expressed appreciation for the recognition. Councillor Howard moved, seconded by Councillor Jones, for adoption. Proposal No. 70, 1992 was adopted by unanimous voice vote.

Proposal No. 70, 1992 was retitled SPECIAL RESOLUTION NO. 10, 1992 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 10, 1992

A SPECIAL RESOLUTION recognizing African-American veterans during Black History Month.

WHEREAS, African-Americans have helped defend colonies and this nation since colonies were established on the North American continent; and

WHEREAS, with over 95,000 veteran residents, including many Blacks who have served their country well, Marion County has the largest number of military veterans in the State of Indiana; and

WHEREAS, as America and Indianapolis celebrate February's Black History Month, may all citizens learn, recognize and appreciate those thousands of African-Americans who fought to defend America; now, therefore:

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

SECTION 1. The Indianapolis City-County Council bestows special acknowledgement to the thousands of Americans of African descent who bore arms to defend this great nation from the early colonial days in the 1600's through the present time.

SECTION 2. During February's Black History Month, the Council urges citizens, educators, researchers and others to learn more about and to appreciate the significant contributions of African-Americans, along with all veterans, who have fought to defend America.

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

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

PROPOSAL NO. 71, 1992. This proposal, sponsored by Councillors Golc, Borst and Brents, urges continuation of the White River State Park Development Commission. Councillor Borst read the resolution and presented a framed document to Mike Vollmer, White River State Park Commission member, who expressed appreciation for the recognition. Councillor Golc moved, seconded by Councillor Borst, for adoption. Proposal No. 71, 1992 was adopted by unanimous voice vote.

Proposal No. 71, 1992 was retitled SPECIAL RESOLUTION NO. 11, 1992 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 11, 1992

A SPECIAL RESOLUTION urging continuation of the White River State Park Development Commission.

WHEREAS, the Indiana General Assembly, through its Sunset Committee, is currently evaluating the continuation of the White River State Park Development Commission; and

WHEREAS, the White River Park has 150 acres yet to be developed; and

WHEREAS, current projects of the Commission include: Flood control and recreational studies by the Army Corps of Engineers, interest by the National Park Service, the Metropolitan Greenways Plan, the development of a museum/cultural complex plan, and a proposed entertainment center; and

WHEREAS, groups such as the Indianapolis White River Greenway Task Force are working with the Commission to support recreational greenway development for White River, and

WHEREAS, the new city administration supports the continuation of this project; now, therefore:

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

SECTION 1. The Indianapolis City-County Council urges the Indiana General Assembly to reauthorize the White River State Park Development Commission for an additional five year term.

SECTION 2. The Mayor is invited to join in this resolution by affixing his signature hereto.

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

PROPOSAL NO. 23, 1992. Councillor Rhodes reported that the Administration and Finance Committee heard Proposal No. 23, 1992 on February 3, 1992. The proposal reappoints Mary Alice Buckler and John von Arx to the Information Services Agency Board. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Rhodes moved, seconded by Councillor Ruhmkorff, for adoption. Proposal No. 23, 1992 was adopted by unanimous voice vote.

Proposal No. 23, 1992 was retitled COUNCIL RESOLUTION NO. 2, 1992 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 2, 1992

A COUNCIL RESOLUTION reappointing Mary Alice Buckler and John von Arx to the Information Services Agency Board.

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

SECTION 1. As members of the Information Services Agency Board, the Council appoints:

Mary Alice Buckler John von Arx

SECTION 2. The appointments made by this resolution are for terms ending December 31, 1992. The persons appointed by this resolution shall serve at the pleasure of the Council and until their respective successors are appointed and have qualified.

PROPOSAL NO. 34, 1992. Councillor Curry reported that the Rules and Public Policy Committee heard Proposal No. 34, 1992 on February 4, 1992. The proposal approves the Mayor's appointment of Nancy Silvers as Deputy Mayor for a term ending December 31, 1992. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Curry moved, seconded by Councillor Giffin, for adoption.

Stephen Goldsmith, Mayor, City of Indianapolis, stated that Ms. Silvers was out-of-town, and he urged the Council to confirm her appointment.

Proposal No. 34, 1992 was adopted by unanimous voice vote.

Proposal No. 34, 1992 was retitled COUNCIL RESOLUTION NO. 3, 1992 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 3, 1992

A COUNCIL RESOLUTION approving the Mayor's appointment of Nancy Silvers as Deputy Mayor for a term ending December 31, 1992.

WHEREAS, pursuant to IC 36-3-3-8 and Section 2-143 of the "Code of Indianapolis and Marion County, Indiana", mayoral appointments of Deputy Mayors are subject to the approval of the City-County Council; and

WHEREAS, the Mayor of the City of Indianapolis has submitted to this Council the name of Nancy Silvers to serve as Deputy Mayor at his pleasure for a term ending December 31, 1992; now, therefore:

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

SECTION 1. Nancy Silvers is approved and confirmed by the City-County Council to serve as Deputy Mayor at the pleasure of the Mayor for a term ending December 31, 1992.

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

PROPOSAL NO. 35, 1992. Councillor Gilmer reported that the Transportation Committee heard Proposal No. 35, 1992 on January 29, 1992. The proposal approves the Mayor's appointment of E. Mitchell Roob, Jr. as Director of the Department of Transportation for a term ending December 31, 1992. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Gilmer moved, seconded by Councillor Hinkle, for adoption. Proposal No. 35, 1992 was adopted by unanimous voice vote.

Proposal No. 35, 1992 was retitled COUNCIL RESOLUTION NO. 4, 1992 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 4, 1992

A COUNCIL RESOLUTION approving the Mayor's appointment of E. Mitchell Roob, Jr. as Director of the Department of Transportation for a term ending December 31, 1992.

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WHEREAS, pursuant to IC 36-3-3-8 and Section 2-142 of the "Code of Indianapolis and Marion County, Indiana", a mayoral appointment of the Director of the Department of Transportation is subject to the approval of the City-County Council; and

WHEREAS, the Mayor of the City of Indianapolis has submitted to this Council the name of E. Mitchell Roob, Jr. to serve as Director of the Department of Transportation at his pleasure for a term ending December 31, 1992; now, therefore:

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

SECTION 1. E. Mitchell Roob, Jr. is approved and confirmed by the City-County Council to serve as Director of the Department of Transportation at the pleasure of the Mayor for a term ending December 31, 1992.

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

COUNCILLOR BOYD'S MOTION

Councillor Boyd presented the following motion:

... that by passage and delivery of this motion the Indianapolis City-County Council requests of the Mayor's office that it provide to the Council any comprehensive plan it might be working on, or currently following, concerning the redesign and restructure of local government, including major alterations in service delivery, as well as major alterations in the size of the work force. Such plan or design should include undergirding philosophy plus the specific circumstances which drive budget-related decisions.

This motion was seconded by Councillor Jones.

Councillor Boyd said that this motion is only a request for information from the Mayor of his plan on restructuring local government.

Councillors Dowden, Schneider and Giffin spoke in opposition to this motion because of the mandate the voters gave to the Mayor at the last election.

Councillors Black and Jones voiced their support of this motion because they believe the Council should be made aware of the Mayor's projects and plans.

Councillor West said that he has met with the Mayor's staff and they are still working on a comprehensive plan. He said he thinks it would be better to table this action or send it to committee than to bring it forth at this time since the Mayor's plan is still in the development stage.

Councillor Ruhmkorff stated it is her opinion that since this motion is not in proper form it should be returned to Councillor Boyd.

The President said that it is legal to make a resolution from the floor, and Councillor Boyd's motion is not a binding resolution.

Councillor Borst said that he cannot vote for Councillor Boyd's motion in its present form because he believes the Mayor is still working on a plan; therefore, he moved to amend Councillor Boyd's motion by inserting the underlined text and deleting the stricken-through text as follows:

... that by passage and delivery of this motion the Indianapolis City-County Council requests of the Mayor's office that it provide to work with the Council on any comprehensive plan it might be working on, or currently

following, concerning the redesign and restructure of local government, including major alterations in service delivery, as well as major alterations in the size of the work force. Such plan or design should include undergirding philosophy plus the specific circumstances which drive budget-related decisions.

Councillor Rhodes seconded Councillor Borst's amendment. Councillor Boyd accepted Councillor Borst's amendment. This motion passed by unanimous voice vote.

Councillors Howard, Short and Williams voiced their support of this motion, as amended, because they believe the Council should be part of the Mayor's process in changing local government.

Councillor Coughenour moved the question. Councillor Hinkle seconded this motion.

The President stated that since he had already acknowledged Councillor Gilmer, he would let him speak and then vote on Councillor Coughenour's motion.

Councillor Gilmer stated that he will support Councillor Boyd's motion, as amended, because of his respect for both Councillor Boyd and Councillor Borst.

The President asked for a voice vote on Councillor Coughenour's motion to move the question. The motion passed by unanimous voice vote.

Councillor Boyd's motion, as amended, passed by the following roll call vote; viz:

18 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Franklin, Gilmer, Golc, Howard, Jimison, Jones, Moriarty, Mullin, Rhodes, SerVaas, Short, Williams
10 NAYS: Curry, Dowden, Giffin, Hinkle, O'Dell, Ruhmkorff, Schneider, Shambaugh, Smith, West

The President stated that it is his opinion that the Mayor does not have just one plan, but many plans. He believes that this discussion will cause some positive things to happen.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 53, 1992. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$4,000 for the County Surveyor to cover training expenses"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 54, 1992. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION approving a public purpose grant to Indiana University-Purdue University in the amount of \$75,000 for the purpose of financing educational access cable television programming"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 55, 1992. Introduced by Councillor Moriarty. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$117,000 for the Presiding Judge of the Municipal Court to continue the Treatment Alternatives to Street Crimes program funded by a state grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 56, 1992. Introduced by Councillor Brents. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls in the Cold Spring Estates subdivision (District 16)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 57, 1992. Introduced by Councillor SerVaas. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls in the Alcove at Greenbriar subdivision (District 2)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 58, 1992. Introduced by Councillor SerVaas. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls in the Brackenwood subdivision (District 2)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 59, 1992. Introduced by Councillor SerVaas. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls in the Timber Mill subdivision (District 2)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 60, 1992. Introduced by Councillor SerVaas. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls in the Iron Springs subdivision (District 2)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 61, 1992. Introduced by Councillor Shambaugh. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a change in intersection controls in an area bounded by 30th Street, Mussman Drive, 28th Street, and Georgetown Road (District 8)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 62, 1992. 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 Zionsville Road and 62nd Street (District 1)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 63, 1992. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a traffic signal at the intersection of Hague Road and 86th Street (District 4)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 64, 1992. Introduced by Councillor Jimison. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing parking restrictions on 39th Place between Breen Drive and Post Road (District 14)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 65, 1992. Introduced by Councillor Williams. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing parking restrictions on Dr. Andrew J. Brown Avenue on the east side from 17th

Street to a point 106 feet north of 17th Street (District 22)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 66, 1992. Introduced by Councillors Brents and Williams. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing parking restrictions on the west side of New Jersey Street from Court Street to a point 86 feet south of Court Street (Districts 16 and 22)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 67, 1992. Introduced by Councillor Giffin. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a change in the speed limit on a segment of Kentucky Avenue between I-465 and Raymond Street (District 19)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 68, 1992. Introduced by Councillors Black and Williams. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by changing rush hour restrictions on a segment of Washington Boulevard (District 6 and 22)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 69, 1992. Introduced by Councillor Black. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by correcting Section 1 of G.O. 61, 1991 (District 6)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 77, 1992. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Dwelling Districts Zoning Ordinance of Marion County to provide for several minor-technical amendments"; and the President referred it to the Metropolitan Development Committee.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NO. 72, 1992. Introduced by Councillor Borst. The Clerk read the proposal entitled: "REZONING ORDINANCE certified by the Metropolitan Development Commission on February 7, 1992". The Council did not schedule Proposal No. 72, 1992 for hearing pursuant to IC 36-7-46-608. Proposal No. 72, 1992 was retitled REZONING ORDINANCE NO. 17, 1992 and is identified as follows:

REZONING ORDINANCE NO. 17, 1992. 91-Z-167 Amended DECATUR TOWNSHIP COUNCILMANIC DISTRICT #19.
3815 KENTUCKY AVENUE, INDIANAPOLIS.
MICHAEL A. WILLIAMS, by Herman D. Strakis, requests the rezoning of 2.99 acres, being in the D-3 District, to the C-1 classification to provide for chiropractor offices.

PROPOSAL NOS. 73-76, 1992. Introduced by Councillor Borst. The Clerk read the proposals entitled: "REZONING ORDINANCES certified by the Metropolitan Development Commission on February 7, 1992". The Council did not schedule Proposal Nos. 73-76, 1992 for hearing pursuant to IC 36-7-4-608. Proposal Nos. 73-76, 1992 were retitled REZONING ORDINANCE NOS. 18-21, 1992 and are identified as follows:

REZONING ORDINANCE NO. 18, 1992. 91-Z-176 PERRY TOWNSHIP COUNCILMANIC DISTRICT # 25. 5559 MADISON AVENUE (approximate address), INDIANAPOLIS.

JEFFREY NEELY requests the rezoning of 0.58 acre, being in the C-3 District, to the C-5 classification to provide for the sales and service of used automobiles.

REZONING ORDINANCE NO. 19, 1992. 92-Z-1 FRANKLIN TOWNSHIP COUNCILMANIC DISTRICT # 13.

5261 ELMWOOD AVENUE (approximate address), INDIANAPOLIS.

EXPO BOWL, INC., by Brian J. Tuohy, requests the rezoning of 13.64 acres, being in the C-4 District, to the C-5 classification to provide for a bowling center; outdoor miniature golf facility; batting cage and other recreational uses.

REZONING ORDINANCE NO. 20, 1992. 92-Z-2 WAYNE TOWNSHIP

COUNCILMANIC DISTRICT #18.

6243 WEST WASHINGTON STREET (approximate address), INDIANAPOLIS.

ANDREAS PROIMOS, by Gary Sallee, requests the rezoning of 0.948 acre, being in the C-S District, to the C-S classification to provide for an automobile parts sales and service store, including, but not limited to, muffler repair and installation and/or sales of auto parts.

REZONING ORDINANCE NO. 21, 1992. 92-Z-3 CENTER TOWNSHIP COUNCILMANIC DISTRICT #16.

3215 NORTH COLLEGE AVENUE (approximate address), INDIANAPOLIS.

ANTIOCH MISSIONARY BAPTIST CHURCH requests the rezoning of 0.3444 acre, being in the D-5 and SU-1 Districts, to the SU-1 classification to provide for church uses.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 2, 1992. Councillor Rhodes reported that the Administration and Finance Committee heard Proposal No. 2, 1992 on February 3, 1992. The proposal appropriates \$275,000 in the Recorder's Records Perpetuation Fund for the County Recorder to finance first-year document imaging costs. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President stated that this document imaging program is separate from Indianapolis Mapping and Geographic Infrastructure System (IMAGIS). He asked if there is any indication that these two imaging programs will be compatible with each other. Councillor Rhodes deferred to Councillor Curry.

Councillor Curry stated that there are two separate programs: one is IMAGIS (the mapping program) and the other is the record perpetuation program (laser imaging on disks). The IMAGIS program basically covers various locations through electronic data collection in multiple dimension. The record perpetuation program is a way to keep a copy of a paper record or paper transaction. Some of the data which is developed in IMAGIS may be captured in a perpetuation program in the future, such as this laser imaging program. Later the two systems will have a combination of technology. At the present, they are separate programs and, in his opinion, should be funded and continued in that manner.

The President called for public testimony at 8:34 p.m. There being no one present to testify, Councillor Rhodes moved, seconded by Councillor Howard, for adoption. Proposal No. 2, 1992 was adopted on the following roll call vote; viz:

21 YEAS: Beadling, Black, Borst, Boyd, Brents, Curry, Dowden, Franklin, Giffin, Golc, Howard, Jimison, Jones, Mullin, O'Dell, Rhodes, Ruhmkorff, SerVaas, Shambaugh, Short, West

0 NAYS:

7 NOT VOTING: Coughenour, Gilmer, Hinkle, Moriarty, Schneider, Smith, Williams

Proposal No. 2, 1992 was retitled FISCAL ORDINANCE NO. 5, 1992 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 5, 1992

A FISCAL ORDINANCE amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional Two Hundred Seventy-five Thousand Dollars (\$275,000) in the Recorder's Record Perpetuation Fund for purposes of the County Recorder and reducing the unappropriated and unencumbered balance in the Recorder's Record Perpetuation 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 (h) of the City-County Annual Budget for 1992, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the County Recorder to finance first year document imaging costs.

SECTION 2. The sum of Two Hundred Seventy-five Thousand Dollars (\$275,000) 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:

COUNTY RECORDER 3. Other Services and Charges 4. Capital Outlay TOTAL INCREASE RECORDER'S RECORD PERPETUATION FUND \$ 25,000 \$ 250,000 \$ 275,000

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

RECORDER'S RECORD PERPETUATION FUND

Unappropriated and Unencumbered Recorder's Record Perpetuation Fund TOTAL REDUCTION

\$275,000 \$275,000

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

PROPOSAL NO. 26, 1992. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 26, 1992 on February 5, 1992. The proposal appropriates \$53,000 for the Prosecuting Attorney to provide Adult Protective Services funded by a state grant. 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 8:35 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Schneider, for adoption. Proposal No. 26, 1992 was adopted on the following roll call vote; viz:

24 YEAS: Beadling, Black, Borst, Boyd, Brents, Curry, Dowden, Giffin, Golc, Howard, Jimison, Jones, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams 0 NAYS:

4 NOT VOTING: Coughenour, Franklin, Gilmer, Hinkle

Proposal No. 26, 1992 was retitled FISCAL ORDINANCE NO. 6, 1992 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 6, 1992

A FISCAL ORDINANCE amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional Fifty-three Thousand Dollars (\$53,000) in the State and Federal Grants Fund for purposes of the Prosecuting Attorney and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (w) and (b) of the City-County Annual Budget for 1992, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Prosecuting Attorney to provide Adult Protective Services.

SECTION 2. The sum of Fifty-three Thousand Dollars (\$53,000) 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:

PROSECUTING ATTORNEY

STATE AND FEDERAL GRANTS FUND

1. Personal Services

\$44,000

COUNTY AUDITOR

Personal Services (fringes)
 TOTAL INCREASE

9,000 \$53,000

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

STATE AND FEDERAL GRANTS FUND

Unappropriated and Unencumbered State and Federal Grants Fund TOTAL REDUCTION

\$53,000 \$53,000

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

PROPOSAL NO. 27, 1992. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 27, 1992 on February 5, 1992. The proposal appropriates \$50,000 for the Prosecuting Attorney to operate the Street Terrorist Offender Program funded by a state grant. 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 8:39 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Gilmer, for adoption. Proposal No. 27, 1992 was adopted on the following roll call vote; viz:

26 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Giffin, Gilmer, Golc, Hinkle, Howard, Jimison, Jones, Moriarty, Mullin, O'Dell, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:

2 NOT VOTING: Franklin, Rhodes

Proposal No. 27, 1992 was retitled FISCAL ORDINANCE NO. 7, 1992 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 7, 1992

A FISCAL ORDINANCE amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional Fifty Thousand Dollars (\$50,000) in the State and Federal Grants Fund for purposes of the Prosecuting Attorney and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (w) and (b) of the City-County Annual Budget for 1992, be and is hereby amended by the

increases and reductions hereinafter stated for purposes of the Prosecuting Attorney to utilize a grant for the Street Terrorist Offender Program.

SECTION 2. The sum of Fifty Thousand Dollars (\$50,000) 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:

PROSECUTING ATTORNEY

STATE AND FEDERAL GRANTS FUND

1. Personal Services

\$41,667

COUNTY AUDITOR

Personal Services (fringes)
 TOTAL INCREASE

8,333 \$50,000

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

STATE AND FEDERAL GRANTS FUND

Unappropriated and Unencumbered State and Federal Grants Fund TOTAL REDUCTION

\$50,000 \$50,000

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

PROPOSAL NO. 28, 1992. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 28, 1992 on February 5, 1992. The proposal appropriates \$128,134 for the Prosecuting Attorney to continue the Victim Assistance Program funded by a state grant. 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 8:40 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Moriarty, for adoption. Proposal No. 28, 1992 was adopted on the following roll call vote; viz:

27 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Hinkle, Howard, Jimison, Jones, Moriarty, Mullin, O'Dell, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams 0 NAYS:

1 NOT VOTING: Rhodes

Proposal No. 28, 1992 was retitled FISCAL ORDINANCE NO. 8, 1992 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 8, 1992

A FISCAL ORDINANCE amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional One Hundred Twenty-eight Thousand One Hundred Thirty-four Dollars (\$128,134) in the State and Federal Grants Fund for purposes of the Prosecuting Attorney and reducing the unappropriated and unencumbered balance in the State & Federal Grants Fund.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (w) and (b) of the City-County Annual Budget for 1992, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Prosecuting Attorney to continue with the Victim Witness Program.

SECTION 2. The sum of One Hundred Twenty-eight Thousand One Hundred Thirty-four Dollars (\$128,134) 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:

PROSECUTING ATTORNEY	STATE AND FEDERAL GRANTS FUND	
Personal Services	\$101,225	
2. Supplies	3,489	
3. Other Services and Charges	4,700	
COUNTY AUDITOR		
1. Personal Services (fringes)	18,720	
TOTAL INCREASE	\$128.134	

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

	STATE AND FEDERAL GRANTS FUND
Unappropriated and Unencumbered	
State and Federal Grants Fund	\$128,134
TOTAL REDUCTION	\$128,134

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

PROPOSAL NO. 29, 1992. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 29, 1992 on February 5, 1992. The proposal transfers and appropriates \$94,700 to technically amend the budget with respect to allocations for Public Defender Services. By a 9-0 vote, the Committee reported the proposal to the Council with the recommendation that it be postponed. Councillor Dowden asked for consent to postpone the proposal until February 24, 1992. Consent was given.

PROPOSAL NO. 30, 1992. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 30, 1992 on February 5, 1992. The proposal appropriates \$96,430 of Home Detention User Fees for the Community Corrections Agency for operating expenses for the second half of the 1991-92 fiscal year. By an 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 8:42 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Curry, for adoption. Proposal No. 30, 1992 was adopted on the following roll call vote; viz:

28 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Hinkle, Howard, Jimison, Jones, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams 0 NAYS:

Proposal No. 30, 1992 was retitled FISCAL ORDINANCE NO. 9, 1992 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 9, 1992

A FISCAL ORDINANCE amending the City-County Annual Budget for 1992 (City-County Fiscal Ordinance No. 61, 1991) appropriating an additional Ninety-six Thousand Four Hundred Thirty Dollars (\$96,430) in the Home Detention User Fee Fund for purposes of Community Corrections and reducing the unappropriated and unencumbered balance in the Home Detention User Fee Fund.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (aa) and (b) of the City-County Annual Budget for 1992, be and is hereby amended by the increases and reductions hereinafter stated for purposes of Community Corrections to appropriate funds for the second half of fiscal 91-92.

SECTION 2. The sum of Ninety-six Thousand Four Hundred Thirty Dollars (\$96,430) 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:

COMMUNITY CORRECTIONS	HOME DETENTION USER FEE FUND	
1. Personal Services	\$47,720	
2. Supplies	1,500	
3. Other Services and Charges	40,650	
COUNTY AUDITOR		
1. Personal Services (fringes)	6,560	
TOTAL INCREASE	\$96,430	

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

HOME DETENTION USER FEE FUND

Unappropriated and Unencumbered Home Detention User Fee Fund TOTAL REDUCTION

\$96,430 \$96,430

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. 25, 1992. Councillor O'Dell reported that the Parks and Recreation Committee heard Proposal No. 25, 1992 on February 6, 1992. The proposal approves the leasing of certain real estate of the Department of Parks and Recreation. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor O'Dell moved, seconded by Councillor Mullin, for adoption. Proposal No. 25, 1992 was adopted on the following roll call vote; viz:

23 YEAS: Beadling, Borst, Boyd, Coughenour, Curry, Dowden, Franklin, Giffin, Golc, Hinkle, Jimison, Jones, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West
0 NAYS:

5 NOT VOTING: Black, Brents, Gilmer, Howard, Williams

Proposal No. 25, 1992 was retitled SPECIAL RESOLUTION NO. 12, 1992 and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 12, 1992

A SPECIAL RESOLUTION approving the leasing of certain real estate of the Department of Parks and Recreation.

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

SECTION 1. The City-County Council hereby approves, pursuant to IC 36-1-11-3 the lease of the following property by the Department of Parks and Recreation:

Location	Appraised Value	Auction Bid <u>Lease Value</u>
197½ acres of farm land located within boundaries of Eagle Creek Park	\$80.00 per acre per year for a total of \$15,800.00	\$80.00 per acre per year for a total of \$15,800.00

60 acres of farm land located approximately 8400 E. Raymond Street \$80.00 per acre per year for a total of \$4,800.00 \$80.00 per acre per year for a total of \$4,800.00

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

PROPOSAL NO. 31, 1992. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 31, 1992 on February 5, 1992. The proposal renews the Community Corrections program for fiscal year 1992-93 and approves the actions of the Community Corrections Advisory Board with respect to the 1992-93 grant application to the State. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Jimison, for adoption. Proposal No. 31, 1992 was adopted on the following roll call vote; viz:

28 YEAS: Beadling, Black, Borst, Boyd, Brents, Coughenour, Curry, Dowden, Franklin, Giffin, Gilmer, Golc, Hinkle, Howard, Jimison, Jones, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams 0 NAYS:

Proposal No. 31, 1992 was retitled COUNCIL RESOLUTION NO. 5, 1992 and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 5, 1992

A COUNCIL RESOLUTION renewing the Marion County Community Corrections Program for fiscal year 1992-1993 and approving the actions of the Marion County Community Corrections Advisory Board with respect to the Board's 1992-1993 grant application to the State of Indiana, Department of Corrections.

WHEREAS, the Marion County Community Corrections Advisory Board was established by City-County Special Resolution No. 103, 1981, pursuant to IC 11-12-1; and

WHEREAS, Marion County received a grant from the State of Indiana to finance the Marion County Community Corrections Program for fiscal year 1992-1993; and

WHEREAS, the Marion County Community Corrections Advisory Board is currently operating a Community Corrections Program funded by the grant from the State of Indiana; and

WHEREAS, the Marion County Community Corrections Advisory Board has approved the grant application for fiscal year 1992-1993, a copy of which is on file with the Clerk of the Council and incorporated herein by reference, and has submitted said grant application to the State of Indiana, Department of Corrections for its consideration; now, therefore:

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

- SECTION 1. The actions of the Marion County Community Corrections Advisory Board with respect to the Board's grant application to the State of Indiana, Department of Corrections are hereby approved and the Board is authorized to proceed in accordance with IC 11-12-2 and the terms of said application.
- SECTION 2. In the event that the State of Indiana, Department of Corrections approves the grant application for Marion County, the City-County Council of Indianapolis and Marion County hereby renews the Community Corrections Program for a period of one year beginning on July 1, 1992.
- SECTION 3. This City-County Council has no intention of supplementing or financing the projects contained in such grant application and approved herein by use of revenues from any local tax regardless of source, except for some programs that the City-County Council wishes to fund. At any time that knowledge is received that the state or federal financing of this agency or project is, or will be, reduced or eliminated, the chairman of the Community Corrections Advisory Board or the County Auditor or both are directed to notify the City-County Council in writing of such proposed loss of revenue. Any contract, purchase order or financial commitment by

the Community Corrections Advisory Board shall be subject to available non-local revenues and void to the extent such funding is not received.

SECTION 4. Notwithstanding IC 11-12-1-3 any agreement or other contract contemplating the lease, purchase or use of residential space for a Community Corrections Program in Marion County must be signed by the Mayor of Indianapolis as County Executive after prior approval of the City-County Council pursuant to IC 36-3.

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

PROPOSAL NO. 32, 1992. Councillor Curry reported that the Rules and Public Policy Committee heard Proposal No. 32, 1992 on February 4, 1992. The proposal amends Chapter 151 of the Revised Code revising the Council rules establishing committees. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Curry moved, seconded by Councillor Borst, for adoption. Proposal No. 32, 1992 was adopted on the following roll call vote; viz:

24 YEAS: Beadling, Borst, Boyd, Coughenour, Curry, Franklin, Giffin, Gilmer, Golc, Hinkle, Jimison, Jones, Moriarty, Mullin, O'Dell, Rhodes, Ruhmkorff, Schneider, SerVaas, Shambaugh, Short, Smith, West, Williams
0 NAYS:

4 NOT VOTING: Black, Brents, Dowden, Howard

Proposal No. 32, 1992 was retitled GENERAL ORDINANCE NO. 2, 1992 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 2, 1992

A GENERAL ORDINANCE amending Chapter 151 of the Revised Code revising the council rules establishing committees.

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

SECTION 1. Sec. 151-25 of the "Revised Code of the Consolidated City and County" be, and is hereby amended by deleting the stricken-through text and inserting the underlined text to read as follows:

Sec. 151-25. Standing committees enumerated.

The standing committees of the council shall be as follows:

- (1) The administration and finance committee;
- (2) The community affairs committee;
- (3) The county and townships committee;
- (4)(3) The economic development committee;
- (5)(4) The metropolitan development committee;
- (4)(5) The municipal corporations committee;
- (4)(6) The parks and recreation committee;
- (8)(7) The public safety and criminal justice committee;
- (9)(8) The public works committee;
- (10)(9) The transportation committee.

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

ANNOUNCEMENTS AND ADJOURNMENT

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 8:55 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 10th day of February, 1992.

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

Beurt Servaas

ATTEST:

(SEAL)